

**RESOLUTION AUTHORIZING THE EXECUTION OF A
SUBORDINATION AGREEMENT RELATIVE TO PROPERTY
OWNED BY JENNIFER ZAHORCHACK AND GREGG
VANDEUSEN LOCATED AT 1345 NYS ROUTE 22, ESSEX, NEW
YORK SUBORDINATING THE LIEN OF ESSEX COUNTY IN THE
AMOUNT OF \$20,000.00 AND DESIRE TO OBTAIN A
MORTGAGE LOAN FROM PRIME LENDING, INC. IN THE
PRINCIPAL SUM NOT TO EXCEED \$120,714.00**

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

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes the Chairman and/or County Manager to execute a Subordination Agreement relative to property owned by Jennifer Zahorchack and Gregg VanDeusen, I located at 1345 NYS Route 22, Essex, New York subordinating the lien of Essex County in the amount of \$20,000.00 to obtain a mortgage loan from Prime Lending, Inc. in the principal sum not to exceed \$120,714.00.

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

AYES: 2820 votes
NOES: 0 votes
ABSENT: 101 votes (Preston)

**RESOLUTION AUTHORIZING THE EXECUTION OF A
CONTRACT AGREEMENTS BETWEEN ESSEX COUNTY AND
THE NEW YORK STATE OFFICE OF EMERGENCY
MANAGEMENT (NYSOEM) REGARDING HMGP PROJECT
#4020-0020 PROPERTY ACQUISITIONS, IN THE TOTAL
CONTRACT AMOUNT OF \$2,678,394.00, OR SUCH
OTHER INCREASED AMOUNT OFFERED BY
THE STATE OF NEW YORK**

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

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes its Chairman and/or County Manager to execute a contract agreement between Essex County and New York State Office of Emergency management (NYSOEM) regarding HMGP Project #4020-0200, property acquisitions, in the total amount of \$2,678,394.00, or such other increased amount offered by the State of New York.

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

AYES: 2820 votes
NOES: 0 votes
ABSENT: 101 votes (Preston)

**RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT TO
PURCHASE A TEMPORARY EASEMENT FROM NORMAN AND MOLLY
WESTOVER FOR THE SUM OF \$4,900.00, INCIDENT TO THE MORIAH CENTER
BRIDGE REPLACEMENT**

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

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes the Chairman and/or County Manager to execute an agreement to purchase a temporary easement from Norman and Molly Westover for the sum of \$4,900.00, incident to the Moriah Center Bridge replacement.

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

AYES: 2820 votes
NOES: 0 votes
ABSENT: 101 votes (Preston)

RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH APEX MORTGAGE CORPORATION AND ESSEX COUNTY TO PURCHASE A TEMPORARY EASEMENT AND/OR CONVEYANCE AND FEES IN AN AMOUNT NOT TO EXCEED \$35,500.00, INCIDENT TO THE MORIAH CENTER BRIDGE REPLACEMENT

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

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes the Chairman and/or County Manager to execute an agreement to purchase a temporary easement and/or conveyance and fees in an amount not to exceed \$35,500.00 from Apex Mortgage Corporation, incident to the Moriah Center Bridge replacement.

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

AYES: 2820 votes
NOES: 0 votes
ABSENT: 101 votes (Preston)

RESOLUTION CALLING FOR THE REPEAL OF THE ENACTMENT OF THE NEW YORK STATE SAFE ACT

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

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

WHEREAS, the right of the people to keep and bear arms is guaranteed as an individual right under the second amendment of the United States Constitution and that this right is regarded as an inalienable right of the people of Essex County; and

WHEREAS, the lawful ownership and use of firearms is, and has been, a valued tradition in Essex County and that the right to bear arms is exercised by many Essex County residents for which the County of Essex derives economic and environmental benefits from safe forms of recreation involving firearms which includes hunting and target shooting; and

WHEREAS, our New York State representatives could not and did not have the time to request and receive the input of their constituents regarding this matter which is the standard by which the Essex County Board of Supervisors holds itself to when it comes to the enactment of such a controversial law and is a matter of simple due process; and

WHEREAS, the crafting of the New York SAFE Act resulted in complex policy changes, many subject to interpretation and are confusing to a vast number of public officials as well as law enforcement officials who are required to enforce and explain them; and

WHEREAS, there is the potential of a significant financial impact on Essex County which will result due to sections of the Act which will require additional manpower and computer systems, as well as the tax share our residents will have to contribute if the proposed 2013-14 budget spending of \$36 million dollars for the implementations of the New York SAFE Act is enacted, at a time when all New York State residents are asking for tax relief; and

WHEREAS, requiring law-abiding gun owners to verify ownership of certain types of firearms every five years, in addition to registering them on their permits, which now also must be renewed every five years, does not increase the safety of the public and is unnecessarily burdensome to the residents of New York State; and

WHEREAS, the only persons who will comply with the new high-capacity magazine ban are law-abiding citizens, leaving the same high-capacity magazines in the hands of those who choose not to obey the law; and

WHEREAS, requiring documentation of all ammunition sales in New York State, as provided for in this legislation, is a significant unfunded mandate on businesses; and

WHEREAS, this legislation fails to offer any meaningful solutions to gun violence and places increased burden where it does not belong, squarely on the backs of law-abiding citizens; and

WHEREAS, this legislation effectively turns countless New York State law-abiding gun owners into criminals; and

WHEREAS, while there are some areas of the legislation that the Essex County Board of Supervisors finds encouraging, such as addressing glaring shortcomings in the mental health system, the strengthening of Kendra's Law and Mark's Law (which provides additional penalties for assaulting first responders), as well as privacy protections for pistol permit holders, by and large, we find the legislation does little more than negatively impact lawful gun ownership.

NOW, THEREFORE, BE IT RESOLVED, that the Essex County Board of Supervisors does hereby demand the repeal of all the sections of the New York SAFE ACT which we believe infringe upon the right of the people to keep and bear arms; and is our opinion unconstitutional under both the Federal and State Constitution; and

BE IT FURTHER RESOLVED, that the Essex County Board of Supervisors strongly encourages the members of New York State Legislature to hold public hearings to address the issue of gun violence in a way that will produce meaningful results; and

BE IT FURTHER RESOLVED, that the Essex County Board of Supervisors requests members of the New York State Senate and Assembly who represent all or part of Essex County to reply in writing with their views on, and actions taken, in support of, or opposition to, the New York SAFE Act; and

BE IT FURTHER RESOLVED, that copies of this resolution be sent to Governor Andrew Cuomo, Assemblyman Daniel Stec, Senator Elizabeth O'C. Little, Assemblywoman Janet Duprey and the New York State Association of Counties.

This resolution was duly seconded by Supervisors Blades, Moore, Canon, Harrington, Malaney, Scozzafava, Whitson, Politi, Marnell and Boisen, and adopted, upon a roll-call vote, as follows:

AYES: 2552 votes
NOES: 268 votes (Hatch, Connell)
ABSENT: 101 votes (Preston)

**RESOLUTION IN OPPOSITION TO PROPOSED LEGISLATION
REQUIRING GUN OWNERS TO OBTAIN LIABILITY INSURANCE**

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

WHEREAS, there is currently pending in the NYS Assembly Bill No. A3908-2013 and NYS Senate Bill No. S3853-2013 which will require owners of firearms to obtain liability insurance in an amount not less than \$1 million dollars; and

WHEREAS, said proposed legislation has been referred to the Assembly Legislative Committee on Insurance; and

WHEREAS, the proposed legislation constitutes nothing more than a back door attempt to prohibit legal gun ownership in this State; and

WHEREAS, such mandatory insurance coverage would accomplish nothing more than to burden responsible, law abiding taxpayers while doing nothing to prevent the perpetrators of criminal acts involving guns; and

WHEREAS, it is constitutionally impermissible to require citizens to obtain liability insurance to exercise their rights under the 2nd amendment; and

WHEREAS, the only predictable outcome of the passage of this law is an increase in profits to insurance companies; and

NOW, THEREFORE BE IT RESOLVED, that the Essex County Board of Supervisors hereby strongly opposes any attempt to mandate gun owners to buy liability insurance; and

BE IT FURTHER RESOLVED, that the Essex County Board of Supervisors requests the members of the New York State Senate and Assembly who represent all, or part of, Essex County to reply, in writing, with their views on, and actions taken, in support of, or opposition to the proposed gun insurance bill; and

BE IT FURTHER RESOLVED, that copies of this resolution be sent to Governor Andrew Cuomo, Senator Elizabeth O’C. Little; and Assemblyman Daniel G. Stec and the New York State Association of Counties.

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

AYES: 2820 votes
NOES: 0 votes
ABSENT: 101 votes (Preston)