

**ADDENDUM
AUGUST 21, 2014 AT 2:00PM**

From 10:00AM Planning Committee:

- 1. To convey properties in the Town of Mamakating known as MA 42.-14-2 & MA 42.-15-1, acquired by the County of Sullivan by Virtue of the In Rem Tax Foreclosure proceeding for the 2012 Lien Year.**
- 2. To convey property in the Town of Rockland known as RO 38.-1-15.2, acquired by the County of Sullivan by Virtue of the In Rem Tax Foreclosure proceeding for the 2012 Lien Year.**
- 3. To authorize an application to the Upper Delaware Council for a technical assistance grant.**
- 4. To correct the 2012 Tax Roll of the Town of Bethel for Tax Map #7.-1-3.1.**
- 5. To correct the 2013 Tax Roll of the Town of Bethel for Tax Map #7.-1-3.1.**
- 6. To correct the 2014 Tax Roll of the Town of Bethel for Tax Map #7.-1-3.1.**
- 7. To correct the 2013 Tax Roll of the Town of Liberty for Tax Map #112.-5-17.**
- 8. To correct the 2014 Tax Roll of the Town of Liberty for Tax Map #112.-5-17.**
- 9. Authorize Upper Delaware Council for TAG**

From 11:30AM Executive Committee

- 1. Convey LI 112.-5-17 to Robert Dadras**
- 2. Designate The County Legislature as the County's Traffic Safety Board**
- 3. To Apportion Cost of The County Self-Insurance Plan and Levying Taxes Therefore**
- 4. To Modify Resolution No. 456-13**
- 5. Adopt the SCCC 2014-2015 Budget Roll Call**
- 6. To Authorize Award & Execution of Contract with Dr. Charles Chung**
- 7. To Appoint One Member to The Sullivan County Human Rights Commission**
- 8. To Reappoint Three Members of the Sullivan County Human Rights Commission**
- 9. To Support Necessary Reforms to New York Labor Law 240 and 241**
- 10. To Retain Orseck Law Offices to Represent The Commissioner of Health and Family Services in a Civil Matter**
- 11. To Create a New Position in The County Clerk's Office**
- 12. Enact a local law regarding Electrical Licensing Roll Call**
- 13. Authorize contract amendment with Verizon of New York, Inc., to continue maintenance of Enhanced 911 Telephone Equipment**

**RESOLUTION INTRODUCED BY PLANNING, ENVIRONMENTAL
MANAGEMENT AND REAL PROPERTY COMMITTEE TO CONVEY
PROPERTIES IN THE TOWN OF MAMAKATING KNOWN AS MA42.-14-2 &
MA42.-15-1, ACQUIRED BY THE COUNTY OF SULLIVAN BY VIRTUE OF
THE IN REM TAX FORECLOSURE PROCEEDING FOR THE 2012 LIEN
YEAR.**

WHEREAS, properties located in the Town of Mamakating designated on the Sullivan County Real Property Tax Map as MA42.-14-2, Class 314, being 0.18 +/- acres, located on Stoney Trl & MA42.-15-1, Class 314, being 0.28 +/- acres, located on Stoney Trl, are owned by the County of Sullivan (formerly owned by James Alan Groom) and was included in the foreclosure of 2012 liens, but was not sold at the June, 2014 Public Auction, and

WHEREAS, National Home Investors, LLC have offered to purchase said properties for the sum of, NINE HUNDRED (\$900.00) 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 parcels to National Home Investors, LLC for NINE HUNDRED (\$900.00) DOLLARS, and

WHEREAS, the purchaser will also be responsible for the recording fees plus 10% of sale price for auctioneer's commission, plus any other applicable charges, including but not limited to, omitted & pro rata taxes, water and sewer charges, if any, 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 National Home Investors, LLC, upon payment of \$900.00 to the County Treasurer, plus 10% of sale price for auctioneer's commission, plus fees for the County Clerk, plus any other applicable charges, including but not limited to, omitted & pro rata taxes, water and sewer charges, if any.

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

**RESOLUTION INTRODUCED BY PLANNING, ENVIRONMENTAL
MANAGEMENT AND REAL PROPERTY COMMITTEE TO CONVEY
PROPERTY IN THE TOWN OF ROCKLAND KNOWN AS RO38.-1-15.2,
ACQUIRED BY THE COUNTY OF SULLIVAN BY VIRTUE OF THE IN REM
TAX FORECLOSURE PROCEEDING FOR THE 2012 LIEN YEAR.**

WHEREAS, property located in the Town of Rockland designated on the Sullivan County Real Property Tax Map as RO38.-1-15.2, Class 270, being 2.26 +/- acres, located on Molts Ln, is owned by the County of Sullivan (formerly owned by Gustave R Eklund) and was included in the foreclosure of 2012 liens, but was not sold at the June, 2014 Public Auction, and

WHEREAS, Charles F & Dawn I Roser have offered to purchase said property for the sum of, FIFTY (\$50.00) 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 Charles F & Dawn I Roser for FIFTY (\$50.00) DOLLARS, and

WHEREAS, the purchaser will also be responsible for the recording fees plus 10% of sale price for auctioneer's commission, plus the 2014 County/Town taxes and any other applicable charges, including but not limited to, omitted & pro rata taxes, water and sewer charges, if any, 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 Charles F & Dawn I Roser, upon payment of \$50.00 to the County Treasurer, plus 10% of sale price for auctioneer's commission, plus fees for the County Clerk, plus the 2014 County/Town taxes and any other applicable charges, including but not limited to, omitted & pro rata taxes, water and sewer charges, if any.

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

**RESOLUTION INTRODUCED BY PLANNING, ENVIRONMENTAL
MANAGEMENT AND REAL PROPERTY COMMITTEE TO
CORRECT THE 2012 TAX ROLL OF THE TOWN OF BETHEL FOR
TAX MAP #7.-1-3.1**

WHEREAS, an application dated July 18, 2014 having been filed by Charlotte Baskt with respect to property assessed to said applicant on the 2012 tax roll of the Town of Bethel Tax Map #7.-1-3.1 pursuant to Section 556 of the Real Property Tax Law, to correct an error in essential fact on said tax roll resulting from an incorrect entry of acreage on the taxable portion of the tax roll; and

WHEREAS, the Acting Director of Real Property Tax Services has duly investigated the application and filed his report dated July 31, 2014 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 releived school tax, the Treasurer shall charge back such amount in accordance with law.

Moved by _____,

Seconded by _____,

and adopted on motion _____ day of _____, 2014.

**RESOLUTION INTRODUCED BY PLANNING, ENVIRONMENTAL
MANAGEMENT AND REAL PROPERTY COMMITTEE TO
CORRECT THE 2013 TAX ROLL OF THE TOWN OF BETHEL FOR
TAX MAP #7.-1-3.1**

WHEREAS, an application dated July 18, 2014 having been filed by Charlotte Baskt with respect to property assessed to said applicant on the 2013 tax roll of the Town of Bethel Tax Map #7.-1-3.1 pursuant to Section 556 of the Real Property Tax Law, to correct an error in essential fact on said tax roll resulting from an incorrect entry of acreage on the taxable portion of the tax roll; and

WHEREAS, the Acting Director of Real Property Tax Services has duly investigated the application and filed his report dated July 31, 2014 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 _____, 2014.

**RESOLUTION INTRODUCED BY PLANNING, ENVIRONMENTAL
MANAGEMENT AND REAL PROPERTY COMMITTEE TO
CORRECT THE 2014 TAX ROLL OF THE TOWN OF BETHEL FOR
TAX MAP #7.-1-3.1**

WHEREAS, an application dated July 18, 2014 having been filed by Charlotte Baskt with respect to property assessed to said applicant on the 2014 tax roll of the Town of Bethel Tax Map #7.-1-3.1 pursuant to Section 556 of the Real Property Tax Law, to correct an error in essential fact on said tax roll resulting from an incorrect entry of acreage on the taxable portion of the tax roll; and

WHEREAS, the Acting Director of Real Property Tax Services has duly investigated the application and filed his report dated July 31, 2014 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 releived school tax, the Treasurer shall charge back such amount in accordance with law.

Moved by _____,

Seconded by _____,

and adopted on motion _____ day of _____, 2014.

**RESOLUTION INTRODUCED BY PLANNING, ENVIRONMENTAL
MANAGEMENT AND REAL PROPERTY COMMITTEE TO
CORRECT THE 2013 TAX ROLL OF THE TOWN OF LIBERTY
FOR TAX MAP #112.-5-17**

WHEREAS, an application dated July 10, 2014 having been filed by The County of Sullivan with respect to property assessed to said applicant on the 2013 tax roll of the Town of Liberty Tax Map #112.-5-17 pursuant to Section 556 of the Real Property Tax Law, to correct an unlawful entry on said tax roll resulting from an entry on the taxable portion of the tax roll of the assessed valuation of real property which is wholly exempt; and

WHEREAS, the Acting Director of Real Property Tax Services has duly investigated the application and filed his report dated July 28, 2014 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 _____, 2014.

**RESOLUTION INTRODUCED BY PLANNING, ENVIRONMENTAL
MANAGEMENT AND REAL PROPERTY COMMITTEE TO
CORRECT THE 2014 TAX ROLL OF THE TOWN OF LIBERTY
FOR TAX MAP #112.-5-17**

WHEREAS, an application dated July 10, 2014 having been filed by The County of Sullivan with respect to property assessed to said applicant on the 2014 tax roll of the Town of Liberty Tax Map #112.-5-17 pursuant to Section 556 of the Real Property Tax Law, to correct an unlawful entry on said tax roll resulting from an entry on the taxable portion of the tax roll of the assessed valuation of real property which is wholly exempt; and

WHEREAS, the Acting Director of Real Property Tax Services has duly investigated the application and filed his report dated July 28, 2014 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 _____, 2014.

RESOLUTION NO. INTRODUCED BY THE PLANNING AND ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO AUTHORIZE AN APPLICATION TO THE UPPER DELAWARE COUNCIL FOR A TECHNICAL ASSISTANCE GRANT TO COLLABORATE WITH PIKE COUNTY PENNSYLVANIA AND THE EAGLE INSTITUTE THROUGH DELAWARE HIGHLANDS CONSERVANCY TO WORK WITH VOLUNTEERS TO MAP AND MONITOR BALD EAGLES AND PROVIDE INTERPRETATION AND EDUCATION TO THE PUBLIC

WHEREAS, the County Division of Planning and Environmental Management (DPEM) has been working on a Local Waterfront Revitalization Program Plan, The Upper Delaware: Making the Connections, and

WHEREAS, DPEM understands that eagles are important to the heritage and ecology of the Upper Delaware River, and

WHEREAS, the Eagle Institute has been working to preserve the eagle population, provide educational opportunities about eagles, and foster tourism around eagle viewing, and

WHEREAS, Eagles do not favor either the Pennsylvania or Sullivan side of the river, and

WHEREAS, the project concept proposes to connect communities on both sides of the Delaware River,

WHEREAS, the Upper Delaware Council (UDC) offers Technical Assistance Grants (TAG) for which the County and the project are eligible.

NOW, THEREFORE BE IT RESOLVED, that the County Manager is authorized to execute any and all necessary documents to submit and accept a TAG in an amount not to exceed \$6,000, in such form as the County Attorney shall approve, and

BE IT FURTHER RESOLVED, that if funded the Division of Planning and Environmental Management is authorized to administer a TAG for the purpose of providing funding to the Delaware Highlands Conservancy for the Eagle Institute for this project that will take place in both Pike County Pennsylvania and Sullivan County New York, and

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

RESOLUTION INTRODUCED BY EXECUTIVE COMMITTEE

RESOLUTION TO CONVEY PROPERTY ACQUIRED BY THE COUNTY OF SULLIVAN BY VIRTUE OF THE IN REM TAX FORECLOSURE PROCEEDING FOR THE 2010 LIEN YEAR IN THE TOWN OF LIBERTY KNOWN AS LIBERTY 112.-5-17

WHEREAS, property located in the Town of Liberty designated on the Sullivan County Real Property Tax Map as Liberty 112.-5-17, being 0.32 +/- acres, located on S Main St, is owned by the County of Sullivan by virtue of an Article 11 foreclosure for 2010 taxes, and

WHEREAS, Robert Dadras has offered to purchase said property for the sum of TWELVE THOUSAND (\$12,000.00) DOLLARS to be split between the County of Sullivan and the Village of Liberty, 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 sell the parcel privately to Robert Dadras for the amount of TWELVE THOUSAND (\$12,000.00) DOLLARS because this property was not sold at previous auctions, and

WHEREAS, the purchaser will also be responsible for the recording fees, plus 10% of sale price for auctioneer's commission, and any other applicable charges, including but not limited to, omitted & pro rata taxes, water and sewer charges, if any, 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 Robert Dadras upon payment of \$12,000.00 to the County Treasurer o/b/o the County & the Village, plus 10% of sale price for auctioneer's commission, plus fees for the County Clerk, and

BE IT FURTHER RESOLVED that the County Treasurer is hereby authorized to satisfy the 2010, 2011, 2012, 2013 & 2014 County/Town taxes, including relieved school taxes, if any, & Discharge the corresponding tax liens accordingly.

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

**RESOLUTION NO. INTRODUCED BY EXECUTIVE COMMITTEE TO
DESIGNATE THE COUNTY LEGISLATURE AS THE COUNTY'S TRAFFIC
SAFETY BOARD**

WHEREAS, neither the Sullivan County Charter nor Administrative Code designates the Legislature as the County's Traffic Safety Board, and

WHEREAS, the County will be eligible for New York State Traffic Safety Partnership Grants, and other State Grants only if the County Legislature is designated as a Traffic Safety Board, and

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby designates itself as the County's Traffic Safety Board for a period 1/1/2012-12/31/2015, and

BE IT FURTHER RESOLVED, that the County Manager be and he hereby is authorized to execute any and all necessary documents and papers in connection with the County's Traffic Safety Board, in such form as the County Attorney shall approve.

**RESOLUTION INTRODUCED BY THE EXECUTIVE COMMITTEE
RESOLUTION TO APPORTION COST OF THE COUNTY SELF-INSURANCE PLAN AND
LEVYING TAXES THEREFORE**

WHEREAS, the Risk Management & Insurance Department (“Risk Management”) hereby files a report by which it has estimated that the sum of \$4,888,614.00 will be necessary for the calendar year 2015 to meet the payments and expenses of the Workers’ Compensation Self - Insurance Plan; and

WHEREAS, Risk Management has determined the share of such estimated amount chargeable to each participant of the County Workers’ Compensation Self Insurance Plan as provided by Local Law No. 5-1979, as well as provisions of the Workers Compensation Law; and

WHEREAS, the amount chargeable to each participant of the County Workers’ Compensation Self-Insurance Plan is detailed on the Self Insurance Fund Charges, attached hereto as Appendix I and by this reference made a part hereof; and

WHEREAS, the total amount of \$4,888,614.00 to be raised for the 2015 calendar year was calculated as detailed in the Estimate of Expenses to run the Self-Funded Workers’ Compensation Plan for Sullivan County, attached hereto as Appendix II and by this reference made a part hereof; and

WHEREAS, Appendix I and Appendix II shall collectively be considered Risk Management’s 2015 calendar year’s report for the funding estimate and participant apportionment costs for the County’s Workers’ Compensation Self-Insurance Plan,
(Risk Management’s 2015 Plan)

NOW, THEREFORE, BE IT RESOLVED, the Sullivan County Legislature hereby adopts Risk Management’s 2015 Plan and directs that the amount set opposite the name of each participant on Appendix I of the County Workers’ Compensation Self - Insurance Plan be apportioned and charged to each respectively; with such amount so apportioned to the County and the Towns be levied and raised by tax in the next annual tax levy against the taxable property of the County and the Towns and such amount apportioned to the Villages to be directly billed to the Villages by Risk Management; and

BE IT FURTHER RESOLVED, that the amount apportioned to the County and the Towns shall be collected by inclusion in the next succeeding tax levy of each Town, and that when collected such amount shall be paid by the respective tax collectors to the County Treasurer, said amounts to be credited to the County Workers’ Compensation Self - Insurance Fund and the amount billed to the Villages shall be paid directly to the Sullivan County Treasurer.

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

2015 SELF-INSURANCE PLAN
FUND CHARGES

PARTICIPANTS		SHARE
County	of Sullivan	\$2,511,099.00
	TOWNS	
Town of	Bethel	\$164,182.00
Town of	Callicoon	\$118,925.00
Town of	Cochecton	\$28,600.00
Town of	Delaware	\$67,736.00
Town of	Fallsburg	\$383,952.00
Town of	Forestburgh	\$55,685.00
Town of	Fremont	\$54,212.00
Town of	Highland	\$65,378.00
Town of	Liberty	\$144,356.00
Town of	Lumberland	\$83,775.00
Town of	Mamakating	\$198,234.00
Town of	Neversink	\$143,790.00
Town of	Rockland	\$119,022.00
Town of	Thompson	\$266,913.00
Town of	Tusten	\$52,768.00
	VILLAGES	
Village of	Jeffersonville	\$5,297.00
Village of	Liberty	\$63,565.00
Village of	Monticello	\$259,267.00
Village of	Woodridge	\$87,407.00
Village of	Wurtsboro	\$14,451.00
TOTAL		\$4,888,614.00

APPENDIX I

2015 ESTIMATE OF EXPENSES TO RUN THE SELF FUNDED WORKERS' COMPENSATION PLAN FOR SULLIVAN COUNTY

Claim Expenses	\$4,608,087.00
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Total	\$4,608,087.00
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Less Recoveries	\$100,000.00
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Total Net Claim Cost Estimate	\$4,508,087.00
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M1710 Administrative Costs	\$380,527.00
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Estimate for Expenses of the Plan including; Indemnity; Medical Expense; Medicare Reimbursement Expense; Assessments; Administrative Costs; and/or any other expenses of the Plan

Total	\$4,888,614.00
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Amount to Request for Plan Year 2015	\$4,888,614.00
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Amount Requested for Plan Year 2014	\$5,039,004.00
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Dollar Amount over Last Year	(\$150,390.00)
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% Increase/Decrease Over Last Year	-2.98%
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APPENDIX II

RESOLUTION INTRODUCED BY EXECUTIVE COMMITTEE

RESOLUTION TO MODIFY RESOLUTION NO. 456-13

WHEREAS, VFP, Incorporated, 1701 Midland Road, Salem, Virginia 24153, was awarded Radio Equipment Shelters for the Emergency Communications Upgrade Project, B-13-62, nine (9) shelters at various costs, and

WHEREAS, VFP, Incorporated, is currently experiencing a high demand for shelter production, increasing lead times, and

WHEREAS, Sullivan County needs to ensure that our shelters are not delayed and available for delivery when required to facilitate tower construction, and

WHEREAS, VFP, Incorporated has agreed to fabricate and store our shelters, if necessary, at their facility until delivery to the tower sites is required, and

WHEREAS, VFP, Incorporated, will require payment for shelters, without delivery, once fabrication is completed, and

WHEREAS, Resolution No. 456-13, adopted by the Sullivan County Legislature on December 19, 2013, shall be amended to allow payment of shelters without delivery and delivery charges will be paid once shelters are delivered to various tower sites, as follows:

	BUILDING TYPE	PRICE W/O DELIVERY	DELIVERY CHARGE
1.	Type 1, 23' x 12'	\$72,346.00	\$29,100.00
2.	Type 2, 27.5' x 12'	\$80,511.00	\$29,100.00
3.	Type 3, 32' x 12'	\$86,831.00	\$29,100.00
4.	Type 4, 32' x 12' with two (2) compartments	\$94,890.00	\$29,600.00

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to execute a Modification Agreement with VFP, Incorporated, said contract modification to be in such form as the County Attorney shall approve.

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

RESOLUTION INTRODUCED BY EXECUTIVE COMMITTEE TO ADOPT THE 2014-2015 SULLIVAN COUNTY COMMUNITY COLLEGE BUDGET

WHEREAS, the Sullivan County Community College Board of Trustees has filed its 2014-2015 Operating Budget with the Sullivan County Legislature, and

WHEREAS, the proposed Budget for 2014-2015 has appropriations in the amount of \$17,331,210 with the County's share to be raised by tax revenue in the amount of \$4,000,000, and

NOW THEREFORE BE IT RESOLVED, that the 2014-2015 Operating Budget be approved in the amount of \$17,331,210 and the County's share to be levied and assessed against the taxable real property of Sullivan County on the 2015 tax rolls at \$4,000,000.

RESOLUTION INTRODUCED BY EXECUTIVE COMMITTEE

RESOLUTION TO AUTHORIZE AWARD & EXECUTION OF CONTRACT

WHEREAS, a proposal was received for Psychiatrist Services for emergency after hours and holiday psychiatric services at the Sullivan County Jail, and

WHEREAS, Dr. Charles Chung, MD, 14 Pineberry Court, Poughkeepsie, New York 12603, will provide said services from January 1, 2014 through December 31, 2014, with an option to extend on a yearly basis, for two (2) additional years, under the same terms and conditions, and

WHEREAS, the Sullivan County Department of Community Services has recommended said vendor.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to execute contract with Dr. Charles Chung, MD, for a total annual cost not to exceed \$30,000.00, in accordance with RFP R1305A, said contract to be in such form as the County Attorney shall approve.

Moved by _____,

Seconded by _____,

and adopted on motion _____, 2014.

RESOLUTION NO. INTRODUCED BY EXECUTIVE COMMITTEE TO APPOINT ONE MEMBER TO THE SULLIVAN COUNTY HUMAN RIGHTS COMMISSION

WHEREAS, pursuant to Resolution No. 490-04 adopted on December 6, 2004 the Sullivan county legislature created a Sullivan County Commission on Human Rights (“Commission”); and

WHEREAS, Resolution No. 109-05 adopted on March 17, 2005, the Sullivan County legislature appointed the members to the Commission for the designated terms; and

due to the resignation of Katheryn Schlichtman whose term expired on 12/31/13 and

WHEREAS, the Commission sent a letter to the Sullivan County Legislature , received on June 1, 2014 informing the Legislature of the vacancy for the next three year term which expires on December 31, 2016, and

WHEREAS, Resolution No. 113-06 adopted on March 16, 2006 indicates terms are to commence on January 1 and terminate on December 31 in the year in which they are scheduled to terminate.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature does hereby appoint the following member to the Commission for the following term:

APPOINTMENT

TERM

Peggy Johansen

12/31/16

RESOLUTION NO. INTRODUCED BY EXECUTIVE COMMITTEE TO REAPPOINT FOUR MEMBERS OF THE SULLIVAN COUNTY HUMAN RIGHTS COMMISSION

WHEREAS, PURSUANT TO Resolution No. 490-04 adopted on December 6, 2004, the Sullivan county Legislature created a Sullivan county Human Rights Commission (“Commission”); and

WHEREAS, Resolution No. 109-05 adopted on March 17, 2005, the Sullivan county Legislature appointed the members to the commission for designated terms; and

due to the expiration of the following commissioners, Judy Balaban, Gabriel Bertonazzi and Kathie Aberman terms on 12/31/13 and

WHEREAS, Resolution No. adopted on March 6, 2006 indicates terms to be commenced on January 1 and terminate on December 31 in the year in which they are scheduled to terminate.

NOW, THEREFORE, BE IT RESOLVED, That the Sullivan county legislature does hereby appoint the following commissioners for the following terms:

Reappoint:

Member	Terms Expires
Judy Balaban	12/31/15
Gabriel Bertonazzi	12/31/15
Kathie Aberman	12/31/13

Resolution No. _____. Introduced by Executive Committee to Support Necessary Reforms to New York Labor Law 240 and 241.

WHEREAS, New York Labor Law 240 and 241, commonly known as the “Scaffold Law,” outlines liability for injuries caused by an employee’s fall from a height; and

WHEREAS, the laws impose strict liability on employers and owners of buildings if a worker falls from any height; and

WHEREAS, The law was first imposed in 1885 at a time when worker safety was largely neglected in New York State and at a time when modern safety equipment and scaffolding techniques did not exist; and

WHEREAS, The Scaffold Law has caused a dramatic increase in construction costs due to increased insurance required for employers in the construction business, causing New York State to have the highest general liability insurance costs in the nation; and

WHEREAS, The Scaffold Law is a boon to personal injury lawyers as half of the 30 largest law suits in the state stem from Scaffold Law issues and while scaffold related injuries have decreased in the past 20 years the number of Scaffold Law claims has increased 500 percent; and

WHEREAS, New York is the only state in the country to impose a construction law like the Scaffold Law that imposes strict liability on the employer; further it is one of a very few laws that mandate strict liability in the State of New York; and

WHEREAS, the increase in costs in New York drives away investment in our infrastructure when developers and contractors can get better rates in other states; and whereas, not only does the law drive away out-of-state investment infrastructure

but the lost investment to other states also serves to decrease the number of new construction jobs created every year, making it more difficult for many of New York’s skilled laborers to find appropriate employment; and

WHEREAS, Recent studies by SUNY’s Nelson Rockefeller Institute of Government suggests that workers are more likely to be injured due to the current version of the Scaffold Law; and

WHEREAS, This was based off statistics on construction injuries in Illinois that show a decrease in work related injuries since the 1995 repeal of its Scaffold Law at a much quicker pace than here in New York, and

WHEREAS, following the removal of the Illinois Scaffold Law, the state also found an increase in the number of construction jobs created on an annual basis; and

WHEREAS, comparative negligence standards would help maintain worker safety while decreasing some of the insurance costs related to implementation of the current Scaffold Law; and

WHEREAS, this negligence standard under the Scaffold Law would not ban recovery for an injured worker due to their own negligence, but would allow the employer to bring issues with employee culpability to mitigate the damages in cases where the worker’s actions contributed to his or her injury; and

WHEREAS, federal regulations have been enacted that attempt to protect workers from injury to falls by requiring certain precautions to be in place for people working at height and allows an outlet for workers concerned about their safety to engage federal review of any worksite for compliance with these regulations.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature is strongly in support of Scaffold Law reform as well as meaningful protection of construction workers; and

BE IT FURTHER RESOLVED, that the Sullivan County Legislature supports the full repeal of the Scaffold Law or its modification to include a pure standard of comparative negligence; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to Governor Andrew Cuomo, Assembly Speaker Sheldon Silver, Senate Majority Leaders Dean Skelos and Jeffrey Klein and the local delegation to the New York State Legislature.

Moved by _____, seconded by, _____

and adopted on motion.

RESOLUTION INTRODUCED BY THE EXECUTIVE COMMITTEE TO RETAIN ORSECK LAW OFFICES TO REPRESENT THE COMMISSIONER OF HEALTH AND FAMILY SERVICES IN A CIVIL MATTER

WHEREAS, the Commissioner of Health and Family Services (“Commissioner”) has requested that the County of Sullivan (“County”) retain Orseck Law Offices to represent him in a civil matter, and

WHEREAS, an employee of the County of Sullivan has filed a Notice of Claim against Randy J. Parker, Commissioner of the Division of Health and Family Services and the County of Sullivan, and

WHEREAS, the County Attorney’s Office recommends hiring outside counsel to represent the Commissioner as there is a potential conflict of interest, and

WHEREAS, Orseck Law Offices has agreed to represent the Commissioner at an hourly rate of \$275.00.

NOW THEREFORE BE IT RESOLVED, that the County Manager is authorized to execute a Retainer Agreement with Orseck Law Offices until the conclusion, either by way of trial, settlement, stipulation, discontinuance or other legal termination of the civil matter against the Commissioner, and

BE IT FURTHER RESOLVED, that the Retainer Agreement shall be in a form approved by the County Attorney’s Office.

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

**RESOLUTION INTRODUCED BY THE EXECUTIVE COMMITTEE TO CREATE A
NEW POSITION IN THE COUNTY CLERK'S OFFICE**

WHEREAS, the Sullivan County Clerk has reviewed the staffing needs of the County Clerk's Office and has requested the creation of an additional County Clerk Worker I position; and

WHEREAS, the creation of an additional County Clerk Worker I position will help ensure the continued service to the public in a timely manner and eliminate a need for excessive overtime.

NOW THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby creates a new position of County Clerk Worker I in the County Clerk's Office.

Moved by
Seconded by
Declared duly adopted on motion

RC

**RESOLUTION NO. INTRODUCED BY THE EXECUTIVE COMMITTEE TO ENACT A
PROPOSED LOCAL LAW 3 OF 2014 TO AMEND THE ELECTRICAL LICENSING LAW**

WHEREAS, a proposed Local Law was presented to the Sullivan County Legislature at a meeting held on July 17, 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 published and posted as required by law, and said public hearing having been held on August 21, 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 said proposed Local Law 3 of 2014, To Amend the Electrical Licensing Law”.

LOCAL LAW 2 OF 2014

Chapter 103, ELECTRICAL LICENSING

[HISTORY: Adopted by the County Legislature of the County of Sullivan 6-20-2002 by L.L. No. 5-2002.EN Amendments noted where applicable.]

ARTICLE I, Purpose and Definitions

§ 103-1. Purpose.

The Sullivan County Legislature does hereby find that the installation, repair and improvement of electrical services and wiring in residential and commercial structures is a unique occupation requiring experience and special skill. The improper installation, repair and improvement of electrical wiring may create hazardous conditions for the occupants and community. The County Legislature finds the licensing of electricians is an appropriate method to insure that qualified persons practice the electrical trade in Sullivan County in order to protect the public.

§ 103-2. Definitions.

As used in this chapter, the following terms shall have the following meaning unless the context requires otherwise:

BOARD -- The Board of Electrical Licenses of the County of Sullivan established by this chapter.

CHAIRMAN -- The Chairman of the Board of Electrical Licenses of the County of Sullivan.

COUNTY -- The County of Sullivan.

COUNTY LEGISLATURE -- The County Legislature of the County of Sullivan.

ELECTRICAL CODE-- Then current adopted electrical code as specified in the New York State Uniform Fire Prevention and Building Code, unless the municipality where the work is being performed has adopted a more restrictive code and filed such with the New York State Secretary of State, in which case the code would be according to the more restrictive code.

ELECTRICAL INSPECTOR -- New York State Electrical Inspector or Electrical Inspection firm that has been approved by the Board from a list of such individuals or firms obtained by the County pursuant to a request for proposals. The approved list of Electrical Inspectors shall be provided to each municipal code enforcement officer for their use.

HOMEOWNER -- Any person who owns land upon which there is a one-family dwelling unit occupied by such person and/or where there may also be nonresidential buildings used solely for the private use of such person, and the title thereto being in the name of such person, and/or his or her spouse, individually or jointly.

INVESTIGATOR -- A person who is either an approved Electrical Inspector or a Master Electrician designated by the Board to investigate complaints.

LIMITED ELECTRICIAN -- Any person who engages in or carries on the business of repairing electrical wire controls and servicing oil burners, gasoline and oil pumps, domestic water pumps, and oil, gas and air conditioning units, and/or installing or repairing electrical signs and billboards and any person who contracts to do any of the foregoing.

JOURNEYMAN ELECTRICIAN -- Any person who has, or not less than 5 years, carries on the business of installing, erecting, altering or repairing electrical wiring, apparatus, fixtures, devices, appliances and equipment utilized or designed for the utilization of electricity for light, heat or power purposes, or for signaling systems operating on 50 volts or more and any person who performs or supervises the performance of work done in connection with the installation, erection, alteration, extension or repair of electrical wiring, apparatus, fixtures, devices, appliances and equipment for light, heat or power purposes or for signaling systems operating on 50 volts or more under the supervisions of a Master Electrician and who at the expiration of such a period has been certified by both a Master Electrician and an Electrical Inspector to function as an Journeyman Electrician. Unlike a Master Electrician, a Journeyman Electrician may not hire other persons who do not have an electrical license to perform electrical work and may not supervise other persons who do not have an electrical license. However a Journeyman Electrician is not authorized to work independent of a Master Electrician

MASTER ELECTRICIAN -- Any person who engages in or carries on the business of installing, erecting, altering or repairing electrical wiring, apparatus, fixtures, devices, appliances and equipment utilized or designed for the utilization of electricity for light, heat or power purposes, or for signaling systems operating on 50 volts or more and any person who performs or supervises the performance of work done in connection with the installation, erection, alteration, extension or repair of electrical wiring, apparatus, fixtures, devices, appliances and equipment for light, heat or power purposes or for signaling systems operating on 50 volts or more and any person who contracts to do any of the foregoing.

PERSON -- An individual, firm, partnership, corporation or other legal entity, whether or not organized for profit.

SPECIAL ELECTRICIAN -- Any person who is in the exclusive employ of a publicly held corporation, or the owner, lessee or manager of a building or plant structure and whose employment consists wholly or partly of the work of maintaining or repairing electrical wiring, apparatus, fixtures, devices, appliances and equipment utilized or designed for the utilization of electricity for light, heat or power purposes, or for the signaling systems operating on 50 volts or more solely on the premises of said business or corporation. **[Amended June 21, 2007 by L.L. No. 5-2007]**

ARTICLE II, Board of Electrical Licenses

§ 103-3. Membership.

- A. There is hereby established in and for the County of Sullivan a board known as the "Board of Electrical Licensing of the County of Sullivan" consisting of seven (7) voting members and two (2) non-voting member, as follows:
- B. The following shall constitute the voting members of the Board of Electrical Licensing:
- 1) A representative of the New York State Electric and Gas Company (NYSEG), or any successor local electrical utility company in the event NYSEG should sell, transfer or merge its business.
 - 2) One (1) Electrical Inspector
 - 3) Two (2) active Master Licensed Electricians licensed in Sullivan County.

- 4) One (1) Code Enforcement Officer/Building Inspector.
- 5) The County Manager or his/her designee.
- 6) One (1) individual representing the County Legislature.

C. The following shall be non-voting members of the Board of Electrical Licensing:

- 1) One (1) representative from the IBEW (International Brotherhood of Electrical Workers).
- 2) A recording secretary – administrative person working for the County of Sullivan.

D. The Board shall have the authority to consult with professionals and/or advisors as needed.

E. All members of the Board of Electrical Licensing shall serve in such positions without compensation except for the recording secretary.

F. All appointments to the Board of Electrical Licensing, other than the County Manager or his/her designee who shall be a member by virtue of his/her office, shall be made by the County Legislature.

G. The Board of Electrical Licensing shall be subject to the legislative oversight of the Public Safety and Law Enforcement Committee of The County Legislature. [Amended 1-23-2003 by L.L. No. 23-2003] **[Amended June 21, 2007 by L.L. No. 5-2007]**

H. Terms of Office

Members of the Board, except the County Manager or their designee, shall be appointed by the County Legislature. Of the members first appointed, one shall be appointed for a term of one (1) year; two for a term of two (2) years; two for a term of three (3) years. Members may continue until their successors have been appointed and confirmed. The success of all members of the Board where after shall be appointed for terms of four (4) years, subject to the Legislature Policy on Members of Boards continuing in office.

I. The Board shall elect a chairman and a vice-chairman from its membership annually. The recording secretary shall be an employee of the County of Sullivan.

§ 103-4. Powers of Board.

The Board of Electrical Licenses shall:

- A. Hold regular quarterly meetings and special meetings as often as necessary or required; at least forty-eight (48) hours' written or electronic notice of a special meeting shall be given to the members of the Board.
- B. Adopt bylaws and such rules and regulations as may be necessary to implement this chapter, including licensing standards not inconsistent herewith, and to file a certified copy thereof prior to the effective date with the Clerk of the County Legislature.
- C. Review qualifications and fitness of applicants for licenses under this chapter that have been denied or accepted by the Director of Human Resources or his/her designee. The Board, by a majority vote of its membership, can overrule the Director of Human Resources or his/her designees decision denying an applicant the opportunity to take the exam.

- D Issue licenses as authorized by this chapter to applicants possessing the requisite qualifications. Licenses shall be signed by the Chairman. The Board shall keep records of all proceedings and licenses issued pursuant to this chapter.
- E Hear complaints of alleged violations of this chapter, suspend or revoke licenses and impose and collect fines and penalties for violations of the current Sullivan County Electrical Law, Sullivan County Ethics Code and/or the National Electrical Code after due notice and hearing as hereinafter provided, institute suits in the name of the County of Sullivan, subject to the approval of the County Attorney.
- F Charge application and license fees as the Board may determine from time to time. **[Amended June 21, 2007 by L.L. No. 5-2007]**
- G. The Board has the Authority to administer oath to witnesses.

§ 103-5. Quorum.

A majority of the Board shall constitute a quorum for the transaction of business at any meeting. Officers shall serve at the pleasure of the Board. **[Amended June 21, 2007 by L.L. No. 5-2007]**

ARTICLE III, Licenses; Exemptions

§ 103-6. License required.

Except as provided in § 103-7, no person shall engage in, carry on or conduct the business of or do, perform, offer, undertake, contract to do or perform the work of a Journeyman Electrician, Master Electrician, Limited Electrician or Special Electrician, as herein defined, within the County of Sullivan or hold himself/herself out to the public, directly or indirectly, as being able to do so unless licensed pursuant to this chapter or unless employed by and working under the direction of a licensee or employed by a business and working under the direction of a licensed electrician employed by such business.

§ 103-7. Exemptions from license requirement.

The following persons shall be exempt from the requirement to obtain a license:

- A. Persons engaged solely in selling and attaching ordinary electrical appliances to existing circuits where no joining or splicing of electrical wires is required.
- B. Persons engaged solely in the electrical manufacturing business.
- C. Persons employed by public service companies authorized to do business in the State of New York.
- D. Persons engaged in the transmission of intelligence by electricity and in installing, repairing and/or maintaining wires or other fixtures or appliances in connection therewith operating on less than 50 volts.
- E. Homeowners engaged in the installation, maintenance, replacement and improvement of electrical work on and in their property and the title thereto being in the name of such person. Such work must be inspected by an APPROVED QUALIFIED ELECTRICAL INSPECTOR.

ARTICLE IV, License Applications and Qualifications

§ 103-8. Applications.

Every natural person who requires a license under this chapter and who meets the requirements set forth herein shall apply for such license on the form and in the manner prescribed by the Board.

§ 103-9. Minimum qualifications.

No person shall apply for a license unless, prior to the administration of a written examination, such person shall have satisfied the minimum qualifications for the specified type of license for which the application is made.

§ 103-10. Qualifications for Master Electrician License.

The minimum qualifications for a license as a Master Electrician are:

- A. Either graduation from an accredited trade school and completion of at least three (3) years of qualified work experience; or completion of at least six (6) years of qualified work experience; and
- B. Certification in writing by the employer or employees of such person of the performance of qualified work experience based on regular over-site of the employer.

§ 103-11. Qualifications for Limited Electrician License and Special Electrician License. The minimum qualifications for a license as a Limited Electrician and Special Electrician are:

- A. Completion of at least three (3) years of qualified work experience; and
- B. Certification in writing by the employer or employers of such person of the performance of the qualified work experience based on regular over-site of the employer.

§ 103-12. Qualified Work Experience.

- A. As used in this chapter, "qualified work experience" shall mean work as a mechanic and installer of electrical wire, service, parts and equipment performed under the supervision of a person licensed under this chapter and otherwise legally engaged in such work, and the work performed was reasonably related to the scope of work to be performed under the type of license for which application is made.
- B. A year of qualified work experience shall be credited if such person was employed in a part-time capacity and the qualified work experience was completed within a period of 24 consecutive months.

§ 103-13. Information required.

The application for any license shall request only the following information:

- A. Name and home address of applicant.
- B. Business address.
- C. Telephone number.
- D. The last four (4) digits of the applicants social security number and employer identification number(s).
- E. Valid photo identification.
- F. A statement of all qualified work experience and education, setting forth names, addresses and descriptions of work performed or degrees attained, and date of employment or attendance.

- G. A statement of whether the applicant was licensed under any other law, whether such license is currently valid, whether such license was ever suspended, revoked or other action taken and, if so, the disposition thereof.
- H. A statement of whether the applicant was ever convicted of a felony or misdemeanor, and if so, the disposition thereof.
- I. A statement that the Director of Human Resources or his/her designee is authorized to investigate the facts set forth in the application.
- J. A statement that such application is made under the penalties of perjury. **[Amended June 21, 2007 by L.L.No.5-2007]**

§ 103-14. Filing of application; additional information.

An application shall be deemed filed only when the properly completed application and all fees are received by the Chairman. Applications must be filed at least two weeks before the date set for the exam. An applicant may provide such additional information as the applicant deems appropriate, including references from prior employers, customers and teachers. **[Amended June 21, 2007 by L.L. No. 5-2007]**

ARTICLE V, Written Examinations; Types of Licenses; Insurance

§ 103-15. Examinations; when given.

Except as provided in § 103-21, the Director of Human Resources or his/her designee shall conduct written examinations for each type of license authorized by this chapter. The examination shall be administered within 30 days of an approved application but no more than frequently than quarterly. An application to take an exam shall be filed with the Chairman. The Board may hire an outside testing agency to administer and grade the exams. The agency would have to be approved by the County. The fee for the exam shall be paid for by the applicant in addition to the application fee **[Amended June 21, 2007 by L.L. No. 5-2007]**

§ 103-16. Place and time of examinations.

All written examinations shall be supervised and administered by the Director of Human Resources, or his or her designee, at the County Government Center, Monticello, New York, during regular business hours. **[Amended June 21, 2007 by L.L. No. 5-2007]**

§ 103-17. Content of examinations.

All written examinations shall be in standard form and shall test, for each type of license authorized by this chapter, the applicant's:

- A. The proper application and use of materials, equipment and tools.
- B. Basic knowledge of the then current adopted edition of the National Electrical Code.
- C. Basic knowledge of electricity.

§ 103-18. Grading of examinations.

A. Each written examination shall have prepared, prior to administration, an answer key setting forth the correct answers and, when applicable, alternative correct solutions. The examination and answers to the examination taken by the applicant shall be available, for review, to the applicant on a date to be determined by the Board, within 20 days after administration of the examination upon written request without cost. No examination shall be graded solely by a person licensed pursuant to this chapter. If the outside agency administers the exam and grades it, their policies will be followed.

B. The Director of Human Resources or his/her designee, or an outside testing agency shall grade the exams and report the results to the Chairman. Exams shall be graded within five (5) business days of date they were taken. **[Amended June 21, 2007 by L.L. No. 5-2007]**

§ 103-19. Approval or denial of license.

Failure to pass the exam or to meet the necessary qualifications as required by §§ 103-10 or 103-11 shall be summary grounds for denial of a license under this chapter. Failure of two (2) exams within one year, the applicant must wait one year from the last exam before re-applying.

§ 103-20. Denial of licenses; hearings.

If the Director of Human Resources or his/her designee or the outside agency shall deny a license, the Board shall set forth the reasons for such denial, in writing, and mail the same to the applicant. Failure of the written examination shall be grounds for summary denial of a license. Within 20 days after the date of mailing such notice of denial, the applicant may, by written request, seek review of such determination before the Board, to hear the evidence presented by the applicant and may call witnesses.

After such hearing before the Board, the Board shall determine whether to sustain the denial or issue the license. The Board may allow oral argument. The Board shall decide the matter within 10 business days after the hearing and notify the applicant of its decision in writing. No application shall be denied on the grounds that the applicant was convicted of a crime, except in accordance with Article 23A of the Corrections Law. **[Amended June 21, 2007 by L.L. No. 5-2007]**

§ 103-21. Exemption from examination.

A written examination shall be dispensed with in the following circumstances:

- A. If a person is performing electrical work for the state, municipalities or school districts pursuant to a written contract requiring a performance bond, and/or is under architectural or engineering supervision. Such person will be issued a one job temporary license for such contracted work.
- B. If a person is performing electrical work pursuant to a written contract in the County of Sullivan in any single-contract job, and which contract job shall have as its consideration for electrical work, a sum of money in the amount of \$250,000 or more. Such person will be issued a one job temporary license for such contracted work. This provision shall not apply to housing developments.
- C. Where a person is currently licensed by another jurisdiction outside of Sullivan County, pursuant to a valid reciprocal licensing agreement pursuant to § 103-24. **[Amended June 21, 2007 by L.L. No. 5-2007]**

§ 103-22. Permanent licenses.

Any person who has completed the requirements for any category of license as defined herein and has been issued such license.

§ 103-23. Temporary licenses.

The Board shall issue a Temporary License for a single job for a period ending December 31st, renewable on request for additional one-year periods or until the job shall be completed, whichever period is shorter, to an applicant who shall be exempt from examination pursuant to § 103-21.

§ 103-24. Reciprocal licenses.

- A. The Sullivan County Legislature may, by resolution, authorize the County Manager to enter into formal reciprocal licensing agreements between Sullivan County and individual municipalities or other States. [Amended June 21, 2007 by L.L. No. 5-2007]
- B. Pursuant to such formalized reciprocal license agreements, the Board shall be authorized to issue reciprocal licenses upon such terms and conditions as are applicable to the individual reciprocating municipalities. Said licenses may be granted without examination upon application to the Board, and upon payment of all applicable fees.

§ 103-25. License form and term; renewal.

- A. Licenses shall not be assignable or transferable.
- B. The form and content of such license issued shall be prescribed by said Board in such manner as to properly identify each licensee.
- C. All permanent licenses must be renewed every January. Such renewal shall include proof of insurance (general liability and workers compensation), proof of 6 hours of continuing education per calendar year and payment of the fee to the County of Sullivan Electrical Licensing Board and directed to the Secretary of the Board.
- D. Each license shall at all times be kept conspicuously displayed in the place of business or employment, and vehicle(s) the case may be, of the licensee.
- E. Each Journeyman Electrician, Limited Electrician, and Master Electrician shall list his/her license number in each advertisement, estimate, bill, building permit application or contract setting forth the license number and such other information as the Board shall direct by regulation.

§ 103- 26. Lapse.

- A. Any licensee may surrender their license providing that the licensee pay the yearly fees and takes 6 hours of continuing education per year. Such licensee may reactive their license at any time in accordance with this chapter.
- B. If a licensee has changed his/her status to an electrical inspector, the license is placed on hold and the yearly fee must be paid until such time they deem to reactive it.
- C. Failure to reactive within five years will require such licensee to qualify for a license in accordance with the requirements of this chapter and an appearance to the Board for a review.
- D. Failure to maintain 6 hours of continuing education per year is an automatic revocation of your license.

§ 103-27. Licenses; insurance requirements.

Every person licensed pursuant to this chapter shall maintain appropriate insurance issued by an insurance company licensed to do business in the State of New York in a single limit of liability of not less than \$500,000 for each act of negligence or other injury to persons or property. Each person licensed pursuant to this chapter shall file with the Board annually, or upon any change of insurance carrier, a certificate of insurance showing the maintenance and existence of such insurance coverage. The failure to maintain such insurance policy or file proof of coverage shall be grounds for the summary

suspension of such person's license under this chapter, which suspension shall continue in effect until coverage is obtained or reinstated. The provisions of § 103-28D shall apply to a violation of this section of this chapter.

ARTICLE VI, Penalties for Offenses

§ 103-28. Civil offenses.

- A. No person shall directly or indirectly engage in or work in the business of Journeyman Electrician, Limited Electrician, Master Electrician, or Special Electrician in the County of Sullivan without a valid license, unless such person shall be exempted from licensing as herein provided in § 103-7.
- B. No person shall employ or contract with a person who is required to be licensed by this chapter to perform any electrical work in the County of Sullivan unless such employee or contractor shall have a valid license.
- C. Except as hereinafter provided, no person who is licensed by this chapter and engaged in the business of a Journeyman Electrician, Limited Electrician, Master Electrician, or Special Electrician shall inspect any electrical work in the County of Sullivan, nor shall such person prepare, submit or offer, or attempt to prepare, submit or offer, a certificate of inspection of any electrical work to any governmental authority or any other person who properly requires a certificate of inspection of electrical work upon which certificate of inspection such governmental authority or other person will reasonably rely.
- D. No licensee shall violate any provision of this chapter or the regulations adopted by the Board.
- E. No licensee shall violate any local law, ordinance or resolution regulating the installation of electrical service, wiring and apparatus adopted by any municipality in which this chapter shall be effective.
- F. No licensee shall violate any applicable provisions of the National Electrical Code governing the work being performed and/or the electrical section of the then current adopted New York State Uniform Fire Prevention and Building Code.
- G. Any person licensed as a Special Electrician may not work under such license for the public generally.
- H. Failure to comply with the provisions of this local law shall constitute a violation.

§ 103- 29 Injunctive relief.

A violation of this chapter may be enjoined. The County Attorney may seek an injunction on behalf of the Board in his discretion, upon the written request of the Board, in the Supreme Court, Sullivan County.

§ 103- 30. Hearing; penalty.

- A. Any person found to have violated any provision of this chapter may be penalized by the Board for violations shown after a hearing by the Board, upon due notice, held upon written charges given to the alleged violator. The alleged violator may call witnesses and be represented by an attorney. If the Board determines that the alleged violator or any supervisor/employee violated any provision of this chapter or of any other applicable law, it may impose a fine not exceeding \$1,000 per day.

B. In addition, any license issued hereunder may be suspended or revoked or other penalty imposed by the Board for any violation after a hearing by the Board, upon due notice, held upon written charges given to the alleged violator. Furthermore, the Board may, in such case as it may determine, impose a probationary term not to exceed one year, during which the licensee shall perform work and have same inspected upon such conditions as the Board shall deem appropriate.

§ 103- 31. Violations defined.

As used in this chapter, each day that a violation shall continue shall constitute a separate and distinct violation.

§ 103 – 32. Conflict of interest.

No member of the Board who is licensed pursuant to this chapter shall hear any complaint brought before the Board which involves such person.

§ 103- 33. (RESERVED) [Amended June 21, 2007 by L.L. No. 5-2007]

ARTICLE VII, Court Review

§ 103- 34. Review of action of Board.

Any action of the Board may be reviewed by any person aggrieved thereby in the Supreme Court, Sullivan County, by a proceeding instituted under the provisions of Article 78 of the Civil Practice Law and Rules within 90 days of the act sought to be reviewed.

ARTICLE VIII, Miscellaneous Provisions

§ 103- 35. Disposition of moneys derived from chapter.

All fees, fines and penalties imposed in accordance with this chapter shall be paid directly to the Sullivan County Treasurer.

§ 103- 36. Liability for damages.

This chapter shall not be construed to relieve, limit or reduce the responsibility of any person owning, operating, controlling or installing any electrical wiring, devices, appliances or equipment for loss of life or damage to person or property caused by any defect therein, nor shall the County of Sullivan be deemed to have assumed any such liability for a license issued pursuant to this chapter, or for any work performed by such licensees.

§ 103- 37. Geographic scope.

This chapter shall have no effect in any town or village in the County of Sullivan which shall have heretofore or shall hereinafter enact any local laws or ordinances regulating the licensing of Journeyman Electricians, Limited Electricians, Master Electricians, and Special Electricians.

§ 103- 38. Title.

This chapter may be referred to and cited as the "Electrical Licensing Law". [Amended June 21, 2007 by L.L. No. 5-2007]

§ 103-39. Enforcement

If there are any violations or alleged violations of any portion of this Electrical Licensing Law by any person or entity the County Manager, or designee will be responsible for enforcement as follows:

- A. All complaints alleging a violation of the Electrical Licensing Law, in whatever manner they are received, shall be sent to:
 - 1) The County Manager or designee;
 - 2) Code Enforcement Officer/Building Inspector of jurisdiction;
 - 3) and the Board

- B. Upon receipt of a complaint the County Manager, designee or the Board shall initiate an investigation and generate a preliminary report indicating what, if any, further investigation or inquiry is required. If the County Manager or designee determines that no further investigation is necessary, then the preliminary report shall be deemed a final report and a copy of the report shall be sent to the Code Enforcement Officer/Building Inspector of jurisdiction.

- C. If the preliminary report indicates that further investigation or inquiry is necessary, the County Manager or designee shall be authorized to hire investigators he/she deems appropriate. Said investigators shall report their findings directly to the County Manager or designee, the Board and the Code Enforcement Officer/Building Inspector of jurisdiction.

- D. Upon review of the investigator's findings and all other information available to him/her the County Manager or designee and the Board shall recommend a method of remediation.

- E. Upon completion of remediation a final report shall be issued to the Board.

- F. The County Manager or designee, shall send the final report to the Board and any official(s), agency(s) or authority(s) that they deem appropriate. The County Manager or designee is authorized to request that the appropriate official commence an enforcement action, including but not limited to a legal proceeding. **[Amended June 21, 2007 by L.L. No. 5-2007]**

Effective Date

This Local Law shall be effective upon filing with the Secretary of State. **[Amended June 21, 2007 by L.L. No. 5-2007]**

**RESOLUTION NO. _____ INTRODUCED BY EXECUTIVE COMMITTEE TO
AUTHORIZE THE COUNTY MANAGER TO EXECUTE A CONTRACT
AMMENDMENT WITH VERIZON OF NEW YORK INC. TO CONTINUE
MAINTENANCE OF ENHANCED 911 TELEPHONE EQUIPMENT**

WHEREAS, the County of Sullivan executed an agreement with Verizon New York pursuant to resolution 192-08 to supply equipment and maintenance for the operation of the E911 telephone system, and

WHEREAS, the County of Sullivan executed an agreement with Verizon New York pursuant to resolution 458-13 to extend maintenance for the operation of the E911 telephone system through 3/31/2014, and

WHEREAS, the County was awaiting a final grant contract execution from NYS DHSES to allow the County to move forward with replacing the current E911 telephone system which is beyond manufacturer support; and

WHEREAS, Verizon is willing to extend the agreement for an additional 6 months to provide maintenance of the E911 phone system as the County implements the new E911 phone system,

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is hereby authorized to execute a contract amendment, with Verizon Of New York Inc. to provide maintenance of Enhanced 911 telephone equipment for an additional 6 month term expiring 9/30/2014 and a cost not to exceed \$17,700. Such agreement to be in a form approved by the County Attorney's Office.