



AGENDA

Legislative Monthly Meeting for December 20, 2012 at 4:30PM

Call to Order

Pledge of Allegiance

Roll Call of Legislators

Communications

Public Comment

Resolutions:

1. Apportion the Mortgage Tax
2. Authorize the filing of an application for a State Grant In-Aid for a Household Hazardous Waste State Assistance Program
3. Grant NYSDEC access to County of Sullivan Property to perform testing and remediation of lead contamination
4. Authorize a contract for the historical and Cultural Assistance Program
5. Authorize contract with auction firm (Haroff Realty)
6. Authorize contract with Sullivan County BOCES to provide a School Resource Officer
7. Authorize contract with various vendors for 2013 lawn mowing season
8. Authorize contract with Gelsomino for speech therapy services
9. Authorize contract modification to the Master Lease Agreement with Kristt Company for coin machines
10. Authorize contract modification and extension with Rolling V for Welfare to Work Program
11. Authorize a contract modification with Frances Clemente, Attorney at Law
12. Formalize a Fraud Investigation Team/agreement with S.C. District Attorney's Office
13. Convey FA 16.-1-12 to Hannold
14. Convey LI 108.-6-26 to Lusker
15. Correct the 2010 Tax Roll MA 6.-1-3 to Carpentier
16. Correct the 2011 Tax Roll Ma 6.-1-3 to Carpentier
17. Authorize the transfer of property acquired by the County through Greater Catskills Flood Remediation Program RO 38.-1-17
18. Amend 326-12 having recommendations due December 31, 2012
19. Authorize preparation of a grant application for a Public Safety Points Program

Recognition of Legislators

Announcements from Chair

Adjournment or Close

**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 a quarterly report, for the period of July 2012 to September 2012, 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 | 20,118.14 |
| Callicoon | 9,723.50 |
| Cochecton | 2,657.29 |
| Delaware | 14,055.54 |
| Fallsburg | 24,118.43 |
| Forestburgh | 5,931.75 |
| Fremont | 6,784.66 |
| Highland | 11,055.37 |
| Liberty | 19,053.33 |
| Lumberland | 9,184.79 |
| Mamakating | 36,327.05 |
| Neversink | 10,942.98 |
| Rockland | 9,377.95 |
| Thompson | 36,481.58 |
| Tusten | 4,168.80 |

| VILLAGES | |
|-----------------|----------|
| Bloomington | 463.25 |
| Jeffersonville | 476.70 |
| Liberty | 3,333.62 |
| Monticello | 3,804.65 |
| Woodridge | 1,118.68 |
| Wurtsboro | 1,539.48 |

| | |
|--------------|-------------------|
| TOTAL | 230,717.54 |
|--------------|-------------------|

| | | |
|--------------------------|--------------------|----------------------|
| Moved by | seconded by | declared duly |
| adopted on motion | | |

RESOLUTION INTRODUCED BY THE PUBLIC WORKS COMMITTEE

RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION, FOR A STATE GRANT IN-AID FOR A HOUSEHOLD HAZARDOUS WASTE STATE ASSISTANCE PROGRAM AND SIGNING OF THE ASSOCIATED STATE CONTRACT, UNDER THE APPROPRIATE LAWS OF NEW YORK STATE.

WHEREAS, the State of New York provides financial aid for household hazardous waste programs; and

WHEREAS, the County of Sullivan herein called the **MUNICIPALITY**, has examined and duly considered the applicable laws of the State of New York and the **MUNICIPALITY** deems it to be in the public interest and benefit to file an application under these laws; and

WHEREAS, it is necessary that a Contract by and between **THE PEOPLE OF THE STATE OF NEW YORK**, herein called the **STATE**, and the **MUNICIPALITY** be executed for such **STATE** Aid; 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 BY the County of Sullivan Legislature

1. That the filing of an application in the form required by the State of New York in conformity with the applicable laws of the State of New York including all understanding and assurances contained in said application is hereby authorized.
2. That County Manager, or his/her designee is directed and authorized as the official representative of the **MUNICIPALITY** to act in connection with the application and to provide such additional information as may be required and to sign the resulting contract if said application is approved by the **STATE**;
3. That the **MUNICIPALITY** agrees that it will fund the entire cost of said household hazardous waste program and will be reimbursed by the State for the State share of such costs.
4. That four (4) Certified Copies of this Resolution be prepared and sent to the New York State Department of Environmental Conservation, Albany, New York 12233-7253, together with a complete application.
5. That this resolution shall take effect immediately.

BE IT FURTHER RESOLVED, that should the NYS Department of Environmental Conservations' Household Hazardous Waste Program funding be terminated, the County shall not be obligated to continue any action undertaken by the use of this funding.

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

RESOLUTION INTRODUCED BY PUBLIC WORKS COMMITTEE

RESOLUTION TO GRANT NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION ACCESS TO COUNTY OF SULLIVAN PROPERTY TO PERFORM TESTING AND REMEDIATION OF LEAD CONTAMINATION

WHEREAS, the County of Sullivan "County" owns property in the Town of Mamakating on which the D&H Canal is located; and

WHEREAS, New York State Department of Environmental Conservation (NYSDEC) is owner of properties located adjacent to the County property; and

WHEREAS, NYSDEC has determined that former mining operations on the site have resulted in lead contamination on the NYSDEC property and such has caused for lead contamination to be spread onto County property; and

WHEREAS, NYSDEC intends to do further study and perform remediation of the lead contamination on both NYSDEC and County property; and

WHEREAS, NYSDEC requires access to County property to complete such studies and remediation at the NYSDEC's expense.

NOW, THEREFORE, BE IT RESOLVED, the Chairman of the Sullivan County Legislature be and is hereby authorized to sign any and all agreements to allow access to County property by NYSDEC; and

BE IT FURTHER RESOLVED, such agreements shall be in a form approved by the Sullivan County Attorney.

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

RESOLUTION NO INTRODUCED BY ALAN J. SORENSEN TO AUTHORIZE A CONTRACT 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 \$4,700 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 application for funding has been submitted, and is recommended by the Division of Planning and Environmental Management:

. Town of Rockland Historic Inventory Project \$1,100

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature approves this project 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 with the applicant for this project that meet the guidelines of the HCAP, said contract to be in a form approved by the County Attorney.

**RESOLUTION NO. INTRODUCED BY PLANNING, ENVIRONMENTAL
MANAGEMENT AND REAL PROPERTY COMMITTEE TO AUTHORIZE THE
CHAIRMAN OF THE LEGISLATURE TO EXECUTE A CONTRACT WITH THE
AUCTION FIRM FOR THE PURPOSE OF CONDUCTING PUBLIC AUCTIONS**

WHEREAS, Haroff Auction & Realty, Inc. and Absolute Auction & Realty, Inc. were hired as the auctioneers o/b/o the County of Sullivan for the 1999 & 2000 public auctions, and

WHEREAS, the County of Sullivan was satisfied with the manner in which the Public Auctions were performed and with the professionalism of the Auctioneers, and

WHEREAS, Resolution No. 254-02 adopted on the 16th day of May, 2002 authorized the County of Sullivan to enter into an agreement with Haroff Auction & Realty, Inc. and Absolute Auction & Realty, Inc. to conduct public auctions for those properties acquired by the County through tax foreclosures for delinquent taxes for the 1998, 1999, 2000, 2001, 2002, 2003, 2004 lien years and prior lien years as necessary, and

WHEREAS, Resolution No. 361-06 adopted on the 21st day of September, 2006 authorized the County of Sullivan to enter into an agreement with Haroff Auction & Realty, Inc. and Absolute Auction & Realty, Inc. to conduct public auctions for those properties acquired by the County through tax foreclosures for delinquent taxes for the 2005, 2006, 2007, 2008, 2009 lien years and prior lien years as necessary,

WHEREAS, the County Treasurer has recommended that this contract should be renewed to permit Haroff Auction & Realty, Inc. and Absolute Auction & Realty, Inc. to conduct public auctions for those properties acquired by the County through tax foreclosure for delinquent taxes for the 2011-2013 lien years and prior lien years as necessary.

NOW, THEREFORE, BE IT RESOLVED, the County of Sullivan may enter into an Agreement to be approved by the County Attorney and executed by the Chairman of the Legislature, between the County of Sullivan and Haroff Auction & Realty, Inc. / Absolute Auction & Realty, Inc. to provide auction services for those properties acquired by the County through tax foreclosure for delinquent taxes for the 2011-2013 tax year liens, in addition to properties the County acquires title to for prior tax lien year(s).

Moved by Mr. Rouis, seconded by Mrs. Gieger, put to a vote, unanimously carried and declared duly adopted on motion January 26, 2012.

**RESOLUTION NO. _____ INTRODUCED BY THE PUBLIC SAFETY COMMITTEE
TO AUTHORIZE THE COUNTY MANAGER TO ENTER INTO A MODIFICATION
AGREEMENT WITH SULLIVAN COUNTY BOCES TO PROVIDE A SCHOOL
RESOURCE OFFICER**

WHEREAS, the Sullivan County Sheriff's Office provides a Deputy Sheriff as a School Resource Officer to the Sullivan County BOCES Liberty campus and is reimbursed from BOCES in the amount of 50% of the deputy's salary, and

WHEREAS, an original Memorandum of Understanding was entered into for the period 9/01/07 through 6/30/08, with an option to renew for one year, to provide the School Resource Officer, and

WHEREAS, due to the success of the School Resource Officer Program, Sullivan County BOCES and the Sullivan County Sheriff's Office extended the Memorandum of Understanding for the period 7/1/09 through 6/30/12, and

WHEREAS, Sullivan County BOCES and the Sullivan County Sheriff's Office wish to extend the Memorandum of Understanding for the period 7/1/12 through 6/30/14.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and is hereby authorized to execute a Modification Agreement with BOCES for a School Resource Officer, in such form as the County Attorney shall approve.

**Moved by
seconded by
and adopted on motion , 2012**

RESOLUTION INTRODUCED BY GOVERNMENT SERVICES COMMITTEE

RESOLUTION TO AUTHORIZE AWARD & EXECUTION OF CONTRACT

WHEREAS, bids were received for lawn mowing services for 2013 season 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 | Government Center (edging \$165/Mo.) | \$250.00 |
| | Courthouse Complex (edging 105/Mo.) | \$105.00 |
| | Lake Superior State Park | \$459.00 |
| | Veterans (trimming headstones \$80.00/Mo.) | \$123.00 |
| | Liberty Complex | \$750.00 |
| 2. Turning Leaves Landscaping, LLC | Stone Arch Bridge Historical Park | \$185.00 |
| | Fort Delaware Museum | \$180.00 |

and in accordance with Bid #B-12-69, said contracts to be in such form as the County Attorney shall approve.

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

Resolution No. _____

RESOLUTION INTRODUCED BY GOVERNMENT SERVICES COMMITTEE

RESOLUTION TO AUTHORIZE CONTRACT

WHEREAS, a quote was received for the service of Speech Therapist, and

WHEREAS, Sullivan County Public Health Services needs to provide speech therapy services, and

WHEREAS, Geraldina Gelsomino, 28 Crescent View Road, Rock Hill, NY 12775, will provide said services, and

WHEREAS, Sullivan County Public Health Services has recommended said vendor.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to enter into a contract with Geraldina Gelsomino at a rate of \$84.00 per visit for the calendar year 2013 with an option for an additional yearly extension for up to three (3) additional years, under the same terms and conditions, as per RFP R-12-04A, said contract to be in such form as the County Attorney shall approve.

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

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RESOLUTION INTRODUCED BY GOVERNMENT SERVICES COMMITTEE

RESOLUTION TO AUTHORIZE MODIFICATION AGREEMENT(S)

WHEREAS, pursuant to Resolution No. 120-04, adopted by the Sullivan County Legislature on March 18, 2004, the County entered into a lease agreement with the Kristt Company for photocopy machines (“Coin Op Lease”), and

WHEREAS, pursuant to Resolution No. 236-12, adopted by the Sullivan County Legislature on June 21, 2012, the County extended the Coin Op Lease for three (3) coin op copiers for the Sullivan County Clerk’s Office, through June 30, 2012, and

WHEREAS, the County Clerk needs to extend the Coin Op Lease through December 31, 2012, under the same terms and conditions.

WHEREAS, pursuant to Resolution No. 462-11, adopted by the Sullivan County Legislature on December 15, 2011, and Resolution No. 167-12, adopted by the Sullivan County Legislature on April 26, 2012, the County entered into an agreement with Catskill Hudson Bank and Kristt Company, for the lease of various multi function devices for the County of Sullivan (“Master Lease Agreement”), and

WHEREAS, the proposal, R-11-24, listing all the multi function devices, shall be amended to add three (3) new coin op machines for the County Clerk’s Office, for the term of January 1, 2013 through December 31, 2015, at a lease price of \$639.00/month, and service and supplies to be charged at \$.0049/black and white copy and \$.04/each color print, and

WHEREAS, the Master Lease Agreement lease price shall be paid directly to Catskill Hudson Bank and the service and supplies fees shall be paid directly to the Kristt Company, and

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to execute a Modification Agreement to extend the Coin Op Lease from July 1, 2012 through December 31, 2012, under the same terms and conditions, said Modification Agreement to be in such form as the County Attorney shall approve, and

BE IT FURTHER RESOLVED, that the County Manager be and hereby is authorized to execute a Modification Agreement to the Master Lease Agreement, adding three (3) new coin op machines for the County Clerk’s Office at monthly lease cost of \$639.00/month PLUS service and supplies fees as stated above, in accordance with RFP – R-11-24, said Modification Agreement to be in such form as the County Attorney shall approve.

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

Resolution No. _____

**RESOLUTION INTRODUCED BY GOVERNMENT SERVICES COMMITTEE TO
AUTHORIZE EXTENSION AND MODIFICATION OF CONTRACT**

**RESOLUTION TO EXTEND AND MODIFY THE COUNTY OF SULLIVAN'S
CONTRACT WITH ROLLING V BUS CORPORATION**

WHEREAS, pursuant to the agreement between the parties dated January 1, 2009 (“original agreement”), entered into pursuant to Resolution No. 407-08, adopted by the Sullivan County Legislature on November 20, 2008, as modified and extended by Resolution Nos. 70-09 and 574-10, and

WHEREAS, the original agreement is subject to an additional one (1) year extension for the term, January 1, 2013 through December 31, 2013, and

WHEREAS, Rolling V Bus Corporation has agreed to provide additional services, which encompass the entire Welfare to Work Program, including but not limited to cab rides, etc., and

WHEREAS, in order to provide said services, the County has agreed to pay an additional cost of \$34,717.13, and the total annual cost shall not exceed \$300,000.00.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is authorized to execute a contract modification and extension through 2013, at a cost not to exceed the amount set forth above, in such form as the County Attorney shall approve.

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

Resolution No.

RESOLUTION INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE

RESOLUTION TO AUTHORIZE A CONTRACT MODIFICATION TO THE 2012-2013 CONTRACT BETWEEN SULLIVAN COUNTY OFFICE FOR THE AGING AND FRANCES S. CLEMENTE, ATTORNEY AT LAW.

WHEREAS, the County of Sullivan, through the Office for the Aging, provides mandated Legal Services for senior citizens in Sullivan County, and

WHEREAS, Frances S. Clemente, Attorney at Law can provide Legal Services.

WHEREAS, by Resolution No. 67-12, adopted by the Sullivan County Legislature on February 16, 2012 that the Sullivan County Legislature does hereby authorize the County Manager to execute a contract with Frances S. Clemente, Attorney at Law for provision of mandated legal services for senior citizens not to exceed \$7,883.00 per contract per year for the period 01/01/12-12/31/13; and

WHEREAS, a contract modification agreement is necessary to increase the amount from \$7,883.00 to 8,100.00 for 01/01/12-12/31/12 an increase of \$217.00 as required by the New York State Office for the Aging, for the Title IIIB grant, Legal Services and the amount for 01/01/13-12/31/13 from \$7,883.00 to \$7,904.00 an increase of \$21.00 as required by the New York State Office for the Aging, for the Title IIIB grant, Legal Services for Frances S. Clement, Attorney at Law for provision of mandated legal services for senior citizens for the remainder of the contract period of 01/01/2012-12/21/2013.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature does hereby authorize the County Manager to execute a contract modification to the agreement with Frances S. Clemente, Attorney at Law for the increased amount for provision of mandated legal services for senior citizens from \$7,883.00 to 8,100.00 for 01/01/12-12/31/12 and the amount for 01/01/13-12/31/13 from \$7,883.00 to \$7,904.00 for the remainder of the contract period of 01/01/2012-12/21/2013, subject to approval of the office of the County Manager, and

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

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

RESOLUTION NO. -12 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE TO FORMALIZE A FRAUD INVESTIGATION TEAM AND TO AUTHORIZE THE COUNTY MANAGER TO ENTER INTO AN AGREEMENT WITH THE SULLIVAN COUNTY DISTRICT ATTORNEY'S OFFICE FOR THE PROVISION OF FRAUD AND INTENTIONAL PROGRAM VIOLATION PROSECUTION RELATED SERVICES

WHEREAS, the Social Services programs that are mandated by the State of New York impact the County of Sullivan's property tax levy tremendously; and

WHEREAS, it is in the best interest County of Sullivan to aggressively prevent fraud within the Social Services programs, and to fully prosecute those that commit fraud, either through the unsubstantiated qualification for assistance, or through the providing of fraudulent services; and

WHEREAS, the Sullivan County Legislature has placed a priority on addressing fraud at any level within the Social Services programs; both internally and externally including recipients and providers of service, including both internal and external recipients and providers of service, and

WHEREAS, the County of Sullivan would benefit from the creation of a Fraud Investigative Team (F.I.T.) that would be comprised of the Office of the Sullivan County District Attorney, Office of the Sullivan County Sheriff, the New York State Police, and the Sullivan County Social Services District – which is operated as the Sullivan County Department of Family Services; and

WHEREAS, the County of Sullivan, through the Department of Family Services, desires to enter into an updated agreement with the Sullivan County District Attorney's Office for the provision of Fraud and Intentional Program Violation (IPV) prosecution related services; and

WHEREAS, said IPV prosecution costs could be treated as a direct cost to a specific program, authorized by program regulations and in such cases the County of Sullivan could be eligible for reimbursement; and

WHEREAS, the Sullivan County District Attorney's Office is willing to continue to provide such services.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby creates the Fraud Investigative Team (F.I.T.) that would be comprised of the Office of the Sullivan County District Attorney, Office of the Sullivan County Sheriff, the New York State Police, and the Sullivan County Social Services District – which is operated as the Sullivan County Department of Family Services; and

BE IT FURTHER RESOLVED, that the County Manager and the Commissioner of the Division of Health and Family Services take all necessary action to ensure that any and all suspected fraud that has occurred or is suspected of occurring within the Social Services

programs is fully investigated and prosecuted to the fullest extent of the law; and

BE IT FURTHER RESOLVED, that the County Manager and the Commissioner of the Division of Health and Family Services direct that all appropriate personnel fully cooperate and involve Law Enforcement, including the Office of the Sullivan County District Attorney, Office of the Sullivan County Sheriff, and the New York State Police, in the investigation of any and all cases of suspected fraud within the Social Services programs; and

BE IT FURTHER RESOLVED that the Sullivan County Legislature does hereby authorize the County Manager to execute an updated agreement for IPV prosecution related services with the Sullivan County District Attorney's Office for a term authorized by law, which would supersede the agreement that effective January 1, 2010, and

BE IT FURTHER RESOLVED, that the form of said agreement to be approved by the Sullivan County Department of Law, in consultation with the District Attorney, the County Manager, and the Commissioner of the Division of Health and Family Services.

12A

**RESOLUTION INTRODUCED BY PLANNING, ENVIROMENTAL
MANAGEMENT AND REAL PROPERTY COMMITTEE**

**RESOLUTION TO CONVEY PROPERTY IN THE TOWN OF FALLSBURG
KNOWN AS FA16.-1-12, ACQUIRED BY THE COUNTY OF SULLIVAN BY
VIRTUE OF THE IN REM TAX FORECLOSURE PROCEEDING FOR THE
2010 LIEN YEAR.**

WHEREAS, property located in the Town of Fallsburg, designated on the Sullivan County Real Property Tax Map as FA16.-1-12, Class 210, being 67.00 x 100.00 +/- ft, located on Michigan Road, is owned by the County of Sullivan and formerly owned by Wanda & Milo Conklin, was included in the foreclosure of 2010 liens, and

WHEREAS, Justin C. & Angelique R. Hannold has offered to purchase said property for the sum of, TWO HUNDRED (\$200.00) DOLLARS, 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 Justin C. & Angelique R. Hannold for \$200.00 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, and

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 Justin C. & Angelique R. Hannold, upon payment of \$200.00 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, plus the 2012/2013 School 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 INTRODUCED BY PLANNING, ENVIRONMENTAL
MANAGEMENT AND REAL PROPERTY COMMITTEE**

**RESOLUTION TO CONVEY PROPERTY IN THE TOWN OF LIBERTY
KNOWN AS LI108.-6-26, ACQUIRED BY THE COUNTY OF SULLIVAN BY
VIRTUE OF THE IN REM TAX FORECLOSURE PROCEEDING FOR THE
2010 LIEN YEAR.**

WHEREAS, property located in the Town of Liberty, designated on the Sullivan County Real Property Tax Map as LI108.-6-26, Class 464, being 0.24 +/- acre, located on North Main Street, is owned by the County of Sullivan and formerly owned by Moses Kraus LLC, was included in the foreclosure of 2010 liens and was not sold at the June 2012 auction, and

WHEREAS, Mr. & Mrs. Ron Lusker or a corporation they designate, has offered to purchase said property for the sum of, FIFTY THOUSAND (\$50,000.00) DOLLARS, 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, and

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 Mr. & Mrs. Ron Lusker or their designee, upon payment of \$50,000.00 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, plus the 2012/2013 School 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 INTRODUCED BY PLANNING, ENVIRONMENTAL
MANAGEMENT AND REAL PROPERTY COMMITTEE TO
CORRECT THE 2010 TAX ROLL OF THE TOWN OF
MAMAKATING FOR TAX MAP #6.-1-3**

WHEREAS, an application dated October 26, 2012 having been filed by Richard and Ruth Carpentier with respect to property assessed to said applicant on the 2010 tax roll of the Town of Mamakating Tax Map #6.-1-3 pursuant to Section 556 of the Real Property Tax Law, to correct a clerical error on said tax roll resulting from a duplicate entry on the assessment and tax roll of the assessed valuation of an entire parcel; to wit, it was determined that this parcel did not exist, and was included in the assessed valuation of another parcel; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated November 26, 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 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 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 releved 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
MAMAKATING FOR TAX MAP #6.-1-3**

WHEREAS, an application dated October 26, 2012 having been filed by Richard and Ruth Carpentier with respect to property assessed to said applicant on the 2011 tax roll of the Town of Mamakating Tax Map #6.-1-3 pursuant to Section 556 of the Real Property Tax Law, to correct a clerical error on said tax roll resulting from a duplicate entry on the assessment and tax roll of the assessed valuation of an entire parcel; to wit, it was determined that this parcel did not exist, and was included in the assessed valuation of another parcel; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated November 26, 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 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 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.

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RESOLUTION INTRODUCED BY THE PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROERTY COMMITTEE TO AUTHORIZE THE TRANSFER OF PROPERTY ACQUIRED BY THE COUNTY THROUGH THE GREATER CATSKILLS FLOOD REMEDIATION PROGRAM OF 2008-2009

WHEREAS, the County of Sullivan ("County") applied for and received grant funding through the NYS DHCR Office of Community Renewal under the Greater Flood Remediation Program of 2008-2009 for the acquisition of one- and two- family homes with a history and future likelihood of flooding, and

WHEREAS, the County, after taking title to eleven properties with grant funding, has now demolished the homes on those properties, and

WHEREAS, the County desires to divest itself of title to this property, and

WHEREAS, under the terms of the grant agreement, the subject property must be preserved for open space, recreation, wetlands management or flood mitigation purposes, and

WHEREAS, the County received an offer on SBL 38.-1-17, located on Covered Bridge Rd in the Town of Rockland in the amount of \$500.00.

NOW, THEREFORE BE IT RESOLVED, that the Sullivan County Legislature deems the parcel is not necessary for public use and hereby authorizes a conveyance of the parcel to Victor Diescher Jr., and

BE IT FURTHER RESOLVED, that the Office of the County Attorney is directed to draft all necessary documents to complete the conveyance of this property, and

BE IT FURTHER RESOLVED, that the Chairman of the Legislature is authorized to sign all documents to consummate the conveyance of this property.

Moved by _____,

Seconded by _____,

and adopted on motion _____, 2012

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RESOLUTION NO. -12 INTRODUCED BY THE PUBLIC SAFETY AND LAW ENFORCEMENT COMMITTEE AMEND RESOLUTION 326-12 THAT CREATED THE LAW ENFORCEMENT REVIEW PANEL

WHEREAS, the County Legislature adopted Resolution no. 285-12 on August 16, 2012, which Resolution created the Law Enforcement Review Panel, and

WHEREAS, on September 20, 2012, by Resolution 326-12, the County Legislature amended 285-12 to reduce the membership of the Review Panel to seven members and to extend the due date for the final report to October 31, 2012, and

WHEREAS, hurricane Sandy prevented the Review Panel from completing its work by October 31, 2012, and

WHEREAS, there is a desire to further amend the Resolution 285-12 to again extend the date that the final report with recommendations shall be due from October 31, 2012 to December 31, 2012.

NOW, THEREFORE, BE IT RESOLVED that Resolution No. 285-12 is hereby further amended by the Sullivan County Legislature:

1. The Final Report with recommendations shall be due by December 31, 2012.

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

RESOLUTION NO. -12 INTRODUCED BY THE PUBLIC SAFETY COMMITTEE TO AUTHORIZE PREPARATION OF A GRANT APPLICATION FOR A PUBLIC SAFETY ANSWERING POINTS (PSAP) PROGRAM UNDER THE SECOND PART OF THE NEW YORK STATE / STATEWIDE INTEROPERABILITY GRANT PROGRAM (SICGP) SPONSORED BY THE NEW YORK STATE DIVISION OF HOMELAND SECURITY & EMERGENCY SERVICES. THE GRANT WILL ALLOW FOR REIMBURSEMENT OF COSTS ASSOCIATED WITH PSAP CONSOLIDATION, OPERATIONS AND IMPROVEMENTS.

WHEREAS, the New York State Division of Homeland Security and Emergency Services (*NYS DHSES*) provides funds to support efforts of emergency management/homeland security; and

WHEREAS, the *NYS DHSES* – Office of Interoperable and Emergency Communications (*OIEC*), is administering the Public Safety Answering Points (*PSAP*) program as Round 2 of the *NYS Statewide Interoperability Grant Program (SICGP)* to provide reimbursement for costs associated with *PSAP* consolidation, operations and improvements; and

WHEREAS, the Sullivan County Division of Public Safety – Office of Emergency Management seeks to improve public safety communications operation; and

WHEREAS, the Sullivan County Division of Public Safety – Office of Emergency Management wishes to file an application with the *PSAP* program ; and

WHEREAS, Sullivan County is not required to provide any local cash or in-kind match in support of the *PSAP* program.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Division of Public Safety – Office of Emergency Management is hereby authorized to prepare an application for funding under the *NYS DHSES-OIEC PSAP* program.

BE IT FURTHER RESOLVED, that the County Manager, and / or his authorized designee, be and is hereby authorized to sign said *PSAP* program application on behalf of the County not to exceed \$1,000,000 for necessary upgrades to E911 telephony equipment; and

BE IT FURTHER RESOLVED, that if awarded *PSAP* Program funding, that the County Manager , and / or his authorized designee, be and is hereby authorized to execute any and all necessary documents to accept the *PSAP* program grant award and access the funding, in such a form as the County Attorney shall approve; and

BE IT FURTHER RESOLVED, that if awarded *PSAP* program funding, the Sullivan County Division of Public Safety – Office of Emergency Management, shall administer the funds and the *PSAP* program; and

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

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

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