

**Sullivan County Legislature
Regular Meeting
April 21, 2011 at 2:00PM**

The Regular Meeting of the County Legislature was called to order at 2:00PM by Chairman Rouis with the Pledge of Allegiance.

Roll Call indicated Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent.

The Clerk Read the following communications:

1. Sullivan County 2010 Annual Report filed by Manager Fanslau on March 18, 2011
2. Three copies of NYSEG's Semiannual inventory Report of PCB Equipment Retired from Service received March 24, 2011
3. Copy of Resolution No 118 of 2011 received March 24, 2011 adopted by the Fulton County Board of Supervisors Urging Governor Cuomo to reject the 2011 NYS Mandate Relief Redesign Team Report
4. Copy of letter dated March 24, 2011 from William A. Brenner that was sent to all fifteen Sullivan County Supervisors
5. Copy of Annual Report, Annual Audit Report and Annual Financial Report filed by Sullivan County IDA and received April 5, 2011
6. Copy of Resolution Nos. 39 and 40 of 2011 adopted by the Town of Highland entitled Preserve Land Use Authority in the Natural Gas Exploration and Extraction Approval Process and Road Preservation Securities and Road Use Agreements ,respectively received on March 25, 2011
7. Chairman Rouis's designation of the following:
 - a. April 10-16th as National Volunteer Week
 - b. Month of May as Older Americans Month
8. Resolution No. 24 of 2011 adopted by the Town of Delaware entitled Limiting exemptions for tax exempt properties received on March 25, 2011
9. Records Destruction Notifications in Accordance with SARA filed by:
 - Office for the Aging dated March 17, 2011
 - Public Works dated April 7, 2011
 - Board of Ethics dated April 13, 2011
 - Audit Department dated April 20, 2011
 - Adult Care Center dated April 19, 2011

Presentations:

1. Sandra Bauerfiend stated on her way to Monticello, she noticed the price of gasoline which was \$3.99 per gallon. She also noticed a lot of auction signs on people's property for which they didn't pay their taxes. This country is going downhill. In her opinion, this country is in very serious trouble. We are paid billions of dollars to those countries who hate us and yet we are supporting them not only with our dollars which has devalued as of yesterday, and killing our young men and women not only in foreign lands but also in our own soil. The people who are in a position to rectify or try to rectify the situation had better start looking at what the answers can be. Part of it is, the Federal Government has been lying to us and most people get their social security check direct deposit. She doesn't. She made a copy of this which will be distributed to the legislature. It states that Social Security Benefits are protected against inflation. By law, they increase when there is a rise in the cost of living. See attached. The last COLA increase was in 2008. There are people in this county who rely on Social Security payments. Now when they go to the grocery store, is a loaf of bread less for them then a retired teacher. The teacher's pension received a cost of living last year and this year. She then read an excerpt of someone who thought milk should be regulated as oil. So those who regulate oil spills should also regular milk spills. That would mean that dairy farmers and dairy plants who process cheese and ice cream would be required to file the Emergency Management Plans for spilled milk. They would have to train emergency responders and build containment facilities. She has one solution—call in the cats and let them drink the milk. When you go into the stores, all the shelves are empty. In regard to a loaf of bread, most people want it sliced and wrapped. In order to slice the bread, you have to have energy and in order to wrap the bread, you have to have plastic. She mentioned that Verizon service vehicles will be running on natural gas as of June 14, 2010. She then asked the legislature to consider coming out in favor of drilling for natural gas for this county. She came over ten years ago to ask that the Dialysis Center be built in Monticello. It was built with private money not taxpayer money and runs 24/7. We need jobs and the way to get jobs is to get private money coming in. The county cannot do it because the county doesn't produce anything. The government is a taker not a producer.

2. William Brenner introduced himself and read the attached letter regarding dissolving the Legislature.
3. Barbara Burton stated the subject is safety. She then highlighted on a Village of Monticello Board meeting, the Concord Project and the security desk at the S.C. Government Center.

Mrs. Goodman then presented a Certificate of Special Recognition to the Catskill Regional Medical Center Lab for being the 2011 Lab of the Year by Medical Laboratories.

**RESOLUTION NO. 167-11 INTRODUCED BY PUBLIC WORKS COMMITTEE
TO ENACT LOCAL LAW TO AMEND SECTION 171-24 OF THE SULLIVAN COUNTY
CODE.**

WHEREAS, proposed Local Law entitled "A Local Law to Amend Section 171-24 of the Sullivan County Code to Vest the Sullivan County Legislature with the Sole Authority to Eliminate, Amend, Alter, Revise or Establish the Sullivan County Solid Waste Management Rules", was presented to the Sullivan County Legislature at a meeting held on March 17, 2011 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 deeming to be heard.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature does hereby enact and adopt the Local Law entitled "A Local Law to Amend Section 171-24 of the Sullivan County Code to Vest the Sullivan County Legislature with the Sole Authority to Eliminate, Amend, Alter, Revise or Establish the Sullivan County Solid Waste Management Rules", for the County of Sullivan, State of New York, which Local Law is annexed hereto and made a part hereof.

Moved by Mr. Sager, seconded by Mrs. Binder, put to a roll call vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and declared duly adopted on motion
April 21, 2011.

A Local Law to Amend Section 171-24 of the Sullivan County Code to Vest the Sullivan County Legislature with the Sole Authority to Eliminate, Amend, Alter, Revise or Establish the Sullivan County Solid Waste Management Rules.

Section 1: Purpose: To amend County Code Section 171-24 to vest the Sullivan County Legislature with the sole authority to eliminate, amend, alter, revise or establish the Sullivan County Solid Waste Management Rules.

Section 2: Section 171-24 shall be amended by deleting the following language;
"The Sullivan County Solid Waste Management Rules adopted by the County Legislature pursuant to Resolution No. 299 of 1983, as amended, shall be promulgated as rules and regulations of the Commissioner of Public Works and may thereafter be amended and modified by the Commissioner of Public Works. If such regulations are adopted without change and filed within 30 days after the effective date of this chapter, such regulations shall become effective on the date same are filed with the Clerk of the County Legislature, but any amendment, addition or modification thereof shall become effective 30 days after same shall have been filed with the Clerk of the County Legislature. Any regulation adopted by the Commissioner of Public Works prior to the date upon which a provision of this chapter shall become effective shall, notwithstanding such provision, be effective with respect to the implementation of this chapter and shall be effective with respect to such provision of this chapter thereafter taking effect."

Section 3: Section 171-24 shall be further amended by inserting the following language to replace the language deleted in Section 2 above;
"The Sullivan County Solid Waste Management Rules shall be subject to elimination, amendment, alteration, revision or reestablishment only by a duly adopted Resolution of the Sullivan County Legislature. The effective date of any elimination, amendment, alteration, revision or reestablishment of the Sullivan County Solid Waste Management Rules shall be delineated in the Resolution or in the absence of such designation the effective date shall be the date upon which the Resolution is adopted by the Sullivan County Legislature."

Section4: The Sullivan County Solid Waste Management Rules, previously promulgated pursuant to Section 171-24 of the Sullivan County Code, as they exist on the effective date of this Local Law, shall remain in full force and effect until such a time as the Sullivan County Legislature shall act as provided for in Section 3 above.

Section 5: This Local Law shall not affect or alter any provision or section of Chapter 171 of the Sullivan County Code except for Section 171-24.

Section 6: Effective Date: This local law shall become effective as of the date of filing with the Secretary of State.

Mrs. Binder moved to table the following three resolutions, seconded by Mrs. Goodman put to a vote and tabled.

RESOLUTION INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE

RESOLUTION TO APPOINT A MEMBER TO THE LONG TERM CARE COUNCIL FOR SULLIVAN NYCONNECTS (FORMERLY CALLED THE POINT OF ENTRY SYSTEM).

WHEREAS, the County Legislature has authorized the creation of a Long Term Care Council to assist in the development of SULLIVAN NYCONNECTS (formerly called the Point of Entry system), and

WHEREAS, there is a need to appoint a member to the Long Term Care Council, and

WHEREAS, the appointment of a member shall be for either a term to end 12/31/11 or a term to end 12/31/12, and

WHEREAS, the appointment is to commence on the date this resolution is adopted

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature does hereby appoint the following member to the SULLIVAN NYCONNECTS (formerly called Point of Entry) Long Term Care Council, for the term to expire on the date opposite of the name.

Representative Member

*Dorothy McCoy
(consumer)*

12/31/2012

RESOLUTION NO. INTRODUCED BY HEALTH & FAMILY SERVICES COMMITTEE TO APPOINT/REAPPOINT MEMBERS TO THE SULLIVAN COUNTY PUBLIC HEALTH SERVICES' HEALTH SERVICES ADVISORY BOARD

WHEREAS, Section 357 of the Public Health Law mandates that two members of the Health Services Advisory Board (HSAB) be licensed physicians, with the remaining seven to be known as public members selected on the basis of their interest and knowledge regarding health needs, resources and facilities of the community, and

WHEREAS, pursuant to Section 357 of the Public Health Law, Health Services Advisory Board members shall have fixed terms of four years, which shall be deemed to run from the first day of the year in which the appointment was made, and

WHEREAS, pursuant to Section 357 of the Public Health Law, Health Services Advisory Board members may not serve for more than two terms consecutively.

NOW, THEREFORE, BE IT RESOLVED, that the individual listed below be re-appointed to the Health Services Advisory Board for a four-year term (1/1/11-12/31/14) per Public Health Law:

*Sonja Hedlund
PO Box 371
Callicoon Center, NY 12724*

BE IT FURTHER RESOLVED, that the individuals listed below be appointed to the Health Services Advisory Board for a four-year term (1/1/11-12/31/14) per Public Health Law:

Bob Korabik
11 Hamilton Avenue
Monticello, NY 12701

James Lyttle
PO Box 323
Kiamesha Lake, NY 12751

**RESOLUTION INTRODUCED BY HEALTH & FAMILY SERVICES COMMITTEE TO
MAKE APPOINTMENTS TO SULLIVAN COUNTY PUBLIC HEALTH SERVICES'
PROFESSIONAL ADVISORY COMMITTEE**

WHEREAS, pursuant to 10 NYCRR (New York Codes, Rules & Regulations) Section 763.11 (a) (13) requires that Sullivan County Public Health Services' Certified Home Health Agency and Long Term Home Health Care Program establish a Professional Advisory Committee to consist of "a group of professional personnel, which includes one or more physicians, registered professional nurses, and representatives of the professional therapeutic services provided by the agency" and "at least one member who cannot be an owner nor employee compensated by the agency", and

WHEREAS, the terms of the present Professional Advisory Committee members terms have expired as of December 31, 2010.

NOW, THEREFORE, BE IT RESOLVED, that the following individuals be appointed/re-appointed to Sullivan County Public Health Services' Professional Advisory Committee, pursuant to 10 NYCRR Section 763.11 (a) (13), with the term of 1/1/11-12/31/14.

- | | | |
|----|---|-------------------|
| 1. | Alan Fried MD
PO Box 309
Livingston Manor, NY 12758 | 1/1/11 – 12/31/14 |
| 2. | Paul Salzberg MD
9741 Route 97
Callicoon, NY 12723 | 1/1/11 – 12/31/14 |
| 3. | Deborah Allen
PO Box 5012
100 North St.
Monticello, NY 12701 | 1/1/11 – 12/31/14 |
| 4. | Bonnie Lewis, R.N.
64 Ferndale-Loomis Rd
Liberty, NY 12754 | 1/1/11 – 12/31/14 |

**RESOLUTION NO. 168-11 INTRODUCED BY PUBLIC SAFETY COMMITTEE TO UPDATE
MEMBERSHIP OF THE FIRE INVESTIGATION TEAM OF THE SULLIVAN COUNTY
ARSON TASK FORCE**

WHEREAS, the Sullivan County Arson Task Force was created in 1981 and its fire investigators have determined the cause of countless numbers of fires within the county since that time, and

WHEREAS, the members of the fire investigation team change are appointed by the Sullivan County Fire Coordinator and membership changes from time to time, and

WHEREAS, the members of the fire investigation team for the Sullivan County Arson Task Force. as of January 1, 2011, are as follows:

Charles Fallon	Glen Spey, NY
Richard Sauer	Liberty, NY
Thomas Dempsey	Bloomington, NY
Arthur Hawker	Narrowsburg, NY
Joseph Maxwell	Liberty, NY
James Collins	Jeffersonville, NY

Travis Hartman
Timothy Fink
Edward Tremper
William Roser, Jr.

South Fallsburg, NY
White Sulphur Springs, NY
Rock Hill, NY
Livingston Manor, NY

WHEREAS, the members of the fire investigation team serve as unpaid volunteers, but are entitled to be reimbursed for their normal expenses of travel to and from the scenes of fires to which they have been asked to investigate.

NOW, THEREFORE, BE IT RESOLVED, that the aforementioned fire investigators are authorized to submit documentation for reimbursement of their normal travel expenses to and from fire scenes under investigation.

Moved by Mrs. Binder, seconded by Mr. Sager, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion** April 21, 2011.

RESOLUTION NO. 169-11 INTRODUCED BY MANAGEMENT AND BUDGET COMMITTEE TO MODIFY THE 2011 COUNTY BUDGET

WHEREAS, the County of Sullivan 2011 Budget requires modification,

NOW, THEREFORE, BE IT RESOLVED, that the attached budgetary transfers be authorized.

Moved by Mrs. Binder, seconded by Mr. Sager, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion** April 21, 2011.

See attached

RESOLUTION NO. 170-11 INTRODUCED BY MANAGEMENT AND BUDGET COMMITTEE TO MODIFY THE 2011 ADOPTED COUNTY BUDGET AS A RESULT OF THE 2011-2012 NEW YORK STATE BUDGET

WHEREAS, the 2011-2012 New York State Budget has been enacted, and

WHEREAS, faced with a ten billion dollar deficit, New York State has transferred more monetary responsibility to the County for both mandated and non-mandated programs that the County provides while at the same time providing no mandate relief, and

WHEREAS, the reduction in reimbursement to the County is roughly \$550,000 in 2011 and roughly \$629,000 in 2012, equating to 1.14 percent of the tax levy in 2011 and 1.29 percent of the tax levy in 2012

WHEREAS, the County of Sullivan 2011 Adopted Budget requires modification due to the decreased funding level in the 2011-2012 New York State Budget.

NOW, THEREFORE, BE IT RESOLVED, that the attached budgetary transfers be authorized as a direct result of the 2011-2012 New York State Budget.

Moved by Mrs. Binder, seconded by Mr. Sager, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion** April 21, 2011.

RESOLUTION NO. 171-11 INTRODUCED BY THE EXECUTIVE COMMITTEE TO SUPPORT FUNDRAISING FOR CACHE

WHEREAS, Sullivan County continues to have a high incidence of poverty and unemployment and these conditions severely affect the quality of life for many of our neighbors; and

WHEREAS, the Community Action Commission to Help the Economy, Inc. (CACHE) has utilized the Community Services Block Grant and other funding leveraged from that source to successfully and efficiently provide services and opportunities to low-income and unemployed residents; and

WHEREAS, the Community Services Block Grant provides not only funding but by law assures local control through a mandated board structure and flexibility to address changing local needs; and

WHEREAS, funding for the Community Services Block Grant is targeted for drastic reductions in multiple Budget proposals, putting the entire range of services and opportunities provided by CACHE at risk.

NOW, THERE, BE IT RESOLVED, that the SULLIVAN COUNTY LEGISLATURE is fully supportive of CACHE and urges that adequate funding for the Community Services Block Grant be adopted in the Congressional Appropriations process to assure the continuation of so many vital services to the citizens of Sullivan County.

Moved by Mrs. Binder, **seconded by** Mr. Sorensen, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion** April 21, 2011.

RESOLUTION NO. 172-11 INTRODUCED BY THE VETERANS COMMITTEE TO ACCEPT A POW/MIA MONUMENT

WHEREAS, Mr. Michael Zaccari of Bethel, NY has commissioned a POW/MIA Monument to honor the American servicemen and servicewomen who became prisoners of war or are missing in action; and

WHEREAS, the POW/MIA Monument has been completed and Mr. Zaccari is looking for a suitable venue to display the POW/MIA Monument; and

WHEREAS, Mr. Zaccari has offered to give the monument to the County of Sullivan ("County") so that it may be displayed in a manner and setting that honors the men and women it represents; and

WHEREAS, there are several parcels of County property that would be an appropriate setting for the POW/MIA Monument; and

WHEREAS, the Sullivan County Legislature in conjunction with local Veteran's agencies will determine the best setting to place the POW/MIA Monument.

NOW, THEREFORE, BE IT RESOLVED, that the County agrees to accept the gift of a POW/MIA Monument from Mr. Michael Zaccari; and

BE IT FURTHER RESOLVED, that upon acquiring possession of the POW/MIA Monument the County, in conjunction with local Veteran's agencies, shall display the POW/MIA Monument in a manner and setting that honors the men and women it represents.

Moved by Mr. Hiatt, **seconded by** Mr. Sorensen, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion** April 21, 2011.

RESOLUTION NO. 173-11 INTRODUCED BY THE PUBLIC WORKS COMMITTEE TO REDUCE THE CHARGE FOR RECYCLING TELEVISIONS AND COMPUTER MONITORS AT THE SULLIVAN COUNTY RECYCLING CENTERS

WHEREAS, due to a change in New York State law the vendor who accepts the County of Sullivan's ("County") recyclable electronic goods, (televisions and computer monitors) has reduced its price to zero, and

WHEREAS, the County previously charged \$12.00 a unit for each television and computer monitor, and

WHEREAS, the County Legislature has determined that it would be in the best interest of the public to encourage such recycling by reducing its charge to zero dollars.

NOW THEREFORE BE IT RESOLVED that effective April 14, 2011 the charge for recycling televisions and computer monitors at the Sullivan County Recycling Centers is hereby reduced to zero dollars, i.e. free.

Moved by Mrs. Sorensen, seconded by Mr. Sager, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and declared duly adopted on motion
April 21, 2011.

**RESOLUTION NO. 174-11 INTRODUCED BY PUBLIC WORKS COMMITTEE
TO GRANT APPROVAL TO HURLEYVILLE SULLIVAN FIRST'S PROPOSED
DRAINAGE/ACCESS PLANS ON THE SULLIVAN COUNTY MUSEUM PROPERTY**

WHEREAS, Sullivan County owns the Sullivan County Museum, located at 265 Main St., Hurleyville, NY; and

WHEREAS, Sullivan County sold the adjacent property, the former St. Mary's Church, to local community not-for-profit Hurleyville Sullivan First; and

WHEREAS, Hurleyville Sullivan First is committed to and has been making physical improvements to St. Mary's Church; and

WHEREAS, Hurleyville Sullivan First has requested permission from Sullivan County to tie into the existing drainage system at the Sullivan County Museum and be granted access through the parking lot onto the St. Mary's property; and

WHEREAS, Hurleyville Sullivan First received conceptual approval from DPW Engineering for a drainage/access sketch prepared and submitted by Randy Wasson, P.E. and

WHEREAS, Randy Wasson, P.E., has submitted signed and sealed plans for said drainage/access dated 3/22/11 as modified per correspondence on 4/12/11 which have been approved by DPW Engineering; and

WHEREAS, Hurleyville Sullivan First now requests formal Legislative approval of said plans.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature does hereby approve the proposed drainage/access project as submitted to and approved by DPW Engineering.

Moved by Mrs. Binder, seconded by Mr. Sager, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and declared duly adopted on motion April 21, 2011.

RESOLUTION NO. 175-11 INTRODUCED BY THE MANAGEMENT AND BUDGET COMMITTEE TO AUTHORIZE PREPARATION OF A GRANT APPLICATION UNDER THE NEW YORK STATE DIVISION OF HOMELAND SECURITY & EMERGENCY SERVICES - OFFICE OF INTEROPERABLE AND EMERGENCY COMMUNICATIONS FY2010-2011 STATEWIDE INTEROPERABLE COMMUNICATIONS GRANT (SICG) PROGRAM TO FACILITATE THE DEVELOPMENT, CONSOLIDATION AND /OR IMPROVED OPERATION OF PUBLIC SAFETY COMMUNICATIONS TO SUPPORT AND ENHANCE STATEWIDE INTEROPERABLE COMMUNICATIONS FOR FIRST RESPONDERS.

WHEREAS, the New York State Division of Homeland Security and Emergency Services provides funds to support efforts of emergency management/homeland security; and

WHEREAS, the New York State Division of Homeland Security and Emergency Services – Office of Interoperable and Emergency Communications, administers the FY2010-2011 Statewide Interoperable Communications Grant (SICG) Program to provide funds to facilitate the development, consolidation and / or improved operation of public safety communications to support and enhance statewide interoperable communications for first responders; and

WHEREAS, the Sullivan County Division of Public Safety – Department of Emergency Management seeks to improve public safety communications operations, and to support and enhance statewide interoperable communications for first responders; and

WHEREAS, the Sullivan County Division of Public Safety – Department of Emergency Management wishes to file an application for the SICG program to seek funding to upgrade communications infrastructure to support the development of a regional interoperability communications system; and

WHEREAS, Sullivan County is not required to provide any local cash or in-kind match in support of the SICG program.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Division of Public Safety – Department of Emergency Management is hereby authorized to prepare an application for funding under the NYS DHSES-OIEC SICG program for upgrades to communications infrastructure to support the development of a regional communications interoperability system.

BE IT FURTHER RESOLVED, that the County Manager be and is hereby authorized to sign said SICG program application on behalf of the County; and

BE IT FURTHER RESOLVED, that if awarded SICG program funding, that the County Manager be and is hereby authorized to execute any and all necessary documents to accept the SICG program grant award and access the funding, in such form as the County Attorney shall approve; and

BE IT FURTHER RESOLVED, that if awarded SICG program funding, the Sullivan County Division of Public Safety – Department of Emergency Management, shall administer the funds and the SICG program; 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 by the use of this funding.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and declared duly adopted on motion
April 21, 2011.

RESOLUTION NO. 176-11 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE TO AUTHORIZE COUNTY MANAGER TO ENTER INTO AGREEMENT FOR THE PROVISION OF CONSUMER DIRECTED PERSONAL ASSISTANCE PROGRAM (CDPAP), PERSONAL CARE, MEDICAL ASSISTANCE PROGRAM RELATED SERVICES FOR PERIOD FROM JANUARY 1, 2011 THROUGH DECEMBER 31, 2011

WHEREAS, the County of Sullivan, through the Department of Family Services, is required to arrange for the provision of various Medical Assistance (MA or Medicaid) program services for eligible Sullivan County individuals, and

WHEREAS, the Department of Family Services desires to contract with Any-Time Home Care, Inc for Consumer Directed Personal Assistance Program (CDPAP), Personal Care Services, Medical Assistance, and

WHEREAS, payments for the aforementioned services shall be made at New York State approved rates.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature does hereby authorize the County Manager to execute an agreement for the provision of Consumer Directed Personal Assistance Program (CDPAP), Personal Care Services, Medical Assistance program services, as detailed above, for the period from January 1, 2011 through December 31, 2011; and

BE IT FURTHER RESOLVED, that the form of said contracts will be approved by the Sullivan County Law Office.

Moved by Mrs. Binder, seconded by Mr. Sager, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and declared duly adopted on motion
April 21, 2011.

RESOLUTION NO. 177-11 INTRODUCED BY HEALTH & FAMILY SERVICES COMMITTEE TO AUTHORIZE CONTRACTS FOR THE PROVISION OF SERVICES WITH NEW YORK STATE EDUCATION DEPARTMENT AUTHORIZED AND/OR NEW YORK STATE DEPARTMENT OF HEALTH APPROVED PROVIDERS

WHEREAS, Resolution Number 196-08 adopted on May 15, 2008 authorized the County Manager to execute a Pre-School contract renewal with Pine Bush Central School, Special Programs, and

WHEREAS, Resolution Number 196-08 erroneously listed "Related Services/Speech Therapy" instead of "Preschool Related Services", which includes all New York State Department of Health (NYS DOH) approved and New York State Education Department (NYSED) authorized Preschool Related Services; and

WHEREAS, both parties intended the agreement to allow for the provision of all NYS DOH approved and/or NYSED authorized Preschool Related services as needed; and

WHEREAS, DOH approved and/or NYSED authorized Preschool Related services other than just Speech Therapy have been needed during the term of the agreement 7/1/2008-6/30/2011.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be authorized to enter into a modification agreement with Pine Bush Central School District for the provision of any NYS DOH approved and/or NYSED authorized Preschool Related services as needed with this replacement resolution, and

BE IT FURTHER RESOLVED, that the form of such agreement be approved by the Sullivan County Department of Law.

Moved by Mrs. Binder, seconded by Mr. Sager, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion**
April 21, 2011.

RESOLUTION NO. 178-11 INTRODUCED BY THE PUBLIC WORKS COMMITTEE TO AUTHORIZE EXECUTION OF CONTRACT

WHEREAS, pursuant to Section 12 of the Highway Law relating to control of snow and ice on state highways in towns and incorporated villages, the County of Sullivan has previously entered into an agreement with the State of New York for such purposes; and

WHEREAS, the State of New York has prepared an agreement to extend the previous fixed lump sum municipal snow and ice agreement with maps of affected state highways for the season July 1, 2010 through June 30, 2011; and

WHEREAS, the Public Works Committee has discussed and the Commissioner of Public Works has recommended the acceptance of this extension agreement for contract price of \$144,846.43, plus any adjustments increasing this amount.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is hereby authorized and directed on behalf of the County of Sullivan to execute the extension of the Snow and Ice Agreement between New York State Department of Transportation and the "County of Sullivan" for the period commencing July 1, 2010 through June 30, 2011 said contract to be in such form as the County Attorney shall approve.

Moved by Mrs. Binder, seconded by Mr. Sager, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion**
April 21, 2011.

RESOLUTION NO. 179-11 INTRODUCED BY GOVERNMENT SERVICES COMMITTEE TO AUTHORIZE AWARD & EXECUTION OF CONTRACT

WHEREAS, proposals were received for SEQRA & NEPA Environmental Assessment for Proposed Public Safety Radio Upgrade Project, and

WHEREAS, The Chazen Companies, 21 Fox Street, Poughkeepsie, NY 12601, is the lowest responsible contractor for such work, and

WHEREAS, the Department of Emergency Management 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 a contract with The Chazen Companies, at a contract price not to exceed \$64,400, and in accordance with the RFP, R-11-02, dated February, 24, 2011 said contract to be in such form as the County Attorney shall approve.

Moved by Mrs. Binder, seconded by Mr. Sager, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and declared duly adopted on motion
April 21, 2011.

RESOLUTION NO. 179-11 INTRODUCED BY GOVERNMENT SERVICES COMMITTEE TO AUTHORIZE AWARD & EXECUTION OF CONTRACT

WHEREAS, proposals were received for SEQRA & NEPA Environmental Assessment for Proposed Public Safety Radio Upgrade Project, and

WHEREAS, The Chazen Companies, 21 Fox Street, Poughkeepsie, NY 12601, is the lowest responsible contractor for such work, and

WHEREAS, the Department of Emergency Management 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 a contract with The Chazen Companies, at a contract price not to exceed \$64,400, and in accordance with the RFP, R-11-02, dated February, 24, 2011 said contract to be in such form as the County Attorney shall approve.

Moved by Mrs. Binder, seconded by Mr. Sager, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and declared duly adopted on motion
April 21, 2011.

RESOLUTION NO. 180-11 INTRODUCED BY THE MANAGEMENT AND BUDGET COMMITTEE TO AUTHORIZE THE COUNTY MANAGER TO EXECUTE A CONTRACT WITH SULLIVAN ALLIANCE FOR SUSTAINABLE DEVELOPMENT

WHEREAS, the County has determined that there is a need for technical assistance from an organization knowledgeable in the field of sustainability to provide general sustainable policy recommendations to the Sullivan County Legislature, and

WHEREAS, Sullivan Alliance for Sustainable Development is a local organization whose efforts in advancing sustainable practices have proven successful in the form of grant procurement and public outreach efforts, and

WHEREAS, it is prudent public policy to dedicate resources for further implementation of the "Green Vision".

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The County Manager is hereby directed to execute a contract with Sullivan Alliance for Sustainable Development to provide technical assistance and other assistance as may be requested and agreed to by both parties. Such assistance is to include funding strategies, information dissemination to the general public and such other activities as the Legislature deems appropriate.
2. The contract period shall be from January 1, 2011 through December 31, 2011.
3. The County Manager is hereby authorized to sign and execute an agreement with Sullivan Alliance for Sustainable Development in an amount not to exceed \$45,000, in a form that is acceptable to the County Attorney.

Moved by Mrs. Binder, seconded by Mr. Sager, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and declared duly adopted on motion
April 21, 2011.

RESOLUTION NO. 181-11 INTRODUCED BY MANAGEMENT & BUDGET COMMITTEE TO AUTHORIZE THE COUNTY MANAGER TO EXECUTE AN ADDITIONAL SOFTWARE LICENSE AGREEMENT WITH NEW WORLD SYSTEMS

WHEREAS, the US Patient Protection and Affordable Care Act of 2010, will require employers to provide informational reporting on each employee's annual Form W-2 of the cost of the health insurance coverage they sponsor for their employees; and

WHEREAS, for the County of Sullivan to comply with this Federal obligation to report this information on the employee's Form W-2, additional software modules must be licensed in the Logos.NET software suite.

NOW, THEREFORE, BE IT RESOLVED that the County Manager is authorized to enter into an additional software license agreement with New World Systems at a cost not to exceed \$35,000, said agreement to be in such form as the County Attorney shall approve.

Moved by Mrs. Binder, seconded by Mr. Sager, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and declared duly adopted on motion April 21, 2011.

RESOLUTION NO. 182-11 INTRODUCED BY MANAGEMENT & BUDGET COMMITTEE TO AUTHORIZE AN AGREEMENT WITH IP LOGIC, INC. FOR CONTINUED IP TELEPHONY/NETWORK MONITORING/MANAGEMENT SERVICES.

WHEREAS, the County, in response to Resolution 379-08, has migrated to a Voice Over Internet Protocol (VoIP) telephone system; and

WHEREAS, as a result of an agreement authorized by resolution 538-08, the County has successfully utilized the network monitoring services of IP Logic, Inc. for the last 24 months; and

WHEREAS, the County will require ongoing IP Telephony/Network Management Services in the form of 24/7/365 real-time proactive monitoring and alert notification, event notification and escalation services, fault/performance support and response to guarantee uptime and quality of service (QOS) for the internal network that the VoIP telephone system traverses; and

WHEREAS, the County desires to continue to outsource these round the clock services that IP Logic, Inc. has successfully provided in the form of IP Telephony/Network Management, Configuration Support and regular on-site account maintenance support.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be authorized to enter into a 24 month continued service support agreement with IP Logic, Inc. for an amount not to exceed \$98,121 per year, said agreement to be in such form as the County Attorney shall approve.

Moved by Mrs. Binder, seconded by Mr. Sager, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and declared duly adopted on motion April 21, 2011.

RESOLUTION NO. 183-11 INTRODUCED BY MANAGEMENT & BUDGET COMMITTEE TO AUTHORIZE 2011 ANNUAL SUPPORT FOR THE ALLEN TUNNEL TAX COLLECTION SYSTEM.

WHEREAS, the Allen Tunnel Tax Collection system provides essential capabilities to support tax collection activities for the County and individual Towns in Sullivan County; and

WHEREAS, the County wishes to continue utilizing the Allen Tunnel Tax Collection System and sponsor its use in the individual towns and receive support as provided for in Schedule A of the proposed January 1, 2011 Allen Tunnel Agreement; and

WHEREAS, the Allen Tunnel Corporation will provide 2011 Annual Support for a fee of \$35,370.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is authorized to enter into an annual support agreement for 2011 with Allen Tunnel Corporation at a cost not to exceed \$35,370.

BE IT FURTHER RESOLVED, that said agreements to be in such form as the County Attorney shall approve.

Moved by Mrs. Binder, seconded by Mr. Sager, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and declared duly adopted on motion
April 21, 2011.

RESOLUTION NO. 184-11 INTRODUCED BY THE EXECUTIVE COMMITTEE TO RETAIN STEPHEN DENIGRIS, ESQ. TO REPRESENT THE SULLIVAN COUNTY SHERIFF AND THE COUNTY OF SULLIVAN IN AN ARTICLE 78 PROCEEDING

WHEREAS, the Sullivan County Sheriff ("Sheriff") has requested that the County of Sullivan ("County") retain Stephen G. DeNigris, Esq., to represent the Sheriff and the County in an Article 78 proceeding in Supreme Court, and

WHEREAS, the Article 78 proceeding against the County and the Sheriff was filed by a deputy who was terminated after a disciplinary hearing which Mr. DeNigris handled, and

WHEREAS, because Mr. DeNigris handled the underlying matter and he is fully familiar with all of the proceedings being challenged by the Plaintiff the Sheriff and the County Attorney believe it is in the best interest of the County and the Sheriff that Mr. DeNigris defend the Sheriff and the County in the new Article 78 proceeding, and

WHEREAS, Mr. DeNigris has agreed to represent the County at an hourly rate of \$150.00.

IT IS THEREFORE RESOLVED, that the County Manager and the County Attorney are hereby authorized to execute a Retainer Agreement with Mr. DeNigris.

Moved by Mrs. Binder, seconded by Mr. Sager, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and declared duly adopted on motion
April 21, 2011.

RESOLUTION NO. 185-11 INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE THE COUNTY ATTORNEY TO EXECUTE A RETAINER AGREEMENT WITH MARVIN NEWBERG FOR DEFENSE WORK ON BEHALF OF THE COUNTY OF SULLIVAN

WHEREAS, the County Attorney's Office was served with an Amended Complaint in the Southern District Court of the State of New York, and

WHEREAS, the County Attorney represented the Defendants and the County of Sullivan in the original complaint, and

WHEREAS, the Amended Complaint filed in the Southern District Court removed the County of Sullivan as said Defendant and named four individual Correction Officers, and

WHEREAS, the County Attorney recommends hiring outside counsel for two of the individual Defendants as there is a potential of a conflict of interest since the County of Sullivan is not named in the lawsuit,

WHEREAS, Marvin Newberg, Esq., former Assistant County Attorney, has agreed to represent two individual Defendants in the Southern District Court on an hourly basis at a rate of \$150.00.

IT IS THEREFORE RESOLVED, that the County Attorney is authorized to execute a Retainer Agreement with Marvin Newberg, Esq.

Moved by Mrs. Binder, seconded by Mr. Sager, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and declared duly adopted on motion
April 21, 2011.

**RESOLUTION NO. 186-11 INTRODUCED BY HEALTH AND FAMILY SERVICES
COMMITTEE TO AUTHORIZE A CONTRACT MODIFICATION TO THE 2010-2011
CONTRACT BETWEEN SULLIVAN COUNTY OFFICE FOR THE AGING AND FRANCES S.
CLEMENTE, ATTORNEY AT LAW.**

WHEREAS, the County of Sullivan, through the Office for the Aging, provides mandated Legal Services for senior citizens in Sullivan County, and

WHEREAS, Frances S. Clemente can provide these Legal Services, and

WHEREAS, pursuant to Resolution No. 170-10, adopted by the Sullivan County Legislature on March 18, 2010 the Sullivan County Legislature authorized the County Manager to execute a contract with Frances S. Clemente for provision of mandated legal services for senior citizens at a cost not to exceed \$7,785.00 per contract per year for the period 01/01/10-12/31/11; and

WHEREAS, a contract modification agreement is necessary to increase the amount from \$7,785.00 to 7,859.00 for Frances S. Clemente for provision of mandated legal services for senior citizens for the remainder of the contract period of 01/01/2011-12/21/2011. Set increase was necessary due to amendment in State law.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature does hereby authorize the County Manager to execute a contract modification to the agreement with Frances S. Clemente for the increased amount for provision of mandated legal services for senior citizens not to exceed \$7,859.00 for the remainder of the contract period of 01/01/2011-12/21/2011, subject to approval of the office of the County Manager, and

BE IT FURTHER RESOLVED, that the form of such agreement be approved by the Sullivan County Department of Law.

Moved by Mrs. Binder, seconded by Mr. Sager, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and declared duly adopted on motion
April 21, 2011.

**RESOLUTION NO. 187-11 INTRODUCED BY HEALTH AND FAMILY SERVICES
COMMITTEE TO AUTHORIZE A MODIFICATION AGREEMENT FOR THE PROVISION
OF PREVENTIVE SERVICES**

WHEREAS, the County of Sullivan, through the Department of Family Services, is required to provide certain preventive services for Sullivan County youth and families, and

WHEREAS, Resolution Number 31-11 adopted on January 20, 2011 authorized the County Manager to enter into agreement with Astor Home for Children, Inc for Non-Secure Detention services at a cost not to exceed \$114,610 for the period from January 1, 2011 through December 31, 2011; and

WHEREAS, Astor Home for Children, Inc subsequently notified the Department of Family Services that it's reimbursement rate has increased from \$314 to \$323 per bed-night thereby increasing the required contract not-to-exceed amount from \$114,610 to \$117,895 for the period from January 1, 2011 through December 31, 2011; and

WHEREAS, the Department of Family Services desires to contract with: Astor Home for Children, Inc for Non-Secure Detention services at a cost not to exceed \$117,895 for the period from January 1, 2011 through December 31, 2011

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature does hereby authorize the County Manager to execute a modification agreement with Astor Home for Children, Inc for Non-Secure Detention services at a cost not to exceed \$117,895 for the period from January 1, 2011 through December 31, 2011, and

BE IT FURTHER RESOLVED, that the form of said contract be approved by the Sullivan County Department of Law.

Moved by Mrs. Binder, seconded by Mr. Sager, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion** April 21, 2011.

RESOLUTION NO. 188-11 INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE THE COUNTY ATTORNEY TO TAKE LEGAL ACTION

WHEREAS, the County acquired title to the former Apollo Mall, and

WHEREAS, in 1981 an access easement was granted to the owner of the Apollo Mall, and

WHEREAS, the easement runs with the land, and

WHEREAS, the grantor of the easement has erected a gate restricting one of the two access points covered by the aforesaid easement.

NOW THEREFORE BE IT RESOLVED, that the County Attorney is hereby authorized to take such legal action as may be appropriate to quiet title to the aforesaid easement and to enjoin any future attempt to restrict access over the premises covered by the easement and,

NOW THEREFORE BE IT FURTHER RESOLVED, in conjunction therewith the County Attorney is authorized to obtain such title reports and other material as may be necessary.

Moved by Mr. Sorensen, seconded by Mr. Hiatt, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion** April 21, 2011.

RESOLUTION NO. 189-11 INTRODUCED BY MANAGEMENT & BUDGET COMMITTEE TO AMEND RESOLUTION NUMBER 161-11 TO AUTHORIZE MULTI-YEAR LEASE/ PURCHASE AGREEMENT FOR VIRTUAL DESKTOP STORAGE INFRASTRUCTURE AND SOFTWARE LICENSING REQUIREMENTS

WHEREAS, the Sullivan County Legislature adopted Resolution Number 161-11 on March 17, 2011 authorizing the County Manager to execute a multi-year lease/agreement to initiate and support the virtual desktop infrastructure for terms not to exceed four years, and

WHEREAS, pursuant to Resolution Number 161-11 the County Treasurer was authorized to execute financial documents pertaining to the lease/agreements, and

WHEREAS, the multi-year lease/agreement to be executed by the County Manager and financial documents by the County Treasurer is actually for a term not to exceed five years.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is authorized to enter into lease agreements to initiate and support the virtual desktop infrastructure for terms not to exceed five years in a form approved by the Department of Law, and

BE IT FURTHER RESOLVED, that the County Treasurer is authorized to execute financial documents pertaining to the lease/agreement.

Moved by Mrs. Binder, seconded by Mr. Rouis, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion**
April 21, 2011.

RESOLUTION NO. 190-11 INTRODUCED BY THE PUBLIC SAFETY COMMITTEE TO AUTHORIZE THE PAYMENT OF EXPENSES FOR PRISONERS BOARDED AT COUNTY JAILS OUTSIDE OF SULLIVAN COUNTY.

WHEREAS, the Sullivan County Sheriff is required to house all defendants and prisoners remanded to the jail by our local Courts; and

WHEREAS, the Sullivan County Sheriff's Department has the need to house prisoners out of the County due to medical or Court related issues as well as at times where our local jail is over capacity; and

WHEREAS, neighboring County Sheriffs operate secure facilities that can meet the needs to house said prisoners; and

WHEREAS the Sheriff's office needs to be able to negotiate and transport prisoners in an expeditious manner in these situations;

NOW, THEREFORE, BE IT RESOLVED that the Sullivan County Sheriff is hereby authorized to negotiate per diem housing arrangements with neighboring Counties to house Sullivan County defendants and prisoners, at the best available rates taking into account transportation costs and inmate requirements, strictly on an as needed basis, at rates to be negotiated prior to transfer, and reported upon transfer to the Office of Audit and Control.

NOW, THEREFORE BE IT FURTHER RESOLVED that the Office of Audit and Control shall have the authority to pay expenses when presented, for said housing costs through December 31, 2011

Moved by Mrs. Binder, seconded by Mr. Sager, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion**
April 21, 2011.

RESOLUTION NO. 191-11 INTRODUCED BY GOVERNMENT SERVICES COMMITTEE TO MODIFY RESOLUTION NO. 225-10 WITH CORNERSTONE ENGINEERING, PLLC

WHEREAS, pursuant to Resolution No. 225-10, adopted by the Sullivan County Legislature on April 29, 2010, the County Manager executed a contract dated July 12, 2010 with Cornerstone Engineering, PLLC ("original agreement") for Engineering Services for Preparation & Submittal of Air Quality Reports and Odor Related Issues at the Sullivan County Landfill (R-10-05), and

WHEREAS, the original agreement authorized a one (1) year term with an option for two (2) additional, one year extensions, at an annual contract price not to exceed \$99,994.00.

WHEREAS, Resolution No. 225-10 should be amended to reflect the intention of the parties that Cornerstone Engineering, PLLC, was to be paid \$99,994.00 annually and not \$99,994.00 for the entire length of the original agreement.

NOW, THEREFORE, BE IT RESOLVED, Resolution No. 225-10 should be amended as detailed above.

Moved by Mrs. Binder, seconded by Mr. Sager, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion**
April 21, 2011.

**RESOLUTION NO. 192-11 INTRODUCED BY PUBLIC SAFETY COMMITTEE
TO AUTHORIZE ENTERING INTO AN INTERCOUNTY INTEROPERABLE
COMMUNICATIONS CONSORTIUM AGREEMENT**

WHEREAS, the Sullivan County Legislature has made a commitment to pursue upgrades to the County's Public Safety Radio Communication System, and

WHEREAS, surrounding counties in both the Hudson Valley and Catskills Regions are also in various phases of similar communication upgrade projects, and

WHEREAS, public safety officials have met and discussed opportunities to collaborate on the building of these radio systems to foster the ability for our County's 911 Center and responders to be able to interoperate with one another, and

WHEREAS, Sullivan County has been part of the Hudson Valley Interoperable Communications Consortium consisting of Dutchess, Orange, Rockland, Putnum, Ulster and Westchester County(s), and

WHEREAS, Sullivan County has also been instrumental in the formation of the Catskills Regional Communications Consortium consisting of Delaware, Greene, Otsego, Schoharie, and Ulster County(s), and

WHEREAS, New York State is promoting this approach of "regional radio consortiums" as a requirement to be considered for state grant funding opportunities,

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is authorized to execute an agreement with both the Hudson Valley Interoperable Communications Consortium and the Catskills Regional Interoperable Communications Consortium to memorialize Sullivan County's commitment to work together within these respective consortiums. Such agreement to be in a form as approved by the County Attorney's Office.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and declared duly adopted on motion
April 21, 2011.

**RESOLUTION NO. 193-11 INTRODUCED BY THE GOVERNMENT SERVICES
COMMITTEE TO AUTHORIZE THE ISSUANCE OF A REQUEST FOR PROPOSALS FOR A
PARTIALLY SELF-INSURED HEALTH INSURANCE BENEFITS PROGRAM**

WHEREAS, the County seeks to reduce expenses associated with the health insurance benefits, prescription card, vision benefits, and dental benefits that are provided to County employees and certain retirees; and

WHEREAS, the County has been advised that the New York State Health Insurance Plan (NYSHIP) has projected increasing premiums in 2012 by 16.5%; and

WHEREAS, NYSHIP presently only offers two options, one for single coverage, and one for family coverage, and NYSHIP prohibits the extrapolation of the prescription card from their premiums; and

WHEREAS, the County may realize reduced expenses through a partially self-funded health insurance program by adjusting the coverage categories and procuring prescription card services potentially independent from the health insurance carrier; and

WHEREAS, the County is unable to sustain the current NYSHIP plan, particularly with a projected 16.5% increase over 2011 premium rates, in 2012, without a significant property tax increase, reduction of the County workforce, or the elimination or reduction of services; and

WHEREAS, a number of other New York State counties have experienced a significant reduction in expenses, through a partially self-insured health insurance program; and

WHEREAS, it is both prudent and necessary that the County issue a Request For Proposals for a partially self-insured health insurance program that may include the current comprehensive program of

health insurance benefits, prescription card, vision benefits, and dental benefits that are provided to County employees and certain retirees.

NOW, THEREFORE BE IT RESOLVED, that the County authorizes the issuance of a request for proposals for a partially self-insured health insurance program that may include the current comprehensive program of health insurance benefits, prescription card, vision benefits, and dental benefits that are provided to County employees and certain retirees; and

BE IT FURTHER RESOLVED, that the County Manager is hereby directed and authorized to issue a request for proposals for a partially self-insured health insurance program that may include the current comprehensive program of health insurance benefits, prescription card, vision benefits, and dental benefits that are provided to County employees and certain retirees; and

BE IT FURTHER RESOLVED, that the County Manager shall cause the Request For Proposals for a partially self-insured health insurance program that may include the current comprehensive program of health insurance benefits, prescription card, vision benefits, and dental benefits that are provided to County employees and certain retirees to be received no later than July 1, 2011, providing sufficient time for staff and the Legislature to review the responses and make recommendations prior to the finalization of the 2012 tentative Sullivan County Budget.

Moved by Mr. Sorensen, seconded by Mrs. Binder, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion** April 21, 2011.

RESOLUTION NO. 194-11 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CONVEY PROPERTY IN THE TOWN OF LUMBERLAND KNOWN AS LU5.-10-6, ACQUIRED BY THE COUNTY OF SULLIVAN BY VIRTUE OF THE IN REM TAX FORECLOSURE PROCEEDING FOR THE 2009 LIEN YEAR.

WHEREAS, property located in the Town of Lumberland designated on the Sullivan County Real Property Tax Map as LU5.-10-6, Class 314, being 100.00 x 100.00 +/- feet, located on Oneida Trl, is owned by the County of Sullivan and formerly owned by Lionel F Silvia Jr., and

WHEREAS, Michael Schneider has offered to purchase said property for more than the amount of the delinquent taxes, etc., owed to the County, in the sum of ONE THOUSAND (\$1,000.00) DOLLARS, and

WHEREAS, said property is a small, unbuildable lot and Michael Schneider owns the adjoining parcel, LU5.-10-7, 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 Michael Schneider for One Thousand (\$1,000.00) DOLLARS, and

WHEREAS, the purchaser will be responsible for the recording fees and any other applicable charges, including but not limited to, omitted & pro rata taxes, water and sewer charges, 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 Michael Schneider, upon his payment of \$1,000.00 to the County Treasurer, plus fees for the County Clerk, and

BE IT FURTHER RESOLVED, the purchaser will be responsible for the recording fees and any other applicable charges, including but not limited to, omitted & pro rata taxes and water and sewer charges, if any, and will apply to the Town of Lumberland for the combination of the two properties.

Moved by Mr. Sorensen, seconded by Mr. Sager, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion** April 21, 2011.

RESOLUTION NO. 195-11 OF THE PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE ACCEPTING THE RECOMMENDATIONS OF THE

**SULLIVAN COUNTY SOLID WASTE/RECYCLING FEE GRIEVANCE COMMITTEE
SECOND APPEALS.**

WHEREAS, the Sullivan County Legislature (“Legislature”) Amended Local Law No. 7 of 2009 to Add a New Article VIII Establishing a Solid Waste Recycling Fee, and

WHEREAS, Local Law No. 7 of 2009 as amended provides for a Sullivan County Solid Waste/Recycling Fee Appeals Committee (“Committee”) after reviewing written appeals that have been denied from property owners, that they have an opportunity to personally meet with the Appeal Board, and

WHEREAS, the Committee wishes to report its recommendations to the Legislature, and

WHEREAS, the Committee has personally met with each of the owners on Schedule A, and it recommends denying reduction/elimination of the fee for properties detailed on the Recommended Denial List attached hereto as Appendix “A” and made as part hereof.

NOW, THEREFORE, BE IT RESOLVED, that the Legislature acknowledges receipt of the Committee’s recommendations detailed on Appendix “A”.

BE IT FURTHER RESOLVED, that the Legislature hereby authorizes the Sullivan County Treasurer, on behalf of the Committee to notify the property owners regarding denial of their respective second appeals.

Moved by Mr. Sager, seconded by Mrs. Binder, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion**
April 21, 2011.

**RESOLUTION NO. 196-11 OF THE PLANNING, ENVIRONMENTAL MANAGEMENT AND
REAL PROPERTY COMMITTEE ACCEPTING THE RECOMMENDATIONS OF THE
SULLIVAN COUNTY USER FEE GRIEVANCE COMMITTEE.**

WHEREAS, the Sullivan County Legislature (“Legislature”) adopted Local Law No. 7 of 2009 which established a solid waste user fee, and

WHEREAS, Local Law No. 7 of 2009 provided for a Sullivan County User Fee Grievance Committee (“Committee”) to review written appeals from property owners, and

WHEREAS, the Committee wishes to report its recommendations to the Legislature, and

WHEREAS, the Committee has reviewed appeals and it recommends approving reduction/elimination of the user fee for properties detailed on the Recommended Approval List attached hereto as Appendix “A” and made a part hereof, and

WHEREAS, the Committee has reviewed appeals and it recommends denying reduction/elimination of the user fee for properties detailed on the Recommended Denial List attached hereto as Appendix “B” and made as part hereof.

NOW, THEREFORE, BE IT RESOLVED, that the Legislature acknowledges receipt of the Committee’s recommendations detailed on Appendix “A” and Appendix “B” and hereby ratifies said recommendations contained on Appendix A and B.

BE IT FURTHER RESOLVED, that the Legislature hereby authorizes the Sullivan County Treasurer, on behalf of the Committee to notify the property owners regarding approval/denial of their respective appeals.

Moved by Mr. Sager, seconded by Mrs. Binder, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion**
April 21, 2011.

**RESOLUTION NO. 197-11 OF THE PLANNING, ENVIRONMENTAL MANAGEMENT AND
REAL PROPERTY COMMITTEE ACCEPTING THE RECOMMENDATIONS OF THE
SULLIVAN COUNTY SOLID WASTE/RECYCLING FEE GRIEVANCE COMMITTEE.**

WHEREAS, the Sullivan County Legislature (“Legislature”) Amended Local Law No. 7 of 2009 to Add a New Article VIII Establishing a Solid Waste Recycling Fee, and

WHEREAS, Local Law No. 7 of 2009 as amended provides for a Sullivan County Solid Waste/Recycling Fee Appeals Committee (“Committee”) to review written appeals from property owners, and

WHEREAS, the Committee wishes to report its recommendations to the Legislature, and

WHEREAS, the Committee has reviewed appeals and it recommends approving reduction/elimination of the user fee for properties detailed on the Recommended Approval List attached hereto as Appendix “A” and made a part hereof, and

WHEREAS, the Committee has reviewed appeals and it recommends denying reduction/elimination of the user fee for properties detailed on the Recommended Denial List attached hereto as Appendix “B” and made as part hereof. .

NOW, THEREFORE, BE IT RESOLVED, that the Legislature acknowledges receipt of the Committee’s recommendations detailed on Appendix “A” and Appendix “B” and hereby ratifies said recommendations contained on Appendix A and B.

BE IT FURTHER RESOLVED, that the Legislature hereby authorizes the Sullivan County Treasurer, on behalf of the Committee to notify the property owners regarding approval/denial of their respective appeals.

Moved by Mr. Sager, seconded by Mrs. Binder, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion**
April 21, 2011.

**RESOLUTION NO. 198-11 INTRODUCED BY THE PLANNING, ENVIORNMENTAL
MANAGMEENT AND REAL PROPERTY COMMITTEE TO AUTHORIZED THE SULLIVAN
COUNTY ATTORNEY TO SETTLE LITIGATION WITH RESPECT TO TOWN OF
THOMPSON TAX MAP PARCEL SECTION 3 BLOCK 1 LOT 12**

WHEREAS, the owner of a parcel of real property designated on the Town of Thompson Tax Map as Section 3 Block 1 Lot 12 is a religious corporation using the property for religious purposes (Congregation Machne Ger); and

WHEREAS, the property in question was not exempt from real property taxes for the tax bill in 2009, due to the Town of Thompson’s failure to receive/process an application pursuant to Section 420-a of the Real Property Tax law (although the property owner provides proof of completion and mailing of the application); and

WHEREAS, the owner paid said property taxes in the amount of Fifty Thousand Seven Hundred and Seventeen Dollars and Fifty Eight cents (\$50,717.58) to the County of Sullivan under protest in order to avoid a tax sale; and

WHEREAS, the owner commenced litigation in the Sullivan County Supreme Court seeking judgment in the sum of Fifty Thousand Seven Hundred and Seventeen Dollars and Fifty Eight cents (\$50,717.58) together with interest and penalties arguing that the filing of an application from exemption is not required under Real Property Tax law Section 420-a and further submitting proof that the property was accorded tax exempt status by the Town of Thompson Assessor upon the submission of a renewal application for the subsequent taxable year; and

WHEREAS, the property owner has offered to settle this litigation in its entirety, by the refund of Fifty Thousand Seven Hundred and Seventeen Dollars and Fifty Eight cents (\$50,717.58) with no interest or penalties; and

WHEREAS, the offer of settlement is reasonable under the circumstances and in the best interest of the County of Sullivan.

NOW, THEREFORE, BE IT RESOLVED, that the County Attorney is hereby authorized to settle the litigation by executing a stipulation of settlement and the County Treasurer is hereby directed to refund to the Plaintiff, Congregations Machne Ger, a total refund of Fifty Thousand Seven Hundred and Seventeen Dollars and Fifty Eight cents (\$50,717.58); and

BE IT FURTHER ESOLVED, that the Chairman of the Sullivan County Legislature is hereby authorized to execute any and all documents necessary to settle this litigation.

Moved by Mr. Hiatt, **seconded** by Mrs. Binder, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion** April 21, 2011.

RESOLUTION NO. 199-11 INTRODUCED BY PLANNING, ENVIROMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO AMEND RESOLUTION NO. 153-11 TO CONVEY PROPERTIES IN THE TOWN OF TUSTEN KNOWN AS TU9.-2-5, TU9.-3-2, TU9.-8-5, TU11.-3-4, TU12.-10-2 n/k/a TU12.-10-2.1 & TU12.-10-2.2 ACQUIRED BY THE COUNTY OF SULLIVAN BY VIRTUE OF THE IN REM TAX FORECLOSURE PROCEEDING FOR THE 2009 LIEN YEAR

WHEREAS, properties located in the Town of Tusten designated on the Sullivan County Real Property Tax Map as Tusten 9.-2-5, being 50.00 x 200.00 +/- ft., located on Fourth Street, Tusten 9.-3-2, being 50.00 x 400.00 +/- ft., located on Third Ave, Tusten 9.-8-5, being .23 +/- acre, located on Second Ave, Tusten 11.-3-4, being 1.31 +/- acre, located on Twn Rd 3, a portion of Tusten 12.-10-2 n/k/a Tusten 12.-10-2.1, being 3.5 +/- acre, located on Twn Rd 19, were included in the foreclosure of 2009 liens, and

WHEREAS, the Town of Tusten has offered to purchase said properties for Town purposes, for the amount of delinquent taxes, etc., owed to the County in the sum of ONE THOUSAND NINE HUNDRED FOURTEEN (\$1,914.45) 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 sell the parcels privately to the Town of Tusten for the amount of ONE THOUSAND NINE HUNDRED FOURTEEN (\$1,914.45) DOLLARS, and

WHEREAS, the purchaser will be responsible for the recording fees and any other applicable charges, including but not limited to, omitted & pro rata taxes, 2011 Town/County taxes, water and sewer charges, 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 the Town of Tusten upon payment of ONE THOUSAND NINE HUNDRED FOURTEEN (\$1,914.45) DOLLARS to the County Treasurer, plus fees for the County Clerk, plus the 2011 taxes, except parcel TU12.-10-2.2 which was timely redeemed by its owner, Anthony Ritter and should not have been included in Res. No. 153-11, and

BE IT FURTHER RESOLVED, the purchaser will be responsible for the recording fees and any other applicable charges, including but not limited to, omitted & pro rata taxes and 2011 Town/County taxes and water and sewer charges, if any.

Moved by Mrs. Binder, **seconded** by Mr. Sager, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion** April 21, 2011.

RESOLUTION NO. 200-11 INTRODUCED BY INTRODUCED BY THE PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO SUBMIT A PROPOSAL TO CONTRACT WITH THE TOWN OF HIGHLAND TO ASSIST IN THE UPDATE OF THEIR COMPREHENSIVE PLAN

WHEREAS, the Sullivan County Legislature has supported the creation of the County-wide Sullivan 2020 Strategic Plan; and

WHEREAS, the Sullivan County Legislature passed Resolution No. 52-06 to authorize a technical assistance policy for the Division of Planning to aid municipalities in the County of Sullivan with the development of their comprehensive plans; and

WHEREAS, the Town of Highland has requested assistance to help update their Comprehensive Plan Update, which is consistent with the Sullivan 2020 Strategic Plan and Resolution No. 52-06; and

WHEREAS, the Division of Planning will submit a proposal to the Town of Highland in response to their Request for Proposals to assist in the writing of their Comprehensive Plan Update; and

WHEREAS, if the County's proposal is selected, it will necessary for the County to enter into a contract with The Town of Highland.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature does hereby authorize the Division of Planning and Environmental Management to submit a proposal to the Town of Highland to assist in the writing of their Comprehensive Plan Update; and

BE IT FURTHER RESOLVED, if the County's proposal is selected by the Town of Highland the Sullivan County Legislature does hereby authorize the County Manager to execute a contract for said services with the Town of Highland, said contract to be in a form approved by County Attorney's. The County fee will not exceed \$2500.

Moved by Mrs. Binder, seconded by Mr. Sager, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion** April 21, 2011.

RESOLUTION NO. 201-11 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CORRECT THE 2011 TAX ROLL OF THE TOWN OF COCHECTON FOR TAX MAP #2.-1-55

WHEREAS, an application dated March 30, 2011 having been filed by Joseph McFadden, with respect to property assessed to said applicant on the 2011 tax roll of the Town of Cochecton Tax Map #2.-1-55 pursuant to Section 554 of the Real Property Tax Law, to correct a clerical error on said tax roll resulting from the failure of the Assessor to apply Aged Exemption; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated April 8, 2011 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 a clerical error

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 Mrs. Binder, seconded by Mr. Sorensen, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion** April 21, 2011.

RESOLUTION NO. 202-11 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CORRECT THE 2011 TAX ROLL OF THE TOWN OF COCHECTON FOR TAX MAP #18.-1-10.3

WHEREAS, an application dated January 21, 2011 having been filed by Colleen Clarke and Peter Rizzo, with respect to property assessed to said applicant on the 2011 tax roll of the Town of Cochecton Tax Map #18.-1-10.3 pursuant to Section 554 of the Real Property Tax Law, to correct an error in essential fact on said tax roll resulting from the property having been assessed for the value of an improvement not present on the property prior to taxable status date; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated March 24, 2011 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 Mrs. Binder, seconded by Mr. Sorensen, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion** April 21, 2011.

RESOLUTION NO. 203-11 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CORRECT 2009 TAX ROLL OF THE TOWN OF DELAWARE FOR TAX MAP #12.-1-37.5

WHEREAS, an application dated February 26, 2011 having been filed by Robert Head with respect to property assessed to said applicant on the 2009 tax roll of the Town of Delaware Tax Map #12.-1-37.5 pursuant to Section 556 of the Real Property Tax Law, to correct a clerical error on said tax roll resulting from the failure of the assessor to enter an exemption amount in the computer for a business exemption to which property owner was entitled; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated March 22, 2011 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 a clerical error.

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 and 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 Mrs. Binder, seconded by Mr. Sorensen, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion** April 21, 2011.

RESOLUTION NO. 204-11 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CORRECT 2010 TAX ROLL OF THE TOWN OF DELAWARE FOR TAX MAP #12.-1-37.5

WHEREAS, an application dated February 26, 2011 having been filed by Robert Head with respect to property assessed to said applicant on the 2010 tax roll of the Town of Delaware Tax Map #12.-1-37.5 pursuant to Section 556 of the Real Property Tax Law, to correct a clerical error on said tax roll resulting from the failure of the assessor to enter an exemption amount in the computer for a business exemption to which property owner was entitled; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated March 22, 2011 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 a clerical error.

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 and 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 Mrs. Binder, seconded by Mr. Sorensen, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion** April 21, 2011.

RESOLUTION NO. 205-11 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CORRECT 2011 TAX ROLL OF THE TOWN OF DELAWARE FOR TAX MAP #12.-1-37.5

WHEREAS, an application dated February 26, 2011 having been filed by Robert Head with respect to property assessed to said applicant on the 2011 tax roll of the Town of Delaware Tax Map #12.-1-37.5 pursuant to Section 556 of the Real Property Tax Law, to correct a clerical error on said tax roll resulting from the failure of the assessor to enter an exemption amount in the computer for a business exemption to which property owner was entitled; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated March 22, 2011 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 a clerical error.

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 and 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 Mrs. Binder, seconded by Mr. Sorensen, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion** April 21, 2011.

RESOLUTION NO. 206-11 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CORRECT THE 2011 TAX ROLL OF THE TOWN OF MAMAKATING FOR TAX MAP #46.-1-11

WHEREAS, an application dated March 22, 2011 having been filed by the New York State Mortgage Agency with respect to property assessed to said applicant on the 2011 tax roll of the Town of Mamakating Tax Map #46.-1-11 pursuant to Section 554 of the Real Property Tax Law, to correct an unlawful entry on said tax roll resulting from the failure of assessor to apply exemption to the property pursuant to Public Authorities Law section 2412; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated April 6, 2011 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 unlawful entry.

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 Mrs. Binder, seconded by Mr. Sorensen, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion** April 21, 2011.

RESOLUTION NO. 207-11 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CORRECT 2010 TAX ROLL OF THE TOWN OF MAMAKATING FOR TAX MAP #48.-1-36

WHEREAS, an application dated March 16, 2011 having been filed by Thomas and Mary Nola with respect to property assessed to said applicant on the 2010 tax roll of the Town of Mamakating Tax Map #48.-1-36 pursuant to Section 556 of the Real Property Tax Law, to correct a clerical error on said tax roll resulting from the failure to apply senior rate to the Solid Waste Fee; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated April 8, 2011 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 a clerical error.

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 and 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 Mrs. Binder, seconded by Mr. Sorensen, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and declared duly adopted on motion April 21, 2011.

RESOLUTION NO. 208-11 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CORRECT THE 2009 TAX ROLL OF THE TOWN OF THOMPSON FOR TAX MAP #9.-1-43

WHEREAS, an application dated March 14, 2011 having been filed by American Theological Institute, Inc. with respect to property assessed to said applicant on the 2009 tax roll of the Town of Thompson Tax Map #9.-1-43 pursuant to Section 556 of the Real Property Tax Law, to correct an unlawful entry on said tax roll resulting from the failure of the assessor to grant property exemption pursuant to 420-a of the Real Property Tax Law; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated March 21, 2011 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 unlawful entry.

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 Mrs. Binder, seconded by Mr. Sorensen, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and declared duly adopted on motion April 21, 2011.

RESOLUTION NO. 209-11 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CORRECT THE 2010 TAX ROLL OF THE TOWN OF THOMPSON FOR TAX MAP #9.-1-43

WHEREAS, an application dated March 14, 2011 having been filed by American Theological Institute, Inc. with respect to property assessed to said applicant on the 2010 tax roll of the Town of Thompson Tax Map #9.-1-43 pursuant to Section 556 of the Real Property Tax Law, to correct an unlawful entry on said tax roll resulting from the failure of the assessor to grant property exemption pursuant to 420-a of the Real Property Tax Law; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated March 21, 2011 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 unlawful entry.

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 Mrs. Binder, seconded by Mr. Sorensen, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion** April 21, 2011.

RESOLUTION NO. 210-11 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CORRECT THE 2011 TAX ROLL OF THE TOWN OF THOMPSON FOR TAX MAP #9.-1-43

WHEREAS, an application dated March 14, 2011 having been filed by American Theological Institute, Inc. with respect to property assessed to said applicant on the 2011 tax roll of the Town of Thompson Tax Map #9.-1-43 pursuant to Section 554 of the Real Property Tax Law, to correct an unlawful entry on said tax roll resulting from the failure of the assessor to grant property exemption pursuant to 420-a of the Real Property Tax Law; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated March 21, 2011 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 unlawful entry.

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 Mrs. Binder, seconded by Mr. Sorensen, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion** April 21, 2011.

RESOLUTION NO. 211-11 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CORRECT THE 2009 TAX ROLL OF THE TOWN OF THOMPSON FOR TAX MAP #9.-1-45.2

WHEREAS, an application dated March 14, 2011 having been filed by American Theological Institute, Inc. with respect to property assessed to said applicant on the 2009 tax roll of the Town of Thompson Tax Map #9.-1-45.2 pursuant to Section 556 of the Real Property Tax Law, to correct an unlawful entry on said tax roll resulting from the failure of the assessor to grant property exemption pursuant to 420-a of the Real Property Tax Law; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated March 21, 2011 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 unlawful entry.

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 Mrs. Binder, seconded by Mr. Sorensen, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion** April 21, 2011.

RESOLUTION NO. 212-11 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CORRECT THE 2010 TAX ROLL OF THE TOWN OF THOMPSON FOR TAX MAP #9.-1-45.2

WHEREAS, an application dated March 14, 2011 having been filed by American Theological Institute, Inc. with respect to property assessed to said applicant on the 2010 tax roll of the Town of Thompson Tax Map #9.-1-45.2 pursuant to Section 556 of the Real Property Tax Law, to correct an unlawful entry on said tax roll resulting from the failure of the assessor to grant property exemption pursuant to 420-a of the Real Property Tax Law; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated March 21, 2011 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 unlawful entry.

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 Mrs. Binder, seconded by Mr. Sorensen, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion** April 21, 2011.

RESOLUTION NO. 213-11 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CORRECT THE 2011 TAX ROLL OF THE TOWN OF THOMPSON FOR TAX MAP #9.-1-45.2

WHEREAS, an application dated March 14, 2011 having been filed by American Theological Institute, Inc. with respect to property assessed to said applicant on the 2011 tax roll of the Town of Thompson Tax Map #9.-1-45.2 pursuant to Section 554 of the Real Property Tax Law, to correct an

unlawful entry on said tax roll resulting from the failure of the assessor to grant property exemption pursuant to 420-a of the Real Property Tax Law; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated March 21, 2011 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 unlawful entry.

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 Mrs. Binder, seconded by Mr. Sorensen, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion** April 21, 2011.

RESOLUTION NO. 214-11 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CORRECT THE 2009 TAX ROLL OF THE TOWN OF THOMPSON FOR TAX MAP #13.-1-26

WHEREAS, an application dated March 14, 2011 having been filed by American Theological Institute, Inc. with respect to property assessed to said applicant on the 2009 tax roll of the Town of Thompson Tax Map #13.-1-26 pursuant to Section 556 of the Real Property Tax Law, to correct an unlawful entry on said tax roll resulting from the failure of the assessor to grant property exemption pursuant to 420-a of the Real Property Tax Law; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated March 21, 2011 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 unlawful entry.

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 Mrs. Binder, seconded by Mr. Sorensen, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and declared duly adopted on motion April 21, 2011.

RESOLUTION NO. 215-11 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CORRECT THE 2010 TAX ROLL OF THE TOWN OF THOMPSON FOR TAX MAP #13.-1-26

WHEREAS, an application dated March 14, 2011 having been filed by American Theological Institute, Inc. with respect to property assessed to said applicant on the 2010 tax roll of the Town of Thompson Tax Map #13.-1-26 pursuant to Section 556 of the Real Property Tax Law, to correct an unlawful entry on said tax roll resulting from the failure of the assessor to grant property exemption pursuant to 420-a of the Real Property Tax Law; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated March 21, 2011 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 unlawful entry.

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 Mrs. Binder, seconded by Mr. Sorensen, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and declared duly adopted on motion April 21, 2011.

RESOLUTION NO. 216-11 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CORRECT THE 2011 TAX ROLL OF THE TOWN OF THOMPSON FOR TAX MAP #13.-1-26

WHEREAS, an application dated March 14, 2011 having been filed by American Theological Institute, Inc. with respect to property assessed to said applicant on the 2011 tax roll of the Town of Thompson Tax Map #13.-1-26 pursuant to Section 554 of the Real Property Tax Law, to correct an unlawful entry on said tax roll resulting from the failure of the assessor to grant property exemption pursuant to 420-a of the Real Property Tax Law; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated March 21, 2011 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 unlawful entry.

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 Mrs. Binder, seconded by Mr. Sorensen, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion** April 21, 2011.

RESOLUTION NO. 217-11 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CORRECT THE 2009 TAX ROLL OF THE TOWN OF THOMPSON FOR TAX MAP #13.-1-27

WHEREAS, an application dated March 14, 2011 having been filed by American Theological Institute, Inc. with respect to property assessed to said applicant on the 2009 tax roll of the Town of Thompson Tax Map #13.-1-27 pursuant to Section 556 of the Real Property Tax Law, to correct an unlawful entry on said tax roll resulting from the failure of the assessor to grant property exemption pursuant to 420-a of the Real Property Tax Law; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated March 21, 2011 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 unlawful entry.

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 Mrs. Binder, seconded by Mr. Sorensen, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion** April 21, 2011.

RESOLUTION NO. 218-11 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CORRECT THE 2010 TAX ROLL OF THE TOWN OF THOMPSON FOR TAX MAP #13.-1-27

WHEREAS, an application dated March 14, 2011 having been filed by American Theological Institute, Inc. with respect to property assessed to said applicant on the 2010 tax roll of the Town of Thompson Tax Map #13.-1-27 pursuant to Section 556 of the Real Property Tax Law, to correct an unlawful entry on said tax roll resulting from the failure of the assessor to grant property exemption pursuant to 420-a of the Real Property Tax Law; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated March 21, 2011 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 unlawful entry.

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 Mrs. Binder, seconded by Mr. Sorensen, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion** April 21, 2011.

RESOLUTION NO. 219-11 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CORRECT THE 2011 TAX ROLL OF THE TOWN OF THOMPSON FOR TAX MAP #13.-1-27

WHEREAS, an application dated March 14, 2011 having been filed by American Theological Institute, Inc. with respect to property assessed to said applicant on the 2011 tax roll of the Town of Thompson Tax Map #13.-1-27 pursuant to Section 554 of the Real Property Tax Law, to correct an unlawful entry on said tax roll resulting from the failure of the assessor to grant property exemption pursuant to 420-a of the Real Property Tax Law; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated March 21, 2011 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 unlawful entry.

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 Mrs. Binder, seconded by Mr. Sorensen, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and **declared duly adopted on motion** April 21, 2011.

RESOLUTION NO. 220-11 INTRODUCED BY THE SUSTAINABILITY POLICY COMMITTEE AUTHORIZING PREPARATION OF A GRANT APPLICATION UNDER THE BETTER BUILDINGS SUB-GRANTS TO SMALL MUNICIPALITIES PROGRAM

WHEREAS, the New York State Energy Research and Development Authority (“NYSERDA”) provides funding for promotion of the Green Jobs Green New York Program; and

WHEREAS, NYSERDA has issued a Notice of Funding Availability for \$832,787 for the Mid-Hudson Region in 2011 funds with an application deadline of May 17, 2011, inviting eligible applicants to submit proposals for funding; and

WHEREAS, a stated objective of the County’s sustainable development strategy is to promote energy efficiency and resource conservation, as well as to provide education to municipalities with respect to green building standards, renewable energy and other “best practices”; and

WHEREAS, the Sullivan County Office of Sustainable Energy (“OSE”) and the Division of Planning and Environmental Management (“Planning”) would advance these strategies through the promotion of Green Jobs Green New York, which provides energy audits and low interest loans for energy efficiency upgrades to New York homeowners and small business owners; and

WHEREAS, the Better Buildings Sub-Grants to Small Municipalities program allows for 10% of the funding (\$83,278.70) to be utilized for administrative and promotional costs; and

WHEREAS, OSE has issued a Request for Proposals seeking a grant writer/administrator for the Better Buildings Sub-Grants to Small Municipalities, if funds are acquired.

NOW, THEREFORE, BE IT RESOLVED, that OSE is authorized to prepare an application for funding under the 2011 Better Buildings Sub-Grants to Small Municipalities; and

BE IT FURTHER RESOLVED, if awarded, OSE is authorized to administer funds for promotion of the Green Jobs Green New York program in cooperation with the vendor chosen through the RFP process; and

BE IT FURTHER RESOLVED, that the County Manager shall be authorized to sign said grant applications on behalf of the County; and

BE IT FURTHER RESOLVED, that, if awarded, the County Manager 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

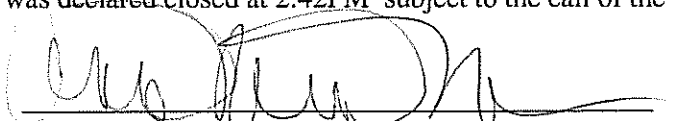
BE IT FURTHER RESOLVED, that, should the funding be terminated, the County shall not be obligated to continue any action undertaken or contemplated to be undertaken for the use of this funding.

Moved by Mrs. Binder, seconded by Mr. Sorensen, put to a vote with Mrs. LaBuda, Mr. Wood and Mr. Armstrong absent, unanimously carried and declared duly adopted on motion
April 21, 2011.

Mrs. Goodman moved to go into a brief Executive Session at 2:31PM to discuss contract negotiations, seconded by Mrs. Binder, put to a vote and carried.

Mrs. Binder moved to come out of Executive Session at 2:42PM, seconded by Mr. Sager, put to a vote and carried.

There being no further business, Mrs. Binder moved to adjourn, seconded by Mrs. Goodman, put to a vote and carried. The Regular Meeting was declared closed at 2:42PM subject to the call of the Chairman.



ANNMARIE MARTIN, Clerk of the Legislature