



## December 18, 2014 Full Board Addendum

### From Planning Committee :

1. To cancel unenforceable taxes, penalties and interest on a parcel owned by the County of Sullivan located in the Town of Lumberland known as Lumberland 4.-2-11.
2. To convey property in the Town of Mamakating known as MA 67.-1-36, acquired by the County of Sullivan by virtue of the In Rem Tax Foreclosure proceeding for the 2012 Lien Year.
3. To authorize the adoption of a Negative Declaration under SEQRA Regarding the approval and adoption of the updated County Farmland Protection Plan.
4. To authorize the approval and adoption of the updated County Farmland Protection Plan.
5. To modify Resolution No. 348-13 Community Planning & Environmental Associates.
6. To correct the 2013 Tax Roll of the Town of Thompson for Tax Map #39.-6-6.3.
7. To correct the 2014 Tax Roll of the Town of Thompson for Tax Map #39.-6-6.3.

### From Government Services Committee:

8. To authorize award and execute agreement with Toski and Company, Incorporated for Countywide Auditing Services.

### From Executive Committee

9. Authorize contract extensions not to exceed ninety days
10. Authorize an agreement with New York State Office of Indigent Legal Services and Modification agreements with Sullivan Legal Aid Panel, Inc and Sullivan County conflict Legal Aid Society, Inc.
11. Authorize a Negative Declaration for purposes of SEQRA
12. Enact Proposed Local 4 of 2014 entitled *Authorizing the County of Sullivan, not Withstanding Section 215 of the County Law, to enter into a Lease of County Owned Real Property for a Specific Project for a Term of Up to 30 Years* **ROLL CALL**
13. Authorize the County Manager to enter into an agreement extending the contract between the County of Sullivan and Teamsters Local 445
14. Authorize the County Manager to enter into a lease agreement with the New York State Department of Labor
15. Authorize the County Manager to sign the Office for the Aging Annual Implementation Plan
16. Reappoint three members to the Sullivan County Soil and Water Conservation District Board of Directors
17. Appoint Mr. Paul Guenther to the Board of the Sullivan County Industrial Development Agency
18. Authorize the writing off and removal of old and/or uncollectable debt from the Treasurer's Hauler Account Aging Report
19. Modify Resolution No. 129-14 regarding Prime Rehabilitation Services
20. Appoint members to the Charter Review Commission
21. Adopt a Public (Wireless) Internet Access Acceptable Use Policy

RESOLUTION NO \_\_\_\_\_

**INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CANCEL UNENFORCAEABLE TAXES, PENALTIES AND INTEREST ON A PARCEL OWNED BY THE COUNTY OF SULLIVAN, LOCATED IN THE TOWN OF LUMBERLAND KNOWN AS LUMBERLAND 4.-2-11**

**WHEREAS**, property located in the Town of Lumberland designated on the Sullivan County Real Property Tax Map as Lumberland 4.-2-11 was acquired by the County of Sullivan and recorded in the Sullivan County Clerk’s Office on February 28, 2014 Instrument No. 2014-1237

**WHEREAS**, this parcel is actually a portion of other lands owned by WCPG Inc. known as LU 3.E-1-5 and has been assessed in duplicate

**WHEREAS**, a tax bill for the lien year 2012-2014, and the 2014-2015 School tax was generated for this parcel, and

**WHEREAS**, these said taxes, penalties and interest are unenforceable, the County Treasurer should cancel any outstanding taxes, penalties and interest due and owing on the aforementioned parcel pursuant to Section 557 of the Real Property Tax Law of the State of New York, and

**NOW, THEREFORE, BE IT RESOLVED**, the County Treasurer is so authorized to cancel the delinquent taxes, penalties and interest assessed to Lumberland 4.-2-11 and charge back the tax to the appropriate tax districts pursuant to Section 557 of the Real Property Tax Law of the State of New York

**BE IT FURTHER RESOLVED**, that LU 4.-2-11 become VOID and combined with LU 3.E-1-5

Moved by \_\_\_\_\_

Seconded by \_\_\_\_\_

And adopted on motion \_\_\_\_\_, 4

**RESOLUTION INTRODUCED BY PLANNING AND ENVIRONMENTAL MANAGEMENT  
AND REAL PROPERTY COMMITTEE TO MODIFY RESOLUTION NO. 348-13  
COMMUNITY PLANNING & ENVIRONMENTAL ASSOCIATES**

**WHEREAS**, Community Planning & Environmental Associates, 152 Stolzenburg Road, Berne, New York 12023, was awarded the Consulting Services for Farmland Protection Program, and

**WHEREAS**, Resolution No. 348-13, adopted by the Sullivan County Legislature on September 19, 2014, shall be amended to reflect the following changes:

1. Add Task #3 and 4, "A. Option: Surveying Farmers, Farmland Owners, and Agri-businesses in the County" for an additional \$3,000.00, and
2. Add an additional Task for Communication Services which will include professional design and printing of the Executive Summary, for this project, for an additional \$2,000.00.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Manager be and hereby is authorized to execute a Modification Agreement with Community Planning & Environmental Associates, adding the additional above referenced tasks, for an amount not to exceed \$5,000.00, with a revised total contract amount, not to exceed, \$55,500.00, in accordance with RFP, R-13-24, 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 PLANNING, ENVIRONMENTAL  
MANAGEMENT AND REAL PROPERTY COMMITTEE TO  
CORRECT THE 2013 TAX ROLL OF THE TOWN OF THOMPSON  
FOR TAX MAP #39.-6-6.3**

WHEREAS, an application dated November 3, 2014 having been filed by Wanaksink Lake Club Inc. with respect to property assessed to said applicant on the 2013 tax roll of the Town of Thompson Tax Map #39.-6-6.3 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 November 7, 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 THOMPSON  
FOR TAX MAP #39.-6-6.3**

**WHEREAS**, an application dated November 3, 2014 having been filed by Wanaksink Lake Club Inc. with respect to property assessed to said applicant on the 2014 tax roll of the Town of Thompson Tax Map #39.-6-6.3 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 November 7, 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. \_\_\_\_ -14 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO AUTHORIZE THE APPROVAL AND ADOPTION OF THE UPDATED COUNTY FARMLAND PROTECTION PLAN**

**WHEREAS**, County of Sullivan (“County”) recognizes the importance of agriculture to the economy, character, and well-being of the area; and

**WHEREAS**, the County recognizes that a properly crafted strategic plan assists with the protection of the County’s agricultural resources and promotes farming; and

**WHEREAS**, the County desires to update its 1999 Agriculture and Farmland Protection Plan (“Plan”) to ensure county agencies, organizations, and municipalities have the latest data, maps, and promotion and protection techniques to enhance agricultural activities in the County; and

**WHEREAS**, the County received an Agricultural and Farmland Protection Planning Grant from the New York State Department of Agriculture and Markets in the sum of \$50,000 to update the Plan; and

**WHEREAS**, the Plan was drafted by the Sullivan County Agricultural and Farmland Protection Board and developed under the authority of NYS Agriculture and Markets Law Article 25-AAA, Section 324-; and

**WHEREAS**, the County engaged in an extensive year-long effort to solicit public and farmer input; and

**WHEREAS**, the Agriculture and Farmland Protection Board held a Public Meeting on November 3, 2014 and the Sullivan County Legislature held a Public Hearing on December 18, 2014 to acquire public input on the Draft Plan; and

**WHEREAS**, the Plan was approved by the Sullivan County Agricultural and Farmland Protection Board at their December 1, 2014 meeting; and

**WHEREAS**, the County Legislature has reviewed the Draft Plan; and

**NOW THEREFORE, BE IT RESOLVED**, that the Sullivan County Legislature declares that the promotion of agriculture and agri-businesses, and protection of farmlands shall be considered to be of critical importance and among the top priorities for economic development initiatives in the County; and

**BE IT FURTHER RESOLVED**, that the Sullivan County Legislature shall forward the Agricultural and Farmland Protection Plan immediately for review and approval to the New York State Commissioner of Agriculture and Markets; and

**BE IT FURTHER RESOLVED**, that the Sullivan County Legislature hereby approves the December 2014 Sullivan County Agricultural and Farmland Protection Plan; and

**BE IT FURTHER RESOLVED**, upon availability of funding the County shall seek funds to update the County Farmland Protection Plan.

Moved by \_\_\_\_\_ seconded by \_\_\_\_\_, put to a vote, unanimously carried and  
declared adopted on motion

**RESOLUTION NO. \_\_\_ -14 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO AUTHORIZE THE ADOPTION OF A NEGATIVE DECLARATION UNDER SEQRA REGARDING THE APPROVAL AND ADOPTION OF THE UPDATED COUNTY FARMLAND PROTECTION PLAN**

**WHEREAS**, The Sullivan County Legislature has the authority under New York State Agriculture and Markets Law to adopt a County Agriculture and Farmland Protection Plan; and

**WHEREAS**, the New York State Department of Agriculture and Markets has consented to the Sullivan County Legislature being declared lead agency with respect to the environmental review of the proposal to adopt the update to the County Agriculture and Farmland Protection Plan; and

**WHEREAS**, a short form Environmental Assessment (attached hereto) has been prepared which concludes that the proposal to adopt an update to the County Agriculture and Farmland Protection Plan will not have a significant adverse impact on the environment and recommends that the County Legislature issue a Negative Declaration.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sullivan County Legislature hereby accepts the Environmental Assessment described in the SEQRA Environmental Assessment Form (attached hereto); and

**BE IT FURTHER RESOLVED**, that the Sullivan County Legislature hereby issues a Negative Declaration pursuant to the provisions of the New York State Environmental Quality Review Act, with respect to the proposal to adopt the update to the County Agriculture and Farmland Protection Plan; and

**BE IT FURTHER RESOLVED**, that the Sullivan County Legislature authorizes the Chairman of the Legislature to execute the Environmental Assessment Form.

Moved by \_\_\_\_\_ seconded by \_\_\_\_\_, put to a vote, unanimously carried and declared adopted on motion



**RESOLUTION INTRODUCED BY PLANNING, ENVIRONMENTAL  
MANAGEMENT AND REAL PROPERTY COMMITTEE TO CONVEY  
PROPERTY IN THE TOWN OF MAMAKATING KNOWN AS MA67.-1-36,  
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 Mamakating designated on the Sullivan County Real Property Tax Map as MA67.-1-36, Class 323, being 6.60 +/- acres, located on South Rd, is owned by the County of Sullivan (formerly owned by Gail Lattan) and was included in the foreclosure of 2012 liens, but was not sold at the June, 2014 Public Auction, and

**WHEREAS**, Lorrence Green has offered to purchase said property for the sum of, ONE HUNDRED (\$100.00) 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 Lorrence Green for ONE HUNDRED (\$100.00) 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 Lorrence Green, upon payment of \$100.00 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 No. \_\_\_\_\_

**RESOLUTION INTRODUCED BY GOVERNMENT SERVICES COMMITTEE TO  
AUTHORIZE AWARD AND EXECUTE AGREEMENT WITH TOSKI AND COMPANY,  
INCORPORATED FOR COUNTYWIDE AUDITING SERVICES**

**WHEREAS**, Toski and Company, Incorporated, CPA's, P.C. 6390 Main Street, Suite 200, Williamsville, New York 14221, submitted a proposal for Countywide Auditing Services, R-14-14, and

**WHEREAS**, the Sullivan County Treasurer's Office and County Manager, have approved said proposal and recommends that a contract be executed.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Manager be and hereby is authorized to execute an Agreement with Toski and Company, Incorporated, CPA's, P.C., for an amount not to exceed \$123,400.00 per year, including 2014 audit, with an option to extend, on a yearly basis, for audits years ending December 31, 2015, 2016 and 2017, under the same terms and conditions, in accordance with RFP, R-14-14, said contract modification 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 AUTHORIZE  
CONTRACT EXTENSIONS**

**WHEREAS**, there are contracts that will expire on December 31, 2014, and

**WHEREAS**, the County wishes to minimize disruptions to services that may result from the 2014 resolution process to renew contracts.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Manager shall have the authority to extend those contracts for a period not to exceed ninety (90) days under the same terms and conditions.

Moved by, seconded by and adopted on motion

**RESOLUTION INTRODUCED BY EXECUTIVE COMMITTEE TO AUTHORIZE AN AGREEMENT WITH NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES AND MODIFICATION AGREEMENTS WITH SULLIVAN LEGAL AID PANEL, INC. AND SULLIVAN COUNTY CONFLICT LEGAL AID SOCIETY, INC.**

**WHEREAS**, New York State Office of Indigent Legal Services (“NYSOILS”) has offered the County of Sullivan (“County”) funding in the amount of \$242,997 over a three (3) year period from June 1, 2013 through May 31, 2016, in order to improve the quality of indigent legal services provided by the County pursuant to Article 18-b of the County Law, and

**WHEREAS**, in order to acquire the funding the County must enter into an Agreement with NYSOILS, and

**WHEREAS**, the County intends to provide \$55,000 over a 3 year period in additional funding to the Sullivan Legal Aid Panel, Inc. (“Legal Aid Panel”) to be utilized to hire an Attorney (part-time) or and to provide \$25,999 over a 3 year period in additional funding to the Sullivan County Conflict Legal Aid Society, Inc. (“Conflict Legal Aid”) to be utilized to hire an Attorney (part-time), and

**WHEREAS**, in order to provide the additional funding to the Legal Aid Panel and Conflict Legal Aid it will be necessary to modify their respective contracts, and

**NOW, THEREFORE, BE IT RESOLVED**, that the County Manager is hereby authorized to execute an Agreement and any other documents necessary to acquire the funding from NYSOILS, said documents 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 execute Modification Agreements with the Legal Aid Panel and Conflict Legal Aid and/or any other appropriate entity that contracts with the County of Sullivan for Indigent Legal services under Article 18-b of the County Law as outlined above, said Modification Agreements to be in a form approved by the County Attorney’s Office.

**Moved by** \_\_\_\_\_,  
**Seconded by** \_\_\_\_\_,  
**and adopted on motion** \_\_\_\_\_, 2012.

**RESOLUTION NO. \_\_\_\_\_ INTRODUCED BY THE EXECUTIVE COMMITTEE TO ENACT PROPOSED LOCAL LAW 4 of 2014, ENTITLED “AUTHORIZING THE COUNTY OF SULLIVAN, NOTWITHSTANDING SECTION 215 OF THE COUNTY LAW, TO ENTER INTO A LEASE OF COUNTY OWNED REAL PROPERTY FOR A SPECIFIC PROJECT FOR A TERM OF UP TO 30 YEARS”**

**WHEREAS**, a proposed Local Law entitled “Authorizing the County of Sullivan, Notwithstanding Section 215 of the County Law, to enter into a Lease of County Owned Real Property for a Specific Project for a Term of up to 30 Years” was presented to the Sullivan County Legislature at a meeting held on November 20, 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 December 18, 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 4 of 2014, entitled “Authorizing the County of Sullivan, Notwithstanding Section 215 of the County Law, to enter into a Lease of County Owned Real Property for a Specific Project for a Term of up to 30 Years”.

**Moved by \_\_\_\_\_,**  
**Seconded by \_\_\_\_\_,**  
**and adopted on motion December \_\_\_\_\_, 2014.**

## **Local Law No. 4 of the year 2014**

**A local law authorizing the County of Sullivan, notwithstanding Section 215 of the County Law of the State of New York, to enter into a lease of County owned real property for a specific project for a term of up to 30 years.**

### SECTION 1. Purpose

The County of Sullivan seeks to enter into an agreement with SolarCity Corporation, which agreement shall lease real property owned by the County of Sullivan for an initial term of twenty years and two additional optional terms of five years each.

### SECTION 2. Legal Authority

New York State County Law Section 215 provides that after determining that a property is no longer needed for public use a County may sell the property or lease the property for a term not to exceed five years.

New York State Comptroller Opinion 68-857 opines that a municipality may enter into leases for a term in excess of five years if the municipality authorizes such leases by local law.

New York State Municipal Home Rule Law Section 24 provides that any local law that changes a provision of law relating to leasing of real property is subject to referendum on petition (permissive referendum).

### SECTION 3. Applicability

The County of Sullivan is authorized, notwithstanding Section 215 of the County Law of the State of New York, to enter into a lease of County owned real property for a specific project for a term of up to 30 years.

This Local Law is applicable to the specific project with SolarCity Corporation.

### SECTION 4. Effective Date

This Local Law shall take effect immediately upon filing in the Office of the Secretary of State.

**RESOLUTION INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE THE COUNTY MANAGER TO ENTER INTO AN AGREEMENT EXTENDING THE CONTRACT BETWEEN THE COUNTY OF SULLIVAN AND TEAMSTERS LOCAL 445**

**WHEREAS**, the County of Sullivan and Teamsters Local 445 are subject to a collective bargaining agreement and as such have entered into an agreement previously, pursuant to resolution 529 of 2010 and resolution 470 of 2011, providing that Sandra E. Shaddock, a County employee, be designated agent, working full-time for the union, while retaining full-time status and rights as a County employee; and

**WHEREAS**, the term of the existing agreement is set to expire on December 31, 2014; and

**WHEREAS**, Teamsters Local 445 has requested that the contract be extended for a period of (3) three years, ending on December 31, 2017; and

**WHEREAS**, Teamsters Local 445 shall reimburse the County for the full cost associated with the employment of Sandra E. Shaddock, including, but not limited to salary, other compensation, health benefits, pension contributions, and employer taxes during the term of the referenced agreement.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Manager is hereby authorized to execute a contract extending the agreement with Teamsters Local 445 for (3) years allowing Sandra E. Shaddock, a County employee, to continue as business agent, said contract be in such form to be approved by the County attorney, and

**BE IT FURTHER RESOLVED**, that Teamsters Local 445 shall reimburse the County for the full cost associated with the employment of Sandra E. Shaddock.

**RESOLUTION INTRODUCED BY EXECUTIVE COMMITTEE:**

**RESOLUTION TO AUTHORIZE THE COUNTY MANAGER TO ENTER INTO A LEASE AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF LABOR.**

**WHEREAS**, the Center for Workforce Development rents space from the New York State Department of Labor (NYSDOL) to form the Sullivan Works One Stop Center which is required by the Federal Workforce Investment Act, and

**WHEREAS**, the Department of Labor leases space at 50 North Street, Monticello, NY, and

**WHEREAS**, a lease agreement would cover the period July 1, 2013 through June 30, 2014, and

**WHEREAS**, the annual rent shall total \$46,896.08 (2,024 sq. ft. at a rate of \$23.17 per sq. ft.), for charges which shall include cleaning, electricity, and all other costs relating to the use, occupation, operation and maintenance of the space,

**NOW, THEREFORE, BE IT RESOLVED**, that the County Manager is hereby authorized to enter into a lease agreement with NYSDOL, and such lease shall be in the form approved by the County Attorney.

**Moved by** \_\_\_\_\_,  
**Seconded by** \_\_\_\_\_,  
**and adopted on motion** \_\_\_\_\_, 2014



**Resolution No.**

**RESOLUTION INTRODUCED BY EXECUTIVE COMMITTEE TO AUTHORIZE THE COUNTY MANAGER TO SIGN OFFICE FOR THE AGING ANNUAL IMPLEMENTATION PLAN.**

**WHEREAS**, the Sullivan County Office for the Aging, Older Americans Act, Wellness in Nutrition, New York State Community Services for the Elderly Program, Expanded In-Home Services for the Elderly Program, Congregate Services Initiative, State Transportation Program, Caregiver Resource Center, Health Insurance Information Counseling and Assistance Program, Title V, and Long Term Care Insurance Educations and Outreach program authorize the expenditure of Federal and State funds for services for older people in Sullivan County; and

**WHEREAS**, State and Federal regulations require that the County prepare an Annual Plan outlining services to be provided through the above-mentioned programs; and

**WHEREAS**, the above-mentioned regulations require the County Manager to sign the Annual Plan; and

**WHEREAS**, the Sullivan County Office for the Aging will complete the required Annual Plan.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Manager be and is hereby authorized to sign any and all applications and agreements required to implement the Sullivan County Office for the Aging Annual Plan; and

**BE IT FURTHER RESOLVED**, that these applications and agreements be in such form as approved by the Sullivan County Department of Law; and

**BE IT FURTHER RESOLVED**, that all commitments and agreements are contingent upon receiving the necessary State and Federal allocations.

Moved by \_\_\_\_\_,  
Seconded by \_\_\_\_\_,  
and adopted on motion \_\_\_\_\_, 2014.

**RESOLUTION NO. INTRODUCED BY EXECUTIVE COMMITTEE TO  
REAPPOINT MEMBERS TO THE SULLIVAN COUNTY SOIL AND WATER  
CONSERVATION DISTRICT BOARD OF DIRECTORS**

**WHEREAS**, the terms of Wilfred Hughson, Beverly Martin and John Gorzynski members of the Sullivan County Soil & Water Conservation District Board of Directors expire on December 31, 2014 and

**WHEREAS**, the vacancies have been posted over 30 days on the county website and all three individuals have expressed a desire via letters to be reappointed to the board.

**NOW, THEREFORE, BE IT RESOLVED**, that based on letters of their desire to continue to serve, Mr. Hughson, Ms. Martin and Mr. Gorzynski be and hereby are reappointed to the Sullivan County Soil and Water Conservation Board of Directors for a new three year term to expire on December 31, 2017.

**RESOLUTION NO. \_\_\_\_ INTRODUCED BY THE EXECUTIVE COMMITTEE TO  
APPOINT MR. PAUL GUENTHER TO THE BOARD OF THE SULLIVAN COUNTY  
DEVELOPMENT AGENCY**

**WHEREAS**, pursuant to Section 906 of New York's General Municipal Law, the County of Sullivan is authorized to have an Industrial Development Agency comprised of nine members appointed by the County Board of Legislators, and

**WHEREAS**, there is presently one vacancy on the Board of the Sullivan County Industrial Development Agency ("S.C.I.D.A.") which was created when Mr. Steve White became CEO of the Agency, and

**WHEREAS**, the remaining members of the Board of the S.C.I.D.A. unanimously recommend that the Sullivan County Legislature appoint Mr. Paul Guenther of Grahamsville, N.Y. to the aforesaid vacant position, and

**WHEREAS**, Mr. Guenther has had an illustrious career as president of the Wall Street firm Paine Webber, as Chairman of the Board of Trustees of Fordham University and Chairman of the Board of the New York Philharmonic at Lincoln Center and, most recently, as a Trustee of the Frost Valley Y.M.C.A. and member of the Frost Valley Hall of Fame, and

**WHEREAS**, having Mr. Guenther on the Board of the S.C.I.D.A. will enhance this vital economic development entity and will bring invaluable contacts, experience, drive and energy that will serve the Agency well.

**NOW THEREFORE BE IT RESOLVED THAT THE SULLIVAN COUNTY BOARD OF  
LEGISLATORS:**

Hereby appoints Mr. Paul Guenther of Grahamsville, N. Y. to the Board of the Sullivan County  
Industrial Development Agency, to serve out the unexpired term of Mr. Steve White.

**Moved by** \_\_\_\_\_,  
**Seconded by** \_\_\_\_\_,  
**and adopted on motion** \_\_\_\_\_, 2014.

**RESOLUTION NO. \_\_\_\_-14 INTRODUCED BY THE EXECUTIVE COMMITTEE  
AUTHORIZING A NEGATIVE DECLARATION FOR PURPOSES OF SEQRA**

**WHEREAS**, the Sullivan County Legislature wishes to adopt a Local Law to enable the County of Sullivan to enter into a thirty year lease of County land, and

**WHEREAS**, the proposed Local Law is subject to requirements of the State Environmental Quality Review Act (SEQRA) as defined in Title 6 NYCRR Section 617, and

**NOW, THEREFORE, BE IT RESOLVED**, that the Sullivan County Legislature hereby authorizes the issuance of a Negative Declaration in regard thereto.

Moved by \_\_\_\_\_,

Seconded by \_\_\_\_\_,

put to a vote and declared duly adopted on motion December \_\_\_\_\_, 2014.

**RESOLUTION NO. \_\_\_\_-14 INTRODUCED BY THE EXECUTIVE COMMITTEE  
AUTHORIZING THE WRITING OFF AND REMOVAL OF OLD AND / OR UNCOLLECTABLE  
DEBT FROM THE TREASURER'S HAULER ACCOUNT AGING REPORT**

**WHEREAS**, the Treasurer's Hauler Account Aging Report includes debt which is uncollectable and should be written off and removed from the monthly accounting, and

**WHEREAS**, the Division of Public Works Commissioner wishes to have those Hauler accounts written-off and removed.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sullivan County Legislature hereby authorizes the writing off and removal of uncollectable debt identified on the attachment hereto from the Treasurer's Hauler Account Aging Report.

Moved by \_\_\_\_\_,

Seconded by \_\_\_\_\_,

put to a vote and declared duly adopted on motion December \_\_\_\_\_, 2014.

**ATTACHMENT TO RESOLUTION NO. \_\_\_\_-14**

<b><u>Account</u></b>	<b><u>Customer</u></b>	<b><u>REPORTED BALANCE AS OF 12/10/14</u></b>
160	Brookside Homes, Inc.	\$2,590.00
198	Turicks, Inc.	\$25,000.92
211	ECG Creative Construction, Inc.	\$475.44
227	Forest / Miron	\$1,590.85
606	Liberty Scrap Metal	\$8,991.66
611	Tri-State Recycling Service	\$2,607.90
626	ADC Resources, Inc.	\$17,169.23

**RESOLUTION INTRODUCED BY EXECUTIVE COMMITTEE**

**RESOLUTION TO MODIFY RESOLUTION NO. 129-14 PRIME REHABILITATION SERVICES**

**WHEREAS**, Prime Rehabilitation Services, 1940 Commerce Street, Suite 210, Yorktown Heights, New York 10598, was awarded the contract for rehabilitation services for the Sullivan County Adult Care Center, and

**WHEREAS**, Resolution No. 129-14, adopted by the Sullivan County Legislature on March 20, 2014, shall be amended to reflect the following changes:

1. Due to the completion of the new Rehabilitation Unit for short term rehab patients, additional services are required and the total amount of the contract must be increased from, “an amount not to exceed \$375,000.00” to “an amount not to exceed \$425,000.00”, effective for the remainder of 2014 and,
2. This agreement shall be extended through December 31, 2015.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Manager be and hereby is authorized to execute a Modification Agreement with Prime Rehabilitation Services, for a total amount not to exceed \$425,000.00, in accordance with RFP, R-13-56, said contract modification to be in such form as the County Attorney shall approve.

**Moved by** \_\_\_\_\_,

**Seconded by** \_\_\_\_\_,

**and adopted on motion** \_\_\_\_\_, 2014.



**RESOLUTION NO. INTRODUCED BY THE EXECUTIVE COMMITTEE TO APPOINT MEMBERS TO THE CHARTER REVIEW COMMISSION**

**WHEREAS**, pursuant to Section 1.05 of the Charter of the County of Sullivan, the County Legislature has the authority to appoint qualified electors of Sullivan County to the Charter Review Commission in order to review the implementation of the Charter and propose amendments as required, and

**WHEREAS**, the following qualified electors, representing various segments of the community, have indicated their willingness to be members of the Charter Review Commission:

Paul Burckard  
James J. Hanson  
Nadia Rajsz  
Bill Liblick  
Bruce Ferguson  
Steve Altman  
Matthew Migliaccio  
Ken Walter  
Dave Forshay  
Larry Richardson  
Peg Harrison  
Ray Nargizian  
Sandra Johnson Fields

**WHEREAS**, in order to properly review the Charter, the members of the Charter Review Commission must be in attendance at its meetings, and

**WHEREAS**, the Charter Review Commission and the Sullivan County Legislature will meet in January, 2015 to discuss the expectations and deliverables of the Commission.

**NOW, THEREFORE BE IT RESOLVED**, that the individuals listed above are hereby appointed to the Charter Review Commission, and

**BE IT FURTHER RESOLVED**, that if a member misses three (3) consecutive meetings of the Charter Review Commission, they will be automatically dismissed, and

**BE IT FURTHER RESOLVED**, that if such dismissal occurs, the Legislature is authorized to make additional appointments to fill the vacancies as necessary.

Resolution No. \_\_\_\_\_

**RESOLUTION INTRODUCED BY EXECUTIVE COMMITTEE TO ADOPT A PUBLIC (WIRELESS)  
INTERNET ACCESS ACCEPTABLE USE POLICY**

**WHEREAS**, the County of Sullivan wishes to offer public wireless internet access for the benefit of its rehabilitation unit residents at the Adult Care Center; and

**WHEREAS**, providing said access will be a beneficial feature when marketing the County of Sullivan's facility to potential future residents; and

**WHEREAS**, as a municipality, the County of Sullivan has a management responsibility to establish an appropriate policy to administer use of the internet and online services it inherently provides to its residents at the Adult Care Center;

**NOW THEREFOR BE IT RESOLVED**, that the proposed written policy for County supplied public (wireless) internet access, attached hereto, be adopted and put into place.

**BE IT FURTHER RESOLVED**, said Public (Wireless) Internet Acceptable Use Policy shall be subject to review, amendments and revisions at the recommendation of management staff and discretion of the Sullivan County Legislature.

**Moved by** \_\_\_\_\_,

**Seconded by** \_\_\_\_\_,

**and adopted on motion** \_\_\_\_\_, 2014.



Policy ID: MIS2014-010.3

**Policy & Procedures**

**Sullivan County Public (Wireless)  
Internet Access Acceptable-Use Policy**

**Issued by:** Management Information Systems

**Adopted:** December 18, 2014

**Applies to:** All County of Sullivan supplied Public (Wireless) Internet Access Users

## **Purpose**

The County of Sullivan's (County) Department of Management Information Systems provides free (subject to change) internet access points or "hot spots" for the benefit of the Sullivan County Adult Care Center residents and their visitors who have their own devices capable of receiving wireless signals. This access will allow access to the internet from their device when within range of the access points at the Adult Care Center. County employees may not use this wireless internet service.

## **Acceptable Use**

As a municipality, the County has a management responsibility to establish an appropriate policy to administer use of the internet and online services it inherently provides to its residents at the Adult Care Center. It is within this context that the County offers access to the internet via wireless access points over a shared, established municipal business network.

All users are expected to use the wireless access in a legal and responsible manner. While using this wireless access, users should not violate federal, State of New York, or local laws, including those relating to:

- ❖ **The transmission or receiving of any pornographic or harmful material** – Accessing or displaying obscene language or sexually explicit graphics or materials is prohibited.
- ❖ **Fraud** – All users are prohibited from misrepresenting themselves as another user, attempting to modify or gain access to files, passwords, or data belonging to others, seeking authorized access to any computer system, or damaging or altering software components of any network or database.
- ❖ **Downloading copyrighted material** – US copyright law prohibits the unauthorized reproduction or distribution of copyrighted materials, except as permitted by the principles of "fair use." No user may copy or distribute electronic materials without the explicit permission of the copyright holder.
- ❖ **Protection of others** - The Internet contains information, both written and pictorial, that may be offensive or harmful to a user or to others. The County also does not supervise children's use of the Internet and such use is a parent/guardian's exclusive responsibility. The users of the County's wireless access release and hold harmless the County from any

and all liabilities associated with any child's exposure to any information, machine-readable file, picture or graphical representation encountered while using the County wireless network, or while in the presence of others using it.

- ❖ **Personal data storage** – Users create, store and use personal files/electronic documents at their own risk, whether created, accessed or stored locally or remotely. Users agree that the County is not responsible for the loss or damage to such local or remote personal electronic documents, the files or any type of media upon which they are stored. These conditions apply to all media that are brought in to access the County's wireless network.

By using the County's wireless access network the user acknowledges that he/she is subject to, and agrees to abide by, all laws, and all rules and regulations of the State of New York and the federal government that are applicable to Internet use.

## **Setup and Support**

If your laptop or other Wi-Fi device uses a removable wireless card, make sure it is installed according to the manufacturer's instructions. Depending on what type of Wi-Fi device you have, how recent it is, and how you have it configured, it may be able to connect to the Citizen Wi-Fi automatically. If it does not, use your device's Wi-Fi setup software to configure the following:

- Network Name (SSID): ACC\_Guest
- Network Mode: Infrastructure
- WEP: Disabled
- TCP/IP or Network Settings: DHCP enabled (sometimes called "Obtain IP address automatically")
- DNS: Automatic
- Gateway: Automatic

Your wireless setup software may not require all of the above. You are responsible for understanding how to configure your own wireless device. Because there are many different types of wireless devices requiring many different configuration methods, Sullivan County staff are not able to assist you with the configuration of your Wi-Fi device.

***COUNTY STAFF WILL NOT PROVIDE TECHNICAL ASSISTANCE.  
STAFF WILL NOT ASSIST IN MAKING CHANGES TO THE USER'S NETWORK  
SETTINGS OR PERFORM ANY TROUBLESHOOTING ON THE USER'S OWN DEVICES.***

## **Security Considerations**

There is no security provided by the County of Sullivan. Wireless access is by nature an insecure medium. The wireless access you are using is not secure. Any person within range of the access point can intercept the data in transit. Sullivan County does not recommend using this network for the transfer of sensitive data, such as credit card data or bank account data, even while using SSL encryption built into your browser. Sullivan County is not responsible for intercepted data or any consequences thereof.

Anyone using the wireless network provided by the County is forewarned that there can be no expectation of privacy when using the wireless network. Users assume all associated risks and agree to hold harmless the County and its employees for any personal information (i.e., credit card) that is compromised, or for any damage caused to user's hardware or software due to electric surges, security issues or consequences caused by viruses or hacking. All users of wireless access should have up-to-date virus protection on any and all of their personal devices. The County strongly suggests using a personal firewall.

## **Disclaimer**

The County is providing wireless connectivity in this facility as a public service and offers no guarantees or representations that use of the wireless connection is in anyway secure, or that any privacy can be protected when using this wireless connection. Use of this wireless connection is entirely at the risk of the user, and the County is not responsible for any loss of any information that may arise from the use of the wireless connection, nor is the County responsible for any loss, injury, or damages resulting from the use of the wireless connection.

## **Terms and Conditions of Use**

- ❖ You will need a notebook/laptop computer or other device equipped with a wireless card that supports one of the following Wi-Fi standards: IEEE 802.11b, g or n.
- ❖ The County assumes no responsibility for the safety of equipment. Users must keep their equipment with them at all times and may only use electrical outlets in their rooms or designated public areas.
- ❖ As a courtesy to others, please turn off sound or utilize headphones while in County facilities.
- ❖ **PLEASE NOTE:** Printing access is not available to the public via the wireless connection.
- ❖ **COUNTY STAFF WILL NOT PROVIDE TECHNICAL ASSISTANCE.** The County assumes no responsibility for laptop configurations, security or changes to data files resulting from connection to the County's wireless network and cannot guarantee that a user's hardware will work with the County's wireless connection.
- ❖ If a user has problems accessing the Internet over these connections, **STAFF WILL NOT ASSIST IN MAKING CHANGES TO THE USER'S NETWORK SETTINGS OR PERFORM ANY TROUBLESHOOTING ON THE USER'S OWN COMPUTER.** Users should refer to their owner's manuals or other support services offered by their device manufacturer.
- ❖ **ACCESS IS NOT GUARANTEED AND** the wireless access provided by the County is a courtesy.
- ❖ Wireless internet access is provided solely for the benefit of and uses by the residents of the Adult care Center and their guests.

- ❖ The County may monitor/track internet use to assure compliance with this Policy.
- ❖ The County reserves the right to terminate or deny access for violation(s) of the Policy.
- ❖ If the County believes a resident or his or her guest has violated the Policy the resident will be so advised before access is terminated and the resident will have the right to be heard as to whether he or she or his or her guests violated the Policy.

## Update Log

Date	Update Description
11/24/2014	DRAFT document issued for internal review (Policy ID: MIS2014-010.0).
12/06/2014	Changes to DRAFT made per County Attorney's Office feedback – strictly grammatical in nature.
12/08/2014	Added/edited setup connection details (Original draft TBD statements) in "Setup and Support" section.
12/09/2014	FINAL DRAFT issued for review, comment and consideration for adoption by the Legislature (Policy ID: MIS2014-010.1).
12/16/2014	FINAL MARKUP issued incorporating additional feedback for further review, comment and consideration by the Legislature (Policy ID: MIS2014-010.2).