

**Special Meeting  
Sullivan County Legislature  
April 15, 2010 at 11:25AM**

The Special Meeting of the County Legislature was called to order by Chairman Rouis at 11:25AM, with the Pledge of Allegiance.

Roll Call indicated all legislators 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 15, 2010 at 11:25AM** in the Legislative Chambers of the County Government Center, Monticello, N.Y. The purpose of the meeting is to enact a local law extending the mortgage tax.

**RESOLUTION NO. 202-10 INTRODUCED BY JONATHAN F. ROUIS, CHAIRMAN OF THE LEGISLATURE, TO ENACT A LOCAL LAW NO. 1 OF 2010.**

**WHEREAS**, proposed Local Law entitled "A Local Law to Amend Local Law No. 4 of 2007 (Part 9 of Chapter 182 of the Sullivan County Code) Imposing a Mortgage Recording Tax", was presented to the Sullivan County Legislature at a meeting held on April 15, 2010 at the County Government Center, Monticello, New York, to consider said proposed local law and notice of public hearing having been duly published and posted as required by law, and said public hearing having been held and all persons appearing at said public hearing deemed to be heard, and

**WHEREAS**, when enacted this proposed Local Law shall be Local Law No. 1 of 2010.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sullivan County Legislature does hereby enact and adopt Local Law No. 1 of the year 2010, County of Sullivan, State of New York, which local law is annexed hereto and made a part hereof.

**Moved by Mrs. Binder, seconded by Mr. Wood**, put to a roll call vote, unanimously carried and **declared duly adopted on motion** April 15, 2010.

A Local Law to Amend Local Law No. 4-2007 (Part 9 of Chapter 182 of the Sullivan County Code) Imposing a Mortgage Recording Tax.

Section 1: Purpose: To amend Local Law No. 4-2007 (Part 9 of Chapter 182 of the Sullivan County Code) which imposed a Mortgage Recording Tax in the County of Sullivan. Local Law No. 4-2007 is set to expire on August 31, 2010 and it is the intention of the Sullivan County Legislature to extend the Local Law No. 4-2007 for three additional years.

Section 2: Section 182-77 of Part 9 of Chapter 182 of the Sullivan County Code shall be amended by deleting the language "September 1, 2007" both times it appears and inserting the language "September 1, 2010" in both places and by deleting the language "August 31, 2010" and inserting the language "August 31, 2013."

Section 3: Section 182-83 of Part 9 of Chapter 182 of the Sullivan County Code shall be amended by deleting the language "September 1, 2007" and inserting the language "September 1, 2010".

Section 4: Effective Date  
This Local Law shall take effect September 1, 2010. A certified copy of this Local Law shall be mailed by certified mail to the Commissioner of Taxation and

Finance at the Commissioner's Office in Albany. Certified copies of this Local Law shall be filed with the Sullivan County Clerk, the Secretary of State and the State Comptroller within five days after this Local Law is enacted.

Upon motion by Mrs. Binder, seconded by Mr. Armstrong, the Legislature adjourned the special meeting at 11:26AM, subject to the call of the Chairman.

ANNMARIE MARTIN, Clerk to the Legislature

**May 2010**  
**Modifications to 2010 Sullivan County Budget**

Page	Department	Account Code	Account Description	Revenue Increase	Revenue Decrease	Appropriation Increase	Appropriation Decrease
33	County Clerk - Main Unit	A-1410-10-R3060-R239	ST AID RECORD MANAGMNT MAIN	27,178			
35	Sheriff - Patrol	A-3110-29-R3389-R167	ST AID PUBLIC SAFETY DEPARTMENTAL AID	5,500			
46	CWD	A-6293-R4791-R172	FED AID WIA DISABILITY PROGRM NAVIGATOR	18,750			
54	Legislature	A-1010-41-4102	AUTO/TRAVEL LODGING				94
54	Legislature	A-1010-41-4103	AUTO/TRAVEL MEALS			94	
71	Payroll	A-1343-41-4103	AUTO/TRAVEL MEALS				6
71	Payroll	A-1343-41-4104	AUTO/TRAVEL MILEAGE/TOLLS			6	
75	County Clerk - Main Unit	A-1410-10-41-4104	AUTO/TRAVEL MILEAGE/TOLLS			15	
75	County Clerk - Main Unit	A-1410-10-41-4108	AUTO/TRAVEL OTHER				15
75	County Clerk - Main Unit	A-1410-10-47-4746	DEPT RECORDS MANAGEMENT			27,178	
78	County Attorney	A-1420-41-4102	AUTO/TRAVEL LODGING				80
78	County Attorney	A-1420-41-4105	AUTO/TRAVEL REGISTRATION FEES			80	
78	County Attorney	A-1420-46-4614	MISC SERV/EXP LABOR ARBITRATION			3,730	
81	Bd. of Elections	A-1450-20-2001	TRACKED EQUIP FURNITURE			465	
81	Bd. of Elections	A-1450-45-4504	SPEC DEPT SUPPLY ELECTION				465
86	DPW - Bus Garage	A-1620-197-47-4717	DEPT BLDG/PROP REPAIRS				212
86	DPW - Bus Garage	A-1620-197-47-4779	DEPT BLDG/PROP MAINTNCE SERVICES			212	
90	DPW - Liberty Campus	A-1620-22-44-4402	UTILITY FUEL OIL				2,500
90	DPW - Liberty Campus	A-1620-22-45-4505	SPEC DEPT SUPPLY BLDG/PROP MAINTENANCE				1,000
90	DPW - Liberty Campus	A-1620-22-45-4520	SPEC DEPT SUPPLY TRUE/LEVELING PATCH			500	
90	DPW - Liberty Campus	A-1620-22-45-4520	SPEC DEPT SUPPLY TRUE/LEVELING PATCH			175	
90	DPW - Liberty Campus	A-1620-22-45-4532	SPEC DEPT SUPPLY SEED/MULCH ETC			150	
90	DPW - Liberty Campus	A-1620-22-45-4540	SPEC DEPT SUPPLY PARTS/FLUIDS/FILTERS			350	
90	DPW - Liberty Campus	A-1620-22-47-4710	DEPT MISC/OTHER			750	
90	DPW - Liberty Campus	A-1620-22-47-4717	DEPT BLDG/PROP REPAIRS				350
90	DPW - Liberty Campus	A-1620-22-47-4717	DEPT BLDG/PROP REPAIRS				750
90	DPW - Liberty Campus	A-1620-22-47-4717	DEPT BLDG/PROP REPAIRS				500
90	DPW - Liberty Campus	A-1620-22-47-4717	DEPT BLDG/PROP REPAIRS				175
90	DPW - Liberty Campus	A-1620-22-47-4766	DEPT CLEAN UP/BEAUTIFICATION				150
94	DPW - ACC	A-1620-24-47-4717	DEPT BLDG/PROP REPAIRS				900
94	DPW - ACC	A-1620-24-47-4779	DEPT BLDG/PROP MAINTNCE SERVICES			900	
96	DPW - Court House	A-1620-25-45-4535	SPEC DEPT SUPPLY SALT BAG/BULK			400	
96	DPW - Court House	A-1620-25-47-4779	DEPT BLDG/PROP MAINTNCE SERVICES				400
98	DPW - Comm Services	A-1620-26-40-4015	CONTRACT PROPERTY MAINTENANCE				400
98	DPW - Comm Services	A-1620-26-44-4402	UTILITY FUEL OIL			3,900	
98	DPW - Comm Services	A-1620-26-45-4530	SPEC DEPT SUPPLY HARDWARE/MISC SUPPLY			50	
98	DPW - Comm Services	A-1620-26-47-4717	DEPT BLDG/PROP REPAIRS				50

**May 2010  
Modifications to 2010 Sullivan County Budget**

<b>Page</b>	<b>Department</b>	<b>Account Code</b>	<b>Account Description</b>	<b>Revenue Increase</b>	<b>Revenue Decrease</b>	<b>Appropriation Increase</b>	<b>Appropriation Decrease</b>
99	DPW - Jail	A-1620-27-45-4530	SPEC DEPT SUPPLY HARDWARE/MISC SUPPLY			250	
99	DPW - Jail	A-1620-27-45-4535	SPEC DEPT SUPPLY SALT BAG/BULK			160	
99	DPW - Jail	A-1620-27-47-4779	DEPT BLDG/PROP MAINTNCE SERVICES				160
99	DPW - Jail	A-1620-27-47-4779	DEPT BLDG/PROP MAINTNCE SERVICES				250
101	DPW - Sheriff	A-1620-28-45-4530	SPEC DEPT SUPPLY HARDWARE/MISC SUPPLY			25	
101	DPW - Sheriff	A-1620-28-47-4717	DEPT BLDG/PROP REPAIRS				25
108	Misc Expense	A-1989-99-47-4736	DEPT CONTINGENT				3,730
108	Misc Expense	A-1989-99-47-4736	DEPT CONTINGENT				13,295
108	Misc Expense	A-1989-99-47-4736	DEPT CONTINGENT				5,013
115	Sheriff - Patrol	A-3110-29-20-2003	TRACKED EQUIP PUBLIC SAFETY			5,500	
117	Sheriff - Civil	A-3110-30-42-4205	OFFICE PRINTING				125
117	Sheriff - Civil	A-3110-30-47-4704	DEPT STENOGRAPHIC SERVICES			125	
125	Jail	A-3150-21-2103	FIXED MACHINERY/EQUIPMENT			13,295	
126	Jail	A-3410-41-4102	AUTO/TRAVEL LODGING			70	
128	Fire Protection	A-3410-41-4103	AUTO/TRAVEL MEALS			26	
128	Fire Protection	A-3410-41-4104	AUTO/TRAVEL MILEAGE/TOLLS				296
128	Fire Protection	A-3410-41-4105	AUTO/TRAVEL REGISTRATION FEES			200	
136	Public Health - Child Safety	A-4010-35-20-2005	TRACKED EQUIP OTHER			1,964	
136	Public Health - Child Safety	A-4010-35-41-4102	AUTO/TRAVEL LODGING				600
136	Public Health - Child Safety	A-4010-35-41-4105	AUTO/TRAVEL REGISTRATION FEES				450
136	Public Health - Child Safety	A-4010-35-41-4107	AUTO/TRAVEL VOLUNTEER/CLIENT				192
136	Public Health - Child Safety	A-4010-35-42-4206	OFFICE PUBLICATIONS			174	
136	Public Health - Child Safety	A-4010-35-45-4501	SPEC DEPT SUPPLY MISC/OTHER				1,471
136	Public Health - Child Safety	A-4010-35-45-4507	SPEC DEPT SUPPLY MEDICAL/CLINICAL			45	
136	Public Health - Child Safety	A-4010-35-46-4609	MISC SERV/EXP SPECIAL SERV/OTHER			100	
136	Public Health - Child Safety	A-4010-35-46-4610	MISC SERV/EXP EMPL NOTARY/CERTIFICATION			200	
136	Public Health - Child Safety	A-4010-35-46-4612	MISC SERV/EXP EMPL TRAINING			230	
147	Addiction Control	A-4220-41-4106	AUTO/TRAVEL REPAIRS/MAINTENANCE			2,000	
147	Addiction Control	A-4220-41-4109	AUTO/TRAVEL CO FLEET CHARGEBACK				2,000
153	Comm Serv - Mental Health Clinic	A-4320-40-40-4023	CONTRACT MENTAL HEALTH				500
153	Comm Serv - Mental Health Clinic	A-4320-40-41-4104	AUTO/TRAVEL MILEAGE/TOLLS			500	
153	Comm Serv - Mental Health Clinic	A-4320-42-41-4103	AUTO/TRAVEL MEALS			100	
153	Comm Serv - Mental Health Clinic	A-4320-42-41-4104	AUTO/TRAVEL MILEAGE/TOLLS			100	
153	Comm Serv - Mental Health Clinic	A-4320-42-41-4106	AUTO/TRAVEL REPAIRS/MAINTENANCE			24,800	
153	Comm Serv - Mental Health Clinic	A-4320-42-41-4109	AUTO/TRAVEL CO FLEET CHARGEBACK				25,000
153	Comm Serv - Mental Health Clinic	A-4320-43-41-4106	AUTO/TRAVEL REPAIRS/MAINTENANCE			2,000	
153	Comm Serv - Mental Health Clinic	A-4320-43-41-4109	AUTO/TRAVEL CO FLEET CHARGEBACK				2,000

**May 2010**  
**Modifications to 2010 Sullivan County Budget**

Page	Department	Account Code	Account Description	Revenue Increase	Revenue Decrease	Appropriation Increase	Appropriation Decrease
160	SC Airport	A-5610-44-4403	UTILITY KEROSENE			250	
160	SC Airport	A-5610-47-4717	DEPT BLDG/PROP REPAIRS				250
162	Transportation	A-5680-41-4106	AUTO/TRAVEL REPAIRS/MAINTENANCE				1,112
162	Transportation	A-5680-47-4707	DEPT MAINTENANCE IN LIEU OF RENT			1,112	
186	CWD	A-6293-43-4311	COMPUTER WEBINAR AND RELATED EXPENSES			500	
186	CWD	A-6293-47-4780	DEPT CLIENT TRAINING			18,750	
186	CWD	A-6293-47-4780	DEPT CLIENT TRAINING				500
194	Economic & Comm Development	A-6989-40-4013	CONTRACT OTHER			5,013	
201	Parks & Rec - Stone Arch	A-7110-84-45-4505	SPEC DEPT SUPPLY BLDG/PROP MAINTENANCE			30	
201	Parks & Rec - Stone Arch	A-7110-84-47-4729	DEPT SPECIAL PROJECTS				30
201	Parks & Rec - Stone Arch	A-7450-203-40-4013	CONTRACT OTHER			89	
207	D&H Canal Museum	A-7450-203-45-4501	SPEC DEPT SUPPLY MISC/OTHER				89
208	Fort Delaware	A-7520-45-4530	SPEC DEPT SUPPLY HARDWARE/MISC SUPPLY			25	
208	Fort Delaware	A-7520-45-4532	SPEC DEPT SUPPLY SEED/MULCH ETC			75	
208	Fort Delaware	A-7520-47-4717	DEPT BLDG/PROP REPAIRS				75
208	Fort Delaware	A-7520-47-4717	DEPT BLDG/PROP REPAIRS				25
213	Aging - Nutrition	A-7610-88-47-4702	DEPT EQUIP SERVICE/REPAIRS			192	
213	Aging - Nutrition	A-7610-88-47-4720	DEPT LABORATORY/XRAY EXPENSE				192
230	SC Veterans Cemetery	A-8810-45-4532	SPEC DEPT SUPPLY SEED/MULCH ETC				150
230	SC Veterans Cemetery	A-8810-47-4710	DEPT MISC/OTHER				100
230	SC Veterans Cemetery	A-8810-47-4766	DEPT CLEAN UP/BEAUTIFICATION			250	
<b>Total A Fund</b>				<b>\$ 51,428</b>	<b>\$ -</b>	<b>\$ 117,105</b>	<b>\$ 65,677</b>
239	Solid Waste	CL-8160-40-4013	CONTRACT OTHER				15,000
239	Solid Waste	CL-8160-40-4013	CONTRACT OTHER				2,000
239	Solid Waste	CL-8160-42-4205	OFFICE PRINTING			25	
239	Solid Waste	CL-8160-42-4205	OFFICE PRINTING			300	
239	Solid Waste	CL-8160-43-4301	COMPUTER SUPPLIES			150	
239	Solid Waste	CL-8160-43-4301	COMPUTER SUPPLIES			300	
239	Solid Waste	CL-8160-44-4406	UTILITY WIRELESS COMMUNICATIONS				150
239	Solid Waste	CL-8160-45-4501	SPEC DEPT SUPPLY MISC/OTHER				1,675
239	Solid Waste	CL-8160-45-4505	SPEC DEPT SUPPLY BLDG/PROP MAINTENANCE				1,850
239	Solid Waste	CL-8160-45-4520	SPEC DEPT SUPPLY TRUE/LEVELING PATCH			550	
239	Solid Waste	CL-8160-45-4529	SPEC DEPT SUPPLY CONCRETE			1,500	
239	Solid Waste	CL-8160-45-4541	SPEC DEPT SUPPLY TOOLS			900	
240	Solid Waste	CL-8160-45-4549	SPEC DEPT SUPPLY SAFETY			500	
240	Solid Waste	CL-8160-46-4609	MISC SERV/EXP SPECIAL SERV/OTHER			2,000	

**May 2010  
Modifications to 2010 Sullivan County Budget**

Page	Department	Account Code	Account Description	Revenue Increase	Revenue Decrease	Appropriation Increase	Appropriation Decrease
240	Solid Waste	CL-8160-47-4701	DEPT RENTALS			15,000	
240	Solid Waste	CL-8160-47-4717	DEPT BLDG/PROP REPAIRS				550
<b>Total CL Fund</b>				<b>\$ -</b>	<b>\$ -</b>	<b>\$ 21,225</b>	<b>\$ 21,225</b>
244	DPW - Traffic Control	D-3310-45-4501	SPEC DEPT SUPPLY MISC/OTHER				396
244	DPW - Traffic Control	D-3310-45-4512	SPEC DEPT SUPPLY GLASS BEADS				75
244	DPW - Traffic Control	D-3310-45-4517	SPEC DEPT SUPPLY BARICADES, LIGHTS, CONES			396	
244	DPW - Traffic Control	D-3310-45-4517	SPEC DEPT SUPPLY BARICADES, LIGHTS, CONES			75	
247	DPW - Engineering	D-5020-41-4105	AUTO/TRAVEL REGISTRATION FEES			450	
247	DPW - Engineering	D-5020-42-4206	OFFICE PUBLICATIONS				450
247	DPW - Engineering	D-5020-43-4301	COMPUTER SUPPLIES				60
247	DPW - Engineering	D-5020-46-4610	MISC SERV/EXP EMPL NOTARY/CERTIFICATION			60	
250	DPW - Roads	D-5110-45-46-4613	MISC SERV/EXP JUDGEMENTS/CLAIMS			262	
250	DPW - Roads	D-5110-45-47-4710	DEPT MISC/OTHER				262
252	DPW - CHIPS	D-5110-47-45-4501	SPEC DEPT SUPPLY MISC/OTHER				450
252	DPW - CHIPS	D-5110-47-45-4528	SPEC DEPT SUPPLY CATCH BASIN			7,500	
252	DPW - CHIPS	D-5110-47-46-4609	MISC SERV/EXP SPECIAL SERV/OTHER				7,500
252	DPW - CHIPS	D-5110-47-47-4766	DEPT CLEAN UP/BEAUTIFICATION			450	
<b>Total D Fund</b>				<b>\$ -</b>	<b>\$ -</b>	<b>\$ 9,193</b>	<b>\$ 9,193</b>
261	DPW - Maplewood	DM-5130-48-45-4530	SPEC DEPT SUPPLY HARDWARE/MISC SUPPLY			500	
262	DPW - Maplewood	DM-5130-48-47-4701	DEPT RENTALS				500
263	DPW - Barryville	DM-5130-49-20-2001	TRACKED EQUIP FURNITURE			600	
263	DPW - Barryville	DM-5130-49-43-4301	COMPUTER SUPPLIES			25	
263	DPW - Barryville	DM-5130-49-45-4537	SPEC DEPT SUPPLY DIESEL FUEL				600
263	DPW - Barryville	DM-5130-49-45-4540	SPEC DEPT SUPPLY PARTS/FLUIDS/FILTERS				3,500
263	DPW - Barryville	DM-5130-49-45-4542	SPEC DEPT SUPPLY WELDING			3,500	
263	DPW - Barryville	DM-5130-49-45-4550	SPEC DEPT SUPPLY PAINT - AUTOMOTIVE			5,000	
264	DPW - Barryville	DM-5130-49-47-4779	DEPT BLDG/PROP MAINTNCE SERVICES				5,000
264	DPW - Barryville	DM-5130-49-47-4779	DEPT BLDG/PROP MAINTNCE SERVICES				25
<b>Total DM Fund</b>				<b>\$ -</b>	<b>\$ -</b>	<b>\$ 9,625</b>	<b>\$ 9,625</b>
<b>Grand Total</b>				<b>\$ 51,428</b>	<b>\$ -</b>	<b>\$ 157,148</b>	<b>\$ 105,720</b>



New York State  
Division of Probation and Correctional Alternatives (DPCA)

# IGNITION INTERLOCK PROGRAM PLAN

DAVID A. PATERSON  
GOVERNOR



ROBERT MACCARONE  
STATE DIRECTOR

**SULLIVAN COUNTY IGNITION INTERLOCK PROGRAM PLAN**

**INSTRUCTIONS:** In accordance with New York State Division of Probation and Correctional Alternatives (DPCA) Rules and Regulations 9 NYCRR Section 358.4, every county, and the City of New York, shall establish an ignition interlock program plan with respect to the usage of ignition interlock devices and monitoring compliance of any operator subject to the condition of an ignition interlock device as directed by a sentencing court. Such plan shall be approved, as applicable, by the county executive, county administrator, etc., and in cities with a population of one million or more, the mayor, and become effective on or before August 15, 2010. **The plan shall be filed with DPCA no later than June 15, 2010.** Where a plan has been amended by the county/city, it shall be promptly filed with DPCA in advance of its new effective date. Please complete all portions of the attached plan and return **no later than June 15, 2010** to:

**Walter Cogswell  
Community Corrections Representative III  
NYS Division of Probation and Correctional Alternatives  
80 Wolf Road – Suite 501  
Albany, New York 12205**

**Or E-Mail**  
[Applications2010@dpc.state.ny.us](mailto:Applications2010@dpc.state.ny.us)

NOTE: This plan form has been prepared so that you may check appropriate boxes and type responses into expanding text boxes.

\*\*\*\*\*

Plan prepared by:  
Name: Thomas M. Fogarty  
Title: Probation Director  
Phone Number: 845-807-0351  
E-Mail: [thomas.fogarty@co.sullivan.ny.us](mailto:thomas.fogarty@co.sullivan.ny.us)  
Address: Street: 100 North Street  
City: Monticello, NY  
Zip Code: 12701

Questions about plan should be directed to:

Same as above  
Or

Name  
Phone  
E-Mail



1. Every county/city shall develop a plan in consultation with the county/city's probation director, district attorney, and in New York City the district attorney from each of the five boroughs, sheriff or Police Commissioner where applicable, STOP-DWI Coordinator, a representative of its drinking driver program where applicable and where more than one program exists in the county, a representative designated by the county executive, a superior and local criminal court judge designated by the administrative judge for the county, and in New York City a superior and local criminal court judge designated by the deputy chief administrative judge, a representative of an agency providing legal services to those unable to afford counsel in criminal cases designated by the county executive. A county/city may consult with other persons or entities as the county executive deems appropriate with respect to development of its plan. Indicate those consulted in the preparation of this plan. Check all that apply:

- District Attorney and in NYC the District Attorney from each of the five boroughs
- Drinking Driver Program Representative
- Local Criminal Court Judge
- Police Commissioner (Specify Department \_\_\_\_\_ )
- Probation Director
- Representative of Legal Services for Indigent
- Sheriff
- STOP-DWI Coordinator
- Superior Court Judge
- Other (Specify County Manager)
- Other (Specify County Attorney's Office)

2. Every plan shall specify monitoring by the probation department where the operator is subject to a period of probation supervision.

The Probation Department is designated as the monitor where the operator is subject to a period of probation.

3. Every plan shall specify the persons or entities responsible for monitoring where an ignition interlock device has been imposed pursuant to a conditional discharge. The following are designated to monitor conditional discharge cases:

- District Attorney
- Drinking Driver Program
- Police Commissioner (Specify Department \_\_\_\_\_ )
- Probation
- Sheriff
- STOP-DWI Coordinator
- TASC
- Traffic Safety Board Representative
- Other Agency or Organization\* (Specify: \_\_\_\_\_ )

\*Must be similar individual, agency or organization; cannot be a qualified manufacturer and/or installation/service provider.

Comments: (Provide any additional comments, if any, regarding the monitoring of conditional discharge cases here)

Provide contact information for your designated monitors: (attach additional pages if necessary)

<p>Department/Agency: Sullivan County Probation          Contact Name: Thomas M. Fogarty          Phone Number: 845-807-0351          E-Mail: thomas.fogarty@co.sullivan.ny.us          Address: Street: 100 North Street          City: Monticello, NY          Zip Code: 12701</p>	<p>Department/Agency:          Contact Name:          Phone Number:          E-Mail:          Address: Street:          City:          Zip Code:</p>
<p>Department/Agency: Sullivan County District Attorney's Office          Contact Name: James R. Farrell          Phone Number: 845-794-3344          E-Mail: james.farrell@co.sullivan.ny.us          Address: Street: LHC, Court House          414 Broadway          City: Monticello, NY          Zip Code: 12701</p>	<p>Department/Agency:          Contact Name:          Phone Number:          E-Mail:          Address: Street:          City:          Zip Code:</p>

4. Every plan shall establish that where an operator is under probation supervision, the department selects the specific class and features of the interlock device from a qualified manufacturer in its region. The operator may select the model of the ignition interlock device, meeting the specific class and features selected by the probation department from a qualified manufacturer in the operator's region of residence.

This plan establishes that where an operator is under probation supervision, the department selects the specific class and features of the interlock device from a qualified manufacturer in its region. The operator may select the model of the ignition interlock device, meeting the specific class and features selected by the probation department from a qualified manufacturer in the operator's region of residence.

5. Every plan shall establish that where an operator has received a sentence of conditional discharge, the monitor shall select the class of ignition interlock device available from a qualified manufacturer in its region for any such operator. The operator may select the model of the ignition interlock device from within the class designated by the monitor from a qualified manufacturer in the operator's region of residence.

This plan establishes that where an operator has received a sentence of conditional discharge, the monitor shall select the class of ignition interlock device available from a qualified

manufacturer in its region for any such operator. The operator may select the model of the ignition interlock device from within the class designated by the monitor from a qualified manufacturer in the operator's region of residence.

6. In the event more than one qualified manufacturer does business within its region, the county/city shall establish an equitable procedure for manufacturers to provide ignition interlock devices without costs where an operator has been determined financially unable to afford the costs and has received a waiver (waiver cases) from the sentencing court. The equitable procedure should be based upon the proportion of ignition interlock devices paid to each qualified manufacturer by operators in the county/city.

Describe the procedure that the county/city will utilize to ensure the equitable distribution of waiver cases among manufacturers operating in the county/city. This will require coordination between the courts and monitors.

In the event that there is more than one qualified manufacturer doing business in the County, the Supreme Court/local Justice Courts (clerks) will forward (fax/mail) an order/financial waiver to the District Attorney's Office. The District Attorney's Office will ensure the equitable distribution of waivers among the manufacturers. Procedure to be used will be based upon percentage of the market each vendor maintains.

7. Every plan shall establish a distribution formula for any available funding earmarked for probation supervision and/or monitoring purposes associated with 9 NYCRR Part 358 (Handling of Ignition Interlock Cases Involving Certain Criminal Offenders).

Describe the distribution formula that the county/city will utilize for any funding specifically provided for probation supervision and/or monitoring purposes associated with DPCA Rules and Regulations 9 NYCRR Part 358. Counties may choose to distribute funds according to the percentage of cases handled by each monitoring entity.

Any funding specifically provided for probation supervision and monitoring of conditional discharge cases (pursuant to 9NYCRR Part 358) will be prorated based on the number of cases that each agency (Probation/District Attorney) is monitoring.

Provide contact information for fiscal officer:

Name: Joshua Potosek

Title: Deputy County Manager/Commissioner of Management & Budget

Phone Number: 845-807-0450

E-Mail: joshua.potosek@co.sullivan.ny.us

Address: Street: 100 North Street

City: Monticello, NY

Zip Code: 12701

8. Every plan shall establish a procedure whereby the probation department and any other monitor will be notified no later than five (5) business days from the date an ignition interlock condition is imposed by the sentencing court, any waiver of the cost of the device granted by the sentencing court, and of any intrastate transfer of probation or interstate transfer of any case which either has responsibility to monitor. Such procedure shall also establish a mechanism for advance notification as to date of release where local or state imprisonment is imposed.

a. Describe the procedure the county/city will utilize to ensure the probation department and any other monitor will be notified of the ignition interlock condition no later than five (5) business days from the date an ignition interlock condition is imposed by the sentencing court.

To ensure that the ignition interlock monitors (Probation/District Attorney) are notified of the conditions, financial waivers and intrastate/interstate transfer of probation, the Assistant District Attorneys that are assigned specific courts/cases will fax or forward a written copy of the names and contact information of the operators to the appropriate monitor within five (5) business days. In addition, the various court clerks will forward (fax/mail) orders (conditions/financial waivers, interstate/intrastate transfer) of probation within five (5) business days. All individuals who are sentenced in the various courts in Sullivan County will sign an acknowledgement at the time of sentencing concerning their obligation to have ignition interlock device installed in the vehicle within ten (10) days of sentencing, or ten days from their release from incarceration.

b. Describe the procedure the county/city will utilize to ensure the probation department and any other monitor will be notified no later than five (5) business days from the date an ignition interlock condition is imposed by the sentencing court of any waiver of the cost of the device granted by the sentencing court.

To ensure that the ignition interlock monitors (Probation/District Attorney) are notified of the conditions, financial waivers and intrastate/interstate transfer of probation, the Assistant District Attorneys that are assigned specific courts/cases will fax or forward a written copy of the names and contact information of the operators to the appropriate monitor within five (5) business days. In addition, the various court clerks will forward (fax/mail) orders (conditions/financial waivers, interstate/intrastate transfer) of probation within five (5) business days. All individuals who are sentenced in the various courts in Sullivan County will sign an acknowledgement at the time of sentencing concerning their obligation to have ignition interlock device installed in the vehicle within ten (10) days of sentencing, or ten days from their release from incarceration.

c. Describe the procedure the county/city will utilize to ensure the probation department and any other monitor will be notified no later than five (5) business days from the date an ignition interlock condition is imposed by the sentencing court of any intrastate transfer of probation or interstate transfer of any case which either has responsibility to monitor.

To ensure that the ignition interlock monitors (Probation/District Attorney) are notified of the conditions, financial waivers and intrastate/interstate transfer of probation, the Assistant District Attorneys that are assigned specific courts/cases will fax or forward a written copy of the names

and contact information of the operators to the appropriate monitor within five (5) business days. In addition, the various court clerks will forward (fax/mail) orders (conditions/financial waivers, interstate/intrastate transfer) of probation within five (5) business days. All individuals who are sentenced in the various courts in Sullivan County will sign an acknowledgement at the time of sentencing concerning their obligation to have ignition interlock device installed in the vehicle within ten (10) days of sentencing, or ten days from their release from incarceration.

d. Describe the procedure the county/city will utilize for advance notification as to date of release where local or state imprisonment is imposed. Jurisdictions may wish to utilize the VINE network.

The Senior Parole Officer, who has jurisdiction for Sullivan County (Poughkeepsie Office) will send a written (fax/mail) report to the District Attorney's Office (on all parolees names/contact information) who will be released from state incarceration, with the intention of maintaining a residence in Sullivan County, said notice shall be made at a minimum of two (2) weeks to a maximum of two (2) months prior to their release from state incarceration. The Sullivan County Jail Administration will identify all Driving While Intoxicated jail inmates two (2) weeks prior to their release date and forward in writing (fax) the names/contact information to the District Attorney's Office.

9. Every plan shall establish a procedure governing failure report recipients, including method and timeframe with respect to specific notification and circumstances. Failure report recipients are all persons or entities required to receive a report from the monitor of an operator's failed tasks or failed tests pursuant to a county/city's plan which may include, but is not limited to the sentencing court, district attorney, operator's alcohol treatment provider, and the drinking driver program, where applicable. At a minimum, the procedure shall be consistent with the provisions of DPCA Rules and Regulations Section 358.7(d) with respect to sentencing court and district attorney notification of specific failed tasks and failed tests reports.

Describe the county/city plan to report operator's failed tasks or failed tests to failure report recipients. Identify report recipients, method of reporting, events to be reported, and reporting time frames.

Upon the monitors (Probation/District Attorney) learning that an operator has failed to comply with any of the following events:

- i. that the operator has failed to have installed the ignition interlock device on his/her own vehicle(s) or vehicle(s) which he/she operates;
- ii. that the operator has not complied with service visits required;
- iii. a report of alleged tampering with or circumventing an ignition interlock device or an attempt thereof;

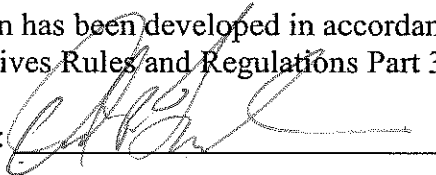
- iii. a report of alleged tampering with or circumventing an ignition interlock device or an attempt thereof;
- iv. a report of a failed start-up re-test;
- v. a report of a missed start-up re-test;
- vi. a report of a failed rolling re-test;
- vii. a report of a missed rolling re-test; and/or
- viii. a report of a lockout mode;

The appropriate monitor will notify (fax, email, written correspondence) the sentencing court, District Attorney's Office, NYS Division of Parole (if applicable) and the Drinking Driving Program (if applicable) of an operator's failure to comply with events (i through viii) within three (3) business days.

Where an operator is under probation supervision, the Probation Department shall adhere to Part 352 of title 9 NYCRR and file a court notification/violation of probation with the conditions that the operator is in violation of a condition of probation within three (3) business days of learning of the violation.

Acknowledgement

This Ignition Interlock Program Plan has been developed in accordance with NYS Division of Probation and Correctional Alternatives Rules and Regulations Part 358.

County Manager Signature:   
 Title of County Manager:  
 Date 