



SULLIVAN COUNTY LEGISLATURE
Planning, Environmental Management and Real Property Committee
Thursday, May 9, 2013 ~ 11:30 AM

*Committee Members: Alan Sorensen (Chair); Cindy Kurpil Gieger (Vice Chair);
Kathy LaBuda; Cora Edwards; and Ira Steingart*

AGENDA

DISCUSSION:

- 1. Marketing of Trail Initiatives**
- 2. Steering Committee for Economic Development Master Plan**
- 3. RBOG Grant – Consolidated Transportation Plan: Potential Application (Due June 1, 2013)**
- 4. Apollo Plaza**

PRESENTATIONS: None

RESOLUTIONS:

COUNTY ATTORNEY - None

COUNTY TREASURER - None

PLANNING

- 1. To authorize a Public Hearing for the Inclusion of Additional Parcels into Agricultural District No. 4.**

REAL PROPERTY

- 2. To correct the 2011 Tax Roll of the Town of Fallsburg for Tax map #104.-1-4.2.**
- 3. To correct the 2012 Tax Roll of the Town of Fallsburg for Tax map #104.-1-4.2.**
- 4. To correct the 2013 Tax Roll of the Town of Fallsburg for Tax Map #104.-1-4.2.**

DEPARTMENT/PROGRAM UPDATES AND REPORTS:

County Attorney: - None
County Treasurer: - Update on Current Issues
Real Property: - Monthly Deed and Subdivision Report

DIVISION DISCUSSION ITEMS:

PUBLIC COMMENTS:

**COMBINED: LEGISLATIVE MEMORANDUM,
CERTIFICATE OF AVAILABILITY OF FUNDS
AND RESOLUTION COVER MEMO**

To: Sullivan County Legislature

Fr: Jill M. Weyer, Acting Planning Commissioner

Re: Request for Consideration of a Resolution: Ag District 30-Day - set public hearing

Date: 04/25/2013

Purpose of Resolution: [Provide a detailed statement of what the Resolution will accomplish, as well as a justification for approval by the Sullivan County Legislature.]

According to NYS Ag & Market law, Sullivan County is required to amend the Agricultural Districts on an annual basis. Prior to the authorization of inclusion of these parcels, a public hearing is required. Set public hearing for Thursday, June 20, 2013 at 1:50PM in the Legislative Hearing Room for the inclusion of parcels into Agricultural District #4.

Is subject of Resolution mandated? Explain:

Yes - required under Article 25-AA, Section 303-b of NYS Ag & Mkts Law

Does Resolution require expenditure of funds? Yes ___ No

If "Yes", provide the following information:

Amount to be authorized by Resolution: \$ _____

Are funds already budgeted? Yes ___ No ___

If "Yes" specify appropriation code(s): _____

If "No", specify proposed source of funds: _____

Estimated Cost Breakdown by Source:

County	\$ _____	Grant(s)	\$ _____
State	\$ _____	Other	\$ _____
Federal Government	\$ _____	(Specify)	_____

Verified by Budget Office: 

Does Resolution request Authority to Enter into a Contract? Yes ___ No

If "Yes", provide information requested on Pages 2 and 3.

Request for Authority to Enter into Contract with [_____] of
[_____]

Nature of Other Party to Contract: .

Other:

Duration of Contract: From _____ To _____

Is this a renewal of a prior Contract? Yes ___ No ___

If "Yes" provide the following information:

Dates of prior contract(s): From _____ To _____

Amount authorized by prior contract(s): _____

Resolutions authorizing prior contracts (Resolution #s): _____

Future Renewal Options if any:

Is Subject of Contract – i.e. – the goods and/or services Mandated? Yes ___ No ___

If "Yes" cite the mandate's source; describe how this contract satisfies the requirements:

If "No" provide other justification for County to enter into this Contract: [County does not have resources in-house, best source of the subject materials, required by grant, etc.]:

Total Contract Cost for [year or contract period]: (If specific sum is not known state maximum potential cost): _____

Efforts made to find Less Costly alternative:

Efforts made to share costs with another agency or governmental entity:

Specify Compliance with Procurement Procedures (Bid, Request for Proposal, Quote, etc.)

N/A / kj

Person(s) responsible for monitoring contract (Title): _____

Pre-Legislative Approvals:

A. Director of Purchasing: Kathy Jones Date 5/2/13

B. Management and Budget: Janet Myer Date 5/2/13

C. Law Department: Thomas J. Copley Date 5/2/13

D. County Manager: John Board Date 5/2/13

E. Other as Required: _____ Date _____

Vetted in PEMRP Committee on 05/09/2013

**RESOLUTION NO. ____ -13 INTRODUCED BY PLANNING, ENVIRONMENTAL
MANAGEMENT AND REAL PROPERTY COMMITTEE TO AUTHORIZE A PUBLIC
HEARING FOR THE INCLUSION OF ADDITIONAL PARCELS INTO
AGRICULTURAL DISTRICT NO. 4.**

WHEREAS, the Sullivan County Legislature has the authority under Article 25-AA, Section 303-b of New York State Agriculture and Markets Law to amend the Sullivan County Agricultural Districts on a yearly basis; and

WHEREAS, the Sullivan County Agricultural & Farmland Protection Board has recommended that the Legislature amend Sullivan County Agricultural District No. 4 to include additional parcels as listed in Schedule A attached hereto and made a part hereof; and

WHEREAS, prior to authorizing the inclusion of additional parcels into an Agricultural District it is necessary to conduct a public hearing.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature does hereby authorize holding a public hearing on Thursday, June 20, 2013 at 1:40 pm in the Legislative Hearing Room of the Sullivan County Government Center, 100 North Street, Monticello, New York regarding the inclusion of the parcels listed on Schedule A into Agricultural District No. 4; and

BE IT FURTHER RESOLVED, that the Clerk to the Legislature is hereby authorized and directed to publish a notice of such public hearing in the official newspapers of the County and to provide such notice in writing directly to those municipalities whose territory encompasses the lands which are proposed to be included in Agricultural District No. 4 and to the Commissioner of Agriculture and Markets.

**COUNTY OF SULLIVAN
NOTICE OF PUBLIC HEARING**

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Sullivan County Legislature on Thursday, June 20, 2013 at 1:40 pm in the Legislative Hearing Room of the Sullivan County Government Center, Monticello, New York to consider the recommendations of the Agricultural and Farmland Protection Board and the County Planning Commissioner to modify the Agricultural District No. 4 to add parcels as contained on the Sullivan County Tax Maps on May 1, 2013 and designated as follows:

Town of Highland	10.-1-47.1
Town of Highland	10.-1-47.2
Town of Mamakating	21.-1-32.3
Town of Mamakating	21.-1-32.4

SCHEDULE A

Town of Highland	10.-1-47.1
Town of Highland	10.-1-47.2
Town of Mamakating	21.-1-32.3
Town of Mamakating	21.-1-32.4

As portrayed on the Sullivan County Tax Maps on May 1, 2013.

**COMBINED: LEGISLATIVE MEMORANDUM,
CERTIFICATE OF AVAILABILITY OF FUNDS
AND RESOLUTION COVER MEMO**

To: Sullivan County Legislature
Fr: Lynda G. Levine, Director of Real Property Tax Services
Re: Request for Consideration of a Resolution:
Date: April 30, 2013

Purpose of Resolution: [Provide a detailed statement of what the Resolution will accomplish, as well as a justification for approval by the Sullivan County Legislature.]

This a Resolution to approve a correct of the 2011 tax rolls for town and county purposes pursuant to section 556 of the Real Property Tax Law that was caused by an incorrect acreage on the assessment rolls that has been corrected as a result of a survey of the property by a licensed surveyor.

Is subject of Resolution mandated? Explain:

This resolution is mandated by Section 556 of the Real Property Tax Law

Does Resolution require expenditure of funds? Yes No

If "Yes", provide the following information:

Amount to be authorized by Resolution: \$ 84.70

Are funds already budgeted? Yes No

If "Yes" specify appropriation code(s): A1989-99-47-4931

If "No", specify proposed source of funds: _____

Estimated Cost Breakdown by Source:

County	\$ <u>49.15</u>	Grant(s)	\$ _____
State	\$ _____	Other	\$ <u>35.55</u>
Federal Government	\$ _____	(Specify)	_____

Verified by Budget Office: Janet M. Y...

Does Resolution request Authority to Enter into a Contract? Yes No

If "Yes", provide information requested on Pages 2 and 3.

Specify Compliance with Procurement Procedures (Bid, Request for Proposal, Quote, etc.)

N/A / N/A

Person(s) responsible for monitoring contract (Title): _____

Pre-Legislative Approvals:

A. Director of Purchasing: Jenny Jones Date 5/3/13

B. Management and Budget: Jenny Jones Date 5/1/13

C. Law Department: _____ Date _____

D. County Manager: John Bond Date 5/3/13

E. Other as Required: _____ Date _____

Vetted in PEMRP Committee on 5/9/13

**RESOLUTION INTRODUCED BY PLANNING, ENVIRONMENTAL
MANAGEMENT AND REAL PROPERTY COMMITTEE TO
CORRECT THE 2011 TAX ROLL OF THE TOWN OF FALLSBURG
FOR TAX MAP #104.-1-4.2**

WHEREAS, an application dated April 4, 2013 having been filed by Yeshiva Zichron Zvi, Inc. with respect to property assessed to said applicant on the 2011 tax roll of the Town of Fallsburg Tax Map #104.-1-4.2 pursuant to Section 556 of the Real Property Tax Law, to correct an error in essential fact on said tax roll resulting from the incorrect acreage on the assessment roll which was corrected as a result of a survey; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated April 30, 2013 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** _____, 2013.

COMBINED: LEGISLATIVE MEMORANDUM,
CERTIFICATE OF AVAILABILITY OF FUNDS
AND RESOLUTION COVER MEMO

To: Sullivan County Legislature
Fr: Lynda G. Levine, Director of Real Property Tax Services
Re: Request for Consideration of a Resolution:
Date: April 30, 2013

Purpose of Resolution: [Provide a detailed statement of what the Resolution will accomplish, as well as a justification for approval by the Sullivan County Legislature.]

This a Resolution to approve a correct of the 2012 tax rolls for town and county purposes pursuant to section 556 of the Real Property Tax Law that was caused by an incorrect acreage on the assessment rolls that has been corrected as a result of a survey of the property by a licensed surveyor.

Is subject of Resolution mandated? Explain:

This resolution is mandated by Section 556 of the Real Property Tax Law

Does Resolution require expenditure of funds? Yes No

If "Yes", provide the following information:

Amount to be authorized by Resolution: \$ 84.69

Are funds already budgeted? Yes No

If "Yes" specify appropriation code(s): A1989-99-47-4731

If "No", specify proposed source of funds: _____

Estimated Cost Breakdown by Source:

County	\$ <u>48.38</u>	Grant(s)	\$ _____
State	\$ _____	Other	\$ <u>36.31</u>
Federal Government	\$ _____	(Specify)	_____

Verified by Budget Office: Janet Mylon

Does Resolution request Authority to Enter into a Contract? Yes _____ No

If "Yes", provide information requested on Pages 2 and 3.

Specify Compliance with Procurement Procedures (Bid, Request for Proposal, Quote, etc.)

N/A/KJ.

Person(s) responsible for monitoring contract (Title): _____

Pre-Legislative Approvals:

A. Director of Purchasing: *Janet Jones* Date 5/3/13

B. Management and Budget: *Janet Jones* Date 5/1/13

C. Law Department: _____ Date _____

D. County Manager: *John Roberts* Date 5/3/13

E. Other as Required: _____ Date _____

Vetted in PEMRP Committee on 5/1/13

**RESOLUTION INTRODUCED BY PLANNING, ENVIRONMENTAL
MANAGEMENT AND REAL PROPERTY COMMITTEE TO
CORRECT THE 2012 TAX ROLL OF THE TOWN OF FALLSBURG
FOR TAX MAP #104.-1-4.2**

WHEREAS, an application dated April 4, 2013 having been filed by Yeshiva Zichron Zvi, Inc. with respect to property assessed to said applicant on the 2012 tax roll of the Town of Fallsburg Tax Map #104.-1-4.2 pursuant to Section 556 of the Real Property Tax Law, to correct an error in essential fact on said tax roll resulting from the incorrect acreage on the assessment roll which was corrected as a result of a survey; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated April 30, 2013 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 _____, 2013.

**COMBINED: LEGISLATIVE MEMORANDUM,
CERTIFICATE OF AVAILABILITY OF FUNDS
AND RESOLUTION COVER MEMO**

To: Sullivan County Legislature
Fr: Lynda G. Levine, Director of Real Property Tax Services
Re: Request for Consideration of a Resolution:
Date: April 30, 2013

Purpose of Resolution: [Provide a detailed statement of what the Resolution will accomplish, as well as a justification for approval by the Sullivan County Legislature.]

This a Resolution to approve a correct of the 2013 tax rolls for town and county purposes pursuant to section 556 of the Real Property Tax Law that was caused by an incorrect acreage on the assessment rolls that has been corrected as a result of a survey of the property by a licensed surveyor.

Is subject of Resolution mandated? Explain:

This resolution is mandated by Section 556 of the Real Property Tax Law

Does Resolution require expenditure of funds? Yes No

If "Yes", provide the following information:

Amount to be authorized by Resolution: \$ 87.18

Are funds already budgeted? Yes No

If "Yes" specify appropriation code(s): A1989-99-47-4731

If "No", specify proposed source of funds: _____

Estimated Cost Breakdown by Source:

County	\$ <u>50.19</u>	Grant(s)	\$ _____
State	\$ _____	Other	\$ <u>36.99</u>
Federal Government	\$ _____	(Specify)	_____

Verified by Budget Office: Janet Myer

Does Resolution request Authority to Enter into a Contract? Yes No

If "Yes", provide information requested on Pages 2 and 3.

Specify Compliance with Procurement Procedures (Bid, Request for Proposal, Quote, etc.)

N/A & f.

Person(s) responsible for monitoring contract (Title): _____

Pre-Legislative Approvals:

A. Director of Purchasing: Kathy Jones Date 5/1/13

B. Management and Budget: Janet Myer Date 5/1/13

C. Law Department: _____ Date _____

D. County Manager: John Staud Date 5/3/13

E. Other as Required: _____ Date _____

Vetted in P&M RP Committee on 5/9/13

**RESOLUTION INTRODUCED BY PLANNING, ENVIRONMENTAL
MANAGEMENT AND REAL PROPERTY COMMITTEE TO
CORRECT THE 2013 TAX ROLL OF THE TOWN OF FALLSBURG
FOR TAX MAP #104.-1-4.2**

WHEREAS, an application dated April 4, 2013 having been filed by Yeshiva Zichron Zvi, Inc. with respect to property assessed to said applicant on the 2013 tax roll of the Town of Fallsburg Tax Map #104.-1-4.2 pursuant to Section 556 of the Real Property Tax Law, to correct an error in essential fact on said tax roll resulting from the incorrect acreage on the assessment roll which was corrected as a result of a survey; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated April 30, 2013 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** _____, 2013.

S.C.R.P.T.S. DEED/SUBDIVISION REPORT

MONTH OF April 2013			DEEDS		SUBDIVISION LOTS		
SUBDIVISION LOTS	DEEDS	TOWN	MONTH	2012	2013	2012	2013
2	16	BETHEL	JANUARY	220	259	6	0
	8	CALLICOON	FEBRUARY	195	231	4	3
2	2	COCHECTON	MARCH	179	171	16	6
	6	DELAWARE	APRIL	181	164	8	6
2	20	FALLSBURG	MAY				
	5	FORESTBURGH	JUNE				
	9	FREMONT	JULY				
	5	HIGHLAND	AUGUST				
	20	LIBERTY	SEPTEMBER				
	2	LUMBERLAND	OCTOBER				
	28	MAMAKATING	NOVEMBER				
	4	NEVERSINK	DECEMBER				
	6	ROCKLAND	TOTAL	775	825	34	15
	28	THOMPSON					
	5	TUSTEN					
6	164						
825 NEW DEEDS RECEIVED IN 2013							
15 NEW SUBDIVISION LOTS FILED IN 2013							

This report reflects the number of deeds received from the County Clerks office for April 2013.

0 County Auction Deeds were included in the total number of deeds recorded for the month of April 2013

0 units of the 6 Subdivision lots total for April 2013 were Condos.