

**Special Meeting
Sullivan County Legislature
April 22, 2010 at 1:25PM**

The Special Meeting of the County Legislature was called to order by Chairman Rouis at 1:27PM, with the Pledge of Allegiance.

Roll Call indicated Mr. Armstrong not present.

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

A Special Meeting of the County Legislature has been called for **Thursday, April 22, 2010 at 1:25PM** in the Legislative Chambers of the County Government Center, Monticello, N.Y. The purpose of the meeting is to set a public hearing for a proposed local law amending the dates regarding the mortgage tax and to authorize CDBG grant applications to fund renovations in hamlet locations.

RESOLUTION NO. 203-10 INTRODUCED BY JONATHAN F. ROUIS, CHAIRMAN OF THE LEGISLATURE TO AUTHORIZE A PUBLIC HEARING FOR THE ADOPTION OF A PROPOSED LOCAL LAW TO EXTEND THE IMPOSITION OF AN ADDITIONAL MORTGAGE RECORDING TAX IN THE COUNTY OF SULLIVAN.

WHEREAS, on May 23, 2007, the Sullivan County Legislature adopted Local Law No. 4-2007, to impose a Mortgage Recording Tax which is due to expire pursuant to statute on or about April 30, 2010, and

WHEREAS, it is the intention of the Sullivan County Legislature to extend the provisions of the Sullivan County Mortgage Recording Tax for an additional three years to coincide with the applicable sales tax periods, and

WHEREAS, Section 253-j of the Tax Law of the State of New York authorizes the County of Sullivan to enact a local law to continue the imposition of an additional mortgage recording tax upon the expiration of Local Law No. 4-2007.

NOW, THEREFORE, BE IT RESOLVED, that a public hearing be held on said proposed local law by the Sullivan County Legislature on April 29, 2010 at 1:50PM, in the Legislative Hearing Room, County Government Center, Monticello, New York, and at least five (5) days notice of public hearing be given by the Clerk of the Sullivan County Legislature by due posting thereof on the bulletin board of the County of Sullivan and by publishing such notice at least once in the official newspapers of the County.

Moved by Mrs. Goodman, seconded by Mr. Sager, put to a vote with Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion** April 22, 2010.

**COUNTY OF SULLIVAN
NOTICE OF PUBLIC HEARING**

NOTICE IS HEREBY GIVEN that at a meeting of the Legislature of the County of Sullivan, New York, held on April 15, 2010, a proposed Local Law entitled "A Local Law Amending Local Law No. 4 of 2007 Imposing a Mortgage Recording Tax" was discussed.

The purpose of this proposed Local Law is that Local Law No. 4 of 2007, which had imposed, in Sullivan County a tax of \$0.25 for each \$100.00 of real property secured by a mortgage, is due to expire on or about April 30, 2010, and it is the intention of the Legislature to extend the terms of Local Law No. 4 of 2007, until April 30, 2013, by enacting the proposed Local Law effective May 1, 2010, to coincide with the applicable sales tax periods and ensure that there is non-interrupted and continuing imposition of the mortgage recording tax.

NOTICE IS FURTHER GIVEN that the Legislature of the County of Sullivan will conduct a public hearing on the aforesaid proposed Local Law at the Legislature's Hearing Room, County Government Center, Monticello, New York, 12701, on April 29, 2010 at 1:50PM , at which time all persons interested will be heard.

DATED: April 15, 2010

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

Mrs. Binder moved to untable, seconded by Mrs. Goodman, put to a vote and carried 8-0.

At this point Mr. Armstrong joined the meeting.

Chairman Rouis stated we need to amend the resolution which is in front of you. It is adding paragraphs a and b on page 1 and page 2.

RESOLUTION NO. 204-10 INTRODUCED BY THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE AUTHORIZES PREPARATION OF GRANT APPLICATIONS UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM AND THE NEW YORK MAIN STREET PROGRAM TO FUND BUILDING RENOVATIONS, STREETSCAPE IMPROVEMENTS, INFRASTRUCTURE UPGRADES, HOUSING AND SMALL BUSINESS DEVELOPMENT IN HAMLET LOCATIONS.

WHEREAS, the New York State Housing Trust Fund Corporation's Office of Community Renewal (OCR) provides funding through its New York Main Street Program and its Community Development Block Grant programs for downtown "Main Street" revitalization of mixed-use commercial and residential buildings, public infrastructure improvements, housing and local economic development; and

WHEREAS, a stated goal of the County's community and economic development goals is to help towns, villages and hamlets with downtown/Main Street revitalization and other means of community and economic development by providing technical assistance and seeking financial assistance from state and federal programs; and

WHEREAS, OCR has issued a Notice of Funding Availability for its 2010 Community Block Grant Programs and New York Main Street Program; and

WHEREAS, Sullivan County's 2009 Community and Economic Development Charrette and the 2008 Local Waterfront Revitalization Program both recognized the importance of continued and improved economic growth and viability for the communities in the Upper Delaware River corridor; and

WHEREAS, the Division of Planning and Environmental Management seeks to submit grant applications under these programs to provide funding for commercial building renovations, housing and public infrastructure upgrades in Main Street/Hamlet locations, focusing in the Upper Delaware River Corridor but potentially in other communities as well; and

WHEREAS, as part of the grant application and certifications the County must adopt and enforce the following policies:

- a. Expressly prohibiting the use of excessive force by law enforcement agencies within the County's jurisdiction against any individuals engaged in nonviolent civil rights demonstrations; and
- b. Enforcing all applicable State and local laws which prohibit physically barring entrance to or exit from a facility or location which is the subject of such nonviolent civil rights demonstrations within its jurisdictions.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Division of Planning and Environmental Management is authorized to prepare grant applications for funding under the New York Main Street and CDBG Programs for the purposes detailed above; and

BE IT FURTHER RESOLVED, the Chairman of the Legislature shall be authorized to sign said grant application and certifications on behalf of the County in such form approved by the County Attorney; and

BE IT FURTHER RESOLVED, that, the County Manager is hereby authorized to execute a Memorandum of Understanding (MOU) between the County and each impacted Town, as required by OCR in order to be eligible for the grant, outlining duties and responsibilities under the New York Main Street and CDBG Programs for the purposes detailed above in such form as the County Attorney shall approve; and

BE IT FURTHER RESOLVED, that, if awarded, the Chairman of the Legislature is hereby authorized to execute any and all necessary documents to accept the grant funds, in such form as the County Attorney shall approve; and

BE IT FURTHER RESOLVED, that if funding is made available, the Division of Planning shall administer the funds and the grant program with technical support from the Department of Grants Administration; and

BE IT FURTHER RESOLVED, that should the funding be terminated, the County shall not be obligated to continue any action undertaken or contemplated to be undertaken for the use of this funding; and

BE IT FURTHER RESOLVED, that the Sullivan County Legislature on behalf of the County of Sullivan adopts and directs the enforcement of the following policies:

- a. The use of excessive force by law enforcement agencies within the County's jurisdiction against any individuals engaged in nonviolent civil rights demonstrations is hereby prohibited; and
- b. All applicable State and local laws which prohibit physically barring entrance to or exit from a facility or location which is the subject of such nonviolent civil rights demonstrations within its jurisdictions shall be enforced.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried as amended and declared duly adopted on motion April 22, 2010.

Upon motion by Mrs. Goodman, seconded by Mr. Hiatt, the Legislature adjourned the special meeting at 1:29PM, subject to the call of the Chairman.


ANNMARIE MARTIN, Clerk to the Legislature