

SULLIVAN COUNTY LEGISLATURE AGENDA

Legislative Monthly Meeting for February 19, 2009 at 2:00PM

Call to Order

Pledge of Allegiance

Roll Call of Legislators

Presentation: **Child Support**

Communications

Public Comment

Resolutions:

1. Authorize the issuance of \$3,000,000 bonds of the County of Sullivan, New York to pay the cost of the construction of improvements to and reconstruction of highways, bridges and related traffic control and signage systems throughout and in and for said county
2. Amend Resolution 379-08 authorizing the County of Sullivan, New York to enter into a lease purchase agreement in connection with the acquisition of a voice over internet provider and telephone system and providing for other matters in relation thereto including the refinancing of said equipment
3. Set Public Hearing on a Local Law of 2009 for 3/19/09 at 1:50PM entitled "A Local Law to Make Technical Corrections to the Empire Zone Boundaries"
4. Set Public Hearing on a Local Law of 2009 for 3/19/09 at 1:40PM entitled "A Local Law to Amend the Sullivan County Code, Chapter 164, Regarding the Sale of County-Owned Property"
5. Apportion the Mortgage Tax
6. Modify the 2009 County Budget
7. Appoint members to the Long Term Care Council for Sullivan NYCONNECTS
8. Appoint members to the Sullivan County Health Services' Health Services Advisory Board
9. Support for the continuation of the Empire Zone Program
10. Adopt the list of those public officials and employees of the County of Sullivan who are required to file a financial disclosure statement
11. Establish a rate of pay for Coroner's Physician
12. Disburse the District Attorneys Recruitment and Retention Program Grant
13. Set deadline for applications for repurchases for April 20, 2009 pursuant to Sullivan County Code Article II of Chapter 164
14. Correct 2009 Tax Roll HI 7.-1-84.4 Hallock
15. Correct 2009 Tax Roll FA 12-1—65.10 Smith
16. Correct 2009 Tax Roll FA 3-1-26.1 DeFilippo
17. Correct 2009 Tax Roll BE 55.E-1-30 Finazzo
18. Correct 2009 Tax Roll and Issue Refund where necessary to numerous taxpayers in the Town of Bethel
19. Acquire Property along County Road 61 for Highway Purposes
20. Increase the admission fees at Fort Delaware Museum of Colonial History
21. Provide up to \$8,500 to the Eagle Institute
22. Appropriate \$17,100 to Catskill Association of Tourism Services (CATS)
23. Award contract for a Facilities Improvement Project and Energy Efficiency at the Sullivan County Health and Family Services Complex
24. Authorize state early intervention contract with Partnership for Education
25. Authorize contract with Cornerstone Engineering, PLLC for closure of the Sullivan County Phase I Landfill
26. Authorize agreements with municipalities for participation in the County's Cleanup Initiative 2009 Programs
27. Authorize contracts with lawn mowing services
28. Authorize contract with Quick Solutions for electronically archiving records
29. Authorize contract with B&M Excavating for Landfill Gas Collection & Control System Improvements
30. Authorize contract modification with Rolling V Bus Corp

31. Authorize contract modification with Fred A. Cook, Jr. Inc.
32. Authorize contract modification with Frontrunner Network Systems
33. Authorize contract modification with Malcolm Pirnie, Inc.
34. Authorize contract modification with Gerry Foundation, Inc.
35. Authorize contract modification with Cornerstone Environmental Group

Good and Welfare

Recognition of Legislators

Announcements from Chair

Adjournment or Close

BOND RESOLUTION

At a regular meeting of the County Legislature of the County of Sullivan, New York, held at the County Government Center, in Monticello, New York, on the _____ day of February, 2009, at _____ o'clock P.M., Prevailing Time.

The meeting was called to order by _____, and upon roll being called, the following were:

PRESENT:

ABSENT:

The following resolution was offered by _____, who moved its adoption, seconded by _____, to-wit:

BOND RESOLUTION NO. _____ OF 2009 DATED FEBRUARY _____, 2009.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$3,000,000 BONDS OF THE COUNTY OF SULLIVAN, NEW YORK, TO PAY THE COST OF THE CONSTRUCTION OF IMPROVEMENTS TO AND RECONSTRUCTION OF HIGHWAYS, BRIDGES AND RELATED TRAFFIC CONTROL AND SIGNAGE SYSTEMS THROUGHOUT AND IN AND FOR SAID COUNTY.

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act as a Type II Action, have been performed; and

WHEREAS, it is now desired to authorize the financing of such capital project, NOW, THEREFORE,

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Sullivan, New York, as follows:

Section 1. For the class of objects or purposes of paying the cost of the construction of improvements to and reconstruction of highways, bridges and related traffic control and signage systems throughout and in and for the County of Sullivan, New York, including incidental improvements and expenses in connection therewith, there are hereby authorized to be issued \$3,000,000 bonds of said County pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid class of objects or purposes is \$3,000,000, and that the plan of financing thereof is by the issuance of the \$3,000,000 bonds of said City authorized to be issued pursuant to this bond resolution; **PROVIDED, HOWEVER**, that to the extent that any Federal or State grants-in-aid are received for such class of objects or purposes, the amount of bonds to be issued pursuant to this resolution shall be reduced dollar for dollar.

Section 3. It is hereby further determined that the period of probable usefulness of the aforesaid class of objects or purposes is ten (10) years, pursuant to subdivision 90, based upon subdivisions 10, 20(c) and 72(2nd) of paragraph (a) of Section 11.00 of the Local Finance Law.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the County Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Treasurer, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said County of Sullivan, New York, are hereby irrevocable pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the County Treasurer, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such

recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in full in the *Sullivan County Democrat* and the *River Reporter*, the official newspapers of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

The foregoing resolution was duly put to a vote which resulted as follows:

AYES:

NOES:

ABSENT:

The resolution was thereupon declared duly adopted.

* * * * *

RESOLUTION

At a meeting of the County Legislature of the County of Sullivan, New York, on the 19th day of February, 2009, at 2o'clock P.M., Prevailing Time.

The meeting was called to order by Chair, Jonathan Rouis, and upon roll being called, there were

PRESENT:

ABSENT:

The following resolution was offered by _____, who moved its adoption, seconded by _____, to-wit:

RESOLUTION DATED FEBRUARY _____, 2009.

A RESOLUTION AMENDING RESOLUTION 379-08 AUTHORIZING THE COUNTY OF SULLIVAN, NEW YORK, TO ENTER INTO A LEASE PURCHASE AGREEMENT IN CONNECTION WITH THE ACQUISITION OF A VOICE OVER INTERNET PROVIDER AND TELEPHONE SYSTEM, AND PROVIDING FOR OTHER MATTERS IN RELATION THERETO, INCLUDING THE REFINANCING OF SAID EQUIPMENT.

WHEREAS, the County of Sullivan, New York (the "County") is interested in undertaking an acquisition of a new voice over internet provider telephone system (the "Project") pursuant to an agreement previously entered into with Key Government Finance, Inc., on behalf of Cisco Systems Capital Corporation ("Equipment Provider") dated as of October 27, 2008 (the "Agreement"); and

WHEREAS, in order to undertake the Project and finance the improvements contemplated in connection with the Project it was necessary to enter into the Agreement with the Equipment Provider and a lease purchase agreement with Cisco Systems Capital Corporation (the "Lessor") and the execution of related documents; and

WHEREAS, the County hereby seeks to refinance the Project so as to pay off Key Government Finance, Inc., in full and to replace its obligation thereto with an agreement with Municipal Leasing Consultants at a lower rate of interest, and

WHEREAS, the County is in compliance with the competitive bidding statutes or other provisions for procurement applicable thereto;

NOW, THEREFORE, BE IT RESOLVED, BY THE COUNTY LEGISLATURE OF COUNTY OF SULLIVAN, NEW YORK as follows:

Section 1. The Agreement, in substantially the form presented to this County Legislature, is hereby approved and the County Manager has been previously authorized to execute the Agreement subject to any modifications thereto approved by the County Attorney.

Section 2. For the purpose of refinancing the Project, including costs of issuance in connection therewith (or such portion thereof as the County Treasurer shall determine to be in the best financial interests of the County) the execution and delivery of a lease purchase agreement, in an amount not to exceed \$773,213.56 and a rate not to exceed 3.59%, with the Lessor (the "Lease") is hereby authorized, based upon evaluations of financing alternatives and findings provided in Appendix A attached hereto and hereby determined to be a part hereof. The County Treasurer is hereby authorized to execute all necessary financial documents in order to effectuate the refinancing with Municipal Leasing Consultants, or its designee, at an interest rate not to exceed 3.59%, with the understanding that the Lease agreement previously executed by the County Manager on October 27th, 2008 shall remain in full force and effect between Cisco Systems Capital Corporation and the County; it is just the financing arrangement that will change, so that Key Government Finance, Inc. will be repaid in full, having agreed to waive its 3% prepayment penalty, and the payment obligation will be to Municipal Leasing Consultants, or its designee, and

Section 3. All other officers, employees and agents of the County are hereby and directed for and on behalf of the County to execute and deliver all certificates and other documents, perform all acts and do all things required or contemplated to be executed, performed or done by this resolution or any document or agreement approved hereby.

Section 4. All other matters pertaining to the terms and delivery of the Lease shall be determined by the County Treasurer and all powers in connection therewith are hereby delegated to the County Treasurer.

Section 5. This resolution takes effect immediately.

The foregoing resolution was duly put to a vote which resulted as follows:

AYES:

.....

NOES:

ABSENT:

The resolution was thereupon declared duly adopted.

* * * * *

APPENDIX A

EVALUATION OF FINANCING ALTERNATIVES AND FINDINGS STATEMENTS PURSUANT TO GENERAL MUNICIPAL LAW §109-b(3)(d) AND THE REGULATIONS OF THE OFFICE OF THE STATE COMPTROLLER THEREUNDER

- (a) A statement indicating the estimated cost of each capital improvement to be financed, exclusive of the cost of financing. Cisco Systems Equipment at \$485,840.16; Extended Maintenance Cost for Five (5) Years at \$150,773.40; Installation and other services at cost of \$136,213.56 for a total amount to be leased of \$773,213.56. The interest as a result of the refinancing will be reduced from 5.18% to 3.59%, including all costs of said transaction. The term of the repayment may be decreased in the discretion of the County Treasurer from five (5) years to four (4) years in order to make the transaction less costly.
- (b) A statement indicating whether the proposed capital improvements may be financed with indebtedness issued under the Local Finance Law and if not, the specific reasons why such financing is not authorized. It is less costly and more efficient to enter into the installment lease. The purpose of the instant transaction is to refinance such lease, previously executed by the County Manager on October 27, 2008. The lease itself with the equipment provider, Cisco Systems Capital Corporation, will remain in effect, including the five year extended warranty, but the monetary obligation to Key Government Finance, Inc. will be terminated upon repayment, to be replaced by new financing arranged by Municipal Leasing Consultants, 7 Old Town Lane, Grand Isle, VT. 05458, at an interest rate that will not exceed 3.59%, and will save the County money.

- (c) If the capital improvements may be financed with indebtedness, a statement indicating the estimated total cost of the capital improvements, inclusive of the cost of financing, if financed pursuant to the Local Finance Law. If the County were to borrow this money by a series of short term bonds, the interest rate could be subject to change each year of financing and renewal, and would be in an uncertain amount, in a very unfavorable economic climate for borrowing. In addition, the County would incur costs of borrowing each year, instead of the present arrangement which has a favorable rate of interest which will remain stable throughout the term of the payment agreement, and which includes all costs of financing.

- (d) A statement indicating the estimated total cost of the proposed capital improvements, inclusive of the cost of financing, if financed pursuant to an installment purchase contract. \$773,213.56.

- (e) A comparison of the estimated total costs required by subdivisions (c) and (d) of this section. Those costs would likely exceed the current costs. Specificity is not possible due to the uncertain rates of interest that the County would incur this year, and in the future, particularly in light of the unstable economic climate and global economic crisis.

- (f) A recommendation as to whether it is in the best interests of the political subdivision to finance the capital improvements pursuant to the Local Finance Law or pursuant to an installment purchase contract and the specific reasons for such recommendation. The reasoning is stated in detail hereinabove.

RESOLUTION INTRODUCED BY COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE TO MAKE TECHNICAL CORRECTIONS TO THE EMPIRE ZONE BOUNDARIES.

WHEREAS, there has been introduced and presented at a meeting of the Sullivan County Legislature held on February 19, 2009 a proposed Local Law entitled "To Make Technical Corrections to the Empire Zone Boundaries."

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held on said proposed local law by the Sullivan County Legislature on March 19, 2009 at 1:50 PM, in the Legislative Chambers, County Government Center, Monticello, New York, at least six (6) days notice of public hearing be given by the Clerk of the Sullivan County Legislature by due posting thereof on the bulletin board of the County of Sullivan and by publishing such notice at least once in the official newspaper of said County.

**COUNTY OF SULLIVAN
NOTICE OF PUBLIC HEARING**

NOTICE IS HEREBY GIVEN that there has been duly presented and introduced at a meeting of the Legislature of the County of Sullivan, New York, held on February 19, 2009, a proposed Local Law entitled "A Local Law to Make Technical Corrections to the Empire Zone Boundaries."

NOTICE IS FURTHER GIVEN that the Legislature of the County of Sullivan will conduct a public hearing on the aforesaid proposed Local Law at the Legislature's Meeting Room, County Government Center, Monticello, New York, 12701, on March 19, 2009 at 1:50 p.m. at which time all persons interested will be heard.

DATED: February 19, 2009
Monticello, New York

ANNMARIE MARTIN
Clerk of the Legislature
County of Sullivan, New York

**RESOLUTION NO. INTRODUCED BY JODI GOODMAN, CHAIR OF THE
PLANNING AND ENVIRONMENTAL MANAGEMENT AND REAL
PROPERTY COMMITTEE TO SET PUBLIC HEARING FOR A PROPOSED
LOCAL LAW OF 2009 TO AMEND COUNTY CODE CHAPTER 164**

WHEREAS, there has been introduced and presented at a meeting of the Sullivan County Legislature held on February 19, 2009, a proposed Local Law of the year 2009 entitled "A Local Law to Amend the Sullivan County Code, Chapter 164, Regarding the Sale of County-Owned Property",

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held on said proposed local law by the Sullivan County Legislature on March 19, 2009 at 1:40 PM in the Legislative Chambers, County Government Center, Monticello, New York, and that at least six (6) days notice of said public hearing be given by the Clerk of the Sullivan County Legislature by due posting thereof on the bulletin board of the County of Sullivan and by publishing such notice at least once in the official newspaper of said County.

COUNTY OF SULLIVAN
NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that there has been duly presented and introduced at a meeting of the Legislature of the County of Sullivan, New York, held on February 19, 2009, a proposed Local Law of 2009, entitled "A Local Law to Amend the Sullivan County Code, Chapter 164, Regarding the Sale of County-Owned Property".

NOTICE IS FURTHER GIVEN that the Legislature of the County of Sullivan will conduct a public hearing on the aforesaid proposed Local Law at the Legislature's Meeting Room, County Government Center, Monticello, New York, 12701, on March 19, 2009 at 1:40PM at which time all persons interested will be heard.

DATED: February 19, 2009
Monticello, New York

ANNMARIE MARTIN
Clerk of the Legislature
County of Sullivan, New York

**RESOLUTION NO. INTRODUCED BY MANAGEMENT AND BUDGET COMMITTEE
TO APPORTION MORTGAGE TAX**

WHEREAS, Section 261 of the Tax Law of the State of New York requires apportionment of the mortgage tax, and

WHEREAS, the County Clerk and the County Treasurer have submitted the quarterly report to the Clerk of the Legislature, and

WHEREAS, The County Legislature has apportioned, among the various towns and incorporated villages of the County of Sullivan, the equitable share of the mortgage tax;

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer draw checks for each of the towns and villages the quarterly mortgage tax so apportioned, as follows:

TOWNS	
Bethel	50,046.46
Callicoon	16,921.08
Cochecton	3,370.86
Delaware	16,266.82
Fallsburg	35,658.46
Forestburg	15,354.78
Fremont	5,245.55
Highland	14,926.20
Liberty	37,614.82
Lumberland	18,390.30
Mamakating	53,529.84
Neversink	14,552.80
Rockland	12,070.60
Thompson	71,436.32
Tusten	12,044.08

VILLAGES	
Bloomingburg	682.63
Jeffersonville	829.56
Liberty	6,581.19
Monticello	7,450.07
Woodridge	1,653.95
Wurtsboro	2,268.50

TOTAL	\$396,894.87
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Moved by _____, seconded by _____ declared duly adopted on _____ motion

**RESOLUTION NO. INTRODUCED BY MANAGEMENT AND BUDGET
COMMITTEE TO MODIFY THE 2009 COUNTY BUDGET**

WHEREAS, the County of Sullivan 2009 Budget requires modification,

NOW, THEREFORE, BE IT RESOLVED, that the attached budgetary transfers be authorized.

Moved by:

Seconded by:

Feb 2009
 Modifications to 2009 Sullivan County Budget

Page	Department	Account Code	Account Description	Revenue	Revenue	Appropriation	Appropriation
				Increase	Decrease	Increase	Decrease
7	Sheriff - Patrol	A-3110-29-R1510-R248	SHERIFF FEE MISC LOCAL GRANT	2,110.00			
7	Sheriff - Patrol	A-3110-29-R2705-R162	GIFT/DONATION DARE	2,000.00			
7	Sheriff - Patrol	A-3110-29-R3389-R167	ST AID PUBLIC SAFETY DEPARTMENTAL AID	1,601.00			
14	DFS - Admin	A-6010-38-R4610-R228	FED AID DFS ADMIN JOBS TITLE XX	30,000.00			
21	Aging - RSVP	A-7610-89-R2705-R338	GIFT/DONATION OTHER	375			
41	Grants Admin	A-1341-40-4001	CONTRACT AGENCIES				
45	Real Property Tax Map	A-1355-10-1012	PERSONAL SERV OVERTIME PAY			603	
45	Real Property Tax Map	A-1355-80-8001	EMPL BENFTS FICA AND MEDICARE			46	
45	Real Property Tax Map	A-1355-80-8005	EMPL BENFTS RETIREMENT			66	
N/A	DPW - Transportation Bldg	A-1620-197-44-4404	UTILITY PROPANE			5,000.00	
60	DPW - Gov'l Center	A-1620-21-20-2004	TRACKED EQUIP SMALL TOOLS			539	
60	DPW - Gov'l Center	A-1620-21-20-2005	TRACKED EQUIP OTHER				
60	DPW - Gov'l Center	A-1620-21-45-4541	SPEC DEPT SUPPLY TOOLS				539
60	DPW - Gov'l Center	A-1620-21-45-4549	SPEC DEPT SUPPLY SAFETY			50	
60	DPW - Gov'l Center	A-1620-21-47-4702	DEPT BLDG/PROP MAINTNCE SERVICES			500	
60	DPW - Gov'l Center	A-1620-21-47-4779	TRACKED EQUIP OTHER			500	
62	DPW - Liberty Campus	A-1620-22-20-2005	TRACKED EQUIP OTHER			550	
62	DPW - Liberty Campus	A-1620-22-20-2005	TRACKED EQUIP OTHER			5	
62	DPW - Liberty Campus	A-1620-22-45-4505	SPEC DEPT SUPPLY BLDG/PROP MAINTENANCE				550
62	DPW - Liberty Campus	A-1620-22-45-4505	SPEC DEPT SUPPLY BLDG/PROP MAINTENANCE				5
62	DPW - Liberty Campus	A-1620-22-47-4702	DEPT EQUIP SERVICE/REPAIRS			375	
63	DPW - Liberty Campus	A-1620-22-47-4720	DEPT LABORATORY/XRAY EXPENSE			450	
63	DPW - Liberty Campus	A-1620-22-47-4779	DEPT BLDG/PROP MAINTNCE SERVICES				
64	DPW - Misc Locations	A-1620-23-44-4405	UTILITY PHONE LAND LINES				
64	DPW - Misc Locations	A-1620-23-44-4406	UTILITY WIRELESS COMMUNICATIONS				
64	DPW - Misc Locations	A-1620-23-44-4407	UTILITY OTHER				
64	DPW - Misc Locations	A-1620-23-44-4407	UTILITY OTHER				
64	DPW - Misc Locations	A-1620-23-45-4505	SPEC DEPT SUPPLY BLDG/PROP MAINTENANCE				
64	DPW - Misc Locations	A-1620-23-45-4505	SPEC DEPT SUPPLY TOOLS				
64	DPW - Misc Locations	A-1620-23-45-4541	SPEC DEPT SUPPLY SAFETY			500	
64	DPW - Misc Locations	A-1620-23-45-4549	MISC SERV/EXP REAL ESTATE TAXES			1,325.00	
65	DPW - Misc Locations	A-1620-23-46-4604	MISC SERV/EXP REAL ESTATE TAXES			7,838.00	
65	DPW - Misc Locations	A-1620-23-46-4604	MISC SERV/EXP REAL ESTATE TAXES			268	
65	DPW - Misc Locations	A-1620-23-47-4702	DEPT BLDG/PROP REPAIRS			600	
65	DPW - Misc Locations	A-1620-23-47-4717	DEPT BLDG/PROP REPAIRS				
65	DPW - Misc Locations	A-1620-23-47-4717	DEPT BLDG/PROP REPAIRS				
66	DPW - Adult Care Center	A-1620-24-21-2103	FIXED MACHINERY/EQUIPMENT			11,000.00	
66	DPW - Adult Care Center	A-1620-24-44-4404	UTILITY PROPANE				
66	DPW - Adult Care Center	A-1620-24-44-4407	UTILITY OTHER				
66	DPW - Adult Care Center	A-1620-24-45-4505	SPEC DEPT SUPPLY BLDG/PROP MAINTENANCE				5,000.00
66	DPW - Adult Care Center	A-1620-24-45-4505	SPEC DEPT SUPPLY BLDG/PROP MAINTENANCE				144,642.00
66	DPW - Adult Care Center	A-1620-24-46-4604	MISC SERV/EXP REAL ESTATE TAXES				5,500.00

Feb 2009
 Modifications to 2009 Sullivan County Budget

Page	Department	Account Code	Account Description	Revenue Increase	Revenue Decrease	Appropriation Increase	Appropriation Decrease
66	DPW - Adult Care Center	A-1620-24-47-4717	DEPT BLDG/PROP REPAIRS				
69	DPW - Community Services	A-1620-26-20-2005	TRACKED EQUIP OTHER				5,500.00
69	DPW - Community Services	A-1620-26-47-4730	DEPT JANITORIAL EXPENSE			550	550
70	DPW - Sheriff Jail	A-1620-27-47-4717	DEPT BLDG/PROP REPAIRS				450
70	DPW - Sheriff Jail	A-1620-27-47-4732	DEPT BLDG/PROP ELECTRONIC MONITORING			450	
73	MIS	A-1680-20-2002	TRACKED EQUIP ELECTRONIC/COMPUTER				34,060.00
73	MIS	A-1680-43-4301	COMPUTER SUPPLIES				4,000.00
73	MIS	A-1680-43-4304	COMPUTER MAINTENANCE/SERVICE FEES			25,000.00	
73	MIS	A-1680-43-4307	COMPUTER OTHER			34,060.00	
73	MIS	A-1680-47-4702	DEPT EQUIP SERVICE/REPAIRS			4,000.00	
79	Misc Expense	A-1989-99-47-4736	DEPT CONTINGENT				
84	Public Safety - E911	A-3020-45-4501	SPEC DEPT SUPPLY MISC/OTHER				715
84	Public Safety - E911	A-3020-47-4701	DEPT RENTALS			1,100.00	
86	Sheriff - Patrol	A-3110-29-20-2003	TRACKED EQUIP PUBLIC SAFETY			1,601.00	1,100.00
86	Sheriff - Patrol	A-3110-29-20-2003	TRACKED EQUIP PUBLIC SAFETY			2,110.00	
87	Sheriff - Patrol	A-3110-29-47-4749	DEPT DARE			2,000.00	
98	Stop DWI	A-3315-47-4703	DEPT DUES			571	
98	Stop DWI	A-3315-47-4752	DEPT MISC PROGRAM EXP				571
136	DFS - Admin	A-6010-38-21-2105	FIXED AUTOMOTIVE EQUIP			60,000.00	
172	Parks & Rec - Lake Superior	A-7110-82-42-4205	OFFICE PRINTING			555	
172	Parks & Rec - Lake Superior	A-7110-82-42-4206	OFFICE PUBLICATIONS				
172	Parks & Rec - Lake Superior	A-7110-82-45-4503	SPEC DEPT SUPPLY RECREATION				50
188	Aging - RSV/P	A-7610-89-47-4729	DEPT SPECIAL PROJECTS				505
			Total A Fund	\$	\$	375	\$
				\$	\$	306,729	\$
			Grand Total	\$	\$	306,729	\$
				\$	\$		240,643

Resolution No.

RESOLUTION INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE

**RESOLUTION TO APPOINT MEMBERS TO THE LONG TERM CARE COUNCIL
FOR SULLIVAN NYCONNECTS (FORMERLY CALLED THE POINT OF ENTRY
SYSTEM).**

WHEREAS, the County Legislature has authorized the creation of a Long Term Care Council to assist in the development of SULLIVAN NYCONNECTS (formerly called the Point of Entry system), and

WHEREAS, there is a need to appoint members to the Long Term Care Council, and

WHEREAS, the appointments of members shall be for either a term to end 12/31/09 or a term to end 12/31/10, and

WHEREAS, the appointments are to commence on the date this resolution is adopted

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature does hereby appoint the following members to the SULLIVAN NYCONNECTS (formerly called Point of Entry) Long Term Care Council, for the term to expire on the date opposite of the name.

Representatives:

Lina Lerentracht (to replace Sharon Yabut)	12/31/10
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Heidi Schneider (to fill a vacancy)	12/31/10
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Moved by _____,
Seconded by _____,
and adopted on motion _____, 2009.

**RESOLUTION NO. INTRODUCED BY HEALTH & FAMILY SERVICES
COMMITTEE TO APPOINT THREE NEW MEMBERS TO THE SULLIVAN COUNTY
PUBLIC HEALTH SERVICES' HEALTH SERVICES ADVISORY BOARD**

WHEREAS, Section 357 of the Public Health Law mandates that two members of the Health Services Advisory Board (HSAB) be licensed physicians, with the remaining seven to be known as public members selected on the basis of their interest and knowledge regarding health needs, resources and facilities of the community, and

WHEREAS, pursuant to Section 357 of the Public Health Law, Health Services Advisory Board members shall have fixed terms of four years, which shall be deemed to run from the first day of the year in which the appointment was made, and

WHEREAS, pursuant to Section 357 of the Public Health Law, Health Services Advisory Board members may not serve for more than two terms consecutively, and

WHEREAS, the terms of several members of the Health Services Advisory Board, Alan Greenbaum, MD, Herman Goldfarb, MD, and Gladys Walker, expired 12/31/08, with all three having served two consecutive terms.

NOW, THEREFORE, BE IT RESOLVED, that the individuals listed below be appointed to the Health Services Advisory Board for four-year terms (1/1/09-12/31/12) per Public Health Law.

- 1) Glenn Pontier, PO Box 482, Jeffersonville, NY 12748
- 2) Lisa Baumann, RPh, c/o Medicine Shoppe, 1987 State Route 52, Suite 3,
 Liberty, NY 12754
- 3) Catherine Siebert, MD, Hudson River Health Care, 23 Lakewood Avenue,
 Monticello, NY 12701

**Moved by
Seconded by
and adopted on motion**

RESOLUTION INTRODUCED BY THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE IN SUPPORT FOR THE CONTINUATION OF THE EMPIRE ZONE PROGRAM

WHEREAS, the economic stability and sustainability of Sullivan County is vital to its residents and businesses; and,

WHEREAS, the County of Sullivan is desirous of a balanced economy existing of a range of various types of business, industry, tourism and recreation; and,

WHEREAS, the County of Sullivan is cognizant of the need for additional commercial and industrial growth to attain such economic stability and sustainability; and,

WHEREAS, the tax revenue generated by businesses throughout Sullivan County and the State of New York provide much needed relief to the individual taxpayers and their families; and,

WHEREAS, the New York State Empire Zone program has been a proven stimulus in the growth and revitalization of weakened local economies throughout New York State; and,

WHEREAS, the New York State Empire Zone program has been successful in bringing thousands of new jobs to its sponsoring counties; and,

WHEREAS, the Sullivan County Empire Zone, established in 2001, has shown great promise for the economy of Sullivan County in both piqued interest of prospective businesses inquiring from outside of New York State and assisting local companies prepare for growth; and,

WHEREAS, the State of New York must continue to offer economic development incentives that are necessary to remain competitive with the States of Pennsylvania and New Jersey that offer economic development incentives, and

WHEREAS, the New York State Empire Zone program has a planned sunset date of June 30, 2011; and, Sullivan County requests the State of New York to continue its Empire Zone stimulus program beyond 2011 to June 30, 2017.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature, in anticipation of continued success and promise for new job creation within its Empire Zones, hereby requests the State of New York to continue its Empire Zone stimulus program beyond 2011 to June 30, 2017; and

BE IT FURTHER RESOLVED, that the New York State Legislature, in an effort to maintain continuity and to stimulate positive momentum, is encouraged to enact legislation that will make the Empire Zone program less bureaucratic, less complex, more targeted, and less costly; and

BE IT FURTHER RESOLVED, that the New York State Legislature not consider retroactive application for Empire Zone certification for those businesses that have followed the rules and have come to rely on the State's promise to help their businesses grow; and

BE IT FURTHER RESOLVED, that the State of New York must continue to offer economic development incentives that are necessary to remain competitive with the States of Pennsylvania and New Jersey that offer economic development incentives, and

BE IT FURTHER RESOLVED, that the Clerk of the Legislature is hereby directed to forward this resolution in support of continuing the Empire Zone program to Governor David A. Paterson, Senator John Bonacic, Assemblywoman Aileen Gunther, and the New York State Association of Counties.

Moved by: _____

Seconded by: _____

RESOLUTION NO. INTRODUCED BY EXECUTIVE COMMITTEE TO ADOPT THE LIST OF THOSE PUBLIC OFFICIALS AND EMPLOYEES OF THE COUNTY OF SULLIVAN WHO ARE REQUIRED TO FILE A FINANCIAL DISCLOSURE STATEMENT

WHEREAS, pursuant to Section 12(a) of the Code of Ethics which became effective on August 10, 1998 the County Legislature shall determine who is required to file a Financial Disclosure Statement by Resolution, and

WHEREAS, the County Legislature has determined that persons with the following titles are required to file a Financial Disclosure Statement:

Accounts Payable Coordinator in Audit
Administrator, Adult Care Center
Administrator, Department of Motor Vehicles
Assistant County Attorneys
Assistant Director of Aging Services
Assistant Director of Nursing Services/Patient Care
Assistant Director of Purchasing and Central Services
Assistant Director, Veterans Service Agency
3rd Assistant District Attorney
4th Assistant District Attorney
5th Assistant District Attorney
6th Assistant District Attorney
7th Assistant District Attorney
8th Assistant District Attorney
Assistant Insurance Administrator, Risk Management & Insurance
Attorneys, Department of Family Services
Board of Trustees, Sullivan County Community College
Budget Analyst
Chairman of the Legislature
Chief Civil Officer
Chief Deputy Patrol Division/Internal Affairs
Chief Information Officer
Clerk to the Legislature
Commissioner, Board of Elections
Commissioner, Family Services
Commissioner, Division of Health and Family Services
Commissioner, Planning and Environmental Management
Commissioner, Division of Public Safety
Commissioner, Division of Public Works
Coordinator, Child Support Enforcement Unit
Coordinator, Human Resources
Coroner
County Attorney
County Auditor
County Clerk
County Legislator
County Manager
County Treasurer
Dean of Administration, Sullivan County Community College

Dean of Students, Sullivan County Community College
Deputy Administrator, Adult Care Center
Deputy Clerk to the Legislature
Deputy Commissioner of Elections
Deputy Commissioner of Public Works and Engineering
Deputy Commissioner of Management and Budget
Deputy County Manager/Commissioner Management and Budget
Deputy Director of Community Services
Deputy Public Health Director
Deputy County Clerk
Deputy County Treasurer
Director, Center for Workforce Development
Director, Department of Real Property Tax
Director, Nursing Services
Director, Office for the Aging
Director of Operations, DPW
Director, Parks, Recreation and Beautification Programs,
Director, Probation II
Director, Public Health Services
Director, Purchasing and Central Services
Director, Risk Management & Insurance
Director, Social Services
Director, Solid Waste Management
Director, Temporary and Medical Assistance -- Department of Family Services
Director, Veterans Service Agency
Director, Youth Bureau
District Attorney
Economic Development Programs Supervisor
Executive Assistant to County Manager
Executive Assistant District Attorneys
Executive Director, Community Services
Executive Director, Human Rights
Facilities Superintendent
Family Services Intervention and Outreach Coordinator
Fiscal Administrative Officer, Adult Care Center
Fiscal Administrative Officer, Department of Public Works
Fiscal Administrative Officer, Community Services
Fiscal Administrative Officer, Public Health
Fiscal Administrative Officer, Division of Management & Budget
Sr. Fiscal Administrative Officer, County Treasurer's Office
Garage Superintendent
Attorney, Industrial Development Agency
Industrial Development Agency Members
Jail Administrator, Sheriff's Office
Legislative Aide
Managing Attorney
Personnel Officer
President, Sullivan County Community College
Road Maintainer Superintendent
Secretary, Industrial Development Agency
Senior Assistant County Attorney (part-time)

Senior Budget Analyst
Senior Fiscal Administrative Officer, County Sheriff's Office
Sheriff
Staff Auditor
Treasurer, Industrial Development Agency
Trustee, Sullivan County Community College
Undersheriff
Vice Chair, Industrial Development Agency
Vice President, Academic & Student Affairs, Sullivan County Community
College

WHEREAS, Section 13(1)(a) of the Code of Ethics requires that all statements shall be filed on or before the fifteenth day of May of each year,

NOW, THEREFORE, BE IT RESOLVED, that the above list of titles is the official list of titles set by the Sullivan County Legislature and said list contains all of those persons required to file a Financial Disclosure Statement to the Clerk of the Sullivan County Legislature on behalf of the Board on or before May 15, 2008.

RESOLUTION INTRODUCED BY PUBLIC SAFETY COMMITTEE

RESOLUTION TO ESTABLISH RATE OF PAY FOR CORONER'S PHYSICIAN

WHEREAS, Coroners are authorized to select any physician licensed to practice medicine in the State of New York to act as Coroner's Physician for the purpose of performing an autopsy of any person, and

WHEREAS, Resolution 174 of 2001 established the rate of pay for coroner's physician at \$1,200 for each forensic autopsy performed, \$1,200 for each decomposition/high risk autopsy performed and \$200 for each day or portion thereof required for testimony in any court or proceeding related to any such judicial proceeding, and

WHEREAS, Michael Sikirica, M.D., Coroner's Physician, has requested an increase to a fixed rate of \$1,500.00 per forensic or decomposition/high risk autopsy and \$200 per day or portion thereof required for testimony in court or any proceeding, and

WHEREAS, Dr. Sikirica is called in to perform such autopsies at the request of the District Attorney or in difficult cases requiring his expertise.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be authorized to enter into an agreement with Michael Sikirica, M.D. to act as Coroner's Physician and be paid at the rate of \$1,500 per forensic or decomposition/high risk autopsy, not to exceed \$3,000 annually, plus \$200 per day or portion thereof required for testimony in any court or proceeding related to any such judicial proceeding, effective January 1, 2009.

Moved by _____,
Seconded by _____,
and adopted on motion _____, **2009.**

**RESOLUTION NO. INTRODUCED BY THE PUBLIC SAFETY
COMMITTEE TO DISBURSE THE DISTRICT ATTORNEYS RECRUITMENT
AND RETENTION PROGRAM GRANT**

WHEREAS, the Division of Criminal Justice Services has awarded Contract #T078665 to the Sullivan County District Attorney for the period of January 1, 2008 through December 31, 2008 for the purpose of recruitment and retention, and

WHEREAS, the Division of Criminal Justice Services has provided to the County of Sullivan under the contract the sum of \$10,078.00, and

WHEREAS, the Sullivan County District Attorney, in determining the allocation of this contract award, has determined that eight (8) Assistant District Attorneys shall receive \$1,259.75 payable to each Assistant District Attorney as part of the retention program and in accordance with the contract requirements.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Treasurer's Office disburse to each Assistant District Attorney as set forth in the enclosure, the amount of \$1,259.75 to augment their 2008 salary and in accordance with the recruitment and retention contract.

**Moved by seconded by , put to a vote, unanimously
carried and declared duly adopted on motion**

**RESOLUTION NO. INTRODUCED BY THE PLANNING,
ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE
TO SET A DEADLINE FOR APPLICATIONS FOR REPURCHASES FOR
APRIL 20, 2009 PURSUANT TO SULLIVAN COUNTY CODE ARTICLE II OF
CHAPTER 164.**

WHEREAS, the County of Sullivan has commenced an action to enforce the collection of 2007 and/or other delinquent real property taxes as of 1/1/95 or thereafter or other lawful charges, which have accumulated and become liens on real property contained in the Verified List of Delinquent Taxes for 2007 and other tax liens for the County of Sullivan filed in the Sullivan County Clerk's office on November 1st, 2007, and

WHEREAS, the redemption period for all parcels contained on the Verified List of Delinquent Taxes for 2007 and other tax liens ended on January 31, 2009, and

WHEREAS, once the redemption period ended in this foreclosure proceeding any person having a right to redeem or answer was forever barred and foreclosed of all of his or her right title and interest and equity of redemption in and to the parcels, and

WHEREAS, the Sullivan County Legislature has adopted a local law, known as Article II of Chapter 164 of the Sullivan County Code to permit the previous owner of record to purchase the parcel through a release of the County's interest after the redemption period ends for a limited time, and

WHEREAS, the Sullivan County Legislature seeks to allow prior owners of record to take advantage of this repurchase program,

NOW, THEREFORE, BE IT RESOLVED, that the deadline to make complete applications for repurchase of real property pursuant to section 164-8 of the Sullivan County Code, and submit them to the Sullivan County Treasurer's Office is no later than April 20, 2009 at 5:00 p.m., and

BE IT FURTHER RESOLVED, that an application is deemed fully completed once the application and recording documents are fully executed by the applicant and full payment of delinquent taxes interest and charges as provided by 164-8 of the Sullivan County Code is received by the Sullivan County Treasurer's Office, and

BE IT FURTHER RESOLVED, that following the expiration of the repurchase program, all unredeemed properties shall be sold by the County at its public auction commencing on June 10th, 2009, or as otherwise authorized by the Sullivan County Legislature.

Moved by _____,
Seconded by _____,
And adopted on motion _____, 2009

**RESOLUTION INTRODUCED BY THE PLANNING, ENVIRONMENTAL
MANAGEMENT & REAL PROPERTY COMMITTEE**

**RESOLUTION TO CORRECT THE 2009 TAX ROLL OF THE TOWN OF HIGHLAND
TAX MAP #7.-1-84.4**

WHEREAS, an application dated January 2, 2009 having been filed by Robert J. Hallock Sr. & Angela M. Hallock with respect to property assessed to said applicant on the 2009 tax roll of the Town of Highland Tax Map #7.-1-84.4 pursuant to Section 554 of the Real Property Tax Law, to correct a clerical error on said tax roll resulting from the applicants not receiving a veterans exemption on the parcel.

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated January 15, 2009 recommending this Board approve said application; and

WHEREAS, this Board has duly examined the application and report and does find as follows:

- (a) That the application be approved because of a clerical error

NOW, THEREFORE, BE IT RESOLVED, that the application be approved upon the grounds herein set forth; and

BE IT FURTHER RESOLVED, that the Chairman of the County Legislature be and he hereby is directed to note the decision of this Board on the application, execute and order to such effect to the officer having custody of the tax roll, send notice of approval to the applicant and file a copy of the records of this proceeding with the Clerk of the County Legislature; and

BE IT FURTHER RESOLVED, that the amount of any tax corrected pursuant to this Resolution shall be a charge upon the said municipal corporation or special district to the extent of any such municipal corporation or special district taxes that were so levied and that the amount so charged to any such municipal corporation or special district shall be included in the next ensuing tax levy and to the extent that the levy made pursuant to this resolution includes a relieved school tax, the Treasurer shall charge back such amount in accordance with law.

**Moved by,
Seconded by,
and adopted on motion, 2009.**

**RESOLUTION INTRODUCED BY THE PLANNING, ENVIRONMENTAL
MANAGEMENT & REAL PROPERTY COMMITTEE**

**RESOLUTION TO CORRECT THE 2009 TAX ROLL OF THE TOWN OF
FALLSBURG TAX MAP #12.-1-65.10**

WHEREAS, an application dated January 12, 2009 having been filed by Frank C. Smith & Lori Smith with respect to property assessed to said applicant on the 2009 tax roll of the Town of Fallsburg Tax Map #12.-1-65.10 pursuant to Section 554 of the Real Property Tax Law, to correct an unlawful entry on said tax roll resulting from the applicants parcel not being in the sewer, water, or parking special district yet was charged for being in those special districts; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated January 26, 2009 recommending this Board approve said application; and

WHEREAS, this Board has duly examined the application and report and does find as follows:

- (a) That the application be approved because of an unlawful entry.

NOW, THEREFORE, BE IT RESOLVED, that the application be approved upon the grounds herein set forth; and

BE IT FURTHER RESOLVED, that the Chairman of the County Legislature be and he hereby is directed to note the decision of this Board on the application, execute and order to such effect to the officer having custody of the tax roll, send notice of approval to the applicant and file a copy of the records of this proceeding with the Clerk of the County Legislature; and

BE IT FURTHER RESOLVED, that the amount of any tax corrected pursuant to this Resolution shall be a charge upon the said municipal corporation or special district to the extent of any such municipal corporation or special district taxes that were so levied and that the amount so charged to any such municipal corporation or special district shall be included in the next ensuing tax levy and to the extent that the levy made pursuant to this resolution includes a relieved school tax, the Treasurer shall charge back such amount in accordance with law.

**Moved by,
Seconded by,
and adopted on motion, 2009.**

**RESOLUTION INTRODUCED BY THE PLANNING, ENVIRONMENTAL
MANAGEMENT & REAL PROPERTY COMMITTEE**

**RESOLUTION TO CORRECT TAX ROLL OF THE TOWN OF THE TOWN OF
FALLSBURG TAX MAP #3.-1-26.1**

WHEREAS, an application dated February 6, 2009 having been filed by Mary DeFilippo with respect to property assessed to said applicant on the 2009 tax roll of the Town of Fallsburg Tax Map #3.-1-26.1 pursuant to Section 556 of the Real Property Tax Law, to correct a clerical error on said tax roll resulting from an incorrect assessment resulting from increase of living area size after renovation while the actual dwelling size has decreased; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated February 6, 2009 recommending this Board approve said application; and

WHEREAS, this Board has duly examined the application and report and does find as follows:

- (a) That the application be approved because of a clerical error

NOW, THEREFORE, BE IT RESOLVED, that the application be approved upon the grounds herein set forth; and

BE IT FURTHER RESOLVED, that the Chairman of the County Legislature be and he hereby is directed to note the decision of this Board on the application, execute and order to such effect to the officer having custody of the tax roll, send notice of approval to the applicant and file a copy of the records of this proceeding with the Clerk of the County Legislature; and

BE IT FURTHER RESOLVED, that the amount of any tax corrected pursuant to this Resolution shall be a charge upon the said municipal corporation or special district to the extent of any such municipal corporation or special district taxes that were so levied and that the amount so charged to any such municipal corporation or special district shall be included in the next ensuing tax levy and to the extent that the levy made pursuant to this resolution includes a relieved school tax, the Treasurer shall charge back such amount in accordance with law.

**Moved by,
Seconded by,
and adopted on motion, 2009.**

Resolution No. _____

**RESOLUTION INTRODUCED BY THE PLANNING, ENVIRONMENTAL
MANAGEMENT & REAL PROPERTY COMMITTEE**

**RESOLUTION TO CORRECT THE 2009 TAX ROLL OF THE TOWN OF BETHEL
TAX MAP #55.E-1-30**

WHEREAS, an application dated January 23, 2009 having been filed by Russell & Lorraine Finazzo with respect to property assessed to said applicant on the 2009 tax roll of the Town of Bethel Tax Map #55.E-1-30 pursuant to Section 554 of the Real Property Tax Law, to correct an error in essential fact on said tax roll resulting from the owner being over assessed for a building where no building exists; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated February 02, 2009 recommending this Board approve said application; and

WHEREAS, this Board has duly examined the application and report and does find as follows:

- (a) That the application be approved because of a clerical error

NOW, THEREFORE, BE IT RESOLVED, that the application be approved upon the grounds herein set forth; and

BE IT FURTHER RESOLVED, that the Chairman of the County Legislature be and he hereby is directed to note the decision of this Board on the application, execute and order to such effect to the officer having custody of the tax roll, send notice of approval to the applicant and file a copy of the records of this proceeding with the Clerk of the County Legislature; and

BE IT FURTHER RESOLVED, that the amount of any tax corrected pursuant to this Resolution shall be a charge upon the said municipal corporation or special district to the extent of any such municipal corporation or special district taxes that were so levied and that the amount so charged to any such municipal corporation or special district shall be included in the next ensuing tax levy and to the extent that the levy made pursuant to this resolution includes a relieved school tax, the Treasurer shall charge back such amount in accordance with law.

**Moved by,
Seconded by,
and adopted on motion, 2009.**

**RESOLUTION INTRODUCED BY THE PLANNING, ENVIRONMENTAL
MANAGEMENT & REAL PROPERTY COMMITTEE**

**RESOLUTION TO AUTHORIZE REAL PROPERTY TO CORRECT TAX ROLL &
ISSUE A REFUND WHERE NECESSARY**

WHEREAS, an application dated January 22, 2009 having been filed by Daniel Sturm, Supervisor, Town of Bethel with respect to property assessed to his constituents on the 2009 tax roll of the Town of Bethel Tax Map # (see attached list), pursuant to Section 556-b of the Real Property Tax Law, to correct a clerical error, on said tax roll resulting from sewer charges applied to parcels that should not have been charged; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated February 2, 2009 recommending this Board approve said application; and

WHEREAS, this Board has duly examined the application and report and does find as follows:

- (a) That the application be approved because sewer charges should not have been charged on these parcels (see attached list).

NOW, THEREFORE, BE IT RESOLVED, that the application be approved upon the grounds herein set forth; and

BE IT FURTHER RESOLVED, that the Chairman of the County Legislature be and he hereby is directed to note the decision of this board on the application, execute and order to such effect to the officer having custody of the tax roll, send notice of approval to the applicant and file a copy of the records of this proceeding with the clerk of the County Legislature; and

BE IT FURTHER RESOLVED, that the amount of any tax corrected pursuant to this Resolution shall be a charge upon the said municipal corporation or special district to the extent of any such municipal corporation or special district taxes that were so levied and that the amount so charged to any such municipal corporation or special district shall be included in the next ensuing tax levy and to the extent that the refund made pursuant to this resolution includes a relieved school tax, the Treasurer shall charge back such amount in accordance with law.

**Moved by,
Seconded by,
and adopted on motion, 2009.**

Resolution No. _____

RESOLUTION INTRODUCED BY PUBLIC WORKS COMMITTEE

RESOLUTION TO ACQUIRE PROPERTY ALONG COUNTY ROAD 61 FOR HIGHWAY PURPOSES

WHEREAS, the Division of Public Works has determined that it would be in the public interest for the County to acquire from Ronald Pestone, Executor of the Estate of Josephine Pestone, a parcel situated in the Town of Mamakating described on the Real Property Tax as Section 12, Block 1, Lot 63 along County Road 61, for highway purposes; and

WHEREAS, Ronald Pestone has agreed to convey this parcel to the County at no charge.

THEREFORE, BE IT RESOLVED, that the County accepts title to the above described property, and that the Chairman of the Legislature be authorized to execute any documents necessary for the conveyance, such documents to be in a form approved by the County Attorney.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2009.

RESOLUTION INTRODUCED BY THE PUBLIC WORKS COMMITTEE

RESOLUTION TO AUTHORIZE AN INCREASE IN THE ADMISSION FEES AT FORT DELAWARE MUSEUM OF COLONIAL HISTORY.

WHEREAS, Fort Delaware is owned and operated by Sullivan County and maintained by the Division of Public Works; and

WHEREAS, it is the goal of the Division of Public Works to make the Fort's operation self sufficient; and

WHEREAS, the current fees are inadequate to accommodate rising operational and maintenance costs; and

WHEREAS, the Sullivan County Office of Management & Budget has reviewed and supports the below admission increases.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature authorizes the following schedule of admission fees to be effective on May 1, 2009.

General Admission

Adults	\$ 7.00 ea.
Seniors (62 +)	\$ 5.00 ea.
Children (5 - 14)	\$ 4.00 ea.
Under 5	Free
Family Rate (2 adults, 3 children)	\$20.00

Student Days/Group Fees

(One (1) free chaperone per each ten (10) paid student/camper admissions)

Students/Campers	\$ 3.00 ea.
Extra Chaperons	\$ 5.00 ea.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2009.

RESOLUTION NO. _____ INTRODUCED BY THE MANAGEMENT AND BUDGET COMMITTEE TO PROVIDE UP TO \$8,500 TO THE EAGLE INSTITUTE

WHEREAS, the Sullivan County Legislature has supported efforts to publicize the presence of the national symbol, the American Bald Eagle, in the County for purposes of tourism development, and

WHEREAS, the increase in the number of these magnificent birds in the County has resulted in numerous newspaper articles and other publicity generating public attention to the area, and

WHEREAS, the Eagle Institute, a fledgling organization, is solely responsible for guiding visitors to the observation sites, and

WHEREAS, the increase in the number of tourist throughout various communities in the County is of benefit to restaurants, bed and breakfasts and other tourism related businesses.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature authorizes a sum up to \$8,500 to the Eagle Institute for eagle activities for the year 2009.

**Moved by,
Seconded by,
and adopted on motion, 2009**

RESOLUTION NO. _____ INTRODUCED BY THE MANAGEMENT AND BUDGET COMMITTEE TO APPROPRIATE \$17,100 TO CATSKILL ASSOCIATION OF TOURISM SERVICES (CATS) FOR PROMOTION OF REGIONAL TOURISM

WHEREAS, Resolution No. 470-01 provided for an appropriation for promotion of regional tourism,

WHEREAS, each county within the region agreed to contribute funding for regional tourism marketing as per the terms of Senator John Bonacic's initiative, and

WHEREAS, the County of Sullivan is a member of the region and as such committed to participating in regional promotion.

NOW, THEREFORE, BE IT RESOLVED, that \$17,100 be appropriated for the promotion of regional tourism payable to Catskill Association of Tourism Services for the fiscal year 2009.

**Moved by,
Seconded by,
and adopted on motion, 2009**

Resolution No.

RESOLUTION INTRODUCED BY THE EXECUTIVE COMMITTEE TO AWARD AND EXECUTE A CONTRACT FOR A FACILITIES IMPROVEMENT PROJECT FOR ENERGY EFFICIENCY AT THE SULLIVAN COUNTY HEALTH AND FAMILY SERVICES COMPLEX IN LIBERTY, NY

WHEREAS, the Sullivan County Legislature adopted a "Green Vision" in 2007, and

WHEREAS, this resolution specifically identifies the "operation of county buildings in a sustainable manner, by conducting regular energy audits, decreasing energy needs and increasing energy efficiency, and encouraging alternative energy production" as a specific item in the implementation of a plan of action to achieve the "Green Vision," and

WHEREAS, the County formalized the Office of Sustainable Energy in 2008 to promote and pursue energy savings through efficiency and alternative energy, and

WHEREAS, the County issued a Request for Proposals for a facilities improvement project for energy efficiency at the Health and Family Services Complex in Liberty, NY, inclusive of the Travis Building, Community Services Administration Building, and the Shared Health Clinic, and

WHEREAS, the project must be inclusive of a comprehensive energy audit that, once completed, will provide a list of potential projects to reduce energy usage from which the County may select for inclusion in the final construction project; and

WHEREAS, the cost of construction of the final project must be offset by annual energy savings, and payments must be structured such that a net-zero impact is realized in the County's operating budget, and

WHEREAS, proposals were received for said project, and

WHEREAS, upon review it was determined that Wendel Energy Services of Buffalo, New York is the most responsible vendor for such work, and

WHEREAS, the Office of Sustainable Energy approves said proposal and recommends that a contract be executed.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to execute a contract with Wendel Energy Services, at a contract price not to exceed \$10,100 for the comprehensive energy audit, and is

in accordance with RFP #R-08-33, dated February 17, 2009, said contract will be in such form as the County Attorney shall approve, and

BE IT FURTHER RESOLVED, that upon completion of the comprehensive energy audit, the County shall review the resulting list of potential projects and select those that best fit the needs of the County for inclusion in the final construction contract.

Moved by ,

Seconded by ,

and adopted on motion , 2009.

**RESOLUTION NO. INTRODUCED BY HEALTH & FAMILY SERVICES
COMMITTEE TO CONTRACT WITH AUTHORIZED STATE EARLY
INTERVENTION AND/OR STATE EDUCATION DEPARTMENT PROVIDERS**

WHEREAS, Sullivan County provides mandated Early Intervention and Developmental Educational Services to eligible children from Sullivan County; and

WHEREAS, the Service Provider(s) listed below have applied for and have been accepted by the authorized State Agency for delivery of said services; and

WHEREAS, Sullivan County is mandated to pay for Early Intervention Services and Developmental Educational Services at state-set rates for eligible children from Sullivan County.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be authorized to execute a **Pre-School contract** with the following approved State Education Department service provider(s) for the period 2/1/09 to 6/30/11, and

BE IT FURTHER RESOLVED, that the form of such contract be approved by the Sullivan County Department of Law.

NYS Dept. of Health NYS Education Department (SED) provider:

Partnership for Education
Family & Educational Consultants, LLC
268 West Saugerties Road
Saugerties, NY 12477
Services: Speech Therapy

**Moved by
Seconded by
and declared duly adopted on motion**

Resolution No. _____

RESOLUTION INTRODUCED BY THE PUBLIC WORKS COMMITTEE

**RESOLUTION TO AUTHORIZE THE EXECUTION OF A CONTRACT FOR
ENGINEERING SERVICES IN CONNECTION WITH THE CLOSURE OF THE
SULLIVAN COUNTY PHASE I LANDFILL**

WHEREAS, the County has received proposals for engineering services for the closure of the Sullivan County Phase I Landfill (Resolution 406-08); and

WHEREAS, said proposals have been reviewed by the Sullivan County Division of Public Works and a recommendation of award made.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is hereby authorized to execute a contract for engineering services in connection with the closure of the Sullivan County Phase I Landfill with Cornerstone Engineering, PLLC in an amount not to exceed \$183,352, said contract shall be in a form approved by the County Attorney.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2009.

Resolution No. _____

RESOLUTION INTRODUCED BY THE PUBLIC WORKS COMMITTEE

RESOLUTION TO AUTHORIZE THE EXECUTION OF AGREEMENTS WITH MUNICIPALITIES FOR PARTICIPATION IN THE COUNTY'S CLEANUP INITIATIVE 2009 PROGRAMS

WHEREAS, the County will provide landfill space to municipalities for the disposal of municipal cleanup debris under such terms and conditions set forth by the County; and

WHEREAS, the municipalities will authorize their participation by their respective legislative bodies.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is authorized to execute agreements with the participating municipalities and the agreements shall be in a form approved by the County Attorney.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2009.

RESOLUTION INTRODUCED BY GOVERNMENT SERVICES COMMITTEE

RESOLUTION TO AUTHORIZE AWARD & EXECUTION OF CONTRACT

WHEREAS, bids were received for lawn mowing services at various locations throughout the County, and

WHEREAS, various vendors (see below) were determined to be the lowest responsible bidders for various locations,

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to execute contracts as follows:

<u>Vendor</u>	<u>Site</u>	<u>Price/Cutting</u>
1. Smith Lawn Maintenance, LLC Youngsville, NY 12791	Govt. Center (edging \$160/mo.)	240.00
	Courthouse (edging \$105.00/mo.)	100.00
	Lake Superior Park	650.00
	Veterans' Cemetery	135.00
	Liberty Complex	740.00
	Livingston Manor Covered Bridge	85.00
2. Sazoff & Sons Landscaping Liberty, NY 12754	Stone Arch Bridge	186.00
	Fort Delaware Museum	189.00
	Minisink Battleground Park	190.00

and in accordance with Bid #B-08-72, said contracts to be in such form as the County Attorney shall approve.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2009.

Resolution No. _____

RESOLUTION INTRODUCED BY GOVERNMENT SERVICES COMMITTEE

RESOLUTION TO AUTHORIZE AWARD & EXECUTION OF CONTRACT

WHEREAS, the County of Sullivan received a New York State grant under the Local Records Management Improvement Funds in the amount of \$47,186.00 for the purpose of electronically archiving records made and maintained by the Office of the Sullivan County Clerk, and

WHEREAS, proposals were received and the Office of the County Clerk wishes to contract with Info Quick Solutions, Inc., to accomplish a portion of the records archival, at a cost not to exceed \$26,016.00, and

WHEREAS, Info Quick Solutions, Inc. has the expertise to perform said services.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to execute a contract with Info Quick Solutions, Inc. to perform said services at a total cost not to exceed \$26,016.00, said contract to be in such form as the County Attorney shall approve.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2009.

Resolution No. _____

RESOLUTION INTRODUCED BY GOVERNMENT SERVICES COMMITTEE

RESOLUTION TO AUTHORIZE AWARD & EXECUTION OF CONTRACT

WHEREAS, bids were received for Landfill Gas Collection & Control System Improvements, and

WHEREAS, B & M Excavating Co., LLC, 157 West Main Street, Dudley, MA 01571, is the lowest responsible bidder for such work, and

WHEREAS, the Division of Public Works recommends that said bid be approved and a contract executed.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and is hereby authorized to execute a contract with B & M Excavating Co., LLC, at a contract price not to exceed \$160,280.00, and in accordance with Bid #B-08-76, said contract to be in such form as the County Attorney shall approve.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2009.

RESOLUTION INTRODUCED BY GOVERNMENT SERVICES COMMITTEE

RESOLUTION TO AUTHORIZE MODIFICATION TO EXISTING CONTRACT

WHEREAS, pursuant to Resolution No. 407-08, adopted by the Sullivan County Legislature on November 20, 2008, the County Manager executed a contract with Rolling V Bus Corporation, dated 1/1/09 (“original agreement”), and

WHEREAS, pursuant to the original agreement, Rolling V Bus Corporation has agreed to perform transportation services for Welfare to Work Program for 2009 at a cost not to exceed \$248,625.00, and

WHEREAS, the Request for Proposal, R-08-32, which was the basis for the contract and the price was based upon Rolling V Bus Corporation’s use of three (3) county vehicles, and

WHEREAS, only one (1) vehicle is available for use by Rolling V Bus Corporation, and

WHEREAS, Rolling V Bus Corporation has agreed to continue performing services but requires an increase in fees in the amount of \$16,657.87, so that the total annual contract for Welfare To Work shall now be \$265,282.87.

WHEREAS, it is in the best interest of the County to enter into a Modification Agreement reflecting the increase in fees as described above.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is hereby authorized to execute a Modification Agreement with Rolling V Bus Corporation, to increase the annual contract for the Welfare To Work Program, to an amount not to exceed \$265,282.87, said Modification Agreement to be in such form as the County Attorney shall approve.

Moved by _____

Seconded by _____

and adopted on motion _____, 2009.

RESOLUTION INTRODUCED BY GOVERNMENT SERVICES COMMITTEE

RESOLUTION TO MODIFY AWARD OF CONTRACT

WHEREAS, there is an existing contract with Fred A. Cook, Jr., Inc., Bid Contract No. B-05-64, authorized by Resolution No. 351-05, adopted by the Sullivan County Legislature on October 20, 2005, "original agreement", and

WHEREAS, additional funding is required due to contract amount exceedance for emergency services (January 2008, emergency leachate removal), and

WHEREAS, the total contract price, for 2008, was \$76,704, and

WHEREAS, in order to pay the vendor for services performed, in excess of the contract price, it will be necessary to enter into a Modification Agreement.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to execute a Modification Agreement with Fred A. Cook Jr., Inc., in the amount not to exceed \$21,200.00, said Modification to be in such form as the County Attorney shall approve.

Moved by _____

Seconded by _____

and adopted on motion _____, 2009.

Resolution No. _____

RESOLUTION INTRODUCED BY GOVERNMENT SERVICES COMMITTEE

**RESOLUTION TO AUTHORIZE MODIFICATION AGREEMENT WITH
FRONTRUNNER NETWORK SYSTEMS**

WHEREAS, pursuant to Resolution No. 528-06, adopted by the Legislature on December 21, 2006, the County entered into a contract with Frontrunner Network Systems for Telephone Maintenance (“original agreement”), and

WHEREAS, the contract shall expire on February 28, 2009, and

WHEREAS, Frontrunner Network Systems is prepared to continue to perform those services at the Sullivan County Jail Complex, for the term of March 31, 2009 – August 31, 2009, at a cost not to exceed \$3,643.00, and

WHEREAS, in order to extend the original agreement, it will be necessary to enter into a Modification Agreement.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is authorized to enter into a Modification Agreement with Frontrunner Network Systems, extending the original agreement for a six month term at a contract cost not to exceed \$3,643.00 (for the Sullivan County Jail Complex only), said Modification Agreement to be approved to form by the County Attorney’s Office.

Moved by _____

Seconded by _____

and adopted on motion _____, 2009.

Resolution No. _____

**MODIFICATION INTRODUCED BY GOVERNMENT SERVICES COMMITTEE
RESOLUTION TO AUTHORIZE MODIFICATION TO EXISTING CONTRACT**

WHEREAS, the County utilizes the services of Malcolm Pirnie, Inc. for Groundwater Quality Monitoring Reports at the Sullivan County Landfill, and

WHEREAS, the County would like to continue to retain the services of Malcolm Pirnie, Inc. for the term of April 1, 2009 – March 31, 2010 at the same contract cost of \$59,750.00.

WHEREAS, Resolution 126-08 contained a typographical error regarding the contract dates, the previous resolution, 126-08, is hereby amended to reflect a modified contract term of April 1, 2008 to March 31, 2009.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized execute a contract modification with Malcolm Pirnie, Inc. for the term April 1, 2009 – March 31, 2010, at a cost not to exceed \$59,750.00, said contract to be in such form as the County Attorney shall approve.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2009.

Resolution No. _____

**RESOLUTION INTRODUCED BY THE PLANNING, ENVIRONMENTAL
MANAGEMENT & REAL PROPERTY COMMITTEE**

**RESOLUTION TO AUTHORIZE A MODIFICATION TO A CONTRACT WITH THE
GERRY FOUNDATION, INC., FOR ASSISTANCE ON THE COUNTYWIDE OPEN
SPACE PLAN**

WHEREAS, the Sullivan 2020 Strategic Plan set forth a strategy to develop an Open Space Plan to identify and preserve open space throughout the County; and

WHEREAS, pursuant to Resolution No. 68-07, the Sullivan County Legislature authorized a contract with the Department of State Quality Communities Program to administer a grant in order to promote the Open Space Plan; and

WHEREAS, pursuant to Resolution No. 135-08, the Sullivan County Legislature authorized a contract with The Gerry Foundation to assist with the compilation of the Open Space Plan; and

WHEREAS, Sullivan Renaissance, a program of The Gerry Foundation, Inc., has the ability to partner with the County of Sullivan and the Division of Planning and Environmental Management to assist with the compilation, printing and implementation of the Open Space Plan; and

WHEREAS, the County of Sullivan was used as a pass through entity to issue payment to The Gerry Foundation, Inc. for services in an amount not to exceed \$15,000 provided at no cost to the County for the contract period beginning March 31, 2008 and ending March 31, 2009; and

WHEREAS, the County of Sullivan will be used as a pass through entity to issue payment to The Gerry Foundation, Inc. for services in an additional amount not to exceed \$2,000 for a total amended contract of \$17,000 provided at no cost to the County for the contract period beginning March 31, 2008 and ending March 31, 2009.

NOW, THEREFORE BE IT RESOLVED, that the Sullivan County Legislature authorizes the County Manager to execute an amended contract with The Gerry Foundation, Inc. in order to promote the open space plan in an amount not to exceed \$17,000, said contract to be in a form as approved by the County Attorney's Office.

**Moved by,
Seconded by,
and adopted on motion, 2009.**

Resolution No. _____

RESOLUTION INTRODUCED BY THE PUBLIC WORKS COMMITTEE

RESOLUTION TO AUTHORIZE MODIFICATION TO EXISTING CONTRACT

WHEREAS, the County utilizes the services of Cornerstone Environmental Group, LLC, for Professional Engineering Services for Air Quality Reports and Related Landfill Gas System/Odor Control Issues at the Sullivan County Landfill, and

WHEREAS, the County would like to continue to retain the services of Cornerstone Environmental Group, LLC, for the term of April 1, 2009 – March 31, 2010, at the same contract cost of \$129,181.05.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized execute a contract modification with Cornerstone Environmental Group, LLC, for the term April 1, 2009 – March 31, 2010, at a cost not to exceed \$129,181.05, said contract to be in such form as the County Attorney shall approve.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2009.