

**RESOLUTION AUTHORIZING THE WRITE-OFF OF BAD
DEBTS IN THE MENTAL HEALTH DEPARTMENT**

The following resolution was offered by Supervisor Merrihew, who moved its adoption.

Upon the recommendation of the Human Services Committee, with the approval of the Ways and Means Committee of this Body, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes and directs the Mental Health Department to write-off uncollectible bad debts in the amount of \$1,273.00 for the years 2007 and 2008.

This resolution was duly seconded by Supervisor Morency, and adopted upon a roll-call vote as follows:

AYES: 2471 votes
NOES: 97 votes (Blades
ABSENT: 122 votes (Montgomery-Corey, Boisen)
VACANT: 153 votes (Town of Willsboro)

**RESOLUTION TO APPLY FOR AND ACCEPT A
REGIONAL CASE GRANT, AS CO-SPONSORS WITH
CLINTON AND FRANKLIN COUNTIES, FROM THE
DEPARTMENT OF HOMELAND SECURITY**

The following resolution was offered by Supervisor Dobie, who moved its adoption.

Upon the recommendation of the Public Safety Committee, with the approval of the Ways and Means Committee of this Body, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes Essex County to apply for and accept a Regional CASE Grant for county animal sheltering, as co-sponsors with Clinton and Franklin Counties for a total grant amount of \$60,000.00, from the Department of Homeland Security.

This resolution was duly seconded by Supervisor Morrow, and adopted upon a roll-call vote as follows:

AYES: 2568 votes
NOES: 0 votes
ABSENT: 122 votes (Montgomery-Corey, Boisen)
VACANT: 153 votes (Town of Willsboro)

**RESOLUTION AUTHORIZING AN UPGRADE TO THE 911
PICTOMETRY MAPPING SYSTEM IN EMERGENCY
SERVICES, IN AN AMOUNT NOT TO EXCEED
\$270,175.00, WITH FUNDS TO COME FROM THE RADIO
PROJECT**

The following resolution was offered by Supervisor Morrow, who moved its adoption.

Upon the recommendation of the Public Safety Committee, with the approval of the Ways and Means Committee of this Body, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes an upgrade to the 911 Pictometry Mapping System in Emergency Services, in an amount not to exceed \$270,175.00, with such funds to come from the Radio Project; and

BE IT FURTHER RESOLVED, that this Board further authorizes the County Manager and/or Chairman to execute such contracts upon the approval of the County Attorney.

This resolution was duly seconded by Supervisors Merrihew and Preston, and adopted upon a roll-call vote as follows:

AYES: 2568 votes
NOES: 0 votes
ABSENT: 122 votes (Montgomery-Corey, Boisen)
VACANT: 153 votes (Town of Willsboro)

**RESOLUTION AUTHORIZING BUDGET AMENDMENTS FOR
VARIOUS DEPARTMENTS**

The following resolution was offered by Supervisor Morency, who moved its adoption.

Upon the recommendation and approval of the various Committees, with the approval of the Ways and Means Committee of this Body, and the same appearing proper and necessary.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby amends the 2010 Essex County Budget as follows:

From Public Safety Committee:

1. For the Probation Department, increase revenues and appropriations by \$5,715.00 - implementation of Leandra’s Law as follows:

REVENUES

Account Number	Account Name	Amount
43310	State Aid	\$4,950.00
415891	Supervision Fees	765.00
		<u>\$5,715.00</u>

APPROPRIATIONS

Account Number	Account Name	Amount
A3140.5110	Salaries	\$4,857.00
A3140.5810	Retirement	372.00
A3140.5820	FICA	486.00
		<u>\$5,715.00</u>

From Economic Development/Planning/Publicity Committee:

1. For the Planning Department, increase revenues and appropriations by \$2,000.00 - Smart Growth Destination Master Plan grant as follows:

REVENUES

Account Number	Account Name	Amount
8020 43089DMP	Destination Master Plan	\$2,000.00

APPROPRIATIONS

Account Number	Account Name	Amount
80204 54Smart	Smart Growth	\$2,000.00

From Finance Committee:

1. For the Youth Bureau, increase revenues and appropriations by \$500.00 - Tennis Grant:

REVENUES

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
7310.5440TEN	Tennis Grant	\$500.00

APPROPRIATIONS

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
7310.5440TEN	Tennis Grant	\$500.00

From DPW Committee:

1. For the Department of Public Works, increase revenues and appropriations by \$505.20 - Sale of Scrap Metal to George Moore:

REVENUES

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
5130 42650	Sale of Scrap and Excess	\$505.20

APPROPRIATIONS

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
51304.5464	Hwy. Vehicles and Repairs	\$505.20

This resolution was seconded by Supervisors Merrihew and Connell, and duly adopted upon a roll-call vote as follows:

AYES: 2568 votes
NOES: 0 votes
ABSENT: 122 votes (Montgomery-Corey, Boisen)
VACANT: 153 votes (Town of Willsboro)

RESOLUTION OF CONDOLENCE TO THE FAMILY OF
MARSHALL F. FISH

The following resolution was offered by Supervisor Connell, who moved its adoption.

Upon the recommendation of the Economic Development/Planning/Publicity Committee, with the approval of the Ways and Means Committee of this Body, and the same appearing proper and necessary.

WHEREAS, Marshall F. Fish of Westport, New York passed away on July 9, 2010;
and

WHEREAS, Marshall F. Fish was born on July 14, 1914 in Moriah Corners, New York, the son of Charles and Bertha (Chapman) Fish; and

WHEREAS, Marshall F. Fish was a well-known gunsmith in Westport for more than 65 years; and

WHEREAS, Marshall F. Fish served as the Westport Town Clerk for 16 years; and

WHEREAS, Marshall F. Fish was predeceased by his wife, Wanda, sisters, Ruth Jaquish and Alice Jaquish; grandson Scott Rosenquist; and great-grandson Nathan Rosenquist; and

WHEREAS, Marshall F. Fish is survived by his daughter, Carole Hughes; grandchildren, Julie Rosenquist Robson, Kerry Rosenquist, Rev. Valerie Rosenquist, and Mitchell Rosenquist; great grandchildren, Brian and Catriona Robson and Patrick Rossenquist; and

WHEREAS, Marshall F. Fish was a loving son, father, grandfather and friend who will be sorely missed but never forgotten.

BE IT RESOLVED, that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney, hereby express and extend their deepest and most sincere sympathy and condolences to the family of Marshall F. Fish; and

BE IT FURTHER RESOLVED, that this Resolution be spread upon the minutes of this Board of Supervisors, with a suitably embossed copy thereof to be forwarded to the Fish family.

This resolution was unanimously seconded and adopted.

**RESOLUTION REQUESTING CONGRESS TO APPROPRIATE
AND DISTRIBUTE FEMA MONEY FOR COMPLETED
PROJECTS IN ESSEX COUNTY MUNICIPALITIES**

The following resolution was offered by Supervisor Connell, who moved its adoption.

Upon the recommendation of the Department of Public Works Committee, with the approval of the Ways and Means Committee of this Body, and the same appearing proper and necessary.

WHEREAS, several FEMA Projects within the various Towns and the County of Essex have been completed and the Towns and County are waiting for FEMA funding.

BE IT RESOLVED, the Essex County Board of Supervisors hereby requests that Congress appropriate and distribute FEMA funding currently being held up to the various Towns and the County of Essex in order to pay for existing and completed Town and County FEMA Projects.

BE IT FURTHER RESOLVED, that the Clerk of this Board is hereby authorized and directed to immediately send certified copies of this resolution to: Congressman Scott Murphy, Congressman Bill Owens, Senator Charles E. Schumer and Senator Kirsten Gillibrand and the appropriate FEMA representatives.

This resolution was unanimously seconded and adopted.

**RESOLUTION EXTENDING THE CONTRACT WITH U.S. BRIDGE
FROM 5/1/10 to 9/1/10**

The following resolution was offered by Supervisor Ferebee, who moved its adoption.

Upon the recommendation and approval of the Department of Public Works Committee, with the approval of the Ways and Means Committee of this Body, and the same appearing proper and necessary.

WHEREAS, Essex County entered into Contract DPW-10-0063 with U.S. Bridge which expires May 1, 2010, relative to the St. Hubert's Steel Bridge, and it is necessary for Essex County to extend the contract from May 1, 2010, to September 1, 2010.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes the extension of Contract DPW-10-0063 with U.S. Bridge from May 1, 2010 to September 1, 2010.

This resolution was seconded by Supervisor Preston, and duly adopted upon a roll-call vote as follows:

AYES: 2568 votes
NOES: 0 votes
ABSENT: 122 votes (Montgomery-Corey, Boisen)
VACANT: 153 votes (Town of Willsboro)

RESOLUTION OF APPRECIATION TO JAMES P. DAWSON FOR
HIS MANY YEARS OF EXEMPLARY SERVICE AS AN ATTORNEY;
COUNTY, FAMILY AND SURROGATE COURT JUDGE FOR
ESSEX COUNTY; AND AS A JUSTICE OF THE
NEW YORK STATE SUPREME COURT

The following resolution was offered by Supervisor Merrihew, who moved its adoption.

Upon the recommendation of the Personnel Committee, with the approval of the Ways and Means Committee of this Body, and the same appearing proper and necessary.

WHEREAS, Hon. James P. Dawson began the practice of law after being admitted to the New York State Bar in January of 1972; and

WHEREAS, from 1972 through 1975, Hon. James P. Dawson was a Captain in the United States Army in the Judge Advocate General Corps; and

WHEREAS, in 1975, Hon. James P. Dawson returned to New York State and opened private practice in Elizabethtown, New York, where he practiced as a sole practitioner until 1991; and

WHEREAS, Hon. James P. Dawson served with distinction as the Essex County Attorney from 1979 to 1987 and was the Town Attorney for the Towns of Elizabethtown, Newcomb and Essex; and

WHEREAS, as a practicing attorney, Judge Dawson was regarded as having the highest degree of integrity and intelligence and as a consummate gentlemen, both professionally and personally; and

WHEREAS, Judge Dawson was elected County, Family and Surrogate Court Judge for the County of Essex in 1991 and held that position until 1995 when he was elected Justice of the New York State Supreme Court, Fourth Judicial District; and

WHEREAS, Judge Dawson was the Supreme Court Justice of the New York State Supreme Court, Fourth Judicial District, from 1995 through 2008; and

WHEREAS, Judge Dawson has served the County of Essex and the Fourth Judicial District with distinction and integrity throughout his career on the judicial bench exhibiting the highest degree of professionalism and knowledge of the law; and

WHEREAS, Judge Dawson is a distinguished and highly regarded resident of Elizabethtown and Essex County who has made valuable contributions to the people of his Town and the County; and

WHEREAS, this Board is pleased to learn that the Essex County Bar Association has placed a portrait of Judge Dawson in the Essex County Court House as a tribute to him and in appreciation for his service and joins in the Association's recognition of his service.

BE IT RESOLVED, that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney hereby express and extend their most heartfelt thanks and appreciation to Hon. James P. Dawson for his service and commitment to the residents of Essex County as Supreme Court Justice; County, Family and Surrogate Court Judge; attorney and resident of Essex County; and

BE IT FURTHER RESOLVED, that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney extend their best wishes to Judge Dawson and his family for continued happiness and success in his future endeavors.

This resolution was unanimously seconded and adopted.

RESOLUTION TO ACCEPT ADDITIONAL GRANT MONIES IN THE AMOUNT OF \$240,000.00 THROUGH THE AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA), FOR A TOTAL GRANT AMOUNT OF \$392,000.00; AMENDING THE 2010 BUDGET IN THE TRANSPORTATION DEPARTMENT BY INCREASING REVENUES AND APPROPRIATIONS BY \$240,000.00 AND AUTHORIZING THE PURCHASE OF TWO BUSES FOR THE TRANSPORTATION DEPARTMENT IN AN AMOUNT NOT TO EXCEED \$248,000.00

The following resolution was offered by Supervisor Kosmider, who moved its adoption.

Upon the recommendation and approval of the Ways and Means Committee of this Body, and the same appearing proper and necessary.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby accepts additional grant monies in the amount of \$240,000.00 through the American Recovery and Reinvestment Act (ARRA) which, together with the \$152,000.00 previously awarded, totals grant amounts of \$392,000.00, and authorizes an amendment to the 2010 budget in the Transportation Department by increasing revenues and appropriations by \$240,000.00 as follows:

REVENUES	ACCOUNT NAME	AMOUNT
Account #5631 440892	Fed. Aid Stimulus ARRA	\$240,000.00
APPROPRIATIONS	ACCOUNT NAME	AMOUNT
Account #56312 5230	Auto Equipment	\$240,000.00

BE IT FURTHER RESOLVED, that the Essex County Board of Supervisors hereby authorizes and directs the Essex County Purchasing Agent to purchase from state contract two buses at a cost not to exceed \$248,000.00 to be paid from these grant funds.

This resolution was seconded by Supervisor Merrihew and Scozzafava, and duly adopted upon a roll-call vote as follows:

AYES: 2568 votes
NOES: 0 votes
ABSENT: 122 votes (Montgomery-Corey, Boisen)
VACANT: 153 votes (Town of Willsboro)

Resolution No. 251

August 2, 2010
Regular Board Meeting

**RESOLUTION OF CONGRATULATIONS TO THE SCHROON
LAKE CENTRAL SCHOOL ON THEIR 75TH ANNIVERSARY**

The following resolution was offered by Supervisor Moses, who moved its adoption.

Upon the recommendation and approval of the Ways and Means Committee of this Body, and the same appearing proper and necessary.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby congratulates the Schroon Lake Central School on their 75th anniversary.

This resolution was unanimously seconded and adopted.

**RESOLUTION AUTHORIZING THE EXECUTION OF A FEDERAL AID -
LOCAL PROJECTS UTILITY WORK AGREEMENT BETWEEN THE
COUNTY OF ESSEX AND TIME WARNER CABLE INCIDENT TO THE
RECONSTRUCTION AND REHABILITATION OF OLD MILITARY ROAD
(COUNTY ROUTE 35)**

The following resolution was offered by Supervisor Politi, who moved its adoption.

Upon the recommendation and approval of the Ways and Means Committee of this Body, and the same appearing proper and necessary.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes its County Chairman and/or County Manager to execute a Federal Aid - Local Projects Utility Work Agreement between the County of Essex and Time Warner Cable incident to the reconstruction and rehabilitation of Old Military Road (County Route 35) bearing Capital Project Identification Number 1754-96.

This resolution was seconded by Supervisor Morency, and duly adopted upon a roll-call vote as follows:

AYES: 2568 votes
NOES: 0 votes
ABSENT: 122 votes (Montgomery-Corey, Boisen)
VACANT: 153 votes (Town of Willsboro)

RESOLUTION OF CONDOLENCE TO THE FAMILY OF
ESSEX COUNTY SHERIFF HENRY H. HOMMES

The following resolution was offered by Supervisor Douglas, who moved its adoption.

Upon the passage of a motion to consider from the floor, and the same appearing proper and necessary.

WHEREAS, Essex County Sheriff Henry H. Hommes, of Westport, New York, passed away on July 30, 2010 after a valiant and courageous battle with cancer; and

WHEREAS, Sheriff Henry H. Hommes was born on June 8, 1942, in Wayne, New Jersey, the son of Peter and Betty (DeKnight) Hommes; and

WHEREAS, Sheriff Henry H. Hommes dedicated his life to public service at the national, state and county levels having served in the United States Army as an MP; as a New York State Trooper and member of the New York State Police Bureau of Criminal Investigation from 1966 through 1987; as a Special Investigator for the Essex County Sheriffs Department; as Undersheriff for Essex County; and as Essex County Sheriff from 1996 until his death; and

WHEREAS, Sheriff Henry H. Hommes was an avid outdoorsman and was most comfortable spending time at his home in the country with his family and large circle of friends. His most treasured time was spent with his three grandchildren; and

WHEREAS, As our County Sheriff for these past thirteen years, Henry H. Hommes exhibited the utmost qualities of professionalism, intelligence and strength of character; and

WHEREAS, Sheriff Henry H. Hommes was one of the principal forces behind the oversight and construction of the new Essex County Jail/Public Safety Facility located in Lewis, New York having tirelessly and with the highest degree of competence, directed the acquisition and construction of the facility working countless hours to insure that Essex County had a secure and cost effective Public Safety Facility and Jail; and

WHEREAS, Sheriff Henry H. Hommes served the State of New York and the County of Essex honorably, selflessly and with distinction; and

WHEREAS, Sheriff Henry H. Hommes was widely regarded amongst his co-workers and peers as a consummate gentleman both professionally and personally; and

WHEREAS, although Sheriff Henry H. Hommes endured constant physical and mental pain from the ravages of cancer, he lived and worked each and every day with purpose and in the betterment of Essex County; and

WHEREAS, the untimely passing of Sheriff Henry H. Hommes has left an enduring and inspirational legacy to all who have known him; and

WHEREAS, Essex County will miss Sheriff Henry H. Hommes; and

WHEREAS, Sheriff Henry H. Hommes is survived by his son David Hommes and daughter-in-law, Michelle; daughter Dawn Salmon and son-in-law, Patrick and son Scott Hommes and daughter-in-law, Jessie; three grandchildren, Olivia, Raegan and Bradie; two aunts, Grace DeKnight and Harriet and Bob Watkins; one brother-in-law, Michael MacDougal; a niece and her husband, Heather and David Reynolds and a nephew and his wife, Andrew and Maghan MacDougal; and

WHEREAS, Sheriff Henry H. Hommes was a loving son, father, grandfather, brother, uncle, nephew and friend who will be sorely missed but never forgotten.

BE IT RESOLVED, that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney, his friends hereby express and extend their deepest and most sincere sympathy and condolences to the family of Sheriff Henry H. Hommes; and

BE IT FURTHER RESOLVED, that this Resolution be spread upon the minutes of this Board of Supervisors, with a suitably embossed copy thereof to be forwarded to the Hommes family.

This resolution was unanimously seconded and adopted.

**RESOLUTION APPROVING THE 2010-2011 NORTH COUNTRY
COMMUNITY COLLEGE OPERATING BUDGET IN THE AMOUNT
OF \$13,121,000.00 AUTHORIZING THE APPROPRIATION OF
\$1,190,000.00 IN THE 2011 ESSEX COUNTY BUDGET
(\$1,115,000.00 AS ESSEX COUNTY'S SPONSOR SHARE AND
\$75,000.00 FOR THE CAPITAL FUND ACCOUNT)**

The following resolution was offered by Supervisor Morency, who moved its adoption.

Upon the passage of a motion to consider from the floor, and the same appearing proper and necessary.

WHEREAS, North Country Community College has filed its tentative operating and capital budgets for the 2010-2011 year with the Clerk of this Board; and

WHEREAS, the tentative operating budget is in the total amount of \$13,121,000.00 and seeks a sponsor contribution from Essex County in the amount of \$1,115,000.00; and

WHEREAS, the tentative capital budget is in the amount of \$150,000.00 and seeks a sponsor contribution from Essex County in the amount of \$75,000.00; and

WHEREAS, on July 19, 2010, this Board of Supervisors, pursuant to due notice, conducted a public hearing on the tentative operating and capital budgets.

BE IT RESOLVED that the Essex County Board of Supervisors, after due consideration, hereby approves the 2010-2011 North Country Community College operating budget in the total amount of \$13,121,000.00 and authorizes the appropriation of \$1,115,000.00 in the 2011 Essex County Budget as Essex County's share of the sponsor-paid portion of such budget to be allocated therein; and

BE IT FURTHER RESOLVED that the Essex County Board of Supervisors, after due consideration, hereby approves the 2010-2011 North Country Community College capital budget in the total amount of \$150,000.00 and authorizes the expenditure of \$75,000.00 from the 2011 Essex County Budget as Essex County's share of the sponsor-paid portion of such budget to be allocated therein.

This resolution was duly seconded by Supervisors Morrow and Politi, and adopted, upon a roll-call vote as follows:

AYES: 2568 votes
NOES: 0 votes
ABSENT: 122 votes (Montgomery-Corey, Boisen)
VACANT: 153 votes (Town of Willsboro)

**RESOLUTION AUTHORIZING THE PURCHASE OF A REPLACEMENT
ENGINE FOR AN ASPHALT PAVER AT DPW-HIGHWAY,
AT A COST OF \$8,514.25, FROM BUDGETED FUNDS**

The following resolution was offered by Supervisor Ferebee, who moved its adoption.

Upon the passage of a motion to consider from the floor, and the same appearing proper and necessary.

WHEREAS, the Essex County Purchasing Agent secured three bids for the purchase of a replacement engine for an asphalt paver for the DPW-Highway Department.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes the purchase of a replacement engine for an asphalt paver at DPW-Highway, at a cost of \$8,514.25, with \$1,200.00 being credited if the core is accepted, resulting in a final cost of \$7,314.25, from budgeted funds.

This resolution was seconded by Supervisors Dobie and Scozzafava, and duly adopted upon a roll-call vote as follows:

AYES: 2568 votes
NOES: 0 votes
ABSENT: 122 votes (Montgomery-Corey, Boisen)
VACANT: 153 votes (Town of Willsboro)

RESOLUTION AUTHORIZING EXECUTION OF CERTAIN CHANGE ORDERS WITH RESPECT TO PUBLIC WORKS CONTRACTS AND THE EXTENSION OF PUBLIC WORKS CONTRACTS BY THE CHAIRMAN OF THE ESSEX COUNTY BOARD OF SUPERVISORS OR COUNTY MANAGER, UPON APPROVAL OF THE SUPERINTENDENT OF PUBLIC WORKS, COUNTY ATTORNEY AND COUNTY MANAGER

The following resolution was offered by Supervisor Scozzafava, who moved its adoption.

Upon the passage of a motion to consider from the floor, and the same appearing proper and necessary.

WHEREAS, oftentimes with respect to Public Works Contracts, Change Orders are required which, by virtue of exigencies relative to changes and time constraints involved, need to be immediately evaluated and acted upon; and

WHEREAS, presently such Change Orders must be approved by the Essex County Board of Supervisors and be presented pursuant to the Board's committee process; and

WHEREAS, this Board of Supervisors is desirous of establishing a protocol for execution of Change Orders by the Chairman of the Board of Supervisors or County Manager which will provide for the approval of certain Change Orders which, due to certain time constraints and other exigencies, cannot be timely brought through the Committee or Board process, based upon certain thresholds.

BE IT RESOLVED, that Change Orders for Public Works Projects which, by their nature and due to circumstances existing at the time, require immediate evaluation and approval may be executed by the Chairman of the Essex County Board of Supervisors or County Manager, upon the approval of the Superintendent of Public Works, County Attorney and County Manager, in the following amounts:

1. All Public Works Contracts from zero (\$0.00) to ten thousand dollars (\$10,000.00) - Change Orders may be approved up to a cumulative amount of twenty percent (20%) over and above the original Contract amount.

2. All Public Works Contracts from ten thousand one dollars (\$10,001.00) up to One Hundred Fifty Thousand Dollars (\$150,000.00) - Change Orders may be approved up to a cumulative amount of ten percent (10%) over and above the original Contract amount.

3. All Public Works Contracts over One Hundred Fifty Thousand One Dollars (\$150,001.00) up to Five Hundred Thousand Dollars (\$500,000.00) - Change Orders may be approved up to a cumulative amount of five percent (5%) over and above the original

Contract amount.

4. All Public Works Contracts over Five Hundred Thousand Dollars (\$500,000.00) - Change Orders may be approved up to a cumulative amount of Twenty Five Thousand Dollars (\$25,000.00) over and above the original Contract amount.

BE IT FURTHER RESOLVED, that in approving such Change Orders, the Chairman of the Board or County Manager shall provide justification for the Change Order based upon time constraints and other reasonable factors; and

BE IT FURTHER RESOLVED, that the total and cumulative (total of all authorized Change Orders with respect to the Contract) amounts of these Change Orders shall not exceed the limits set forth above without further Resolution of this Board; and

BE IT FURTHER RESOLVED, that no such Change Orders shall be made unless there is available money in the project budget; and

BE IT FURTHER RESOLVED, that all such Change Orders shall be carefully reviewed to ensure that they are in fact Change Orders and not Work or Materials which would be subject to procurement pursuant to the Essex County Procurement Policy; and

BE IT FURTHER RESOLVED, that the Chairman of the Essex County Board of Supervisors or County Manager, upon approval of the Essex County Superintendent of Public Works, County Attorney and County Manager may also execute reasonable Contract extensions with respect to all Public Works Projects without Board authorization.

This resolution was seconded by Supervisor Ferebee, and duly adopted upon a roll-call vote as follows:

AYES: 2568 votes
NOES: 0 votes
ABSENT: 122 votes (Montgomery-Corey, Boisen)
VACANT: 153 votes (Town of Willsboro)

**RESOLUTION INTRODUCING PROPOSED LOCAL
LAW NO. 3 OF 2010 ENTITLED "A LOCAL LAW
PROVIDING FOR THE CREATION OF THE OFFICE
OF ESSEX COUNTY CODE ENFORCEMENT
OFFICER AND FOR THE ADMINISTRATION AND
ENFORCEMENT OF THE NEW YORK STATE
UNIFORM FIRE PREVENTION AND BUILDING CODE
FOR ALL BUILDINGS AND FACILITIES OWNED BY
THE COUNTY OF ESSEX"**

The following resolution was offered by Supervisor Morrow, who moved its adoption.

Upon the passage of a motion to consider from the floor, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby introduces proposed Local Law No. 3 of 2010 entitled "A Local Law Providing for the creation of the office of Essex County Code Enforcement Officer and for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code for all Buildings and Facilities Owned by the County of Essex", a copy of said Local Law being attached hereto and made a part hereof.

BE IT FURTHER RESOLVED that the Essex County Board of Supervisors shall hold and conduct a public hearing on the foregoing proposed local law on the 16th day of August, 2010, at 8:55 a.m. of that day, to hear any and all persons concerning the same.

This resolution was duly seconded by Supervisors Blades and Preston, and adopted.

**RESOLUTION INTRODUCING PROPOSED LOCAL
LAW NO. 4 OF 2010 ENTITLED "A LOCAL LAW
ELECTING TO PROVIDE NEW YORK STATE EARLY
RETIREMENT INCENTIVE PURSUANT TO PART A
OF CHAPTER 105 OF THE LAWS, 2010"**

The following resolution was offered by Supervisor Merrihew, who moved its adoption.

Upon the passage of a motion to consider from the floor, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby introduces proposed Local Law No. 4 of 2010 entitled "A Local Law Electing to Provide New York State Early Retirement Incentive Pursuant to Part A of Chapter 105 of the Laws, 2010" for all eligible employees of Essex County, as follows:

"ESSEX COUNTY LOCAL LAW NO. 4 OF 2010"

A Local Law electing to provide New York State Early Retirement Incentive as provided for by Part A, Chapter 105, Laws of 2010, for all eligible employees of Essex County.

BE IT ENACTED, by the Essex County Board of Supervisors as follows:

1. The County of Essex hereby elects to provide all of its eligible employees with a retirement incentive program authorized by Part A of Chapter 105 of the Laws of 2010.
2. The commencement date of the retirement incentive program shall be September 1, 2010.
3. The open period during which eligible employees may retire and receive additional retirement benefits, shall be ninety (90) days in length beginning with and immediately following the commencement date at paragraph 2 above.
4. The actuarial present value of the additional retirement benefits payable pursuant to the provisions of this Local Law shall be paid as one lump sum, or in five annual installments. The amount of the annual payment shall be determined by the Actuary of the New York State and Local Employees' Retirement System, and shall be paid by the County of Essex for each employee who receives the retirement benefits payable under this Local Law.

5. This Local Law shall take effect on August 30, 2010.

BE IT FURTHER RESOLVED that the Essex County Board of Supervisors shall hold and conduct a public hearing on the foregoing proposed local law on the 16th day of August, 2010, at 9:00 a.m. of that day, to hear any and all persons concerning the same.

This resolution was duly seconded by Supervisor Blades, and adopted upon a roll call vote as follows:

AYES:	2568	votes
NOES:	0	votes
ABSENT:	122	votes (Montgomery-Corey, Boisen)
VACANT:	153	votes (Town of Willsboro)

**RESOLUTION INTRODUCING PROPOSED LOCAL
LAW NO. 5 OF 2010 ENTITLED "A LOCAL LAW
ELECTING TO PROVIDE NEW YORK STATE EARLY
RETIREMENT INCENTIVE PURSUANT TO PART B
OF CHAPTER 105 OF THE LAWS, 2010"**

The following resolution was offered by Supervisor Moses, who moved its adoption.

Upon the passage of a motion to consider from the floor, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby introduces proposed Local Law No. 5 of 2010 entitled "A Local Law Electing to Provide New York State Early Retirement Incentive Pursuant to Part B of Chapter 105 of the Laws, 2010" for all eligible employees of Essex County, as follows:

"ESSEX COUNTY LOCAL LAW NO. 5 OF 2010"

A Local Law electing to provide New York State Early Retirement Incentive as provided for by Part B, Chapter 105, Laws of 2010, for all eligible employees of Essex County.

BE IT ENACTED, by the Essex County Board of Supervisors as follows:

1. The County of Essex hereby elects to provide all of its eligible employees with a retirement incentive program authorized by Part B of Chapter 105 of the Laws of 2010.
2. The commencement date of the retirement incentive program shall be October 1, 2010.
3. The open period during which eligible employees may retire and receive additional retirement benefits, shall be ninety (90) days in length and shall end on December 29, 2010.
4. The actuarial present value of the additional retirement benefits payable pursuant to the provisions of this Local Law shall be paid as one lump sum, or in five annual installments. The amount of the annual payment shall be determined by the Actuary of the New York State and Local Employees' Retirement System, and shall be paid by the County of Essex for each employee who receives the retirement benefits payable under this Local Law.
5. This Local Law shall take effect on August 30, 2010.

BE IT FURTHER RESOLVED that the Essex County Board of Supervisors shall hold and conduct a public hearing on the foregoing proposed local law on the 16th day of August, 2010, at 9:15 a.m. of that day, to hear any and all persons concerning the same.

This resolution was duly seconded by Supervisors Blades and Ferebee, and adopted upon a roll call vote as follows:

AYES: 2568 votes
NOES: 0 votes
ABSENT: 122 votes (Montgomery-Corey, Boisen)
VACANT: 153 votes (Town of Willsboro)