

July 17, 2014 Full Board Addendum

Resolutions from 10:00AM Special Public Safety and Law Enforcement Committee Meeting

1. Set public hearing for August 21, 2014 at 1:30PM to make amendments to Sullivan County Electrical Licensing

Resolutions from 11:30AM Executive Committee Meeting

2. Rescind Resolution No. 379-13 and authorize SCCC to request matching funds for installation of a new wireless computer system
3. Rescind Resolution No. 378-13 and authorize SCCC to request matching funds for upgrades to technology equipment
4. Rescind Resolution No. 376-13 and authorize SCCC to request matching funds for facility upgrades
5. Rescind Resolution No. 375-13 and authorize SCCC to request matching funds for renovations of instructional facilities.
6. Rescind Resolution No. 374-13 and authorize SCCC to request matching funds for on Campus Site Work
7. Rescind Resolution No. 273-13 and authorize SCCC to request matching funds for paving and site improvement work
8. Enact proposed Local Law 2 of 2014 entitled « A Local Law to Amend Section C2.01 of the Sullivan Charter » to reapportion the legislative districts in accordance with the Municipal Home Rule Law of the State of New York
9. Create and fill two Client Support Technician I positions in the Management Information Systems Department
10. Authorize payment to NTT Data and authorize a new one year agreement with NTT Data for « Net Solutions » replacing Keane Clinicals and Financials in the Adult Care Center
11. Authorize ACC to enter into contracts with various MLTC Plans to become a provider in order to allow new Medicaid patients to become residents of the ACC and ADHC
12. Create the position of Executive Secretary to the Commissioner of Management and Budget
13. Reconvey a parcel located in the Town of Callicoon 106.-1-43.2 to the former owner
14. Authorize application for funding from the NYS Department of Agriculture and Markets for a 2014 Farmland Protection Implementation Grant
15. Authorize a modification agreement to the contract with LaBella Associates and authorize use of the Committed Fund Balance

16. Authorize a modification agreement to LaBella Associates contract with regard to geothermal preliminary design services
17. Authorize a modification agreement to LaBella Associates contract with regard to photovoltaic preliminary design services
18. Rescind Reoslution No. 373-13 authorize SCCC to request matching funds for campus equipment
19. Authorize cleanup from 7/2/14 and 7/3/14 storms to Town of Callicoon, Town of Delaware and Village of Jeffersonville

**RESOLUTION INTRODUCED BY PUBLIC SAFETY AND LAW ENFORCEMENT
COMMITTEE TO SET A PUBLIC HEARING FOR A PROPOSED LOCAL LAW TO
AMEND CHAPTER 103 OF THE SULLIVAN COUNTY CODE ENTITLED “ELECTRICAL
LICENSING”**

WHEREAS, there has been introduced at a meeting of the Sullivan County Legislature held on July 17, 2014 a proposed amendment to chapter 103 of the Sullivan County Code entitled “Electrical Licensing.”

NOW, THEREFORE, BE IT RESOLVED, that a public hearing be held on said proposed local law by the Sullivan County Legislature on August 21, 2014 at 1:30 p.m., in the Legislative Chambers, County Government Center, Monticello, New York, and at least six (6) days’ notice of the 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 newspapers of the 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 July 17, 2014, a proposed amendment to Chapter 103 of the Sullivan county Code entitled “Electrical Licensing”.

NOTICE IS FURTHER GIVEN that the Legislature of the County of Sullivan will conduct a public hearing on the aforesaid on proposed amendment to Chapter 103 of the Sullivan County Code entitled “Electrical Licensing” at the Legislature's Hearing Room, County Government Center, Monticello, New York, 12701, on August 21, 2014 at 1:30PM at which time all persons interested will be heard.

DATED: July 17, 2014

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

**RESOLUTION NO. INTRODUCED BY EXECUTIVE COMMITTEE
RESCINDING RESOLUTION NO. 379-13 AND AUTHORIZING SULLIVAN COUNTY
COMMUNITY COLLEGE TO REQUEST FUNDS FROM THE STATE UNIVERSITY
OF NEW YORK COMMUNITY COLLEGE CAPITAL FUND FOR COMPUTER
UPGRADES**

WHEREAS, by Resolution No. 379-13 dated October 17, 2013, the Sullivan County Legislature authorized the Sullivan County Community College to request funds from the State University of New York; and

WHEREAS, the State University of New York has requested language changes; and

WHEREAS, Sullivan County as sponsor of Sullivan County Community College may accept funds other than county funds as its match for state capital funds; and

WHEREAS, the New York State enacted budget for community college capital programs included \$1,317,310 for various computer upgrade projects including the installation of a new wireless computer system; and

WHEREAS, Sullivan County Community College will use chargeback funds, private donations and private grants in the amount of \$1,317,310 for computer upgrade projects including the installation of a new wireless computer system; and

WHEREAS, NY Education Law §6310, Section 10 permits Sullivan County to apply for matching funds through SUNY for the New York State share of projects that are normally permitted within an approved capital construction budget.

NOW THEREFORE BE IT RESOLVED, that the Sullivan County Legislature hereby rescinds Resolution No. 379-13 and hereby adopts this resolution and authorizes the Sullivan County Community College to initiate a project and request reimbursement up to 50% of eligible project costs up to \$658,655 from the State of New York through the Dormitory Authority of the State of New York or directly from the State of New York dependant on the State appropriation backing the project.

BE IT FURTHER RESOLVED, that no funds from the County's General Fund should be committed for this purpose.

**RESOLUTION NO. INTRODUCED BY EXECUTIVE COMMITTEE
RESCINDING RESOLUTION NO. 378-13 AND AUTHORIZING SULLIVAN COUNTY
COMMUNITY COLLEGE TO REQUEST FUNDS FROM THE STATE UNIVERSITY
OF NEW YORK COMMUNITY COLLEGE CAPITAL FUND FOR UPGRADES TO
TECHNOLOGY EQUIPMENT**

WHEREAS, by Resolution No. 378-13 dated October 17, 2013, the Sullivan County Legislature authorized the Sullivan County Community College to request funds from the State University of New York; and

WHEREAS, the State University of New York has requested language changes; and

WHEREAS, Sullivan County as sponsor of Sullivan County Community College may accept funds other than county funds as its match for state capital funds; and

WHEREAS, the New York State enacted budget for community college capital programs included \$200,000 for upgrades to technology equipment; and

WHEREAS, Sullivan County Community College will use chargeback funds, private donations and private grants in the amount of \$200,000 for upgrades to technology equipment; and

WHEREAS, NY Education Law §6310, Section 10 permits Sullivan County to apply for matching funds through SUNY for the New York State share of projects that are normally permitted within an approved capital construction budget.

NOW THEREFORE BE IT RESOLVED, that the Sullivan County Legislature hereby rescinds Resolution No. 378-13 and hereby adopts this resolution and authorizes the Sullivan County Community College to initiate a project and request reimbursement up to 50% of eligible project costs up to \$100,000 from the State of New York through the Dormitory Authority of the State of New York or directly from the State of New York dependant on the State appropriation backing the project.

BE IT FURTHER RESOLVED, that no funds from the County's General Fund should be committed for this purpose.

**RESOLUTION NO. INTRODUCED BY EXECUTIVE COMMITTEE
RESCINDING RESOLUTION NO. 376-13 AND AUTHORIZING SULLIVAN COUNTY
COMMUNITY COLLEGE TO REQUEST FUNDS FROM THE STATE UNIVERSITY
OF NEW YORK COMMUNITY COLLEGE CAPITAL FUND FOR FACILITY
UPGRADES**

WHEREAS, by Resolution No. 376-13 dated October 17, 2013, the Sullivan County Legislature authorized the Sullivan County Community College to request funds from the State University of New York; and

WHEREAS, the State University of New York has requested language changes; and

WHEREAS, Sullivan County as sponsor of Sullivan County Community College may accept funds other than county funds as its match for state capital funds; and

WHEREAS, the New York State enacted budget for community college capital programs included \$500,000 for facility upgrades; and

WHEREAS, Sullivan County Community College will use chargeback funds, private donations and private grants in the amount of \$500,000 for facility upgrades; and

WHEREAS, NY Education Law §6310, Section 10 permits Sullivan County to apply for matching funds through SUNY for the New York State share of projects that are normally permitted within an approved capital construction budget.

NOW THEREFORE BE IT RESOLVED, that the Sullivan County Legislature hereby rescinds Resolution No. 376-13 and hereby adopts this resolution and authorizes the Sullivan County Community College to initiate a project and request reimbursement up to 50% of eligible project costs up to \$250,000 from the State of New York through the Dormitory Authority of the State of New York or directly from the State of New York dependant on the State appropriation backing the project.

BE IT FURTHER RESOLVED, that no funds from the County's General Fund should be committed for this purpose.

**RESOLUTION NO. INTRODUCED BY EXECUTIVE COMMITTEE
RESCINDING RESOLUTION NO. 375-13 AND AUTHORIZING SULLIVAN COUNTY
COMMUNITY COLLEGE TO REQUEST FUNDS FROM THE STATE UNIVERSITY
OF NEW YORK COMMUNITY COLLEGE CAPITAL FUND FOR RENOVATION OF
INSTRUCTIONAL FACILITIES**

WHEREAS, by Resolution No. 375-13 dated October 17, 2013, the Sullivan County Legislature authorized the Sullivan County Community College to request funds from the State University of New York; and

WHEREAS, the State University of New York has requested language changes; and

WHEREAS, Sullivan County as sponsor of Sullivan County Community College may accept funds other than county funds as its match for state capital funds; and

WHEREAS, the New York State enacted budget for community college capital programs included \$500,000 for renovations of instructional facilities; and

WHEREAS, Sullivan County Community College will use chargeback funds, private donations and private grants in the amount of \$500,000 for the renovation of instructional facilities; and

WHEREAS, NY Education Law §6310, Section 10 permits Sullivan County to apply for matching funds through SUNY for the New York State share of projects that are normally permitted within an approved capital construction budget.

NOW THEREFORE BE IT RESOLVED, that the Sullivan County Legislature hereby rescinds Resolution No. 375-13 and hereby adopts this resolution and authorizes the Sullivan County Community College to initiate a project and request reimbursement up to 50% of eligible project costs up to \$250,000 from the State of New York through the Dormitory Authority of the State of New York or directly from the State of New York dependant on the State appropriation backing the project.

BE IT FURTHER RESOLVED, that no funds from the County's General Fund should be committed for this purpose.

**RESOLUTION NO. INTRODUCED BY EXECUTIVE COMMITTEE
RESCINDING RESOLUTION NO. 374-13 AND AUTHORIZING SULLIVAN COUNTY
COMMUNITY COLLEGE TO REQUEST FUNDS FROM THE STATE UNIVERSITY
OF NEW YORK COMMUNITY COLLEGE CAPITAL FUND FOR CAMPUS SITE
WORK: SOLAR FIELD**

WHEREA, by Resolution No. 374-13 dated October 17, 2013, the Sullivan County Legislature authorized the Sullivan County Community College to request funds from the State University of New York; and

WHEREAS, the State University of New York has requested language changes; and

WHEREAS, Sullivan County as sponsor of Sullivan County Community College may accept funds other than county funds as its match for state capital funds; and

WHEREAS, the New York State enacted budget for community college capital programs included \$1,000,000 for campus site work; and

WHEREAS, Sullivan County Community College will benefit from a NYSERDA grant in the amount of \$1,000,000 for campus site work including the installation of a solar field; and

WHEREAS, NY Education Law §6310, Section 10 permits Sullivan County to apply for matching funds through SUNY for the New York State share of projects that are normally permitted within an approved capital construction budget.

NOW THEREFORE BE IT RESOLVED, that the Sullivan County Legislature hereby rescinds Resolution No. 374-13 and hereby adopts this resolution and authorizes the Sullivan County Community College to initiate a project and request reimbursement up to 50% of eligible project costs up to \$500,000 from the State of New York through the Dormitory Authority of the State of New York or directly from the State of New York dependant on the State appropriation backing the project.

BE IT FURTHER RESOLVED, that no funds from the County's General Fund should be committed for this purpose.

**RESOLUTION NO. INTRODUCED BY EXECUTIVE COMMITTEE
RESCINDING RESOLUTION NO. 273-13 AND AUTHORIZING SULLIVAN COUNTY
COMMUNITY COLLEGE TO REQUEST FUNDS FROM THE STATE UNIVERSITY
OF NEW YORK COMMUNITY COLLEGE CAPITAL FUND FOR PAVING AND SITE
IMPROVEMENT WORK**

WHEREAS, by Resolution No. 273-13 dated July 18, 2013, the Sullivan County Legislature authorized the Sullivan County Community College to request funds from the State University of New York; and

WHEREAS, the State University of New York has requested language changes; and

WHEREAS, Sullivan County as sponsor of Sullivan County Community College may accept funds other than county funds as its match for state capital funds; and

WHEREAS, the 2014-2015 New York State Budget Community College Capital Program request will include \$950,000 for paving and site improvement work.

WHEREAS, Sullivan County Community College will receive a federal roadway money grant in the amount of \$950,000 for paving and site improvement work; and

WHEREAS, NY Education Law §6310, Section 10 permits Sullivan County to apply for matching funds through SUNY for the New York State share of projects that are normally permitted within an approved capital construction budget.

NOW THEREFORE BE IT RESOLVED, that the Sullivan County Legislature hereby rescinds Resolution No. 273-13 and hereby adopts this resolution and authorizes the Sullivan County Community College to initiate a project and request reimbursement up to 50% of eligible project costs up to \$475,000 from the State of New York through the Dormitory Authority of the State of New York or directly from the State of New York dependant on the State appropriation backing the project.

BE IT FURTHER RESOLVED, that no funds from the County's General Fund should be committed for this purpose.

RESOLUTION NO. _____ INTRODUCED BY THE EXECUTIVE COMMITTEE TO ENACT PROPOSED LOCAL LAW 2 of 2014, ENTITLED “A LOCAL LAW TO AMEND SECTION C2.01 OF THE SULLIVAN COUNTY CHARTER” TO REAPPORTION THE LEGISLATIVE DISTRICTS IN ACCORDANCE WITH THE MUNICIPAL HOME RULE LAW OF THE STATE OF NEW YORK

WHEREAS, a proposed Local Law entitled “A Local Law to Amend Section C2.01 of the Sullivan County Charter” was presented to the Sullivan County Legislature at a meeting held on June 19, 2014 at the County Government Center, Monticello, New York, in order to consider said proposed local law; and

WHEREAS, a notice of public hearing having been duly published and posted as required by law, and said public hearing having been held on July 17, 2014, and all persons appearing at said public hearing deeming to be heard,

NOW THEREFORE BE IT RESOLVED, that the Sullivan County Legislature does hereby enact and adopt Local Law 2 of 2014, entitled “A Local Law to Amend Section C2.01 of the Sullivan County Charter” to reapportion the Legislative Districts of Sullivan County, New York in accordance with the Municipal Home Rule Law of the State of New York.

Moved by _____,
Seconded by _____,
and adopted on motion July _____, 2014.

A Local Law to Amend Section C2.01 of the Sullivan County Charter

Section 1: Section C2.01 of the Sullivan County Charter is hereby amended by repealing Subparagraph “B” in its entirety.

Section 2: Section C2.01 of the Sullivan County Charter is hereby amended by adding a new Subparagraph “B” to read as follows:

“B. The Legislators of Sullivan County shall be elected from the Legislative Districts described as municipalities, census tracts and census blocks as defined by the United States Census Bureau, as follows:

District	Total District Population
<u>District 1</u>	
<i>Town of Bethel</i>	4,255
<i>Town of Cochection</i>	1,372
<i>Town of Tusten</i>	1,515
<i>Part of the Town of Highland</i>	1,327
Parts of Census Tract 9524.00: Blocks 1000-1012, 1015-1017, 1019-1022, 1024-1031, 1033-1036, 1044-1049, 1065, 2000-2077, 2085, 2135	
	<u>Total District Population: 8,469</u>
<u>District 2</u>	
<i>Town of Forestburgh</i>	819
<i>Town of Lumberland</i>	2,468
<i>Part of the Town of Highland</i>	1,203
Parts of Census Tract 9524.00: Blocks 1013-1014, 1018, 1023, 1032, 1037-1043, 1050-1064, 1066-1067, 2078-2084, 2086-2134, 2136	
<i>Part of the Town of Mamakating</i>	3,781
Parts of Census Tract 9512.00: Blocks 2037-2039, 2041-2048, 2050-2054, 3001-3008, 3011-3041	

Parts of Census Tract 9513.00:
Blocks 1071-1098, 2044-2055, 2057-2092,
2094-2103, 2107, 2109, 3000-3057,
4009-4056, 4065-4066, 4068-4070,
4072-4073

Total District Population: 8,271

District 3

Town of Neversink 3,557

Town of Rockland 3,775

Part of the Town of Liberty 855

Parts of Census Tract 9505.00:
Blocks 2000-2004, 2009-2010, 2023,
4000-4099

Total District Population: 8,187

District 4

Part of the Town of Mamakating 8,304

Parts of Census Tract 9512.00:
Blocks 1000-1024, 2000-2036, 2040,
2049, 2055-2059, 3000, 3009-3010,
4000-4032, 5000-5026, 6000-6022,
7000-7019

Parts of Census Tract 9513.00:
Blocks 1000-1070, 1099, 2000-2043,
2056, 2093, 2104-2106, 2108, 2110,
4000-4008, 4057-4064, 4067, 4071

Total District Population: 8,304

District 5

Town of Callicoon 3,057

Town of Fremont 1,381

Town of Delaware 2,670

Part of the Town of Liberty 1,773

Parts of Census Tract 9506.00:

Blocks 1000-1065, 2000-2042,
2044-2046, 3000-3038,
3041-3044, 3046-3054

Total District Population: 8,881

District 6

Part of the Town of Fallsburg 1,047

Parts of Census Tract 9508.00:
Blocks 1016-1029, 2049, 2060-2068

Parts of Census Tract 9509.00:
Blocks 1000-1037, 2000-2003,
2009-2014

Part of the Town of Liberty 7,257

Parts of Census Tract 9505.00:
Blocks 1000-1045, 2005-2008,
2011-2022, 2024-2095, 3000-3039

Parts of Census Tract 9506.00:
Blocks 2043, 3039-3040, 3045

All of Census Tract 9507.00:
Blocks 1000-1042, 2000-2013,
3000-3018, 4000-4039, 5000-5026

Total District Population: 8,304

District 7

Part of the Town of Fallsburg 8,730

Parts of Census Tract 9508.00:
Blocks 1000-1015, 1030-1055,
2000-2048, 2050-2059, 2069-2075
3000-3053, 4000-4063

Parts of Census Tract 9509.00:
Blocks 2004-2008, 2015-2039,
3009-3010, 3012-3020, 3027-3030

Parts of Census Tract 9510.00:
Blocks 1000-1083, 2001

Parts of Census Tract 9511.00:

Blocks 1000-1070, 2000-2031, 3000-3062

Total District Population: 8,730

District 8

Part of the Town of Fallsburg 1,823

Parts of Census Tract 9509.00:

Blocks 3000-3008, 3011, 3021-3026, 3031

Parts of Census Tract 9510.00:

Blocks 2000, 2002-2045

Part of the Town of Thompson 6,694

Parts of Census Tract 9515.00:

Blocks 1000-1039, 1042-1053, 1061-1062,
1065, 1070-1077, 1079-1083, 2000-2108

Parts of Census Tract 9516.00:

Blocks 2000-2040, 2043, 2060-2061,
2077-2079, 2087-2088, 4000-4024, 4026

Parts of Census Tract 9518.00:

Blocks 1000-1004, 1006-1013, 2000-2022,
4000-4016, 4018-4019

Total District Population: 8,517

District 9

Part of the Town of Thompson 8,614

Parts of Census Tract 9515.00:

Blocks 1040-1041, 1054-1060,
1063-1064, 1066-1069, 1078

Parts of Census Tract 9516.00:

Blocks 1000-1048, 2041-2042,
2044-2059, 2062-2076, 2080-2086,
2089, 3000-3010, 4025

Parts of Census Tract 9517.00:

Blocks 1000-1096, 2000-2054, 3000-3048

Parts of Census Tract 9518.00:

Blocks 1005, 3000-3022, 4017,
4020-4022, 5000-5048, 6000-6021

Total District Population: 8,614

TOTAL COUNTY POPULATION: 76,277

The boundaries of the Legislative districts are depicted more fully on the maps file in the office of the Clerk of the Legislature designated as Proposed Plan Draft Map #2, Final Adoption _____, made a part hereof and incorporated herein by reference.”

Section 3. This Local Law shall take effect immediately upon filing in the Office of the Secretary of State and shall be applicable to the next election of the Sullivan County Legislature commencing on November _____ and thereafter, pending further modification and amendment as necessary.

Resolution No. _____

RESOLUTION INTRODUCED BY EXECUTIVE COMMITTEE TO CREATE AND FILL (2) CLIENT SUPPORT TECHNICIAN I POSITIONS IN THE DEPARTMENT OF MANAGEMENT INFORMATION SYSTEMS

WHEREAS, the Sullivan County Treasurer’s Office wishes to develop a new custom application solution to support its property tax collection activities for the County of Sullivan and individual towns in Sullivan County; and

WHEREAS, the Department of Management Systems is capable of developing this desired solution; and

WHEREAS, the Treasurer’s Office has built in and earmarked court approved fees in the foreclosure process for this solution providing 100% funding for these efforts; and

WHEREAS, two (2) Client Support Technician I positions (Grade XIII) will be required in the Department of Management Information Systems to produce, support, distribute and refine this custom solution.

NOW THEREFOR BE IT RESOLVED, that the Sullivan County Legislature hereby creates and authorizes filling two (2) Client Support Technician I (Grade XIII) positions in the Department of Management Information Systems.

Moved by _____,

Seconded by _____,

and adopted on motion _____, 2014.

Resolution No. _____

RESOLUTION INTRODUCED BY EXECUTIVE COMMITTEE TO AUTHORIZE A PAYMENT TO NTT DATA AND AUTHORIZE A NEW ONE YEAR AGREEMENT WITH NTT DATA FOR "NET SOLUTIONS" REPLACING KEANE CLINICALS AND FINANCIALS IN THE ADULT CARE CENTER

WHEREAS, the County of Sullivan wishes to enter into a system rental agreement with NTT Data for its Net Solutions clinical and financial solution replacement to their previously utilized Keane products in the Adult Care Center; and

WHEREAS, NTT Data has upgraded and provided their Net Solutions product to the County as of August 29, 2013; and

WHEREAS, the County is satisfied with the Net Solutions product and wishes to continue to utilize the solution for an additional 12 months;

NOW THEREFOR BE IT RESOLVED,

1. The County Manager is hereby authorized to enter into a 12 month system rental agreement dated as of August 1, 2014 through July 31, 2015 with NTT Data for an amount not to exceed \$10,800.
2. The County Manager is further authorized to authorize payment to NTT Data for the period covering August 29, 2013 to July 31, 2014 in an amount not to exceed \$13,850.
3. The agreement shall be in a form approved by the County Attorney.

Moved by _____,

Seconded by _____,

and adopted on motion _____, 2014.

**RESOLUTION NO. _____ INTRODUCED BY THE EXECUTIVE COMMITTEE TO
AUTHORIZE THE COUNTY MANAGER TO ENTER INTO CONTRACTS BETWEEN
SULLIVAN COUNTY ADULT CARE CENTER AND VARIOUS MANAGED LONG TERM
CARE PLANS**

WHEREAS, Sullivan County Adult Care Center has a need to provide services to qualifying residents in the facility and to be reimbursed for said services, and

WHEREAS, Sullivan County Adult Care Center has a need to enter into contracts with various Managed Long Term Care Plans, and

WHEREAS, Sullivan County Adult Care Center will be reimbursed based on current Medicaid rates or negotiated rates, and rates will be re-negotiated annually, and

WHEREAS, Sullivan County Adult Care Center is required to become a provider of various Managed Long Term Care Plans in order to accept new Medicaid patients.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is hereby authorized to enter into contracts with various Managed Long Term Care Plans to provide nursing home and adult day health care services to their clients of the Sullivan County Adult Care Center, and

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

Moved by _____ ,

Seconded by _____ ,

and adopted on motion _____ , 2014

RESOLUTION INTRODUCED BY THE EXECUTIVE COMMITTEE TO CREATE THE POSITION OF EXECUTIVE SECRETARY TO THE COMMISSIONER OF MANAGEMENT AND BUDGET

WHEREAS, the Commissioner of Management and Budget has reviewed the staffing needs of the Division of Management and Budget and has requested the creation of an Executive Secretary to the Commissioner of Management and Budget; and

WHEREAS, the annual salary for this position will be \$35,000.

NOW THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby creates the position of Executive Secretary to the Commissioner of Management and Budget and hereby has permission to fill; and

BE IT FURTHER RESOLVED, that the salary for the Executive Secretary to the Commissioner of Management and Budget be set at \$35,000.00.

RESOLUTION INTRODUCED BY EXECUTIVE COMMITTEE

RESOLUTION TO RECONVEY A PARCEL LOCATED IN THE TOWN OF CALLICOON KNOWN AS CALLICOON 106.-1-43.2 TO THE FORMER OWNER.

WHEREAS, the County of Sullivan through its tax foreclosure deed, dated February 28, 2014, recorded as Instrument #2014-1237 in the Sullivan County Clerk's Office, took title to the premises located in the Town of Callicoon and identified as Tax Map # 106.-1-43.2, and

WHEREAS, the County used an incorrect address provided by a Summons by typing a wrong number in the address, therefore the County failed to notify the Owner of said parcel at the time of commencement of the foreclosure proceeding, thereby resulting in a Mennonite failure, and

WHEREAS, said Owner will redeem the delinquent taxes in the amount of \$2357.85, and said parcel should therefore be conveyed to the former record owner, Victor Bessich, and

WHEREAS, the conveyance of said parcel will restore to its prior status, any and all liens and/or judgments of record that were extinguished with the recording of the county foreclosure deed dated on February 28, 2014, and recorded on February 28, 2014, in the Sullivan County Clerk's Office as Instrument #2014-1237, and

NOW, THEREFORE, BE IT RESOLVED, the Chairman of the Sullivan County Legislature is hereby authorized to execute the necessary documents in order to re-convey the aforesaid premises to the former owner of record, Victor Bessich.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2014.

**RESOLUTION NO. ____ INTRODUCED BY THE EXECUTIVE COMMITTEE TO
AUTHORIZE APPLICATION FOR FUNDING FROM THE NEW YORK STATE
DEPARTMENT OF AGRICULTURE & MARKETS FOR A 2014 FARMLAND
PROTECTION IMPLEMENTATION GRANT**

WHEREAS, the New York State Department of Agriculture and Markets invites applications to apply for the 2014 Round 13 Farmland Protection Implementation Grant; and

WHEREAS, the Sullivan County Division of Planning and Environmental Management promoted the availability of the Farmland Protection Implementation Grant application through email, press release and direct mailings; and

WHEREAS, the Sullivan County Agricultural and Farmland Protection Board is a duly authorized committee of the Sullivan County Legislature and operates in accordance with the State approved Agriculture and Farmland Protection Plan; and

WHEREAS, the Sullivan County Agricultural and Farmland Protection Board received and scored six applications based off the program criteria at a special meeting on July 10, 2014. Of these six applications the farmland of Wilfred and Arlene Hughson, Swiss Hill Road, Jeffersonville, NY and Robert Franklin, Happy Avenue, Swan Lake, NY ranked the highest; and

WHEREAS, the Sullivan County Agricultural and Farmland Protection Board recommended the farmland of Wilfred and Arlene Hughson and Robert Franklin to be submitted for a funding request for the purchase of development rights on their farm, through the 2014 Farmland Protection Implementation Grant, based off their rankings and their competitive merit; and

WHEREAS, the County of Sullivan has previously submitted Farmland Protection Implementation Grants and in previous years has agreed to serve as a co-holder of these agricultural conservation easement projects; and

WHEREAS, the County of Sullivan, if awarded the contract, will co-hold the agricultural conservation easements with a qualified land trust for the farmland of Wilfred and Arlene Hughson and Robert Franklin; and

WHEREAS, the County of Sullivan, if awarded the contract, will co-hold the agricultural conservation easements with a qualified land trust for the farmland of Wilfred and Arlene Hughson and Robert Franklin; and

WHEREAS, the County of Sullivan has the necessary expertise and experience to co-hold an agricultural conservation easement through the County's Agricultural Economic Development Coordinator, Melinda Meddaugh, a shared professional position with Cornell Cooperative Extension Sullivan County, who additionally has a professional background in conservation easement drafting, overall conservation easement transaction and project management and training through the Land Trust Alliance.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby authorizes the County Manager, Chairman of the County Legislature, and / or their authorized representative (*as required by the funding source*) to execute any and all necessary documents to submit the 2014 Farmland Protection Implementation grant application for funding; and

BE IT FURTHER RESOLVED, that the Sullivan County Legislature hereby authorizes the County Manager, and / or Chairman of the County Legislature (*as required by the funding source*) 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 the Sullivan County Legislature does hereby authorize the County Manager, and / or Chairman of the County Legislature (*as required by the funding source*) to apply for and accept this grant funding while also authorizing the Division of Planning and Environmental Management to administer this funding from the New York State Department of Agriculture and Markets and to provide the in-kind services necessary to administer this funding; and

BE IT FURTHER RESOLVED, that should the 2014 Farmland Protection Implementation Grant funding be terminated, the County shall not be obligated to continue any action undertaken by the use of this funding.

RESOLUTION NO. ___ INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE A MODIFICATION AGREEMENT TO THE CONTRACT WITH LABELLA ASSOCIATES, P.C. AND AUTHORIZE USE OF THE COMMITTED FUND BALANCE

WHEREAS, pursuant to Resolution No. 8-06 adopted by the Sullivan County Legislature on January 26, 2006 the County of Sullivan (“County”) entered into a contract with LaBella Associates, P.C. (“LaBella”) dated March 27, 2007 (“Original Contract”), and

WHEREAS, the Original Contract provided for LaBella to perform professional services, including architectural and engineering services, to the County in regard to the proposed construction of a new County Jail, and

WHEREAS, one of the services provided for in the Original Contract was LaBella designing bid ready documents, said bid ready documents once completed will require the County to pay LaBella \$1,465,000, and

WHEREAS, additional services not included in the Original Contract are now being requested by the County, said additional services consist of redesign services to reduce the overall construction costs, and

WHEREAS, the additional redesign services requested will require additional fees not to exceed \$442,000., and

WHEREAS, the additional redesign services and fees are detailed in a proposal from LaBella dated April 7, 2014, said proposal is attached hereto as Exhibit A, and

WHEREAS, in order to acquire the additional redesign services and authorize payment of the additional fees the County and Labella can enter into a Modification Agreement, and

WHEREAS, the fees associated with the completion of the bid ready documents and the additional fees to be authorize in the Modification Agreement can be paid from the committed fund balance that was appropriated and set aside pursuant to Resolution No. 371-13 adopted by the Sullivan County Legislature on October 17, 2013.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is hereby authorized to execute a Modification Agreement with LaBella in order to acquire the additional redesign services and authorize payment of the additional fees as outlined above, said Modification Agreement to be in a form approved by the County Attorney’s Office, and

BE IT FURTHER RESOLVED, that the County Manager is hereby authorized to utilize the committed fund balance that was appropriated pursuant to Resolution No. 371-13 to pay LaBella the fees associated with the completion of the bid ready documents as provided for in the Original Contract as well as the additional fees authorize in the Modification Agreement.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2014.

300 State Street, Suite 201 | Rochester, NY 14614 | p 585.454.6110 | f 585.454.3066 | www.labellapc.com

April 7, 2014

Joshua A. Potossek, County Manager
Sullivan County Office Building
100 North Street
Monticello, New York 12701

Re: Sullivan County Jail

Dear Josh:

As we discussed, below please find the LaBella team's fees to complete the design phases of this project and provide the county with bid-ready plans and specifications.

These fees include a redesign effort of our design development documents that were completed back in July of 2009. This effort is being requested by Sullivan County in order to reduce the overall construction costs of the project. The assumptions that LaBella is making for this approach include but may not be limited to:

- 1) Housing pods A and B are to be relocated from the noted poor soil area and moved to the south end of the jail corridor next to the other housing units.
- 2) Modify the plans to become a one-story building with two-tier housing pods.
- 3) Eliminate the Sheriff satellite office so the project becomes a 100% jail facility.
- 4) Modify the HVAC design to go with 100% commercial grade rooftop units, no mechanical attics.
- 5) The basic building to still be a 256 cell facility with double cells to 304 beds, but look for further floor plan efficiencies to reduce the overall square footage.
- 6) The core area is still designed to accommodate future expansion of up to 500 beds, but look for further floor plan efficiencies to reduce the overall square footage.
- 7) The overall square footage will be reduced from 154,000 to at least 134,000 square feet.

Summary of remaining fees

Redesign effort as discussed above: \$442,000

Complete the remainder of the design for bid-ready documents, as per our existing contract: \$1,465,000

Total fees to complete design work: \$1,907,000

(Does not include bidding phase, construction phase and transitional phases of services)

Optional additional services:

Geothermal design services

\$33,000	preliminary design services
\$25,000	test well services
<u>\$20,000</u>	<u>final design services</u>
\$83,000	total

(As the design progresses and the test wells are dug, if the county decided to not have a geothermal system, then this scope of work can be stopped at any time.)

Photovoltaic design services

\$10,000	preliminary design
<u>\$20,000</u>	<u>final design</u>
\$30,000	total

(Approach assumes that the County and LaBella will work with an ESCO for the final installation of the panels.) (As the design progresses and new cost/benefit analysis are developed, if the county decides to not have a photovoltaic system, then this scope of work can be stopped at any time.)

Proposed cash flow over an 8 month design period:

\$150,000	month 1
\$200,000	month 2
\$250,000	month 3
\$250,000	month 4
\$250,000	month 5
\$250,000	month 6
\$300,000	month 7
<u>\$257,000</u>	<u>month 8</u>
\$1,907,000	total

After your review of this proposal, please feel free to call me with any questions or comments.

If this appears acceptable to the County, LaBella will draw up an amendment to our current contract for final signatures.

Thank you for helping to facilitate this process, and we look forward to completing this project with Sullivan County.

Sincerely,



Mark E. Kukulka, AIA

LaBella Associates D.P.C.

300 State Street
Rochester, New York 14614
585-454-6110

cc Robert Healy, AIA, President, LaBella Associates

RESOLUTION NO. ___ INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE A MODIFICATION AGREEMENT TO THE CONTRACT WITH LABELLA ASSOCIATES, P.C. AND AUTHORIZE USE OF THE COMMITTED FUND BALANCE

WHEREAS, pursuant to Resolution No. 8-06 adopted by the Sullivan County Legislature on January 26, 2006 the County of Sullivan (“County”) entered into a contract with LaBella Associates, P.C. (“LaBella”) dated March 27, 2007 (“Original Contract”), and

WHEREAS, the Original Contract provided for LaBella to perform professional services, including architectural and engineering services, to the County in regard to the proposed construction of a new County Jail, and

WHEREAS, additional services not included in the Original Contract are now being requested by the County, said additional services consisting of geothermal preliminary design services, and

WHEREAS, the additional geothermal preliminary design services requested will require additional fees not to exceed \$33,000., and

WHEREAS, the additional geothermal preliminary design services and fees are detailed in a proposal from LaBella dated April 7, 2014, said proposal is attached hereto as Exhibit A, and

WHEREAS, in order to acquire the additional geothermal preliminary design services and authorize payment of the additional fees the County and LaBella can enter into a Modification Agreement, and

WHEREAS, the additional fees to be authorize in the Modification Agreement can be paid from the committed fund balance that was appropriated and set aside pursuant to Resolution No. 371-13 adopted by the Sullivan County Legislature on October 17, 2013.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is hereby authorized to execute a Modification Agreement with LaBella in order to acquire the additional geothermal preliminary design services and authorize payment of the additional fees as outlined above, said Modification Agreement to be in a form approved by the County Attorney’s Office, and

BE IT FURTHER RESOLVED, that the County Manager is hereby authorized to utilize the committed fund balance that was appropriated pursuant to Resolution No. 371-13 to pay LaBella the additional fees authorize in the Modification Agreement.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2014.

RESOLUTION NO. ___ INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE A MODIFICATION AGREEMENT TO THE CONTRACT WITH LABELLA ASSOCIATES, P.C. AND AUTHORIZE USE OF THE COMMITTED FUND BALANCE

WHEREAS, pursuant to Resolution No. 8-06 adopted by the Sullivan County Legislature on January 26, 2006 the County of Sullivan (“County”) entered into a contract with LaBella Associates, P.C. (“LaBella”) dated March 27, 2007 (“Original Contract”), and

WHEREAS, the Original Contract provided for LaBella to perform professional services, including architectural and engineering services, to the County in regard to the proposed construction of a new County Jail, and

WHEREAS, additional services not included in the Original Contract are now being requested by the County, said additional services consist of photovoltaic preliminary design services, and

WHEREAS, the additional photovoltaic preliminary design services requested will require additional fees not to exceed \$10,000., and

WHEREAS, the additional photovoltaic preliminary design services and fees are detailed in a proposal from LaBella dated April 7, 2014, said proposal is attached hereto as Exhibit A, and

WHEREAS, in order to acquire the additional photovoltaic preliminary design services and authorize payment of the additional fees the County and LaBella can enter into a Modification Agreement, and

WHEREAS, the additional fees to be authorize in the Modification Agreement can be paid from the committed fund balance that was appropriated and set aside pursuant to Resolution No. 371-13 adopted by the Sullivan County Legislature on October 17, 2013.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is hereby authorized to execute a Modification Agreement with LaBella in order to acquire the photovoltaic preliminary design services and authorize payment of the additional fees as outlined above, said Modification Agreement to be in a form approved by the County Attorney’s Office, and

BE IT FURTHER RESOLVED, that the County Manager is hereby authorized to utilize the committed fund balance that was appropriated pursuant to Resolution No. 371-13 to pay LaBella the additional fees authorize in the Modification Agreement.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2014.

**RESOLUTION NO. INTRODUCED BY EXECUTIVE COMMITTEE
RESCINDING RESOLUTION NO. 373-13 AUTHORIZING SULLIVAN COUNTY
COMMUNITY COLLEGE TO REQUEST FUNDS FROM THE STATE UNIVERSITY
OF NEW YORK COMMUNITY COLLEGE CAPITAL FUND FOR CAMPUS
EQUIPMENT**

WHEREAS, by Resolution No. 373-13 dated October 17, 2013, the Sullivan County Legislature authorized the Sullivan County Community College to request funds from the State University of New York; and

WHEREAS, the State University of New York has requested language changes; and

WHEREAS, Sullivan County as sponsor of Sullivan County Community College may accept funds other than county funds as its match for state capital funds; and

WHEREAS, the New York State enacted budget for community college capital programs included \$250,000 for campus equipment; and

WHEREAS, Sullivan County Community College will use chargeback funds, private donations and private grants in the amount of \$250,000 for campus equipment; and

WHEREAS, NY Education Law §6310, Section 10 permits Sullivan County to apply for matching funds through SUNY for the New York State share of projects that are normally permitted within an approved capital construction budget.

NOW THEREFORE BE IT RESOLVED, that the Sullivan County Legislature hereby rescinds Resolution No. 373-13 and hereby adopts this resolution and authorizes the Sullivan County Community College to initiate a project and request reimbursement up to 50% of eligible project costs up to \$125,000 from the State of New York through the Dormitory Authority of the State of New York or directly from the State of New York dependant on the State appropriation backing the project.

BE IT FURTHER RESOLVED, that no funds from the County's General Fund should be committed for this purpose.

RESOLUTION INTRODUCED BY EXECUTIVE COMMITTEE TO AUTHORIZE THE CLEANUP FROM THE JULY 2, 2014 AND JULY 3, 2014 STORMS REGARDING SOLID WASTE

WHEREAS, parts of the County suffered severe damage as a result of the impacts of the recent storms on July 2, 2014 and July 3, 2014; and

WHEREAS, the County of Sullivan has requested and the Preliminary Damage Assessment Team has viewed the damage to the public infrastructure for the Federal Emergency Management Agency's (FEMA) Public Assistance (PA) program; and

WHEREAS, the Town of Callicoon, Town of Delaware and the Village of Jeffersonville have placed containers throughout their respective towns and village for storm related debris; and

WHEREAS, it is in the best interest of the County to provide for the cleanup from these associated storms by waiving associated solid waste fees involved with the cleanup of the storms.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby provides for the cleanup of the July storms by waiving the associated solid waste fees for the Town of Callicoon, Town of Delaware and the Village of Jeffersonville; and

BE IT FURTHER RESOLVED, that the Division of Public Works shall track the costs associated with the cleanup from the July storms for reimbursement from the FEMA PA program and other appropriate sources.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2014.