

Resolution No. 417

December 27, 2010
Last Day of the Annual Meeting

**RESOLUTION REQUESTING THE TOWN OF
ELIZABETHTOWN ALLOW ESSEX COUNTY TO UTILIZE
THE QUONSET HUT ON TOWN PROPERTY FOR
STORAGE, ON A TEMPORARY BASIS, AT NO COST**

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

Upon the approval and recommendation of the Space Committee, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby requests the Town of Elizabethtown allow Essex County to utilize the Quonset hut on town property for storage on a temporary basis, at not cost to the County.

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

AYES: 2286 votes
NOES: 0 votes
ABSENT: 557 votes (Montgomery-Corey, Morency, Malaney)

**RESOLUTION AUTHORIZING BUDGET AMENDMENTS FOR
VARIOUS DEPARTMENTS**

The following resolution was offered by Supervisor Dobie, 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 Human Services Committee:

1. For the Mental Health Department, to increase revenues and appropriations by \$2,334.00 - increase in state funding as follows:

REVENUES

Account Number	Account Name	Amount
4250-4340091	State Aid - St. Joseph's Reh	\$2,334.00

APPROPRIATIONS

Account Number	Account Name	Amount
42504-5440ALC	St. Joseph's Rehab.	\$2,334.00

BE IT FURTHER RESOLVED, the Board hereby authorizes the Chairman or County Manager to execute a contract amendment with St. Joseph's Rehabilitation in the amount of \$2,334.00, upon the approval of the Essex County Attorney; and

2. For the Department of Social Services, to increase revenues and appropriations by \$40,000.00 - federal aid food stamps grant as follows:

REVENUES

Account Number	Account Name	Amount
6010 44611	Fed. Aid - Food Stamps	\$40,000.00

APPROPRIATIONS

Account Number	Account Name	Amount
60105 5COOP	Cooperative Ext. Food Stamps	\$40,000.00

From Last Day of the Annual:

1. For the Department of Public Health, to increase revenues and appropriations by

\$175,000.00 - Community Health Grant, and to establish a budget for such grant as follows:

REVENUES

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
4199 4340191	Community Health Grant / Creating Healthy Places Grant	\$175,000.00

APPROPRIATIONS

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
41991.5110	Wages	\$37,275.00
41994.5400CS	Misc Fees - CS	80,100.00
41994.5443	Travel Reimbursement	111.00
41994.5400INV	Misc Fees - Inventory	37,315.00
41998.5850	Health Insurance	<u>20,199.00</u>
		\$175,000.00

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

AYES: 2286 votes
NOES: 0 votes
ABSENT: 557 votes (Montgomery-Corey, Morency, Malaney)

**RESOLUTION AUTHORIZING APPOINTMENTS TO
BOARDS, COMMITTEES, SUB-COMMITTEES
AND/OR COUNCILS**

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

Upon the recommendation of the various committees indicated below 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 makes the following appointments:

1. From the Human Services Committee:

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- (a) The appointment of Annie McKinley to the Mental Health Sub-Committee of the Community Services Board for a four year term.

This resolution was seconded by Supervisor Merrihew, and adopted.

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF
MARION E. BLADES**

The following resolution was offered by Supervisors Merrihew and Connell, 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.

WHEREAS, Marion E. Blades of Phillipsport, New York passed away on December 11, 2010, at the age of 96; and

WHEREAS, Marion E. Blades was born on May 8, 1914, daughter of Marcus and Alice (Courtright) Potter; and

WHEREAS, Marion E. Blades was a homemaker and active member of the Mamakating Methodist Church where she played piano and served with the Ladies' Aid Society, and volunteered at the Ellenville Community Hospital; and

WHEREAS, Marion E. Blades was the widow of Frank Blades; and

WHEREAS, Marion E. Blades is survived by her daughter, Karen Tolcz; two sons, David Blades and his wife, Pat and Allen Blades and his wife, Vivian; six grandchildren; Allen Blades, Michael Blades, Amie Alexander, John Blades, Katrina Horton and Drew Blades; seven great-grandchildren; a brother, Mark Potter and a sister, Christine Bock; several nieces and nephews; and

WHEREAS, Marion E. Blades was the loving mother of David Blades, Supervisor of the Town of Lewis; and

WHEREAS, Marion Blades was a loving daughter, wife, mother, grandmother, great-grandmother, sister, aunt, niece 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 Marion Blades; 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 Blades family.

This resolution was unanimously seconded and adopted.

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF
ALBERT E. BRIDGE**

The following resolution was offered by Supervisors Blades and Hatch, 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.

WHEREAS, Albert E. Bridge of Naugatuck, Connecticut passed away on December 10, 2010; and

WHEREAS, Albert E. Bridge was born on September 15, 1932 in Willsboro, New York, the son of Peter and Katherine (Currier) Bridge; and

WHEREAS, Albert E. Bridge proudly served his country in the U.S. Army during the Korean War and honorably discharged in 1954; and

WHEREAS, Albert E. Bridge was a retired employee of the Cheshire Department of Public Works; and

WHEREAS, Albert E. Bridge was predeceased by his wife of 54 years, Mary, on November 28, 2010; and

WHEREAS, Albert E. Bridge is survived by his three daughters, Anne Maher and her husband, Don, of Westport, N.Y.; Sharon Douty and her husband, Ted, of Naugatuck; and Jennifer Kabusk and her husband, Jim, of Prospect together with eight grandchildren; and

WHEREAS, Albert E. Bridge was the beloved father of Anne Maher, Confidential Secretary to the Essex County Attorney; and

WHEREAS, Albert E. Bridge was a loving son, husband, 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, hereby express and extend their deepest and most sincere sympathy and condolences to the family of Albert E. Bridge; 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 Bridge family.

This resolution was unanimously seconded and adopted.

**RESOLUTION AUTHORIZING EMERGENCY SERVICES
TO APPLY FOR AND ACCEPT A NEW YORK STATE
DIVISION OF HOMELAND SECURITY AND EMERGENCY
SERVICES 2010 REGIONAL HAZMAT GRANT**

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

Upon the approval and 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 its County Chairman and/or County Manager to apply for and accept a New York State Division of Homeland Security and Emergency Services 2010 Regional Hazmat Grant; and

BE IT FURTHER RESOLVED, that the Essex County Board of Supervisors hereby agrees to abide by any and all funding guidelines, terms and conditions necessary to secure said funding.

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

AYES: 2286 votes
NOES: 0 votes
ABSENT: 557 votes (Montgomery-Corey, Morency, Malaney)

**RESOLUTION APPROVING, ACCEPTING AND PLACING
ON FILE THE 2010 ANNUAL REPORTS FOR VARIOUS
DEPARTMENTS**

The following resolution was offered by Supervisor Moses, 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 accepts and places on file the following:

From the Economic Development/Planning/Publicity Committee:

- (a) The 2011 Essex County ROOST Marketing Plan.
- (b) The 2010 Annual Report of the Cornell Cooperative Extension.

From the Last Day of the Annual Meeting:

- (a) The 2010 Annual Report for the Essex County Board of Elections.

This resolution was duly seconded by Supervisor Connell, and adopted.

**RESOLUTION OF APPRECIATION TO
CYNTHIA BRANNOCK
UPON HER RETIREMENT FROM THE ESSEX COUNTY SOIL
AND WATER CONSERVATION DISTRICT**

The following resolution was offered by Supervisors Morrow and Blades, who moved its adoption.

Upon the recommendation of the Economic Development Committee, with the approval of the Ways and Means Committee of this body, and the same appearing proper and necessary.

WHEREAS, Cynthia Brannock has dedicated her time, attention, knowledge and talent to the County of Essex and its residents; and

WHEREAS, Cynthia Brannock has graciously, competently and with professionalism performed her duties as District Secretary with the Essex County Soil and Water Conservation District and has provided invaluable information and knowledge not only to Essex County but to its individual towns and villages; and

WHEREAS, the Essex County Board of Supervisors wishes to extend its deep and abiding appreciation to Cynthia Brannock for her outstanding public service to the people of Essex County.

BE IT RESOLVED, that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney hereby extend their most heartfelt appreciation to Cynthia Brannock for her dedication and service to Essex County and upon her retirement from the Essex County Soil and Water Conservation District and wishes her continued success and best wishes in her future endeavors.

This resolution was unanimously seconded and duly adopted.

**RESOLUTION OF CONGRATULATIONS TO LOCAL, STATE
AND NATIONAL LEADERS FOR THEIR HARD WORK AND
DEDICATION OF THE LAURENTIAN AEROSPACE PROJECT
AT THE PLATTSBURGH INTERNATIONAL AIRPORT IN
CLINTON COUNTY**

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

Upon the recommendation of the Economic Development Committee, with the approval of the Ways and Means Committee of this body, and the same appearing proper and necessary.

WHEREAS, Clinton County has landed a contract with Laurentian Aerospace Project at the Plattsburgh International Airport; and

WHEREAS, this project is going to have a significant impact on the North Country as they will employ over 1,000 people; and

BE IT RESOLVED, that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney hereby congratulates the local, state and national leaders for their hard work and dedication in securing the Laurentian Aerospace Project at the Plattsburgh International Airport in Clinton County.

This resolution was unanimously seconded and duly adopted.

**RESOLUTION AUTHORIZING THE ISSUANCE OF CERTAIN
LIMITED OBLIGATION APPROPRIATION BOND BY THE
ESSEX COUNTY CAPITAL RESOURCE CORPORATION TO
FINANCE A PROJECT FOR MORIAH FIRE DISTRICT #1**

The following resolution was offered by Supervisor Dobie, 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, pursuant to Article 18-A of the General Municipal Law of the State of New York and Chapter 563 of the Laws of 1973 of the State of New York, as amended (herein collectively called the "Act"), the Board of Supervisors of Essex County, New York (the "Board of Supervisors") has heretofore appointed the Chairperson and members of the Essex County Capital Resource Corporation (the "Corporation") and has duly caused to be filed in the office of the Secretary of the State of New York the certificates required by Section 856 of the General Municipal Law of the State of New York; and

WHEREAS, to accomplish its stated purposes, the Corporation is authorized and empowered under the Act to issue its Limited Obligation Appropriation Bond to finance the cost of the acquisition, construction, equipping and installation of a "project" (as defined in the Act), to acquire, construct, equip and install said project or to cause said project to be acquired, constructed, equipped and installed, and to convey said project or to lease said project with the obligation to purchase; and

WHEREAS, the Moriah Fire District No. 1, a New York district corporation (the "District"), has presented an application to the Corporation, a copy which is on file at the office of the Corporation, requesting that the Corporation consider undertaking: (i) to issue its Limited Obligation Appropriation Bond in the principal amount not to exceed \$105,000 (the "Bond") in order to finance all or a portion of the cost of the acquisition, construction, equipping and installation of the project described in the following paragraph (the "Project"); (ii) to make a grant of the proceeds of the Bond to the District to acquire, construct, equip and install the Project, or to cause the Project to be acquired, constructed, equipped and installed; and (iii) to pay the costs of bond counsel with respect to the Bond and the Project; and

WHEREAS, the Project consists of the following: (i) the acquisition, construction, equipping and furnishing of a building which will be operated by the District as a fire apparatus storage building to be located at the existing Moriah Fire Department facility at 630 Tarbell Hill Road, Moriah, New York (the "Facility"), (ii) the acquisition and the

installation in the Facility of various machinery and equipment, and, (iii) the payment of the costs of issuing such bonds; and

WHEREAS, the Board of Supervisors has been advised by the Corporation that the Corporation proposes to issue, subsequent to the adoption of this resolution, its Limited Obligation Appropriation Bond, from time to time in a principal amount sufficient to fund all or a portion of the cost of acquiring, constructing, equipping and installing the Project, together with incidental costs in connection therewith, which principal amount is presently estimated to be not in excess of \$105,000; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Essex County, New York as follows:

Section 1. The Corporation is hereby authorized to issue the Bond and make a grant of the proceeds thereof to the District to finance the Project.

Section 2. The Corporation is hereby authorized to enter into (i) the Project Development and Grant Repayment Agreement, dated as of December 28, 2010, by and between the District and the Corporation (the "PDGRA"), for the purpose of financing the Project authorized by resolutions adopted by the Board of Directors of the Corporation on December 15, 2010, and by the Board of Fire Commissioners of the District on December 9, 2010, (ii) a Bond Purchase Agreement, dated as of December 28, 2010, among the Corporation, Glens Falls National Bank (the "Bank"), and the District (the "Purchase Agreement") and (iii) an Assignment of Project Development and Grant Repayment Agreement, dated as of December 28, 2010, from the District and the Corporation to the Bank.

Section 3. This resolution shall take effect immediately upon its adoption by the Board of Supervisors.

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

AYES: 1935 votes

NOES: 0 votes

ABSENT: 557 votes (Montgomery-Corey, Morency, Malaney)

ABSTAIN: 357 votes (Scozzafava)

EXTRACTS FROM MINUTES OF MEETING OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF ESSEX, NEW YORK

(Moriah Fire District No. 1 Building Project)

A Regular Board Meeting of the Board of Supervisors of the County of Essex (the “County”), in the State of New York, was held on December 27, 2010, at 10 o’clock, AM, at Board of Supervisors’ Chambers, Elizabethtown, New York, at which meeting a quorum was at all times present and acting.

PRESENT:

ABSENT:

ALSO PRESENT:

Supervisor Dobie submitted the following bond resolution and moved for its adoption. The motion was seconded by Supervisor Canon. The Board of Supervisors of the County was polled. The motion was adopted by a vote of 1935 affirmative votes (being at least two-thirds of the voting strength of the Board of Supervisors of the County) and 0 negative votes with 557 votes absent and 357 abstained.

I, **DEBORAH L. PALMER**, Clerk of the Board of Supervisors of the County of Essex, located in the State of New York (the "County"), **HEREBY CERTIFY** as follows:

1. A Regular Board Meeting of the Board of Supervisors of the County was duly held on December 27, 2010 and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of the Board of Supervisors of the County.

2. I have compared the attached extract with such minutes so recorded and such extract is a true and correct copy of such minutes and of the whole thereof insofar as such minutes relate to matters referred to in such extract.

3. Such minutes correctly state the time when such meeting was convened and the place where such meeting was held and the members of the Board of Supervisors of the County who attended such meeting.

4. Notice of such meeting was given as prescribed by law and such meeting was open to all persons who were entitled by law to attend such meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Board of Supervisors of the County, this 27 day of December, 2010.

**RESOLUTION AUTHORIZING THE COUNTY ATTORNEY
TO SECURE AN ABSTRACT OF TITLE AND/OR TITLE
INSURANCE WITH RESPECT TO INSURING TITLE IN
ESSEX COUNTY'S NAME TO CERTAIN TOWER SITES
TO BE ACQUIRED BY ESSEX COUNTY FOR THE NEW
P25 CONVENTIONAL MULTI-CAST PUBLIC SAFETY
COMMUNICATIONS SYSTEM WITH SAID FUNDS TO
COME FROM RADIO COMMUNICATION BOND MONIES.**

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

Upon the approval and recommendation of the Personnel Committee, and the same appearing proper and necessary.

WHEREAS, Essex County is in the process of securing various sites throughout Essex, Clinton and Warren Counties in New York State and in Vermont relative to the location of communications towers needed for the transmission of radio communications of the new Essex County P25 conventional multi-cast radio/public safety communications system; and

WHEREAS, it is necessary to insure the title to these properties will be marketable and insurable which necessitates obtaining title insurance and/or an abstract of title to these premises.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes the County Attorney to secure an abstract of title and/or title insurance with respect to insuring title in Essex County's name to certain tower sites to be acquired by Essex County for the new P25 conventional multi-cast public safety communications system with said funds to come from radio communication bond monies.

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

AYES: 2286 votes
NOES: 0 votes
ABSENT: 557 votes (Montgomery-Corey, Morency, Malaney)

Resolution No. 428

December 27, 2010
Last Day of the Annual Meeting

**RESOLUTION AUTHORIZING THE PUBLIC DEFENDER'S
OFFICE TO EMPLOY AN INTERN, UNPAID, FOR THE
SUMMER OF 2011**

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

Upon the approval and recommendation of the Personnel Committee, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes the Public Defender's office to employ an intern, unpaid, for the Summer of 2011.

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

AYES: 2286 votes
NOES: 0 votes
ABSENT: 557 votes (Montgomery-Corey, Morency, Malaney)

**RESOLUTION OF CONDOLENCE TO
DEACON JOSEPH HENRY GILBERT II**

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

Upon the approval and recommendation of the Personnel Committee, and the same appearing proper and necessary.

WHEREAS, Deacon Joseph Henry Gilbert II, passed away on December 15, 2010, at Woodside Hospice in Pinellas Park, Florida; and

WHEREAS, Deacon Joseph Henry Gilbert II was born on March 14, 1923, the son of Joseph Sr. and Hazel (Hebert) Gilbert; and

WHEREAS, Deacon Joseph Henry Gilbert II married Marion (Gravelle) in May 1943; and

WHEREAS, Deacon Joseph Henry Gilbert II was a decorated veteran of World War II and the Korean War; and

WHEREAS, upon his discharge from the military, Joseph was employed at Herbst Brothers Seed Plant in Upper Jay; Montgomery Wards Retail Store in Plattsburgh and the Montgomery Ward Catalog Agency in AuSable Forks; and

WHEREAS, Deacon Joseph Henry Gilbert II worked for the for the Olympic Regional Development Authority in a supervisory position until his retirement; and

WHEREAS, Deacon Joseph Henry Gilbert II had a keen interest in politics and served as Campaign Co-Chairman for Essex County Election of Robert F. Kennedy for U.S. Senator and later served as Democratic Chairman of the Town of Jay; and

WHEREAS, Deacon Joseph Henry Gilbert II was a community stalwart involved in the Knights of Columbus, Rotary Club of Au Sable Forks, Polar Square Dancing, PUFL 504/Veterans of Foreign Wars and volunteered his time instructing students at Holy Name School and in Tupper Lake; and

WHEREAS, in May of 1982, Deacon Joseph Henry Gilbert II became a deacon in the Catholic church serving the Holy Name Church Parish in Au Sable Forks as well as the Holy Family Parish in Tupper Lake; and

WHEREAS, in his spare time Joseph enjoyed singing, playing guitar and had a love for country music; and

WHEREAS, Deacon Joseph Henry Gilbert II is survived by his sister, Delores; a daughter, Barbara and her husband, Norman Paul; sons, Bruce and his wife, Linda and Gene and his wife, Kevin-Donna; as well as several children; grandchildren; great-grandchildren; nieces and nephews; and

WHEREAS, Deacon Joseph Henry Gilbert II was a loving son, husband, father, brother, grandfather, great-grandfather, uncle 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 Deacon Joseph Henry Gilbert II; 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 Gilbert family.

This resolution was unanimously seconded and adopted.

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF
IRMA HILDRETH**

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

Upon the approval and recommendation of the Personnel Committee, and the same appearing proper and necessary.

WHEREAS, Irma Hildreth passed away on November 16, 2010, at the Heritage Commons Residential Healthcare in Ticonderoga, New York at the age of 90; and

WHEREAS, Irma Hildreth was born on December 25, 1919, in Ticonderoga, New York, the daughter of Clyde and Dorothy (Leclair) Thew; and

WHEREAS, Irma Hildreth was a lifelong resident of the Town of Jay and was the originator of the Housing Assistance Program in the Town of Jay; and

WHEREAS, Irma Hildreth was a loving wife, daughter, mother, grandmother, aunt 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 Irma Hildreth; 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 Hildreth family.

This resolution was unanimously seconded and adopted.

**RESOLUTION AUTHORIZING A SIX YEAR CONTRACT
WITH IQS IN THE COUNTY CLERK'S OFFICE FOR A
FRONT COUNTER SYSTEM, IN THE AMOUNT OF
\$76,800, FROM BUDGETED FUNDS**

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

Upon the approval and recommendation of the Finance Committee, and the same appearing proper and necessary.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes the County Chairman or County Manager to enter into and execute a six year contract with IQS for a Front Counter System in the County Clerk's Office in the amount of \$76,800.00, to come from budgeted funds, and upon the approval of the County Attorney.

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

AYES: 2286 votes
NOES: 0 votes
ABSENT: 557 votes (Montgomery-Corey, Morency, Malaney)

**RESOLUTION AUTHORIZING PAYMENT TO FISCAL
ADVISORS AND MARKETING IN THE AMOUNT OF
\$4,800.00 FOR SERVICES RENDERED IN CONNECTION
WITH THE RENEWAL OF THE \$3 MILLION BOND
ANTICIPATION NOTICE FOR THE ESSEX COUNTY
RADIO PROJECT**

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

Upon the approval and recommendation of the Finance Committee, and the same appearing proper and necessary.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes a payment to Fiscal Advisors and Marketing in the amount of \$4,800.00 for services rendered in connection with the renewal of the \$3 million BAN for the Essex County Radio Project.

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

AYES: 2286 votes
NOES: 0 votes
ABSENT: 557 votes (Montgomery-Corey, Morency, Malaney)

Resolution No. 433

December 27, 2010
Last Day of the Annual Meeting

**RESOLUTION AUTHORIZING A MEMORANDUM OF
UNDERSTANDING WITH CSEA UNDER ARTICLE 32 OF
THE CSEA CONTRACT, ADJUSTING CONTRIBUTION
RATES FOR HEALTH INSURANCE**

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

Upon the approval and recommendation of the Finance Committee, and the same appearing proper and necessary.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes a Memorandum of Understanding with CSEA under Article 32 of the CSEA contract, adjusting contribution rates for health insurance.

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

AYES: 2286 votes
NOES: 0 votes
ABSENT: 557 votes (Montgomery-Corey, Morency, Malaney)

**RESOLUTION AUTHORIZING \$5,000.00, FROM
CONTINGENCY ACCOUNT, TO PARTNER WITH THE
TOWNS OF WILMINGTON AND NORTH ELBA AND
VILLAGES OF SARANAC LAKE AND LAKE PLACID TO
PROMOTE THE EMPIRE STATE GAMES FOR 2011,
UPON EXECUTION OF A CONTRACT WITH ESSEX
COUNTY**

The following resolution was offered by Supervisors Politi and Preston, who moved its adoption.

Upon the approval and recommendation of the Finance Committee, and the same appearing proper and necessary.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes the amount of \$5,000.00, from Contingency Account (19904-5487) to Account No. 64104-5440EMP, to partner with the Towns of Wilmington and North Elba and Villages of Saranac Lake and Lake Placid to promote the Empire State Games for 2011, upon execution of a contract with Essex County.

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

AYES: 2286 votes
NOES: 0 votes
ABSENT: 557 votes (Montgomery-Corey, Morency, Malaney)

BUDGET IMPACT STATEMENT:	
<i>Contingent Account Balance as of 12/7/10 :</i>	\$266,525.08
<i>Reduction Impact of this resolution:</i>	\$ 5,000.00
<i>FY2010 Contingent Account Balance:</i>	\$261,525.08

Resolution No. 435

December 27, 2010
Last Day of the Annual Meeting

**RESOLUTION CHANGING THE DATE OF THE
FEBRUARY REGULAR BOARD MEETING FROM
MONDAY, FEBRUARY 7, 2011 TO FRIDAY, FEBRUARY
4, 2011**

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

Upon the approval and recommendation of the Finance Committee, and the same appearing proper and necessary.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes to change the date of the February Regular Board Meeting from Monday, February 7, 2011 to Friday, February 4, 2011 at 10:00AM due to NYSAC Meeting.

This resolution was duly seconded by Supervisor Canon, and adopted.

Resolution No. 436

December 27, 2010
Last Day of the Annual Meeting

**RESOLUTION CANCELLING ALL COMMITTEE
MEETINGS FOR THE MONTH OF FEBRUARY 2011**

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

Upon the approval and recommendation of the Finance Committee, and the same appearing proper and necessary.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes the cancellation of all Committee Meetings for the month of February 2011.

This resolution was duly seconded by Supervisor Boisen, and adopted.

Resolution No. 437

December 27, 2010
Last Day of the Annual Meeting

**RESOLUTION AUTHORIZING PAYMENT TO THIRD PARTY
OPERATORS STOA FUNDING RECEIVED FOR THE FIRST AND
SECOND QUARTER, IN THE AMOUNT OF \$47,593.26**

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

WHEREAS, Third Party Operators for the Village of Lake Placid and the Town of Keene STOA are due payment for 1st and 2nd quarters of 2010 in the total amount of \$47,593.26 , Village of Lake Placid in the amount of \$43,266.19 and Town of Keene in the amount of \$4,327.07 from STOA funding received; and

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes payment to Third Party Operators in the amounts of \$43,266.19 to the Village of Lake Placid and \$4,327.07 to the Town of Keene for a total of \$47,593.26 for 1st and 2nd Quarter 2010 from STOA funding received.

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

AYES: 2286 votes
NOES: 0 votes
ABSENT: 557 votes (Montgomery-Corey, Morency, Malaney)

Resolution No. 438

December 27, 2010
Last Day of the Annual Meeting

**RESOLUTION AUTHORIZING TRANSPORTATION DEPARTMENT
TO PURCHASE A COPIER, IN AN AMOUNT NOT TO EXCEED
\$7,100.00, FROM BUDGETED FUNDS**

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes the Transportation Department to purchase a copier, in an amount not to exceed \$7,100.00, from budgeted funds.

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

AYES: 2286 votes
NOES: 0 votes
ABSENT: 557 votes (Montgomery-Corey, Morency, Malaney)

RESOLUTION ADOPTING LOCAL LAW NO. 1 OF 2011

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

WHEREAS, by Resolution No. 413 duly adopted at Regular Board Meeting held on December 7, 2010, this Board of Supervisors introduced proposed Local Law No. 1 of 2011, fixing the 2011 salaries of County officers who are elected or who are appointed for a fixed term, and scheduled a public hearing thereon on December 20, 2010 at 9:15 o'clock in the forenoon of that day, to hear any and all persons concerning the same; and

WHEREAS, the aforesaid public hearing has been held by this Board, and due deliberation having been had regarding said proposed local law and the comments made with respect thereto at said public hearing.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby adopts proposed Local Law No. 1 of 2011, as follows:

“ESSEX COUNTY LOCAL LAW NO. 1 OF 2011

A local law fixing the 2011 salaries of County officers who are elected or who are appointed for a fixed term.

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

§1. The annual salaries during fiscal year 2011 for the following County officers who are elected or who are appointed for a fixed term shall be as follows:

<u>Position</u>	<u>2011 Salary</u>
Commissioner of Social Services	\$ 84,921.01
Commissioner of Elections	\$ 17,609.91
Coroners	\$ 3,905.21
County Attorney	\$127,694.78
County Auditor	\$ 52,879.77
County Clerk	\$ 65,826.58
County Manager	\$ 98,615.29
County Sheriff	\$ 79,577.15
County Treasurer	\$ 65,325.14
Personnel Officer	\$ 59,602.85
Public Defender	\$ 92,000.00
Public Health Director	\$ 80,312.12
Real Property Tax Services Director	\$ 65,020.73
Superintendent of Public Works	\$ 85,669.00

§2. This local law shall take effect 45 days after adoption hereof; except that in the event a valid petition protesting against this local law is filed with the Clerk within 45 days of such adoption, this local law shall take effect only upon approval by the affirmative vote of a majority of the qualified electors of Essex County.”

This resolution was duly seconded by Supervisors Boisen and Canon, and adopted, as amended, upon a roll-call vote, as follows:

AYES: 1935 votes
NOES: 351 votes (Scozzafava)
ABSENT: 557 votes (Montgomery-Corey, Morency, Malaney)

**RESOLUTION FIXING THE 2011 SALARIES FOR ALL
MANAGEMENT/CONFIDENTIAL AND CERTAIN
DEPARTMENT HEAD EMPLOYEES AND ADOPTING THE
SAME**

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby fixes the 2011 salaries for all management/confidential and department head employees, except those whose salaries are or have been or will be set by law, local law or other resolution, as follows, with the numbers in parentheses referring to the departmental position number in the Personnel Office:

	<u>2011 SALARY</u>
Office for the Aging	
Director of the Office of the Aging	\$ 54,317.38
County Auditor	
Deputy County Auditor	19.92/Hr
County Auditor	52,879.77
Board of Elections	
Deputy Commissioner of Elections	17.87/Hr
Deputy Commissioner of Elections	17.87/Hr
Election Clerk/Technician	14.22/Hr
Election Clerk/Technician	14.22/Hr
Clerk of the Board's Office	
Deputy Clerk of the Board of Supervisors	21.99/Hr
Administrative Aide to the Clerk of the Board	15.59/Hr
Clerk of the Board	66,593.86
County Attorney's Office	
Secretary To County Attorney/Paralegal	21.99/Hr
Senior Legislative Aide	15.80/Hr
Assistant County Attorney for Social Services	36,647.00
Assistant County Attorney for Family Court	36,647.00
Assistant County Attorney	73,291.92
County Attorney	127,694.78
County Clerk's Office	
Deputy County Clerk	26.17/Hr
Deputy County Clerk	26.17/Hr
Deputy County Clerk	26.17/Hr
County Clerk	65,826.58
Motor Vehicle Office	
Deputy County Clerk - Motor Vehicle	26.17/Hr
MV Supervisor	19.92/Hr
MV Supervisor	19.92/Hr

County Manager's Office	
Certified Public Accountant	72,898.90
Senior Purchasing Clerk	19.92/Hr
County Manager	98,615.29
Purchasing Clerk	15.80/Hr
Information Systems	
County Manager/Information Director	19,515.60
Sr. Comp. Prog. Analyst/Deputy	32.32/Hr
Systems Program Web Developer	32.72/Hr
Community Resource	
Director of Community Resource	58,000.00
Department of Public Works	
Assistant Civil Engineer (position #4)	27.82/Hr
Assistant Civil Engineer (position #71)	21.23/Hr
Deputy Superintendent of Public Works	55,000.00
Superintendent	85,649.00
Jail/Public Safety Building Coordinator	26.17/Hr
Health & Safety Officer	21.21/Hr
District Attorney's Office	
District Attorney	119,800.00
Assistant District Attorney (position #5)	80,889.66
Assistant District Attorney (position #7)	67,762.50
Secretary to District Attorney	21.99/Hr
Assistant District Attorney (position #10)	67,762.50
Assistant District Attorney	48,765.54
Emergency Preparedness/Civil Defense	
Emergency Preparedness/Fire Coordinator	73,945.57
Deputy Emergency Services Director	27.56/Hr
Essex County Dept of Fisheries	
Director of Fisheries	64,001.16
Horace Nye Home	
Nursing Home Administrator	80,313.16
Director of Nursing	31.28/Hr
Supervising Nurse (position #6)	28.64/Hr
Supervising Nurse (position #8)	28.64/Hr
Supervising Nurse (position #49)	28.64/Hr
Supervising Nurse	28.64/Hr
Medical Director	86,374.25
Director of Food Services	26.17/Hr
Assistant Director of Food Services	19.92/Hr

Mental Health/Administration

Fiscal Services Administrator	28.32/Hr
Assistant Director Community Mental Health	38.92/Hr
Director of Community Mental Health Services	81,000.00
Supervising Psychiatric Social Worker (position #19)	32.72/Hr
Supervising Psychiatric Social Worker (position #200)	32.72/Hr
Staff Psychiatrist (position #100)	99.40/Hr
Staff Psychiatrist (position #101)	99.03/Hr
Medical Director	99.27/Hr

Personnel/Civil Service

Deputy Personnel Officer	21.90/Hr
Personnel Assistant	13.75/Hr
Personnel Clerk	17.87/Hr
Personnel Officer	59,602.85

Planning

Planner	37.43/Hr
Deputy Planner	25.01/Hr

Printing

Printing Machine Operator	21.61/Hr
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Probation

Probation Director	68,872.76
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Public Defender

Confidential Secretary	21.99/Hr
Assistant Public Defender (full time)	72,090.96
Receptionist	15.60/Hr
Investigator	21.67/Hr
Public Defender	92,000.00

Public Health

Supervising Community Health Nurse (position #6)	28.84/Hr
Supervising Community Health Nurse (position #45)	33.02/Hr
Director of Preventive Service	32.72/Hr
Director of Patient Services (position #67)	34.91/Hr
Director of Children with Special Needs (position #60)	23.55/Hr
Fiscal Services Administrator	28.32/Hr
Public Health Program Coordinator	28.37/Hr
Public Health Director (Vacant)	-----

Real Property Tax Service

Assistant Director of Real Property Tax Services	28.34/Hr
Real Property Tax Service Director (Vacant)	

Sheriff/Administration

Undersheriff	29.04/Hr
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Chief Deputy Sheriff	26.70/Hr
Confidential Secretary	19.92/Hr
Sheriff	79,577.15
Sheriff/Jail	
Jail Administrator	26.70/Hr
Assistant Jail Administrator	24.80/Hr
Social Services/Administration	
Administrative Officer	23.09/Hr
Director of Social Services	63,774.94
Head Social Welfare Examiner	25.33/Hr
Director Staff Development	24.04/Hr
Confidential Secretary to Commissioner	19.92/Hr
Head Social Welfare Examiner	28.75/Hr
Commissioner of Social Services	84,921.01
Transportation	
Transportation Coordinator	26.17/Hr
Treasurer's Office	
Deputy County Treasurer #2	42,000.00
Deputy County Treasurer for Finance#1	42,000.00
Payroll Specialist	24.04/Hr
County Treasurer	65,325.14
Deputy County Treasurer (Part-time)	27.37/Hr
Weights and Measures	
Director of Weights and Measures	44,863.99
Occupancy Tax	15,000.00
Youth Bureau	
Commissioner of Recreation & Community Services	6,000.00

AND BE IT FURTHER RESOLVED that the Personnel Officer shall examine all department head and management/confidential positions to determine their status under the Fair Labor Standards Act (FLSA) relative to entitlement to compensatory time and overtime compensation, and report to the Board upon completion thereof so that corrective action may be taken to conform with FLSA.

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

AYES: 2286 votes
NOES: 0 votes
ABSENT: 557 votes (Montgomery-Corey, Morency, Malaney)

RESOLUTION APPORTIONING DOG TAX MONIES

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

BE IT RESOLVED that pursuant to Section 111 paragraph 3 of the Agriculture and Markets Law of New York State, the following apportionment of the total of \$3,641.96 is hereby authorized and the County Treasurer is hereby authorized and directed to pay said sums to the respective town supervisors prior to February 5, 2011;

<u>Towns Contributing</u>	<u>Apportionment of 75% of Surplus</u>
Chesterfield	\$ 445.02
Crown Point	121.59
Elizabethtown	65.19
Essex	47.56
Jay	107.53
Keene	78.41
Lewis	164.81
Minerva	111.02
Moriah	489.95
Newcomb	33.50
North Elba	435.31
North Hudson	14.09
St.Armand	145.40
Schroon	164.77
Ticonderoga	408.87
Westport	236.15
Willsboro	185.08
Wilmington	169.18
SPCA Westport _____	<u>218.54</u>
TOTAL	\$3,641.96

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

AYES: 2286 votes
NOES: 0 votes
ABSENT: 557 votes (Montgomery-Corey, Morency, Malaney)

**RESOLUTION AUTHORIZING THE CHAIRMAN OF THE BOARD
AND/OR COUNTY MANAGER TO MAKE INTER-DEPARTMENTAL
AND INTRA-DEPARTMENTAL BUDGET TRANSFERS IN THE 2010
ESSEX COUNTY BUDGET**

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes and directs the Chairman of the Board and/or the County Manager to make inter-departmental and intra-departmental budget transfers within the 2010 Essex County Budget for the purpose of balancing the various accounts in said budget as of the close of business as of and on December 31, 2010; and

BE IT FURTHER RESOLVED that on or before January 31, 2011, the County Manager shall file with the Clerk of this Board a complete listing of all supplemental appropriations and transfers made pursuant to this resolution, which listing shall include but not be limited to specific account numbers and amounts.

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

AYES: 2286 votes
NOES: 0 votes
ABSENT: 557 votes (Montgomery-Corey, Morency, Malaney)

**RESOLUTION AUTHORIZING CONTRACTS FOR INSURANCE
COVERAGE IN 2011**

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes and directs the County Manager to execute the following contracts for insurance coverage in 2011:

- With New York Municipal Insurance Reciprocal (NYMIR), at a total cost of \$384,739.53 which includes all motor vehicle and fire insurance fees, for
 - Package policy insurance coverage, including the following coverages and limits:
 - Property coverage with limits of \$51,573,573
 - Boiler & Machinery coverage with limits of \$35,000,000
 - General Liability coverage with limits of \$1,000,000 per occurrence, \$3,000,000 aggregate and \$1,000,000 products aggregate
 - Auto Liability coverage of \$1,000,000 combined single limit for bodily injury and property damage
 - Inland Marine coverage with limits of \$6,240,391 plus \$250,000 Leased/Rented Equip
 - Public Official Liability coverage with limits of \$1,000,000 per claim and \$2,000,000 aggregate
 - Law Enforcement Liability coverage with limits of \$1,000,000 per occurrence and \$2,000,000 aggregate; and
 - For the Horace Nye Home, the Public Health Nursing Services, and Jail Medical Visits, Part Time Psychiatrist, General Liability coverage with limits of \$1,000,000 per occurrence and \$2,000,000 aggregate, and Professional Liability coverage with limits of \$1,000,000 per occurrence and \$3,000,000 aggregate;
 - For Mental Health Services, General Liability coverage with limits of \$1,000,000 per occurrence and \$2,000,000 aggregate and Professional Liability coverage with limits of \$1,000,000 per claim and \$3,000,000 aggregate; and
 - Excess Liability Insurance coverage with limits of \$10,000,000 per occurrence and \$20,000,000 aggregate.
- Broker Services Agreement with Rose & Kiernan, Inc. at a total cost of \$29,000; and
- With Physicians Reciprocal Insurance for Physicians Professional Liability Insurance coverage, having limits of \$1,300,000 per occurrence and \$3,900,000

aggregate, at a total premium cost of \$6,121; and

- With Hartford Fire Insurance Company for Faithful Performance Crime Bond coverage, having blanket limits of \$500,000, and forgery and money limits of \$50,000 for all County officials and employees, at a total premium cost of \$6,202.

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

AYES: 2133 votes
NOES: 153 votes (Hatch)
ABSENT: 557 votes (Montgomery-Corey, Morency, Malaney)

Resolution No. 444

December 27, 2010
Last Day of the Annual Meeting

**RESOLUTION OF APPRECIATION TO THE CANADIAN
PACIFIC RAILROAD FOR THE HOLIDAY TRAIN**

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby extends its deepest and abiding appreciation to the Canadian Pacific Railway for establishing and sponsoring the Toys For Tots Holiday Train; and

This resolution was unanimously seconded and adopted.

**RESOLUTION OF CONGRATULATIONS TO ADOLPH DISKIN
UPON THE CELEBRATION OF HIS 95TH BIRTHDAY.**

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby congratulates Adolph Diskin upon his celebration of his 95th birthday; and

WHEREAS, Adolph Diskin, a lifelong resident of the Town of Ticonderoga and Essex County, was born on December 23, 1915, the son of Bernard and Bessie Diskin; and

WHEREAS, Adolph Diskin was a successful businessman in Ticonderoga and served as the Town of Ticonderoga Supervisor and as a member of this Board of Supervisors from 1983 through 1987; and

WHEREAS, Adolph Diskin was also the Republican Election Commissioner for Essex County from 1988 to 1998; and

WHEREAS, Adolph Diskin was also involved in local politics as a Town of Ticonderoga committeeman and Chairman of the Town of Ticonderoga Republican Party and a lifelong Republican active for well over sixty years.

BE IT RESOLVED, that the Essex County Board of Supervisors extends its heartfelt congratulations to Adolph Diskin upon his obtaining the age of 95 years and wishes him health and good luck.

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

This resolution was unanimously seconded and adopted.

Resolution No. 446
DEFEATED

December 27, 2010
Last Day of the Annual Meeting

**AUTHORIZING THE ESSEX COUNTY ATTORNEY TO SETTLE
THE LITIGATION OF DEBRA WHITSON VERSUS ESSEX
COUNTY**

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes the Essex County Attorney to settle the matter of Debra Whitson versus Essex County on such terms that he deems appropriate.

This resolution was duly seconded by Supervisor Montgomery-Corey, and **defeated** upon a roll-call vote as follows:

AYES: 153 votes (Hatch)
NOES: 1861 votes (Morrow, Kosmider, Douglas, Blades, Scozzafava, Canon, Politi, Moses, Connell, Preston)
ABSENT: 493 votes (Morency, Malaney)
ABSTAIN: 336 votes (Merrihew, Boisen, Ferebee, Montgomery-Corey, Dobie)