

**REORGANIZATIONAL MEETING OF THE
SULLIVAN COUNTY LEGISLATURE**

January 5, 2010 at 9:00AM

The Reorganizational Meeting of the County Legislature was called to order by Chairman Rouis at 9:11 AM, with the Pledge of Allegiance.

Roll Call indicated all Legislators present.

The Clerk read the notice of meeting which read as follows:

The Sullivan County Legislature will meet and re-organize on **Tuesday, January 5, 2010 at 9:00AM** in the Legislative Chambers of the Sullivan County Government Center, 100 North Street, Monticello, New York 12701.

The January 2010 Meeting Schedule will be as follows:

Thursday, January 7, 2010

9:15AM Planning, Environmental Management and Real Property
10:30AM Personnel Committee,
11:00AM Health and Family Services Committee
1:00PM Public Safety Committee
1:30PM Sustainability Policy Committee

Thursday, January 14, 2010

9:15AM Community and Economic Development Committee
10:30AM Public Works Committee
11:30AM Government Services Committee
1:30PM Management and Budget Committee
2:00PM Executive Committee

Thursday, January 21, 2010 –

2:00PM Regular Monthly Legislative Meeting.

Mr. Rouis called for nominations for the Chairman. Mr. Rouis then recognized Mr. Wood. Mr. Wood nominated Jonathan Rouis, seconded by Mrs. Binder seconded the nomination. Mr. Rouis then asked if there were any other nominations. Mr. Armstrong nominated Mr. Hiatt, seconded by Mrs. LaBuda. Mrs. Binder moved that the nominations be closed seconded by Mr. Wood. There being no other nominations, the nomination for Mr. Rouis was put to a vote and carried with Mrs. LaBuda, Mr. Armstrong, Mr. Hiatt and Mr. Sorensen opposed.

Jonathan F. Rouis was declared **Chairman** of the County Legislature.

Chairman Rouis proceeded to call for nominations for Vice Chairman of the Legislature as follows:

Vice Chairman of the Legislature:

Chairman Rouis nominated **Elwin Wood**, seconded by Mrs. Goodman, seconded the nomination and moved that the nominations be closed, seconded by Mrs. Binder. The nomination of Mr. Wood as Vice Chairman was put to a vote and carried unanimously.

**RESOLUTION NO. 1-10 INTRODUCED BY KATHLEEN LABUDA, CHAIRMAN
OF THE PUBLIC WORKS COMMITTEE TO AUTHORIZE THE COUNTY
MANGER TO EXECUTE AN ADDENDUM TO THE CONTRACT WITH IESI
RELATED TO THE SOLID WASTE SYSTEM FOR THE INSTALLATION AND
LEASE OF A SCALE FOR THE MAMKATING TRANSFER/CONVENIENCE
STATION**

WHEREAS, the County has executed a contract for Solid Waste Management System services with IESI, and

WHEREAS, the County has a need for a scale to be installed and utilized at the Mamakating Transfer/Convenience Station to assist with compliance with NYSDEC regulations, sound Solid Waste management practices, and accounting and auditing needs, and

WHEREAS, the County Attorney has opined that it is appropriate and in compliance with the New York State Procurement Law that the County recommended that the County lease a scale from its contractor, IESI, as an addendum to their agreement for Solid Waste System services, and

WHEREAS, the Commissioner of the Division of Public Works has recommended that the County lease a scale from IESI, as their quoted price is comparable to market rates for such equipment, and

WHEREAS, the County Manager concurs with the recommendation of the Commissioner of the Division of Public Works, and the Deputy County Manager/Commissioner of the Division of Management and Budget has issued a Certificate of Availability of Funds (CAF), and

WHEREAS, it is in the best interest of the County to authorize the County Manager to execute an addendum to the contract with IESI, for the lease of a scale to be located at the Mamakating Transfer/Convenience Station.

NOW, THEREFORE, BE IT RESOLVED that the Sullivan County Legislature hereby authorizes the County Manager to execute an addendum to the contract with IESI for the lease of a scale at the Mamakating Transfer/Convenience Station in an amount up to \$4,000 for installation, and \$3,500 per month for the period that the County deems necessary to utilize a scale at the Mamakating Station.

Moved by Mrs. Binder, seconded by Mrs. LaBuda, put to a vote and unanimously carried and declared duly adopted on motion January 5, 2010.

RESOLUTION NO. 2-10 INTRODUCED BY DAVID A. SAGER, CHAIRMAN OF THE PERSONNEL COMMITTEE, TO CREATE A TEMPORARY POSITION IN THE PURCHASING DEPARTMENT

WHEREAS, the Purchasing Training and Data Management Specialist, position #2676 will be vacant effective January 8, 2010, and

WHEREAS, the Director of the Purchasing Department wishes to appoint the incumbent in position #2549 Applications/Web/Network Training Coordinator that was abolished with the adoption of the 2010 Sullivan County budget to a Temporary Purchasing Training and Data Management Specialist position effective January 1, 2010, and

WHEREAS, the Director of the Purchasing Department wishes to appoint the incumbent in position #2549 Applications/Web/Network Training Coordinator to the vacant Purchasing Training and Data Management Specialist, position #2676 effective January 8, 2010, and

WHEREAS, the creation of this Temporary Purchasing Training and Data Management Specialist position, effective January 1, 2010 will provide for a seamless transition of duties, and assist the Purchasing Department with their responsibilities, and

WHEREAS, the temporary Purchasing Training and Data Management Specialist will be employed effective January 1, 2010 until the appointment to the Purchasing Training and Data Management Specialist, position #2676 that will be vacant effective January 8, 2010, but said temporary position shall not exceed ninety (90) days,

WHEREAS, the temporary Purchasing Training and Data Management Specialist shall be abolished upon the appointment of incumbent to the Purchasing Training and Data Management Specialist, position #2676.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby authorizes the creation of a temporary Purchasing Training and Data Management Specialist for the temporary staffing needs in the Purchasing Department to provide for a

seamless transition of duties, and assist the Purchasing Department with their responsibilities, and

BE IT FURTHER RESOLVED that the incumbent in position #2549 Applications/Web/Network Training Coordinator, employed full-time as a Sullivan County employee that would otherwise be separated from employment as part of the adopted 2010 budget, shall continue to enjoy uninterrupted health benefits and accruals, subject to the appointment by the Director of the Purchasing Department to the temporary Purchasing Training and Data Management Specialist, effective January 1, 2010, and

BE IT FURTHER RESOLVED that the temporary Purchasing Training and Data Management Specialist shall be abolished upon the appointment of incumbent to the Purchasing Training and Data Management Specialist, position #2676.

Moved by Mrs. Binder, seconded by Mr. Sager, put to a vote and unanimously carried and declared duly adopted on motion January 5, 2010.

RESOLUTION NO. 3-10 INTRODUCED BY TO AMEND THE COUNTY'S EMPLOYEE HANDBOOK THAT WAS ADOPTED BY RESOLUTION NO. 409-07 ON SEPTEMBER 27, 2007

WHEREAS, the County maintains and issues an employee handbook to employees, and

WHEREAS, the employee handbook has been updated periodically from time to time, and

WHEREAS, the County is required under federal regulations to include in the employee handbook a section discussing the County's Corporate Compliance and False Claims Act in accordance with 42 USC § 1396a(a)(68) and the New York State Office of the Medicaid Inspector General, attached hereto as Schedule "A" Fact Sheet #31, and

WHEREAS, the County Legislature adopted the Sullivan County Whistle Blower Policy through resolution #447-09, attached hereto as Schedule "B" Fact Sheet #32, and

WHEREAS, the attached Fact Sheet #31 and Fact Sheet #32 are hereby made a part of the Sullivan County Employee Handbook that was last updated by adoption of resolution # 409-07, and adopted on September 27, 2007.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby amends the employee handbook, and that the attached Fact Sheet #31, attached hereto as Schedule "A", and Fact Sheet #32, attached hereto as Schedule "B" are hereby made a part of the Sullivan County Employee Handbook that was last updated by adoption of resolution # 409-07, and adopted on September 27, 2007, and

BE IT FURTHER RESOLVED, that Fact Sheet #31 is hereby retroactively effective to the date that same was inserted in the policies of the Sullivan County Adult Care Center, Sullivan County Department of Public Health Services, Sullivan County Department of Community Services, and the Sullivan County Department of Family Services in accordance with 42 USC § 1396a (a) (68) and the New York State Office of the Medicaid Inspector General, and

BE IT FURTHER RESOLVED, that Fact Sheet # 32 is hereby retroactively effective to the date that resolution #447-09 was adopted by the Sullivan County Legislature, November 19, 2009, and

BE IT FURTHER RESOLVED, that the County Manager shall cause Fact Sheet #31 and Fact Sheet #32 to be inserted in the Sullivan County Employee Handbook, and made available on the Sullivan County Portal for authorized users.

Moved by Mrs. LaBuda, seconded by Mr. Sager, put to a vote and unanimously carried and declared duly adopted on motion January 5, 2010.

Mrs. Binder clarified that this deals with employees, everything else deals with Ethics. Manager Fanslau added this also applies to our agents and contractors. There was a notice developed by the County Attorney in a letter that was sent out---Mrs. Binder stated someone asked her if it applied to everyone that we did business with so she wanted that clarification. Manager Fanslau stated the False Claims Act does and there was a notice sent to them. So, essentially what is Fact Sheet #32 minus that it is part of the Employee Handbook is something that would apply to all the agencies and contractors that receive any Medicaid funding through the county. Mrs. Binder stated thank you.

Upon motion by Mr. Sorensen, seconded by Mrs. Binder, the Legislature adjourned their first meeting of the year at 9:17AM, subject to the call of the Chairman.

ANNMARIE MARTIN, Clerk to the Legislature