

**RESOLUTION AUTHORIZING BUDGET AMENDMENTS FOR  
VARIOUS DEPARTMENTS**

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

Upon the recommendation 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 2011 Essex County Budget as follows:

**From the Human Services Committee:**

1. For the Office for the Aging, to increase revenues and appropriations by \$800.00 for HIICAP final allocation/carry-over, as follows:

**REVENUES**

<b>Account Number</b>	<b>Account Name</b>	<b>Amount</b>
6772 4477290	Federal Aid HIICAP Aging	\$800.00

**APPROPRIATIONS**

<b>Account Number</b>	<b>Account Name</b>	<b>Amount</b>
67724 5442	Auto-Gas	\$500.00
67724 5423	Telephone	300.00
		<u>\$800.00</u>

2. For the Office for the Aging, to increase revenues and appropriations by \$1,000.00 for WRAP final allocations/carry-over, as follows:

**REVENUES**

<b>Account Number</b>	<b>Account Name</b>	<b>Amount</b>
67724 477270	Federal Aid WRAP	\$1,000.00

**APPROPRIATIONS**

<b>Account Number</b>	<b>Account Name</b>	<b>Amount</b>
67724 5442	Auto-Gas	\$ 500.00
67724 5423	Telephone	300.00
67724 5424	Postage	200.00
		<u>\$1000.00</u>

3. For Mental Health, to increase revenues (Federal Salary Sharing) and appropriations by \$4,858.00 for renovations to building creating new office space , as

follows:

**REVENUES**

<b><u>Account Number</u></b>	<b><u>Account Name</u></b>	<b><u>Amount</u></b>
4320 44490	Federal Salary Sharing	\$4,858.00

**APPROPRIATIONS**

<b><u>Account Number</u></b>	<b><u>Account Name</u></b>	<b><u>Amount</u></b>
43202 5216	Renovations	\$4,858.00

4. For the Department of Social Services, to increase revenues and appropriations by \$15,129.00 for enhanced CPS funds, as follows:

**REVENUES**

<b><u>Account Number</u></b>	<b><u>Account Name</u></b>	<b><u>Amount</u></b>
6010 43610	State Aid - Admin	\$15,129.00

**APPROPRIATIONS**

<b><u>Account Number</u></b>	<b><u>Account Name</u></b>	<b><u>Amount</u></b>
60101 5110	Regular Wages	\$ 11,932.00
60104 5410	Office Supplies	400.00
60108 5810	Retirement	913.00
60108 5820	Social Security	<u>1,884.00</u>
		\$ 15,129.00

**From the Public Safety Committee:**

1. For the Sheriff's Department, to increase revenues and appropriations by \$572.68 for recovery of inmate copies and postage (\$53.64), disciplinary hearing surcharges and restitution (\$391.52) and Premiere Purchasing Partners food service rebate (\$127.52), as follows:

**REVENUES**

<b><u>Account Number</u></b>	<b><u>Account Name</u></b>	<b><u>Amount</u></b>
42770	Inmate Copies & Postage	\$ 53.64
42770	Unclassified Revenue	391.52
42701	Rebate	127.52

**APPROPRIATIONS**

<b><u>Account Number</u></b>	<b><u>Account Name</u></b>	<b><u>Amount</u></b>
31504 5440	Misc Fees & Services	\$ 53.64
31504 415103	Inmate Hearings	391.52
31504 5452	Other Supplies	<u>127.52</u>
		\$572.68

**From the Ways and Means Committee:**

1. For the Public Works Department, to increase revenues and appropriations by \$2,876.40 and \$1,445.25 sale of scrap, as follows:

**REVENUES**

<b><u>Account Number</u></b>	<b><u>Account Name</u></b>	<b><u>Amount</u></b>
5130 42650	Sale of Scrap	\$2,876.40
5130 42650	Sale of Scrap	\$1,445.25

**APPROPRIATIONS**

<b><u>Account Number</u></b>	<b><u>Account Name</u></b>	<b><u>Amount</u></b>
51302 5240	Highway & Street Equipment	\$2,876.40
51302 5240	Highway & Street Equipment	\$1,445.25

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

**AYES:**        **2548 votes**  
**NOES:**        **0 votes**  
**ABSENT:**    **295 votes (Moses, Hatch)**

**RESOLUTION AUTHORIZING THE PUBLIC HEALTH  
DEPARTMENT TO ACCEPT YEAR THREE OF FIVE YEAR WIC  
GRANT IN THE AMOUNT OF \$335,239.00 AND AUTHORIZING  
EXECUTION OF THE CONTRACT WITH THE DEPARTMENT  
OF HEALTH**

The following resolution was offered by Supervisor Morrow, 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 the Public Health Department to accept year three of the WIC grant in the amount of \$335,239.00; and

**BE IT FURTHER RESOLVED**, the Chairman and/or County Manager are hereby authorized to execute a contract with the Department of Health for WIC, upon the approval of the County Attorney.

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

**AYES: 2548 votes**  
**NOES: 0 votes**  
**ABSENT: 295 votes (Moses, Hatch)**

**RESOLUTION ACCEPTING, ADOPTING AND PLACING ON FILE  
POLICIES, PLANS, PROCEDURES AND ANNUAL REPORTS**

The following resolution was offered by Supervisor Preston, 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, adopts and/or places on file the following:

**From the Human Services Committee:**

\_\_\_\_\_The Essex County Smoking Policy, effective November 17, 2011

**From the Public Safety Committee:**

The Essex County Debris Management Plan, submitted by Emergency Services Department

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

**RESOLUTION PROCLAIMING THE WEEK OF OCTOBER  
2-8, 2011 AS SHERIFFS WEEK IN NEW YORK STATE**

The following resolution was offered Supervisor Ferebee, 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.

**WHEREAS**, the Office of Sheriff has been an integral part of the criminal justice system in New York State and in Essex County throughout our history, having been established in the State's first Constitution and having been continued in every succeeding Constitution, and having been one of the original Constitutional offices of our County; and

**WHEREAS**, despite changes in its function, status and powers during its long history, the Office of Sheriff has maintained a continuous existence, reserved its distinguishing heritage, and continued to be an essential component of our criminal justice community; and

**WHEREAS**, the Office of Sheriff has evolved into a modern, professional, full-service law enforcement agency, manned by fully trained police officers, using state-of-the-art technology and applying the latest and most advanced theories and practices in the criminal justice field; and

**WHEREAS**, the Office of Sheriff is unique in the community, and the duties of the Office go far beyond the traditional role of "Keeper of the Peace," and extend into many facets of public service, including maintaining the County jail, providing security in our courts, dispatching emergency services, and serving and executing civil process for our courts; and

**WHEREAS**, as a Constitutionally empowered entity directly responsible to the People, the ancient Office of Sheriff remains, even today, responsive and accountable to the public it serves; and

**WHEREAS**, it is fitting to celebrate the historical contributions of the Office of Sheriff and the significant role which the Sheriffs play in our modern criminal justice system.

**BE IT RESOLVED**, that the Essex County Board of Supervisors does hereby proclaim the week of October 2-8, 2011 as "Sheriffs Week" in New York State.

This resolution was unanimously seconded and adopted.

**RESOLUTION AUTHORIZING THE COMMUNITY RESOURCES  
DEPARTMENT TO ACCEPT A TRAFFIC SAFETY-LOCAL  
TRAFFIC SAFETY GRANT IN THE AMOUNT OF \$21,500**

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.

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes the Community Resources Department to accept a Traffic Safety-Local Traffic Safety grant in the amount of \$21,500.00; and

**BE IT FURTHER RESOLVED**, the Chairman and/or County Manager are hereby authorized to execute a contract with Traffic Safety, upon the approval of the County Attorney.

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

**AYES:           2548 votes**  
**NOES:            0 votes**  
**ABSENT:        295 votes (Moses, Hatch)**

**RESOLUTION AUTHORIZING PAYMENT TO SCALZO  
CONSTRUCTION OF AN ADDITIONAL \$2,818.00 FOR ADDITIONAL  
HOURS OF WORK ON THE JURY ROOM IN THE COURT HOUSE**

The following resolution was offered by Supervisor Ferebee, 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.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby authorizes the Chairman and/or County Manager to execute a change order/amendment to the contract with Scalzo Construction to pay an additional \$2,818.00 for additional hours of work on the Jury Room in the Court House, with funds to come from the Reserve Fund, upon the approval of the County Attorney.

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

**AYES: 2548 votes**  
**NOES: 0 votes**  
**ABSENT: 295 votes (Moses, Hatch)**

**RESOLUTION AUTHORIZING PURCHASING AGENT TO GO TO BID  
AND AWARD FOR ASBESTOS MITIGATION AT THE HORACE NYE  
HOME FOR THE SPRINKLER SYSTEM**

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

Upon the approval and 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.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby authorizes the County Purchasing Agent to go to bid and award for asbestos mitigation at the Horace Nye Home for the sprinkler system; and

**BE IT FURTHER RESOLVED**, that the Essex County Board of Supervisors hereby authorizes the Chairman or County Manager to execute a contract for the same, upon the approval of the County Attorney.

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

**AYES: 2548 votes**  
**NOES: 0 votes**  
**ABSENT: 295 votes (Moses, Hatch)**

**Resolution No. 276**  
**TABLED**

**October 3, 2011**  
**Regular Board Meeting**

**RESOLUTION AUTHORIZING PAYMENT TO \$7,500.00  
TO AES FOR ENGINEERING SPECIFICATIONS ON  
TRANSFORMER REPLACEMENT AT THE  
HORACE NYE HOME**

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

Upon the approval and 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.

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes a payment of \$7,500.00 to AES for engineering specifications on transformer replacement at the Horace Nye Home.

This resolution was duly seconded by Supervisor Preston and **tabled** with Supervisor Morrow opposed to the table.

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF  
PAUL R. PROVONCHA**

The following resolution was offered by Supervisor Morency on behalf of Supervisors Dobie and Moses, 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**, Paul R. Provoncha of Schroon Lake, New York passed away on September 16, 2011; and

**WHEREAS**, Paul R. Provoncha was born in Ticonderoga, New York on June 10, 1961, the son of Paul D. and Frances (DeZalia) Provoncha; and

**WHEREAS**, Paul R. Provoncha graduated from Schroon Lake Central School, he was employed at the Schroon Lake Sunoco Station and for the last twenty years owned and operated MainCare Automotive with his partner and best friend, Dennis Christian; and

**WHEREAS**, Paul R. Provoncha loved NASCAR but his true love was his family; and

**WHEREAS**, Paul R. Provoncha is survived by his beloved wife, Heather (Tonner) Provoncha, his son Paul Niles Provoncha, his parents, his sisters Debra Ford, Mary Neander and Jennifer Provoncha; his niece and nephew, and many aunts, uncles and cousins; and

**WHEREAS**, Paul R. Provoncha was the beloved husband of Heather Provoncha an employee of the Essex County Department of Public Works; and

**WHEREAS**, Paul R. Provoncha was a devoted husband, father, son, 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 Paul R. Provoncha; 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 Provoncha family.

This resolution was unanimously seconded and adopted.

**RESOLUTION URGING GOVERNOR CUOMO AND THE UNITED  
STATE CONGRESS TO IMMEDIATELY DO INSPECTIONS OF  
THE RIVERS AND BROOKS IN ESSEX COUNTY THAT HAVE  
CHANGED COURSE DURING THE RECENT HURRICANE**

The following resolution was offered by Supervisors Douglas and Ferebee, 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**, Hurricane Irene has cause widespread destruction throughout Essex County; and

**WHEREAS**, many rivers, brooks and streams have drastically changed their course and path; and

**WHEREAS**, it is necessary to inspect these waterways before winter to avoid any further damage associated with ice jams.

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby urges Governor Cuomo and the United States Congress to immediately do inspections of the rivers and brooks in Essex County that have changed course during the recent hurricane; and

**BE IT FURTHER RESOLVED**, that certified copies of this resolution shall be immediately forwarded to Governor Andrew M. Cuomo and United States Senators Charles E. Schumer and Kristen Gillibrand, Congressman William Owens and Congressman Chris Gibson.

This resolution was unanimously seconded and duly adopted.

**RESOLUTION URGING GOVERNOR CUOMO TO APPROVE AND  
EXPEDITE THE PROCESS OF COMMUNITY DEVELOPMENT  
BLOCK GRANTS IN THE AMOUNT OF \$400,000.00 FOR FIVE  
ESSEX COUNTY TOWNS**

The following resolution was offered by Supervisor Douglas, 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**, Hurricane Irene has caused widespread destruction throughout Essex County which resulted in the loss; and

**WHEREAS**, many rivers, brooks and streams have drastically changed their course and path; and

**WHEREAS**, it is necessary to inspect these waterways before winter to avoid any further damage associated with ice jams.

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby urges Governor Cuomo to approve and expedite the process of Community Development Block Grants in the amount of \$400,000.00 for five Essex County towns; and

**BE IT FURTHER RESOLVED**, that certified copies of this resolution shall be immediately forwarded to Governor Andrew M. Cuomo.

This resolution was unanimously seconded and duly adopted.

**RESOLUTION URGING GOVERNOR CUOMO TO RELIEVE  
COUNTIES OF THE 12.5% LOCAL SHARE RELATIVE TO FEMA  
DISASTER ASSISTANCE PROGRAM FUNDING**

The following resolution was offered by Supervisors Ferebee and 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**, the 12.5% local share relative to FEMA Disaster Assistance Program funding will have a profound impact on County budgets.

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby urges Governor Cuomo to relieve Counties of the 12.5% local share relative to FEMA Disaster Assistance Program funding ; and

**BE IT FURTHER RESOLVED**, that certified copies of this resolution shall be immediately forwarded to Governor Andrew M. Cuomo.

This resolution was unanimously seconded and duly adopted.

**RESOLUTION AUTHORIZING A RESOLUTION  
ALLOWING TOWNS, VILLAGES AND OTHER  
MUNICIPAL ENTITIES TO PIGGY-BACK ON  
COUNTY CONTRACTS**

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**, County governing boards may make provision in County contracts for towns, villages and districts located wholly or partly within the County, or within an adjoining County, to purchase materials, equipment, supplies and services under and through County contracts; and

**WHEREAS**, the County of Essex is desirous of allowing any of its towns, villages or other municipal entities located wholly or partly within the County to purchase materials, equipment, supplies and services under currently existing Essex County contracts provided that said purchase and contracts are made upon the same terms, conditions and specifications as existing contracts with Essex County.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby authorizes a blanket Resolution allowing towns, villages and other municipal entities to piggy-back on County contracts.

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

**AYES: 2548 votes**  
**NOES: 0 votes**  
**ABSENT: 295 votes (Moses, Hatch)**

**RESOLUTION AUTHORIZING THE PURCHASING AGENT TO SOLICIT  
REQUESTS FOR PROPOSALS AND TO AWARD TO THE LOWEST  
RESPONSIBLE BIDDER THE CONTRACT RELATIVE TO THE  
COLLECTION OF PROPERTY TAXES BY CREDIT CARD**

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

Upon the recommendation of the Finance 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 purchasing agent to solicit requests for proposals and to award to the lowest responsible bidder pursuant to the Essex County Procurement Law for services relative to the collection of property taxes by credit card; and

**BE IT FURTHER RESOLVED**, that this Board further authorizes the Chairman and/or County Manager to execute a contract for the same, upon the approval of the County Attorney.

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

**AYES: 2548 votes**  
**NOES: 0 votes**  
**ABSENT: 295 votes (Moses, Hatch)**

**RESOLUTION AUTHORIZING AMENDMENTS TO THE  
STANDARD POLICY MANUAL AS IT RELATES TO EMERGENCY  
DECLARED DISASTERS, FOR THE PURPOSES OF STATE AND  
FEDERAL REIMBURSEMENT PROCEDURES**

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

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

**WHEREAS**, the Essex County Personnel Policy Manual does not contain specific provisions regarding the individuals working within the Essex County Emergency Operation Center during a declared disaster to be supplied meals, as necessary, from the county's kitchen and expenses related to such meals would be documented separately, and to allow transportation expenses for mileage, travel to and from the EOC during their normal days off or holidays for employees that have to work at the EOC, not to exceed \$200.00 per claimant, and which provisions will be reimbursed by FEMA under the FEMA program.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby amends section 508 (d)(e) of the Personnel Policy Manual to provide for individuals working within the Essex County Emergency Operation Center during a declared disaster to be supplied meals, as necessary, from the county's kitchen and expenses for mileage, travel to and from the EOC during their normal days off or holidays for employees that have to work at the EOC, not to exceed \$200.00 per claimant, and which provisions will be reimbursed by FEMA under the FEMA program.

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

**AYES: 2548 votes**  
**NOES: 0 votes**  
**ABSENT: 295 votes (Moses, Hatch)**

**RESOLUTION AMENDING RESOLUTION NO. 172 OF JUNE 7, 2011 AMENDING  
THE CURRENT CONTRACT WITH SECURITY CONCEPTS, AUTHORIZING  
PAYMENT AND TO INCREASE CONTRACT AMOUNT OF \$25,000.00 TO \$29,491.65  
FOR THE PURCHASE AND INSTALLATION OF A CALL LIGHT BELL SYSTEM AT  
THE HORACE NYE HOME**

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

Upon the recommendation 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 the Chairman and/or County Manager to amend the current contract by change order with Security Concepts to increase the contract amount of \$25,000.00 to \$29,491.65 for the purchase and installation of a call light bell system at the Horace Nye Home, with such funds to come from Account #E83502-5E34 - HNH Equipment, upon approval of the County Attorney.

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

**AYES: 2059 votes**  
**NOES: 0 votes**  
**ABSENT: 295 votes (Moses, Hatch)**  
**ABSTAIN: 194 votes (Morrow)**

**RESOLUTION AUTHORIZING THE APPOINTMENT OF LINDA  
BEERS AS DIRECTOR OF PUBLIC HEALTH, AT AN ANNUAL  
SALARY OF \$78,000.00**

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

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

***BE IT RESOLVED***, that the Essex County Board of Supervisors hereby authorizes the appointment of Linda Beers as Director of Public Health, at an annual salary of \$78,000.00.

This resolution was unanimously seconded and adopted upon a roll-call vote as follows:

**AYES:           2548 votes**  
**NOES:            0 votes**  
**ABSENT:        295 votes (Moses, Hatch)**

**RESOLUTION AUTHORIZING PAYMENT TO \$13,513.00  
TO ALCATEL LUCENT FOR MICROWAVE PATH  
STUDIES AT BELFRY MOUNTAIN, SUCH FUNDS TO  
COME FROM THE RADIO BOND PROJECT**

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

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

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes a payment of \$13,513.00 to Alcatel Lucent for microwave path studies at Belfry Mountain, with such funds to come from the Radio Bond Project.

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

**AYES: 2548 votes**  
**NOES: 0 votes**  
**ABSENT: 295 votes (Moses, Hatch)**

**RESOLUTION AUTHORIZING THE DEPARTMENT OF  
SOCIAL SERVICES TO APPLY TO NEW YORK STATE  
FOR INCREASED REIMBURSEMENT OF THE NON-  
EMERGENCY MEDICAID TRANSPORTATION RATE  
FROM \$.25/MILE TO \$.825/MILE FOR VITAL MEDICAL  
TRANSPORTATION SERVICES PROVIDED BY THE  
OFFICE FOR THE AGING**

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

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

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes DSS to apply to the state for increased reimbursement of the non-emergency Medicaid transportation rate from \$.25/mile to \$.825/mile for vital Medicaid transportation services provided by the Office for the Aging.

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

**AYES: 2548 votes**  
**NOES: 0 votes**  
**ABSENT: 295 votes (Moses, Hatch)**

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF  
DONALD CLEON TITUS**

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

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

**WHEREAS**, Donald Cleon Titus of Crown Point, New York passed away on September 22, 2011; and

**WHEREAS**, Donald Cleon Titus was born in Moriah, New York on April 7, 1930, the son of Cleon and Marion (Murdock) Titus; and

**WHEREAS**, Donald Cleon Titus graduated from Crown Point Central School and proudly served his country in the United States Navy; and

**WHEREAS**, Donald Cleon Titus owned and operated Crown Point Garage with his father until its closing in the late 1970's; and drove bus for Crown Point Central School for many years; and

**WHEREAS**, Donald Cleon Titus in 1961 was elected Supervisor for the Town of Crown Point and was re-elected for eight consecutive terms until stepping down in 1977; and

**WHEREAS**, Donald Cleon Titus made a significant and memorable contribution to the People and Community of the Town of Crown Point, as well as to the People of Essex County, and was a distinguished and exceptional resident of the Town and County, leaving many positive changes and accomplishments and always served with the best interest of the citizens of Crown Point; and

**WHEREAS**, Donald Cleon Titus and his father-in-law, Howard Noel, were instrumental in developing a parcel of property known as "the lakeshore", and after many volunteer hours spent cleaning and building, the property was dedicated to the people of Crown Point as "Monitor Bay Park" so that the people would have public access to Lake Champlain; and

**WHEREAS**, Donald Cleon Titus led the Town Board in purchasing a piece of property and building an office building in order to secure health care services when Crown Point was faced with the loss of its in-town doctor; and

**WHEREAS**, Donald Cleon Titus was appointed Essex County's Personnel Officer and Civil Service Director in 1978, having retired in 1992; and

**WHEREAS**, Donald Cleon Titus served with distinction as a member of the Essex County Board of Supervisors, and was a respected and admired public servant; and

**WHEREAS**, Donald Cleon Titus was predeceased by his wife of 52 years, Mollie (Noel) Titus; and

**WHEREAS**, Donald Cleon Titus is survived by seven children, several grandchildren, two great-granddaughters, and many nieces and nephews; and

**WHEREAS**, Donald Cleon Titus was a devoted husband, father, son, grandfather, great grandfather, brother, 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 Donald Cleon Titus; 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 Titus family.

This resolution was unanimously seconded and adopted.

**Resolution No. 289**

**October 3, 2011**  
**Regular Board Meeting**

**RESOLUTION AUTHORIZING AND APPROVING A LEASE FOR  
OFFICE SPACE FOR CORNELL COOPERATIVE EXTENSION**

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

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

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes the Chairman and or County Manager to execute a lease for office space for Cornell Cooperative Extension, upon the approval of the County Attorney.

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

**AYES: 2548 votes**  
**NOES: 0 votes**  
**ABSENT: 295 votes (Moses, Hatch)**

**RESOLUTION OF APPRECIATION TO KATHY DAGGETT FOR  
ASSUMING THE TEMPORARY DUTIES OF ESSEX COUNTY  
PUBLIC HEALTH DIRECTOR**

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

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

**WHEREAS**, Kathy Daggett has graciously, competently and with highest degree of professionalism performed her duties as the Interim Director of Public Health; and

**WHEREAS**, the Essex County Board of Supervisors wishes to extend its deep and abiding appreciation to Kathy Daggett for her dedication and service to 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 Kathy Daggett for her dedication and service to Essex County and wishes her continued success and best wishes in her future endeavors.

This resolution was unanimously seconded and adopted.

**RESOLUTION OF APPRECIATION AND CONGRATULATIONS TO  
REUBEN C. MICK  
ON HIS 100<sup>TH</sup> BIRTHDAY**

The following resolution was offered by Supervisor Dobie on behalf of Supervisor Moses, who moved its adoption.

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

**WHEREAS**, Reuben C. Mick was born in Raquette Lake, New York on October 2, 1911, the fifth child of Reuben M. and Julia Mick; and

**WHEREAS**, Reuben C. Mick is a graduate of Raquette Lake Central School, a 1933 graduate from Cortland State Teacher's College and earned a master's degree from Columbia University in 1943; and

**WHEREAS**, Reuben C. Mick began a long career in education where he taught Physical Education at Long Lake and Brant Lake, as well as coaching the men and women's basketball and baseball teams; and in 1957, after receiving his Superintendent Certificate, he became a principal in Wells and Pottersville and retired from North Warren Central School in 1975, after 40 years in education; and

**WHEREAS**, Reuben C. Mick was an active member of his community having served on the Town of Schroon Zoning Appeals Board and the Essex County Democratic Committee, a member of Our Lady of Lourdes Parish, and member of the Schroon Lake Lions Club for more than 30 years, and was named "Man of the Year" in 2001; and

**WHEREAS**, Reuben C. Mick, as a native and lifelong resident of the Adirondacks, has a great love for the mountains, woods and lakes and has enjoyed many years hunting and fishing.

**BE IT RESOLVED**, that the County of Essex hereby extends its deep appreciation and sincere congratulations and best wishes to Reuben C. Mick upon the occasion of his 100<sup>th</sup> birthday; 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 Reuben C. Mick.

This resolution was unanimously seconded and adopted.

**RESOLUTION URGING THE STATE LEGISLATURE TO  
ENACT LEGISLATION ALLOWING ASSESSORS TO REDUCE  
PROPERTY VALUES ON PROPERTY SUBSTANTIALLY  
DAMAGED BY THE IRENE DISASTER AND AS DESIGNATED  
DISASTER RELIEF 4020 AND 1993**

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

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

**WHEREAS**, the Irene disaster left substantially damaged properties throughout Essex County; and

**WHEREAS**, Essex County is urging the State legislature to enact legislation allowing Assessors to reduce property values on property substantially damaged by the Irene disaster and designated Disaster Relief 4020 and 1993.

**BE IT RESOLVED**, that the Essex County Board of Supervisors strongly urges the New York State Legislature to enact legislation to allow Assessors to reduce property values on property substantially damaged by the Irene disaster and as designated DR 4020 and DR 1993; and

**BE IT FURTHER RESOLVED**, that the Clerk of this Board is hereby authorized and directed to immediately send certified copies of this resolution to: Senator Betty O’C. Little, Assemblywoman Teresa R. Sayward and Assemblywoman Janet Duprey.

This resolution was duly seconded by Supervisors Politi and Boisen, and adopted.

**RESOLUTION OF CONGRATULATIONS TO LEONARD SNOW OF JAY  
ON THE OCCASION OF HIS 100<sup>TH</sup> BIRTHDAY**

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

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

**WHEREAS**, Leonard Snow was born in Au Sable Forks, New York on September 14, 2011, one of Richard and Dora Riel Snow's eight children; and

**WHEREAS**, Leonard Snow is a graduate of Au Sable Forks High School and a member the Class of 1934 of Middlebury College; and

**WHEREAS**, Leonard Snow worked 50 years of his life to the day, with 10 years for Feek's Pharmacy, 20 years for Ward Lumber, one year for Essex County Head Start, and 15 years for the Au Sable Valley School District; and

**WHEREAS**, Leonard Snow enlisted in the U.S Army during World War II; was shipped with the 598<sup>th</sup> Signal Battalion to the Far East in 1944 and spent his tour of duty at Dulag Harbor on the Philippine Islands; and returned to Au Sable Forks after he left the military; and

**WHEREAS**, Leonard Snow, as a native and lifelong resident of Au Sable Forks, has a great love for family, friends, and memories.

**BE IT RESOLVED**, that the County of Essex hereby extends its deep appreciation and sincere congratulations and best wishes to Leonard Snow upon the occasion of his 100<sup>th</sup> birthday; 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 Leonard Snow.

This resolution was unanimously seconded and adopted.

**RESOLUTION OF CONGRATULATIONS AND BEST WISHES TO  
NATHAN BROWN**

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

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

**WHEREAS**, Nathan Brown has been a reporter at the Adirondack Daily Enterprise covering Essex County and the Essex County Board of Supervisors meetings and events; and

**WHEREAS**, Nathan Brown has exhibited the highest degree of competence and professionalism in his reporting and has earned the respect of his peers and this Board; and

**WHEREAS**, Nathan Brown has recently accepted a position at the Middletown Times Herald Record.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby expresses its appreciation to Nathan Brown for his fair and professional reporting and expresses their congratulations upon his accepting his new position at the Middletown Times Herald Record and extends their best wishes upon his new endeavor.

This resolution was unanimously seconded and adopted.

**RESOLUTION OF CONDOLENCES TO THE FAMILY OF  
ROYCE BRADFORD REED**

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

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

**WHEREAS**, Royce Bradford Reed of Keene, New York passed away on September 20, 2011; and

**WHEREAS**, Royce Bradford Reed was born in Keene, New York on July 29, 1923, the son of Benton and May (McFarland) Reed; and

**WHEREAS**, Royce Bradford Reed was a graduate of Keene Central School in 1943, and was drafted into the U.S. Army during World War II, having served on the European front, serving in Company D, 335<sup>th</sup> Infantry, first as a general clerk and later as a court martial clerk until 1946; and

**WHEREAS**, Royce Bradford Reed worked for Torrington Construction and Lane Construction for many years as an operating engineer and was part of the many highway expansion projects under President Eisenhower in the 1960's, including the building of the Palisades Parkway and the New York State Thruway; and

**WHEREAS**, Royce Bradford Reed after retirement enjoyed gardening, genealogy, reading and caring for his grandchildren; and

**WHEREAS**, Royce Bradford Reed is survived by his wife, Argenta (LeClair) Reed, his daughter, Paula and her husband, David McDonough, his son Bruce Reed and his wife, Carol, five grandchildren, two great-grandchildren, his brother, Calvin Reed, and many nieces and nephews; and

**WHEREAS**, Royce Bradford Reed was a devoted and loving husband, son, father, grandfather, great grandfather, brother, 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 Royce Bradford Reed ; 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 Reed family.

This resolution was unanimously seconded and adopted.

**RESOLUTION NAMING ESSEX COUNTY THE SPONSORING  
MUNICIPALITY FOR A NEWLY SUBMITTED GRANT  
REQUEST TO THE LOCAL WATERFRONT REVITALIZATION  
PLAN ON BEHALF OF THE AUSABLE RIVER ASSOCIATION**

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

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

**WHEREAS**, the AuSable River Association is applying for a grant to provide funds to implement the AuSable Watershed Management Plan and to complete the Boquet Watershed Plan; and

**WHEREAS**, AuSable River Association does not qualify for the application as a non-profit and is requesting Essex County to be the sponsoring municipality; and

**WHEREAS**, AuSable River Association would cover the match and administration of these funds, the County would bear no expense, and, if approved, the Office of Community Resources would set up corresponding revenue and appropriation accounts to allow pass through funding to the AuSable River Association.

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes naming Essex County as the sponsoring municipality for grant application to the Local Waterfront Revitalization Plan on behalf of the AuSable River Association and to accept a grant from LWRP.

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

**AYES: 2548 votes**  
**NOES: 0 votes**  
**ABSENT: 295 votes (Moses, Hatch)**

**RESOLUTION URGING THE STATE LEGISLATURE TO  
ENACT LEGISLATION ALLOWING ASSESSORS TO REDUCE  
PROPERTY VALUES ON PROPERTY SUBSTANTIALLY  
DAMAGED DUE TO THE STORM REFERENCED AS DR 1993**

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

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

***BE IT RESOLVED***, that the Essex County Board of Supervisors hereby urges the State Legislature to enact legislation allowing assessors to reduce property values on property substantially damaged due to the storm referenced as DR 1993.

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

**AYES:           2548 votes**  
**NOES:            0 votes**  
**ABSENT:        295 votes (Moses, Hatch)**

**RESOLUTION URGING MULTI-YEAR STATE TAKEOVER  
OF LOCAL SHARE OF MEDICAID**

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

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

**WHEREAS**, county officials across the state are presently introducing their 2012 budgets; and

**WHEREAS**, these budget decisions are being made under the constraints of the State's new property tax cap; and

**WHEREAS**, when State lawmakers enacted a property tax cap, they pledged to provide mandate relief that would enable and empower local leaders to implement that tax cap locally; and

**WHEREAS**, that mandate relief has not materialized; and

**WHEREAS**, by far, at a local statewide cost of \$7.3 billion, Medicaid is the number one mandate facing counties; and

**WHEREAS**, State Legislation (S.5889-B) will require state policymakers to take full fiscal responsibility for New York's largest in the nation Medicaid program, by implementing an eight (8) year gradual State takeover of county Medicaid costs; and

**WHEREAS**, removing county taxpayers from the financing of Medicaid is the single most important thing the State Legislature can do to lower property taxes for New Yorkers; and

**WHEREAS**, the State takeover of county Medicaid costs will lead to lower property taxes and enhance New York's economic competitiveness and improve economic opportunities for all New Yorkers; and

**WHEREAS**, state lawmakers can fund the takeover with a combination of Medicaid program reforms, state-derived savings and other spending controls, including, applying MRT (Medicaid Redesign Team) reform savings to mandate relief and pursuing a federal Medicaid waiver to leverage state cost containment initiatives that can be applied to property tax relief and applying future revenues to lowering property taxes and by allowing federal health care reforms to cover New Yorkers; and

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Supervisors of Essex County calls on State lawmakers to keep their promise, and sign on to legislation (S5889-B) designed to provide mandate relief for counties, in the form of an eight-year State takeover of county Medicaid costs.

This resolution was unanimously seconded and adopted.

**RESOLUTION AUTHORIZING PAYMENT OF \$970.72 TO FREDERICK BUCK FOR EXPERT TESTIMONY, TRAVEL AND EXPENSES FOR EXPERT FEES, TRAVEL AND EXPENSES TO PROVIDE EXPERT WITNESS TESTIMONY AT MEDIATION IN ALBANY ON O'CONNELL ELECTRIC VS. ESSEX COUNTY DELAY CLAIM**

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

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

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes payment to Frederick Buck for expert testimony, travel and expenses for expert fees, travel and expenses to Albany, NY to provide expert witness testimony at mediation on O'Connell Electric v. Essex County Delay Claim case, in the total amount of \$970.72, as follows from Account H31504 5497 - \$138.72 mileage and Account H31504-5432 - \$832.00 witness fees.

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

**AYES: 2117 votes**  
**NOES: 431 votes (Boisen, Scozzafava, Dobie)**  
**ABSENT: 295 votes (Moses, Hatch)**

**RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN  
THE NEW YORK STATE OFFICE OF INDIGENT LEGAL  
SERVICES AND THE COUNTY OF ESSEX**

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

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

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes an agreement with the New York State Office of Indigent Legal Services in the amount of \$14,030.00 for a term of one year effective June 1, 2011 through May 31, 2012.

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

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

**AYES:           2548 votes**  
**NOES:            0 votes**  
**ABSENT:        295 votes (Moses, Hatch)**

**RESOLUTION INCREASING TAXES ON SALES AND USES OF  
TANGIBLE PERSONAL PROPERTY AND OF CERTAIN  
SERVICES, ON OCCUPANCY OF HOTEL ROOMS AND ON  
AMUSEMENT CHARGES PURSUANT TO ARTICLE 29 OF THE  
TAX LAW OF THE STATE OF NEW YORK**

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

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby Amends Resolution No. 207 of 1967 as follows:

1. Section 4-A of Resolution No. 207, enacted by the Board of Supervisors of Essex County on December 4, 1967, imposing sales and compensating use taxes, as amended, is amended to read as follows:

*“4-A. Imposition of additional rate of sales and compensating use taxes.*

Pursuant to the authority of section 1210 of the Tax Law, in addition to the sales and compensating use taxes imposed by sections 2 and 4 of this resolution, there is hereby imposed and there shall be paid an additional three-quarters of one percent rate of such sales and compensating use taxes, for the period beginning September 1, 2004, and ending November 30, 2013. Such additional taxes shall be identical to the taxes imposed by such sections 2 and 4 and shall be administered and collected in the same manner as such taxes. All of the provisions of this resolution relating or applicable to the administration and collection of the taxes imposed by such sections 2 and 4 and shall apply to the additional taxes imposed by this section, including the applicable transitional provisions, limitations, special provisions, exemptions, exclusions, refunds and credits as are set forth in this resolution, with the same force and effect as if those provisions had been incorporated in full into this section and had expressly referred to the additional taxes imposed by this section.”

2. Paragraph (b) of subdivision (1) of section 11 of Resolution No. 207, enacted by the Board of Supervisors of Essex County on December 4, 1967, imposing sales and compensating use taxes, as amended, is amended to read as follows:

*“(b) With respect to the additional tax of three-quarters of one percent imposed for the period beginning September 1, 2004, and ending November 30, 2013, in respect to the use of property used by the purchaser in this County prior to September 1, 2004.”*

3. This enactment shall take effect December 1, 2011.

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

**AYES: 2548 votes**  
**NOES: 0 votes**  
**ABSENT: 295 votes (Moses, Hatch)**

**RESOLUTION AUTHORIZING THE PURCHASE OF A PORTABLE SOLAR  
POWERED TRAFFIC SIGNAL SYSTEM FOR THE DEPARTMENT OF PUBLIC  
WORKS SPRAGUE MILL BROOK, IN THE AMOUNT OF \$49,069.95, WITH FUNDS  
TO COME FROM THE MAY FLOOD DISASTER FUND 11-5**

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

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

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes the purchase of a portable solar powered traffic signal system for DPW on Sprague Mill Brook, in the amount of \$49,069.95, with such funds to come from the May Flood Disaster Fund 11-5, Account #H51142 5240.

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

**AYES: 2548 votes**  
**NOES: 0 votes**  
**ABSENT: 295 votes (Moses, Hatch)**

**RESOLUTION AUTHORIZING THE SETTLEMENT OF THE  
LAWSUIT ENTITLED O'CONNELL ELECTRIC COMPANY, INC.  
-V- COUNTY OF ESSEX BEARING INDEX NO. 531-09,  
VENUED IN THE ESSEX COUNTY SUPREME COURT FOR  
THE TOTAL SUM OF \$450,000 UPON RECEIPT OF A  
STIPULATION DISCONTINUING ACTION, RELEASES AND  
OTHER DOCUMENTS APPROVED BY THE ESSEX COUNTY  
ATTORNEY**

The following resolution was offered by Supervisor Politi, 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 County of Essex hereby authorizes the settlement of the lawsuit entitle O'Connell Electric Company, Inc. -v- County of Essex, bearing Index No. 531-09, venued in the Essex County Supreme Court for the total sum of \$450,000.00 upon receipt of a stipulation discontinuing action, releases and other documents approved by the County Attorney which funds are to come from the Jail/Public Safety Construction Account - H-31504 Project 98-3a; and

**BE IT FURTHER RESOLVED**, Chairman and/or County Manager are hereby authorized to execute any and all documents necessary to effectuate the settlement.

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

**AYES:           2548   votes**  
**NOES:           0   votes**  
**ABSENT:        295   votes (Moses, Hatch)**