

Public Hearing: 4:00PM Override Tax Cap



AGENDA

Legislative Monthly Meeting for August 16, 2012 at 4:30PM

Call to Order

Pledge of Allegiance

Roll Call of Legislators

Presentation:

Beauty Pageant Finalists

Communications

Public Comment

Resolutions:

1. Appoint Edward McAndrew, as Deputy Superintendent of Highways
2. Reappoint Glassel, Toomey and Solomon to the RSVP Advisory Committee
3. Reappoint Wood to the RSVP Advisory Committee
4. Set salary for the Sullivan County District Attorney
5. Authorize a settlement with Marine Shale processors Site PRP Group
6. Authorize a settlement with the New York State Nurses Association
7. Create the Law Enforcement Review Panel
8. Authorize a public hearing for the Sullivan County Annual Implementation Plan 10/17/12 at 9:30AM
9. Support retaining jobs at Frontier Insurance Company during the court ordered rehabilitation plan proceedings
10. Sell surplus equipment to Sullivan county Dive and Rescue Team, Inc.
11. Authorize easement to NYSEG along Sunset Lake Road
12. Authorize the filing of an application for a Technical Assistance Grant from the Upper Delaware Council for improved site interpretation at Minisink Battleground Park
13. Authorize the filing of an application for an Environmental Initiative Grant from Sullivan Renaissance
14. Declare the county owned "T" hangar at the Sullivan County International Airport surplus Property
15. Authorize contract with NYS OCFS to accept Healthy Families grant money
16. Convey property in the Town of Mamakating known as MA 18.-1-16.4 to Summitville Fire Company
17. Authorize contracts for the Historical and Cultural Assistance Program (HCAP)
18. Correct the 2010 Tax Roll TU 9.-10-21 to PA Lines LLC
19. Correct the 2011 Tax Roll TU 9.-10-21 to PA Lines LLC
20. Correct the 2012 Tax Roll TU 9.-10-21 to PA Lines LLC
21. Correct the 2010 Tax Roll TU 12.-1-3 to Dirlam
22. Correct the 2011 Tax Roll TU 12.-1-3 to Dirlam
23. Correct the 2012 Tax Roll TU 12.-1-3 to Dirlam

Recognition of Legislators

Announcements from Chair

Adjournment or Close

RESOLUTION NO. ___ INTRODUCED BY THE EXECUTIVE COMMITTEE TO APPROVE THE APPOINTMENT OF EDWARD McANDREW, P.E., DEPUTY COMMISSIONER OF THE DIVISION OF PUBLIC WORKS AS DEPUTY SUPERINTENDANT OF HIGHWAYS

WHEREAS, Robert A. Meyer, P.E., is the Commissioner of the Sullivan County Division of Public Works and the duly appointed County Superintendent of Highways, and

WHEREAS, Edward McAndrew, P.E., is the Deputy Commissioner of the County Division of Public Works, and

WHEREAS, pursuant to Section 102-a of New York’s Highway Law, Commissioner Meyer, by letter dated August 7, 2012, has, subject to approval of the County Legislature, appointed Deputy Commissioner McAndrew to serve as Deputy Superintendent of Highways.

NOW THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby approves of the appointment of Edward McAndrew, Deputy Commissioner of the Division of Public Works, to also serve, pursuant to the provisions of Section 102-a of the Highway Law, as the County’s Deputy Superintendent of Highways.

Moved by _____
Seconded by _____
and adopted on motion _____ 2012

Resolution No.

RESOLUTION INTRODUCED BY EXECUTIVE COMMITTEE

RESOLUTION TO REAPPOINT THREE MEMBERS TO THE RSVP ADVISORY COMMITTEE

WHEREAS, it is the desire to reappoint Eleanor Glassel, Marylin Toomey and Laura Solomon to the RSVP Advisory Committee, and

WHEREAS, the above reappointment is to commence on the date this resolution is adopted.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature does hereby reappoint the following members to the RSVP Advisory Committee, for the term to expire on the date opposite of name.

RSVP APPOINTMENT:

TERM:

Eleanor Glassel
175 Schwartz Road
Callicoon NY 12723-5714

7/31/2015

Marylin Toomey
P O Box 118
Forestburgh NY 12777

8/31/2015

Laura Solomon
P O Box 313
Kiamesha Lake NY 12751

7/31/2015

Moved by _____,

Seconded by _____,

and adopted on motion _____, 2012.

Resolution No.

RESOLUTION INTRODUCED BY EXECUTIVE COMMITTEE

RESOLUTION TO REAPPOINT ONE MEMBER TO THE RSVP ADVISORY COMMITTEE

WHEREAS, it is the desire to reappoint Shirley Anne Wood to the RSVP Advisory Committee, and

WHEREAS, the above reappointment is to commence on the date this resolution is adopted.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature does hereby reappoint the following member to the RSVP Advisory Committee, for the term to expire on the date opposite of name.

RSVP APPOINTMENT:

TERM:

Shirley Anne Wood
P O Box 9
Roscoe NY 12776

7/31/2015

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2012.

**RESOLUTION NO. INTRODUCED BY EXECUTIVE COMMITTEE TO
SET THE SALARY FOR THE DISTRICT ATTORNEY**

WHEREAS, the compensation of the District Attorney is required by Judiciary Law § 183-a to be “equivalent to that of the county judge in the county in which the district attorney is elected . . .”, and;

WHEREAS, the New York State Legislature formed a Judicial Compensation Commission that was tasked with reviewing statewide judicial salaries and making recommendations on new salary levels for all judges, including County Court Judges, and;

WHEREAS, the Judicial Compensation Committee recommended a 27% increase in the current salary levels of all County Court Judges to be implemented over a 3 year period as follows, and, as pertinent to Sullivan County:

COUNTY COURT JUDGES			
Current Salary	Eff. April 1, 2012	Eff. April 1, 2013	Eff. April 1, 2014
\$127,000	\$148,700	\$155,200	\$161,700

WHEREAS, as of April 1, 2012 the salary of the Sullivan County Court Judge has been increased by the Office of Court Administration to \$148,700 and subsequent increases for April 1, 2013 and April 1, 2014 are set forth above, and;

WHEREAS, the Department of Criminal Justice Services has notified the Sullivan County District Attorney that the District Attorney Salary Aid Program has increased \$21,700.00, to fund 100% of the difference between the minimum salary for a full time District Attorney prior to April 1, 2012 (\$127,000) and the minimum salary of the District Attorney after April 1, 2012. This aid will offset the increased salary costs that the county will incur for the period covering April 1, 2012 through April 1, 2013, the state fiscal year., and;

WHEREAS, the Legislature must increase the salary of the District Attorney to comply with state law and the increases of the compensation of the Sullivan County Judge as implemented by the Office of Court Administration and the Judicial Compensation Commission.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby establishes the annual salary for the District Attorney for the period April 1, 2012 through March 31, 2013 at \$148,700, for the period April 1, 2013 through March 31, 2014 at \$155,200 and for the period April 1, 2014 through March 31, 2015 at \$161,700.

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

**RESOLUTION NO. ___ INTRODUCED BY THE EXECUTIVE COMMITTEE TO
AUTHORIZE A SETTLEMENT**

WHEREAS, the Marine Shale Processors Site PRP Group filed a demand against the County of Sullivan with respect to a prospective violation of 42 U.S.C. Section 9601 (the Comprehensive Environmental Response, Compensation and Liability Act) and the Louisiana Revised Statutes 30:2271, and

WHEREAS, the Sullivan County Attorney has received an offer of an initial Settlement and agreement in the aforesaid demand, and

WHEREAS, the Sullivan County Attorney has been in discussions with the principals involved in the matter and believes it would be possible to enter into an agreement that would be in the best interests of the County.

NOW THEREFORE BE IT RESOLVED, that the County Attorney is hereby authorized to settle the above demand on such terms and conditions as he shall deem reasonable and appropriate and in the best interests of the County.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2012

**RESOLUTION NO. INTRODUCED BY THE PERSONNEL COMMITTEE
TO AUTHORIZE THE COUNTY MANAGER TO EXECUTE DOCUMENTS
AND TO EXECUTE A SETTLEMENT AGREEMENT WITH THE NEW YORK
STATE NURSES ASSOCIATION**

WHEREAS, the New York State Nurses Association brought a Grievance against the County of Sullivan in July of 2010 claiming a violation of the post probationary discipline provision of the Collective Bargaining agreement, and

WHEREAS, an arbitration was held on or about June 20, 2011 which resulted in an Interim Award and further hearings of the matter, and

WHEREAS, a hearing was scheduled to proceed before the Arbitrator assigned to hear the matter on July 25, 2012, and

WHEREAS, the parties are desirous to settle the Arbitration and have come to an agreement and have adjourned the July 25, 2012 hearing indefinitely to resolve the dispute, and

WHEREAS, due to the confidential nature of this matter, involving personnel issues, the Sullivan County Legislature has been advised of the terms and conditions of the settlement in executive session, and

WHEREAS, it is in the best interests of the County of Sullivan for the County Legislature to ratify said Settlement Agreement.

NOW, THEREFORE, BE IT RESOLVED, by the Sullivan County Legislature that:

1. The Tentative Settlement Agreement between the County and the New York State Nurses Association as discussed in executive session is hereby ratified.
2. The County Manager is hereby authorized to execute the Settlement Agreement with the New York State Nurses Association.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2012.

**RESOLUTION NO. INTRODUCED BY THE PUBLIC SAFETY AND LAW
ENFORCEMENT COMMITTEE TO CREATE THE LAW ENFORCEMENT REVIEW
PANEL**

WHEREAS, the County Legislature has placed a priority on public safety, and

WHEREAS, the County Legislature hereby creates the Law Enforcement Review Panel with a primary purpose to comprehensively review the law enforcement needs of the County, including an inventory of available resources from the New York State Police and the Sheriff's Office, the District Attorney's Office and the Probation Department; and

WHEREAS the cost in the aggregate of the law enforcement agencies should be analyzed, prior to developing a plan to maintain sustainable revenue sources to comprehensively fund public safety for the future; and

WHEREAS, the Law Enforcement Review Panel would analyze the fiscal prudence of providing certain levels of law enforcement services at the County level, supported by county tax revenues, with the goal of maintaining and increasing the services of the New York State Police; and

WHEREAS, a study of the assignments of all levels of law enforcement would need to be charted to reduce potential waste of public resources, duplication of effort, and to improve efficiencies, and control the costs associated with Law Enforcement; and

WHEREAS, the need for law enforcement is known to protect the citizens of the county, the cost must be reviewed to keep the budget stable; and

WHEREAS, this Review Panel will provide advice and recommendations to the Sullivan County Legislature regarding the level of law enforcement services that would be provided at the County Government level in Sullivan County; and

WHEREAS, part of the mission would be to evaluate and provide advice and recommendations to the County Legislature on the level of adequate "Aid-to-Localities" from the New York State Legislature that may be appropriated to maintain and increase law enforcement services provided within Sullivan County by the New York State Police; and

WHEREAS, the Sullivan County Legislature wants to ensure that the way in which they are providing the services is the most effective.

NOW, THEREFORE, BE IT RESOLVED by the Sullivan County Legislature:

1. The Law Enforcement Review Panel is hereby created, with nine (9) members, whose membership shall serve without compensation at the pleasure of the Legislature.
2. The Law Enforcement Review Panel will comprehensively review the law enforcement needs throughout the County, starting with an inventory of available

resources from the New York State Police, the Sheriff's Office, the District Attorney Office, and District Attorney's Office and the Probation Department.

3. The cost in the aggregate of the law enforcement agencies should be analyzed, prior to developing a plan to maintain sustainable revenue sources to comprehensively fund public safety for the future.
4. The Law Enforcement Review Panel would analyze the fiscal prudence of providing certain levels of law enforcement services at the County level, supported by county tax revenues, with the goal of maintaining and increasing the services of the New York State Police.
5. A study of the assignments of all levels of law enforcement would need to be charted to reduce potential waste of public resources, duplication of effort, and to improve efficiencies, and control the costs associated with Law Enforcement.
6. Evaluate and provide advice and recommendations to the County Legislature on the level of adequate "Aid-to-Localities" from the New York State Legislature that may be appropriated to maintain and increase law enforcement services provided within Sullivan County by the New York State Police.
7. This Review Panel will provide advice and recommendations to the Sullivan County Legislature regarding the level of law enforcement services that would be provided at the County Government level in Sullivan County.
8. An initial scoping document shall be completed by September 1, 2012.
9. Final Report with recommendations due October 15, 2012.

Resolution No.

**RESOLUTION INTRODUCED BY HEALTH & FAMILY SERVICES COMMITTEE TO
AUTHORIZE A PUBLIC HEARING FOR THE SULLIVAN COUNTY ANNUAL
IMPLEMENTATION PLAN**

WHEREAS, the Sullivan County Office for the Aging is preparing a County Annual Plan for services to the 60+ population of the county, provided through the Older Americans Act and the New York State Community Services for the Elderly Program; and

WHEREAS, State and Federal guidelines require that a public hearing be held concerning this plan so that all interested parties can be heard.

NOW, THEREFORE, BE IT RESOLVED, that one public hearing is scheduled as follows, and that a notice of said public hearings be published in the official newspapers of the County:

Monticello	10/17/12	Monticello Neighborhood Facility Monticello, NY	9:30 AM-12:00PM
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Moved by _____,
Seconded by _____,
and adopted on motion _____, 2012.

RESOLUTION INTRODUCED BY COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE TO SUPPORT RETAINING JOBS AT FRONTIER INSURANCE COMPANY DURING THE COURT ORDERED REHABILITATION PLAN PROCEEDINGS

WHEREAS, the New York State Liquidation Bureau (NYLB) acting as receiver for the Superintendent of the New York State Department of Financial Services is in the process of liquidating Frontier Insurance Company as part of a court ordered rehabilitation plan proceeding, and

WHEREAS, as part of the rehabilitation plan proceeding the NYLB has the responsibility to administer the remaining insurance policies and has the ability to determine the physical location where the remaining “run-off” business will be performed, and

WHEREAS, Frontier Insurance Company employees approximately 50 people at their Rock Hill, New York offices, processing the “run-off” business, and

WHEREAS, the loss of these 50 jobs will have a detrimental impact on the lives of the employees and on the economy of Sullivan County.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby requests that the NYLB allow the remaining “run-off” business to continue to be performed in Rock Hill, New York, and

BE IT FURTHER RESOLVED, that the Clerk to the Legislature shall transmit an electronic copy of this resolution to Governor Andrew M. Cuomo, Senator John Bonacic, Assemblywoman Aileen Gunther, and Benjamin M. Lawskey, Superintendent of the New York State Department of Financial Services.

Resolution No. _____

RESOLUTION INTRODUCED BY PUBLIC WORKS COMMITTEE

RESOLUTION TO SELL SURPLUS EQUIPMENT TO SULLIVAN COUNTY DIVE AND RESCUE TEAM, INC.

WHEREAS, the County of Sullivan is in possession of a 1991 Zodiac Model Pro 410 boat, Yamaha outboard motor and 1992 EZ Loader trailer, which was used by the Sullivan County Dive Team; and

WHEREAS, based on research by the Commissioner of Public Safety and given the condition of the equipment, the fair market value of the equipment is \$100.00; and

WHEREAS, the equipment is no longer of use to the County and is surplus equipment; and

WHEREAS, the Commissioner of Public Safety is desirous of transferring the boat, outboard motor and trailer to the Sullivan County Dive and Rescue Team Inc. for the amount of One Hundred Dollars (\$100.00).

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby approves the transfer of the above-mentioned boat, outboard motor and trailer to the Sullivan County Dive and Rescue Team Inc. for the amount of \$100.00 and authorizes the County Manager to execute any documents to effect said transfer.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2012

RESOLUTION INTRODUCED BY THE PUBLIC WORKS COMMITTEE

RESOLUTION TO AUTHORIZE AN EASEMENT TO NEW YORK STATE ELECTRIC & GAS ("NYSEG") ON COUNTY OWNED PROPERTY ALONG SUNSET LAKE ROAD IN THE TOWN OF LIBERTY KNOWN AS SBL 23.-1-123.2

WHEREAS, the County of Sullivan ("County") owns a parcel of on Sunset Lake Road, said parcel is designated on the Real Property Tax Map in the Town of Liberty shown as Section 23, Block 1, Lot 123.2 ("Property"); and

WHEREAS, NYSEG is planning to install a tie line along the existing telephone line which will provide a more reliable continuity of service to the area; and

WHEREAS, NYSEG is requesting an easement to enter on the described Property along Sunset Lake Road to perform the line installation, trim and remove any trees and provide future line maintenance as required; and

WHEREAS, the easement area shall be thirty (30) feet by approximately three hundred seventy eight (378) feet beginning at a point about twenty one (21) feet westerly of the centerline of Sunset Lake Road (TH 94) and extending in a southerly direction a distance of approximately three hundred seventy eight (378) feet to a pole and angles left across said road as depicted on a plan submitted to the County dated June 25, 2012.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Sullivan County Legislature is hereby authorized and directed to execute the necessary documents to grant a permanent easement in regard to the Property to NYSEG, in such form as approved by the Country Attorney; and

BE IF FURTHER RESOLVED, that the Grantee will provide the appropriate legal descriptions necessary and requested by the County at their cost and expense.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2012.

RESOLUTION INTRODUCED BY PUBLIC WORKS COMMITTEE

RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR A TECHNICAL ASSISTANCE GRANT FROM THE UPPER DELAWARE COUNCIL FOR IMPROVED SITE INTERPRETATION AT MINISINK BATTLEGROUND PARK

WHEREAS, the County of Sullivan owns and operates Minisink Battleground Park; and

WHEREAS, Minisink Battleground Park is a unique feature within the Upper Delaware Scenic and Recreational River Corridor; and

WHEREAS, the County of Sullivan had previously utilized grant funding to improve the historical interpretation of this Revolutionary War Battle Site; and

WHEREAS, Minisink Battleground Park users would benefit from additional site interpretation; and

WHEREAS, Sullivan County Division of Public Works/Department of Parks & Recreation is deemed eligible to submit an application for Technical Assistance funding.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby authorizes the County Manager and / or the Chairman of the County Legislature *(as required by the funding source award agreement)* to execute any and all necessary documents to submit the Technical Assistance Grant application for funding, to accept the award, and enter into an award agreement or contract to administer the funding secured, in such form as the County Attorney shall approve; and

BE IT FURTHER RESOLVED, that should the Technical Assistance Grant funding be terminated, the County shall not be obligated to continue any action undertaken by the use of this funding.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2012.

RESOLUTION INTRODUCED BY PUBLIC WORKS COMMITTEE

RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR AN ENVIRONMENTAL INITIATIVE GRANT FROM SULLIVAN RENAISSANCE FOR IMPROVED AGRICULTURAL INTERPRETATION AT FORT DELAWARE MUSEUM OF COLONIAL HISTORY

WHEREAS, the County of Sullivan owns and operates Fort Delaware Museum of Colonial History; and

WHEREAS, the County of Sullivan had previously written a letter of support for the Tusten Heritage Garden organization to utilize Fort Delaware grounds for a portion of their Sullivan Renaissance Grant project; and

WHEREAS, Tusten Heritage Garden project has since changed scope and no longer will utilize the Fort Delaware grounds for their grant; and

WHEREAS, Sullivan Renaissance recognizes the potential of the proposed project at Fort Delaware and has encouraged the County of Sullivan to apply for funds independently; and

WHEREAS, the Sullivan County Legislature hereby authorizes the County Manager and/or the Chairman of the County Legislature to execute any and all necessary documents to accept the award, should one be granted, and enter into an award agreement or contract in order to administer the funding secured, in such form as the County Attorney shall approve.

NOW, THEREFORE, BE IT RESOLVED, that the filing of an application in the form required by Sullivan Renaissance is hereby authorized.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2012.

Resolution No. _____

RESOLUTION INTRODUCED BY THE PUBLIC WORKS COMMITTEE

RESOLUTION TO DECLARE THE COUNTY OWNED 'T' HANGAR AT THE SULLIVAN COUNTY INTERNATIONAL AIRPORT (SCIA) 'SURPLUS PROPERTY' AND TO AUTHORIZE THE DIVISION OF PUBLIC WORKS TO SELL THE 'T' HANGAR IN ACCORDANCE WITH THE PROVISIONS OF THE COUNTY CODE

WHEREAS, the Sullivan County Division of Public Works believes it is in the best interest of the County to declare the 40+ year old County "T" Hangar at the Airport to be surplus property; and

WHEREAS, the Division of Public Works wishes to sell the "T" Hangar in accordance with County Code §164 in an effort to realize income.

NOW, THEREFORE, BE IT RESOLVED, that the County Legislature declares the 40 year old "T" Hangar Building at the Sullivan County Airport to be surplus property and authorizes the Division of Public Works to sell the "T" Hangar Building to the highest responsible bidder in accordance with the County Code.

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2012

RESOLUTION INTRODUCED BY HEALTH & FAMILY SERVICES COMMITTEE TO ENTER INTO A CONTRACT WITH THE NYS OFFICE OF CHILDREN AND FAMILY SERVICES (OCFS) TO ACCEPT GRANT MONIES FOR THE SULLIVAN COUNTY PUBLIC HEALTH SERVICES' HEALTHY FAMILIES OF SULLIVAN PROGRAM FOR THE CONTRACT PERIOD 9/1/2012 TO 8/31/2017.

WHEREAS, Sullivan County Public Health Services has received grant monies from the NYS Office of Children and Family Services (NYSOCFS) for the Healthy Beginnings/Healthy Families of Sullivan program since 2004, and

WHEREAS, the current grant and associated contract is set to expire on August 31, 2012, and

WHEREAS, Sullivan County Public Health Services applied for and was awarded grant monies from NYSOCFS, for the period September 1, 2012–August 31, 2017, and

WHEREAS, the Sullivan County Public Health Services has been awarded a grant for the Healthy Families of Sullivan program for a five-year period (September 1, 2012-August 31, 2017) with a specific allocation from NYSOCFS in the amount of \$245,512 for the first year (September 1, 2012-August 31, 2013), and

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and is hereby authorized to enter into a contract with NYSOCFS to accept the grant and specifically to accept grant funds in the amount of \$245,512 for the first year (September 1, 2012-August 31, 2013) of the contract, for the Healthy Families of Sullivan Program, and

BE IT FURTHER RESOLVED, that the County Manager is authorized to execute contract renewals for the Healthy Families of Sullivan Program on an annual basis over the remaining four years of the contract term, and

BE IT FURTHER RESOLVED, that should the NYSOCFS reduce or eliminate the grant funding for the Healthy Families of Sullivan Program for the grant period September 1, 2012 – August 31, 2017, then the above contract or contract renewal(s) shall be reduced and or abolished in an amount per vendor at the discretion of the County Legislature, and

BE IT FURTHER RESOLVED, that the County Manager be hereby authorized to execute such contract and contract renewal(s) using the NYSOCFS Contract Management System, and

BE IT FURTHER RESOLVED, that the form of such contract and contract renewal(s) be approved by the Sullivan County Attorney's Office.

**RESOLUTION INTRODUCED BY PLANNING, ENVIRONMENTAL
MANAGEMENT AND REAL PROPERTY COMMITTEE TO CONVEY
PROPERTY IN THE TOWN OF MAMAKATING KNOWN AS MA18.-1-16.4,
ACQUIRED BY THE COUNTY OF SULLIVAN BY VIRTUE OF THE IN REM
TAX FORECLOSURE PROCEEDING FOR THE 2006 LIEN YEAR.**

WHEREAS, property located in the Town of Mamakating designated on the Sullivan County Real Property Tax Map as MA18.-1-16.4, Class 314, being 10.02 +/- acre, located on Fordham Road, is owned by the County of Sullivan and formerly owned by Fordham Estates, LLC & Fordham Estates 2, LLC, was included in the foreclosure of 2006 liens, and

WHEREAS, Summitville Fire Company has offered to purchase said property for the sum of, SEVEN THOUSAND (\$7,000.00) DOLLARS, more than the amount of the delinquent taxes owed to the County, and

WHEREAS, this matter was discussed by the Real Property Advisory Board who advised it is in the best interest of the County of Sullivan to convey the parcel to Summitville Fire Company for \$7,000.00 because this property was not sold at the June 2012 auction, and

WHEREAS, the purchaser will also be responsible for the recording fees and any other applicable charges, including but not limited to, omitted & pro rata taxes, 2012 Town/County taxes, 2012/2013 School taxes, water and sewer charges.

NOW, THEREFORE, BE IT RESOLVED, the Chairman of the Sullivan County Legislature is hereby authorized to execute the necessary documents in order to convey the aforesaid premises to Summitville Fire Company, upon payment of \$7,000.00 to the County Treasurer, plus 10% of sale price for auctioneer's commission, plus fees for the County Clerk, plus the 2012 County/Town taxes, including but not limited to, omitted & pro rata taxes and water and sewer charges, if any.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2012.

RESOLUTION NO INTRODUCED BY THE PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO AUTHORIZE CONTRACTS FOR THE HISTORICAL AND CULTURAL ASSISTANCE PROGRAM (HCAP)

WHEREAS, the Sullivan County Legislature established and allocated funding for the creation of the Economic Development Assistance Program (EDAP) in 1998; and

WHEREAS, the Sullivan County Legislature changed the name of the program in 2007 to the Historical and Cultural Assistance Program (HCAP); and

WHEREAS, funds have been allocated in subsequent years to continue the HCAP; and

WHEREAS, the Sullivan County Legislature has authorized that \$4,750 be allocated in FY2012; and

WHEREAS, eligible program activities include renovation of locally historic structures, creation or expansion of museums and enhancing the viability of existing cultural attractions; and

WHEREAS, the Sullivan County Legislature approved the administration of the program by the Division of Planning & Environmental Management, and pursuant to Resolution No. 219-07 adopted on May 17, 2007; and

WHEREAS, the following applications for funding have been submitted, and are recommended by the Division of Planning and Environmental Management:

Lumberland Emergency Generator	\$1,500
Tusten/Narrowsburg Big Eddy Esplanade	\$1,500
Liberty/Walnut Mountain Restrooms	\$ 600

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature approves these projects and the disbursement of the associated funds, and

BE IT FURTHER RESOLVED, that the Sullivan County Legislature authorize the County Manager to enter into a contract(s) with these applicant(s) for these projects that meet the guidelines of the HCAP, said contracts to be in a form approved by the County Attorney.

**RESOLUTION INTRODUCED BY PLANNING, ENVIRONMENTAL
MANAGEMENT AND REAL PROPERTY COMMITTEE TO
CORRECT THE 2010 TAX ROLL OF THE TOWN OF TUSTEN FOR
TAX MAP #9.-10-21**

WHEREAS, an application dated June 25, 2012 having been filed by PA Lines LLC Norfolk Southern with respect to property assessed to said applicant on the 2010 tax roll of the Town of Tusten Tax Map #9.-10-21 pursuant to Section 556 of the Real Property Tax Law, to correct an error in essential fact on said tax roll resulting from incorrect entry on the taxable portion of the tax roll, of the assessed valuation of an improvement to real property which was present on a different parcel: to wit, the value of the Narrowsburg Lumber Co. building was assessed on two parcels of real property when in fact only a portion of the building should have been assessed to each parcel; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated July 25, 2012 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 error in essential fact.

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 an 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 _____ day of _____, 2012.

**RESOLUTION INTRODUCED BY PLANNING, ENVIRONMENTAL
MANAGEMENT AND REAL PROPERTY COMMITTEE TO
CORRECT THE 2011 TAX ROLL OF THE TOWN OF TUSTEN FOR
TAX MAP #9.-10-21**

WHEREAS, an application dated June 25, 2012 having been filed by PA Lines LLC Norfolk Southern with respect to property assessed to said applicant on the 2011 tax roll of the Town of Tusten Tax Map #9.-10-21 pursuant to Section 556 of the Real Property Tax Law, to correct an error in essential fact on said tax roll resulting from incorrect entry on the taxable portion of the tax roll, of the assessed valuation of an improvement to real property which was present on a different parcel: to wit, the value of the Narrowsburg Lumber Co. building was assessed on two parcels of real property when in fact only a portion of the building should have been assessed to each parcel; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated July 25, 2012 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 error in essential fact.

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 an 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 _____ day of _____, 2012.

**RESOLUTION INTRODUCED BY PLANNING, ENVIRONMENTAL
MANAGEMENT AND REAL PROPERTY COMMITTEE TO
CORRECT THE 2012 TAX ROLL OF THE TOWN OF TUSTEN FOR
TAX MAP #9.-10-21**

WHEREAS, an application dated June 25, 2012 having been filed by PA Lines LLC Norfolk Southern with respect to property assessed to said applicant on the 2012 tax roll of the Town of Tusten Tax Map #9.-10-21 pursuant to Section 556 of the Real Property Tax Law, to correct an error in essential fact on said tax roll resulting from incorrect entry on the taxable portion of the tax roll, of the assessed valuation of an improvement to real property which was present on a different parcel: to wit, the value of the Narrowsburg Lumber Co. building was assessed on two parcels of real property when in fact only a portion of the building should have been assessed to each parcel; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated July 25, 2012 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 error in essential fact.

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 an 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 _____ day of _____, 2012.

**RESOLUTION INTRODUCED BY PLANNING, ENVIRONMENTAL
MANAGEMENT AND REAL PROPERTY COMMITTEE TO
CORRECT THE 2010 TAX ROLL OF THE TOWN OF TUSTEN FOR
TAX MAP #12.-1-3**

WHEREAS, an application dated May 7, 2012 having been filed by Roger Dirlam with respect to property assessed to said applicant on the 2010 tax roll of the Town of Tusten Tax Map #12.-1-3 pursuant to Section 556 of the Real Property Tax Law, to correct an error in essential fact on said tax roll resulting from incorrect entry on the taxable portion of the tax roll, of the assessed valuation of an improvement to real property which was present on a different parcel: to wit, the value of the Narrowsburg Lumber Co. building was assessed on two parcels of real property when in fact only a portion of the building should have been assessed to each parcel; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated July 25, 2012 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 error in essential fact.

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 an 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 relevied school tax, the Treasurer shall charge back such amount in accordance with law.

Moved by _____,
Seconded by _____,
and adopted on motion _____ day of _____, 2012.

**RESOLUTION INTRODUCED BY PLANNING, ENVIRONMENTAL
MANAGEMENT AND REAL PROPERTY COMMITTEE TO
CORRECT THE 2011 TAX ROLL OF THE TOWN OF TUSTEN FOR
TAX MAP #12.-1-3**

WHEREAS, an application dated May 7, 2012 having been filed by Roger Dirlam with respect to property assessed to said applicant on the 2011 tax roll of the Town of Tusten Tax Map #12.-1-3 pursuant to Section 556 of the Real Property Tax Law, to correct an error in essential fact on said tax roll resulting from incorrect entry on the taxable portion of the tax roll, of the assessed valuation of an improvement to real property which was present on a different parcel: to wit, the value of the Narrowsburg Lumber Co. building was assessed on two parcels of real property when in fact only a portion of the building should have been assessed to each parcel; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated July 25, 2012 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 error in essential fact.

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 an 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 _____ day of _____, 2012.

**RESOLUTION INTRODUCED BY PLANNING, ENVIRONMENTAL
MANAGEMENT AND REAL PROPERTY COMMITTEE TO
CORRECT THE 2012 TAX ROLL OF THE TOWN OF TUSTEN FOR
TAX MAP #12.-1-3**

WHEREAS, an application dated May 7, 2012 having been filed by Roger Dirlam with respect to property assessed to said applicant on the 2012 tax roll of the Town of Tusten Tax Map #12.-1-3 pursuant to Section 556 of the Real Property Tax Law, to correct an error in essential fact on said tax roll resulting from incorrect entry on the taxable portion of the tax roll, of the assessed valuation of an improvement to real property which was present on a different parcel: to wit, the value of the Narrowsburg Lumber Co. building was assessed on two parcels of real property when in fact only a portion of the building should have been assessed to each parcel; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated July 25, 2012 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 error in essential fact.

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 an 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 _____ day of _____, 2012.