

Sullivan County Legislature

Regular Meeting

May 15, 2014 at 2:00PM

The Regular Meeting of the County Legislature was called to order at 2:03PM by Chairman Samuelson with the Pledge of Allegiance.

Roll Call indicated all legislators present.

Chairman Samuelson presented a signed proclamation to Joan Howard, Chair of the Cornell Cooperative Extension Board for Cornell Cooperative Extension's 100th Anniversary.

Proclamation

WHEREAS, for 100 years Cooperative Extension (CCE) of Sullivan County has provided programs and services that bring together university research based education, local experience, highly- trained staff and volunteers to improve the quality of life for all Sullivan County residents and

WHEREAS, CCE has a relationship with county government that constitutes a unique partnership among the federal, state and county governments, Cornell University and the land grant colleges and university system and

WHEREAS, CCE of Sullivan County offers programs in agriculture, natural resources, horticulture, 4-H youth development, nutrition, care-giving, family and consumer sciences, community and economic development and

WHEREAS, Cooperative Extension programs are as integral and important part to Sullivan County's economic well-being as they were in 1914 and

WHEREAS, CCE Sullivan County will continue to evolve, and provide innovative programs that meet the challenging needs of the county and its diverse populations by employing the latest technology, research based education and practical grass roots solutions.

NOW, THEREFORE, the Sullivan County Legislature hereby proclaims **2014 CCE Sullivan County Centennial** year with congratulations and best wishes for the next 100 years.

Dated: May 15, 2014

Scott B. Samuelson, Chairman

Kathleen M. LaBuda, Majority Leader

Kitty M. Vetter, Vice-Chair

District 2 Legislator

District 3 Legislator

Jonathan F. Rouis
District 4 Legislator

Cindy M. Kurpil Gieger
District 5 Legislator

Cora A. Edwards
District 6 Legislator

Eugene L. Benson
District 7 Legislator

Ira M. Steingart
District 8 Legislator

Alan J. Sorensen, Minority Leader
District 9 Legislator

There was a presentation to all the 2014 Valedictorians of Sullivan County High Schools. District Superintendent Larry Thomas announced each school's Superintendent.

ELDRED CENTRAL SCHOOL

Dayna Herling Valedictorian
Scott Krebs HS Principal

FALLSBURG CENTRAL SCHOOL

Rafael Olan Valedictorian
Dr. Ivan Katz Superintendent
Michael Williams HS Principal

LIBERTY CENTRAL SCHOOL

Katarina Manzi Valedictorian
Dr. William Silver Superintendent
Jack Strassman HS Principal

LIVINGSTON MANOR CENTRAL SCHOOL

Farrah Mills Valedictorian
Sandra Johnson HS Principal

MONTICELLO CENTRAL SCHOOL

Daniel Teplesky Superintendent
Lori Orestano-James HS Principal

ROSCOE CENTRAL SCHOOL

John Evans Superintendent

SULLIVAN WEST CENTRAL SCHOOL DISTRICT

Margaret Tenbus HS Principal

TRI-VALLEY CENTRAL SCHOOL

Alexandria Brooks Valedictorian
Thomas Palmer Superintendent
Robert Peters HS Principal

The Clerk Read the following communications:

1. Sullivan County Debt Statement filed by County Treasurer Ira J. Cohen on May 9, 2014.

2. Records Destruction Notification filed by Adult Care Center on May 1st, and DFS Accounting on May 9th.
3. Letter dated May 7, 2014 from the Town of Mamakating requesting the County of Sullivan to grant them to purchase the former Homowack Hotel
4. Letter dated May 13, 2014 from Eugene Iannillo about his opposition of IDA Tax Abatements
5. Copy of a resolution adopted by the Village of Monticello authorizing their Spring Clean Up
6. Letter from NYSDOT regarding the replacement project US Route 209, Connection Road, State Routes 26, 34, and 10
7. Chairman Samuelson's appointments to the Sullivan County Trail Task Force

Chairman Samuelson recognized the following speaker:

1. Ken Walter

Business in Order:

RESOLUTION NO. 174 -14 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO AUTHORIZE A PUBLIC HEARING FOR THE INCLUSION OF ADDITIONAL PARCELS INTO AGRICULTURAL DISTRICT NO. 4.

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

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature does hereby authorize holding a public hearing on Thursday, June 19, 2014 at 4:15 pm in the Legislative Hearing Room of the Sullivan County Government Center, 100 North Street, Monticello, New York regarding the inclusion of the parcels listed on Schedule A into Agricultural District No. 4; and

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

Moved by Mr. Benson, seconded by Mr. Sorensen, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

**COUNTY OF SULLIVAN
NOTICE OF PUBLIC HEARING**

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Sullivan County Legislature on Thursday, June 19, 2014 at 4:15 pm in the Legislative Hearing Room of the Sullivan County Government Center, Monticello, New York to consider the recommendations of the Agricultural and Farmland Protection Board and the County Planning Commissioner to modify the Agricultural District No. 4 to add parcels as contained on the Sullivan County Tax Maps on May 5, 2014 and designated as follows:

SCHEDULE A

As portrayed on the Sullivan County Tax Maps on May 5, 2014.

RESOLUTION 175-14 INTRODUCED BY THE PERSONNEL COMMITTEE TO APPOINT JANET M. YOUNG AS COMMISSIONER OF MANAGEMENT AND BUDGET

WHEREAS, the County Manager has recommended the appointment of Janet M. Young for the position of Commissioner of Management and Budget; and

WHEREAS, Janet M. Young possesses all of the qualifications required for Commissioner of Management and Budget.

NOW THEREFORE, BE IT RESOLVED, that Janet M. Young be appointed Commissioner of Management and Budget effective immediately; and

BE IT FURTHER RESOLVED, that the salary for Commissioner of Management and Budget be set at \$92,000.00.

Moved by Mrs. LaBuda, seconded by Mr. Sorensen, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

RESOLUTION NO. 176-14 INTRODUCED BY THE PUBLIC WORKS COMMITTEE TO AUTHORIZE THE ACCEPTANCE OF A DONATION FROM THE GERRY FOUNDATION FOR COSTS ASSOCIATED WITH THE RENOVATION OF TERMINAL BUILDING AT THE SULLIVAN COUNTY INTERNATIONAL AIRPORT

WHEREAS, the Division of Public Works (*DPW*), identified a need for capital cost renovations and repairs of the Sullivan County International Airport (*SCIA*) Terminal Building; and

WHEREAS, the County has received a Community Capital Assistance Program (*CCAP*) Grant through Dormitory Authority of the State of NY (*DASNY*), a reimbursement program grant, made available by the NYS Assembly and Senate in the amount of \$175,000.00; and

WHEREAS, the Gerry Foundation offered to provide funding to cover any costs associated with the renovation of the SCIA Terminal Building in excess of the Grant amount; and

WHEREAS, it is in the best interest of the county to accept the offer from the Gerry Foundation in an amount not exceed \$2,500.00.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The County of Sullivan gratefully accepts the donation of (not to exceed) \$2,500.00 from the Gerry Foundation to cover costs associated with the renovation of the SCIA Terminal Building in excess of the Grant amount.
2. The Sullivan County Legislature hereby expresses its sincere appreciation and gratitude to the Gerry Foundation and directs that the Clerk to the Legislature send the Gerry Foundation a certified copy of this resolution.

Moved by Mr. Rouis, seconded by Mrs. LaBuda, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

**RESOLUTION NO 177-14 INTRODUCED BY HEALTH & FAMILY SERVICES COMMITTEE
TO AMEND RESOLUTION NO. 134-14**

WHEREAS, the County of Sullivan, through the Department of Community Services (DCS) Local Government Unit (LGU) has a Memorandum of Understanding (MOU) with the New York State Department of Health (DOH), the Office of Mental Health (OMH), the Office for People with Developmental Disabilities (OPWDD), the Office of Alcoholism and Substance Abuse Services (OASAS); and

WHEREAS, Resolution No. 134-14 authorizes said MOU through December 31, 2015; and

WHEREAS, it was intended to state that the MOU would remain in effect until March 31, 2019.

NOW, THEREFORE, BE IT RESOLVED, the Sullivan County Legislature hereby amends Resolution No. 134-14 to reflect an MOU end date of March 31, 2019.

Moved by Mr. Benson, seconded by Ms. Vetter, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

**RESOLUTION NO. 178-14 INTRODUCED BY THE PUBLIC WORKS COMMITTEE TO
AUTHORIZE THE ACCEPTANCE OF AN AVIATION CAPITAL GRANT PROGRAM OFFER
FROM THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION (NYSDOT) FOR
THE SULLIVAN COUNTY INTERNATIONAL AIRPORT (SCIA) FOR PURCHASE OF THE
EXISTING 15 BAY T-HANGAR BUILDING AT SCIA (“THE PROJECT”)**

WHEREAS, Mr. Benton currently holds the lease for the 15 Bay T-Hangar of which an original construction cost and improvements has been determined to be approximately \$530,000.00 in year 2004; and

WHEREAS, Mr. Benton’s lease agreement with the County has twenty years remaining on a thirty year lease; and

WHEREAS, Mr. Benton has a offered to sell the 15 Bay T-Hangar to the County for a purchase price of \$300,000.00, subject to the results of an appraisal to determine the value of the hangar; and

WHEREAS, the Sullivan County Division of Public Works applied for a grant to fund the purchase of the hangar at SCIA under Aviation Capital Grant Program through the NYSDOT; and

WHEREAS, the NYSDOT has approved the Purchase and extended a grant offer in the amount of \$310,000.00 to purchase the hangar, subject to the results of an appraisal; and

WHEREAS, the grant is issued at 90% State participation and 10% County participation.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature approves the Purchase of the Hangar and authorizes the County Manager to execute all necessary contracts in order to accept the grant, said contracts to be in such form as the County Attorney shall approve, on behalf of the County with the NYSDOT, in connection with the Project; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be filed with the NYSDOT by attaching it to any necessary contracts in connection with the Project; and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

Moved by Mr. Rouis, seconded by Mrs. LaBuda, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

RESOLUTION NO. 179-14 INTRODUCED BY THE PUBLIC SAFETY COMMITTEE TO AUTHORIZE THE COUNTY MANAGER TO APPLY AND ACCEPT A STATE HOMELAND SECURITY PROGRAM (SHSP) 2014 GRANT AWARD FROM THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

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 provides funds for the law enforcement community to support their terrorism prevention and preparedness efforts; and

WHEREAS, Sullivan County has been awarded a \$210,000.00 reimbursable, two part grant from the New York State Division of Homeland Security and Emergency Services SHSP 2014; and

WHEREAS, Sullivan County has been awarded \$157,500.00 from the State Homeland Security Program for support planning, equipment, training and exercise needs associated with preparedness and prevention activities; and

WHEREAS, Sullivan County has been awarded \$52,500.00 from the State Law Enforcement Terrorism Prevention Program (SLETPP) for the law enforcement community to support their terrorism prevention and preparedness efforts; and

WHEREAS, Sullivan County is not required to provide any local cash match.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and is hereby authorized to execute any and all necessary documents to accept the grant award and access the funding retroactively to August 31, 2014 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 by the use of this grant funding.

Moved by Mrs. LaBuda, seconded by Mrs. Edwards, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

RESOLUTION NO. 180-14 INTRODUCED BY PUBLIC SAFETY COMMITTEE TO ACCEPT FISCAL YEAR 2014 EMERGENCY MANAGEMENT PERFORMANCE GRANT (EMPG)

WHEREAS, the Emergency Management Performance Grant, administered by the NYS Division of Homeland Security and Emergency Services/ Federal Grant Program Administration Unit, provides funding to cover a portion of the Commissioner of Public Safety's salary; and

WHEREAS, the grant award for Fiscal Year 2014 is in the amount of \$34,265.00 for the period of performance of October 1, 2014 through September 30, 2015; and

WHEREAS, Sullivan County is required to provide a local match equal to the funding award amount of \$34,265.00 – for a total project cost of \$68,530.00.

NOW, THEREFORE, BE IT RESOLVED, that the County Legislative Chairman and / or the County Manager (*as required by the funding source*) be and is hereby authorized to execute any and all necessary documents to submit the application paperwork, accept the grant award and access the funding, 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 by the use of this grant funding.

Moved by Mr. Benson, seconded by Mr. Sorensen, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

RESOLUTION NO 181-14 INTRODUCED BY HEALTH & FAMILY SERVICES COMMITTEE TO APPROVE ALLOCATION OF COUNTY FUNDS TO YOUTH PROGRAMS

WHEREAS, the County of Sullivan contracts with various agencies for services to youth through the Sullivan County Youth Bureau; and

WHEREAS, the County of Sullivan has appropriated \$27,600 in the 2014 Sullivan County budget to provide funding to such agencies for their programs; and

WHEREAS, the Sullivan County Youth Bureau recommends the allocation of such funds to the following projects, in amounts not to exceed those listed:

Sullivan County Soap Box Derby	\$ 1,500
YMCA	\$17,600

Town of Bethel Youth Recreation	\$ 1,000
Town of Cochection Youth Recreation	\$ 1,000
Town of Fallsburg Youth Recreation	\$ 750
Town of Forestburgh Youth Recreation	\$ 1,000
Town of Highland Youth Recreation	\$ 1,000
Town of Lumberland Youth Recreation	\$ 1,000
Town of Mamakating Youth Recreation	\$ 750
Town of Rockland Youth Recreation	\$ 1,000
Town of Tusten Youth Recreation	\$ 1,000
Total County Funds	\$27,600

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature, for the County of Sullivan, approve the allocation to the aforementioned list of projects; and

BE IT FURTHER RESOLVED, that the County Manager be and hereby is authorized to execute any and all necessary documentation and papers in connection herewith, in such form as approved by the Sullivan County Department of Law.

Moved by Mr. Benson, seconded by Mr. Sorensen, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

Proposals for Youth Bureau/County-funded programs, 2014

- **SC Soap Box Derby:** Youth ages 7–19 build Soap Box Derby cars, learn construction techniques, participate in formal racing practices, and then race under the supervision 75 – 100 volunteers. Participating youth have been recruited from Sullivan County School Districts and four fire department districts. In addition to learning construction skills with the tutelage of adult mentors, participating youth learn sportsmanship, teamwork, and safety practices, and build a sense of connection with the community.
- **YMCA:** Targeting youth ages 8–17 at risk due to environmental factors, YMCA program components Beat the Streets and Kids Night Out will engage youth in age-appropriate club-style positive activities. Activities will include recreation, arts, sports, leadership development, conflict resolution, and community involvement. Youth will be engaged at every level, including establishing guidelines, and family input will be solicited as well.
- **Town of Bethel Youth Recreation:** Summer swim program, in summer camp context with arts, crafts, sports, field trips.
- **Town of Cochection Youth Recreation:** Year-round trips to sporting events, museums, canoeing, cultural events; hands-on creative and practical workshops.
- **Town of Fallsburg Youth Recreation:** Year-round swimming program, special events, trips.
- **Town of Forestburgh Youth Recreation:** Summer swim, arts and crafts, trips, community-resource presentations, Forestburgh Playhouse; winter skiing.
- **Town of Highland Youth Recreation:** Summer sports, creative crafts, science and nature exploration, cooking, reading, community service and beautification, workshops, trips.
- **Town of Lumberland Youth Recreation:** Summer arts and crafts, science and nature exploration,

- games and fitness, trips, evening stargazing, and other activities for families, children, and teens.
- **Town of Mamakating Youth Recreation:** Year-round trips and events: fishing derby, 3D archery, ice-skating, holiday parties, cultural field trips, and craft workshops; basketball, volleyball, karate, and baton twirling programs.
 - **Town of Rockland Youth Recreation:** Livingston Manor Rotary Ice Carnival, instruction in ice skating, free skating all winter and an end-of-season party and trip.
 - **Town of Tusten Youth Recreation:** Series of year-round cultural or holiday events, parties, workshops, and field trips.

RESOLUTION NO. 182-14 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE TO ENTER INTO AN AGREEMENT WITH OPEN DOOR FAMILY MEDICAL CENTER, INC. A/K/A HUDSON VALLEY CARE COALITION TO PROVIDE HEALTH HOME SERVICES.

WHEREAS, the Federal Government has passed the Patient Protection & Affordable Care Act; and

WHEREAS, a provision of the Patient Protection & Affordable Care Act allows states to develop and implement Health Homes; and

WHEREAS, New York State has developed and provided Health Homes covering Medicaid Individuals with two (2) or more chronic conditions, one of which is a serious mental illness; and

WHEREAS, the County of Sullivan, through the Department of Community Services (DCS), has a need to enter into an agreement with Open Door Family Medical Center, Inc. a/k/a Hudson Valley Care Coalition, Inc. to provide Health Home Services, to include but not limited, to Care Management Services.

NOW, THEREFORE, BE IT RESOLVED, the Sullivan County Legislature authorizes the County Manager to execute an agreement for the period of April 1, 2013 through December 31, 2015 between the Department of Community Services and Open Door Family Medical Center, Inc. a/k/a Hudson Valley Care Coalition; and

BE IT FURTHER RESOLVED, that said agreement be in a form approved by the Sullivan County Attorney's Office.

Moved by Mr. Rouis, seconded by Mrs. LaBuda, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

RESOLUTION NO. 183-14 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE TO EXECUTE AN AGREEMENT WITH HUDSON RIVER HEALTHCARE, INC. TO PROVIDE HEALTH HOME SERVICES.

WHEREAS, the Federal Government has passed the Patient Protection & Affordable Care Act; and

WHEREAS, a provision of the Patient Protection & Affordable Care Act allows states to develop and implement Health Homes; and

WHEREAS, New York State has developed and provided Health Homes covering Medicaid Individuals with two (2) or more chronic conditions, one of which is a serious mental illness; and

WHEREAS, the County of Sullivan, through the Department of Community Services (DCS), has a need to enter into an agreement with Hudson River Healthcare, Inc. to provide Health Home Services, to include but not limited to Care Management Services; and

NOW, THEREFORE, BE IT RESOLVED, the Sullivan County Legislature authorizes the County Manager to execute an agreement for the period of April 1, 2013 through December 31, 2015 between the Department of Community Services and Hudson River Healthcare, Inc.; and

BE IT FURTHER RESOLVED, that said agreement be in a form approved by the Sullivan County Attorney's Office.

Moved by Mr. Rouis, seconded by Mrs. LaBuda, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

RESOLUTION 184-14 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE TO ENTER INTO AN AGREEMENT WITH ALDEPHI UNIVERSITY TO ALLOW STUDENTS TO PARTICIPATE IN A FEDERAL WORK-STUDY PROGRAM.

WHEREAS, the County of Sullivan, through the Department of Community Services (DCS) desires to enter into a contract with Adelphi University to allow students to intern at the Community Services facility under the Federal Work-Study Program; and

WHEREAS, said agreement to have an effective date of April 1, 2014 through August 31, 2014 with optional yearly renewals, as needed.

NOW, THEREFORE, BE IT RESOLVED, the Sullivan County Legislature authorizes the County Manager to enter into an agreement with Adelphi University for the period of April 1, 2014 through August 31, 2014, with optional yearly renewals to allow DCS to participate in the Federal Work-Study Program.

BE IT FURTHER RESOLVED, that said agreement be in a form approved by the Sullivan County Attorney's Office.

Moved by Mr. Rouis, seconded by Mrs. LaBuda, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

RESOLUTION NO. 185-14 INTRODUCED BY THE PUBLIC SAFETY AND LAW ENFORCEMENT COMMITTEE TO AUTHORIZE THE COUNTY MANAGER TO ENTER INTO AN INTER-MUNICIPAL AGREEMENT WITH THE COUNTY OF ROCKLAND (ROCKLAND COUNTY) TO ACCEPT THE COUNTY OF SULLIVAN'S (SULLIVAN COUNTY) PORTION OF A HAZMAT GRANT AWARD FROM THE NYS OFFICE OF HOMELAND SECURITY

WHEREAS, funding was made available for FY2013 Hazmat Grants by the NYS Office of Homeland Security for the States Hazardous Material Response Teams; and

WHEREAS, a requirement to submit an application for a Hazmat Grant is, it has to be a regional application; and

WHEREAS, Rockland County has applied for the FY2013 Hazmat Grant as the "submitting partner/fiduciary agent"; and

WHEREAS, Sullivan County, Orange County and Ulster County have applied with Rockland County as the "non-submitting partners", and need to enter into an inter-municipal agreement with Rockland County to accept their portion of the Hazmat Grant award, at no cost to the counties; and

WHEREAS, the inter-municipal agreement is made under the authority of Article 5-G of the NYS General Municipal Law; and

WHEREAS, Rockland County, as the "submitting partner" was awarded \$70,925.00 for the region, and will administer a portion of the award to the "non-submitting partners; and

WHEREAS, Sullivan County's portion of the \$70,925.00 award is \$11,925.00 to be used for the acquisition of hazmat equipment; and

WHEREAS, Sullivan County agrees to accept \$11,925.00 of the FY13 Hazmat award from Rockland County for the acquisition of hazmat equipment, which procurement shall be made in accordance with the terms and conditions set forth in the FY2013 Hazmat Grant Agreement between the State of New York, and Rockland County, NYS Law and Sullivan County Policy.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and is hereby authorized to execute and enter into the inter-municipal agreement with Rockland County specific to FY2013 Hazmat Grant, 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 by the use of this grant funding.

Moved by Mr. Rouis, seconded by Mrs. LaBuda, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

RESOLUTION NO. 186-14 INTRODUCED BY THE PUBLIC WORKS COMMITTEE TO AUTHORIZE AN AGREEMENT FOR CONSULTANT INSPECTION SERVICES FOR THE COUNTY BRIDGE 359 REPLACEMENT PROJECT

WHEREAS, County Bridge No. 359 on County Road 179A (Old Rte 17) over the Beaver Kill, located in the Town of Rockland, will be replaced under contract; and

WHEREAS, consultant inspection services are required to make certain the project is constructed by the contractor in accordance with the County's plans and specifications; and

WHEREAS, the project is eligible for 100% State funding through the Consolidated Highway Improvement Program (CHIP's) funding program; and

WHEREAS, the Division of Public Works recommends the award of an agreement for consultant engineering services to the firm of Delta Engineers, Architects & Land Surveyors, PC on the basis of qualifications.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is authorized to execute an Agreement for consulting engineering services with Delta Engineers, at a cost not to exceed \$ 149,000.00, said contract to be in such form as the County Attorney shall approve.

Moved by Mr. Rouis, seconded by Mrs. LaBuda, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

RESOLUTION NO. 187-14 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, 2013 through June 30, 2014; 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 \$153,880.81, 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, 2013 through June 30, 2014 said contract to be in such form as the County Attorney shall approve.

Moved by Mr. Rouis, seconded by Mrs. LaBuda, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

RESOLUTION NO. 188-14 INTRODUCED BY THE PUBLIC WORKS COMMITTEE

TO AUTHORIZE THE AWARD OF AN ENGINEERING SERVICES CONTRACT FOR THE DESIGN, PERMITTING AND PREPARATION OF BID DOCUMENTS FOR THE ON-SITE NON-POTABLE WATER SYSTEM TO SERVE THE SULLIVAN COUNTY INTERNATIONAL AIRPORT

WHEREAS, Resolution No. 341-09 authorized the County Manager to apply for and execute a Business Development Grant with the New York State Department of Transportation; and

WHEREAS, a grant has been fully executed in the amount of \$1,135,000.00; and

WHEREAS, the grant is issued at 90% participation rate from the New York State Transportation Bond Act Business Development Grant Program funded by the Rebuild and Renew New York State Transportation Bond Act of 2005 and 10% County Participation; and

WHEREAS, the County has completed a qualifications-based selection process for an Airport Consultant; and

WHEREAS, under the qualifications-based selection process the County has retained Passero Associates and recommends the award of the engineering services contract to Passero Associates.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature authorizes the County Manager to sign the necessary agreements, contracts and documentation, in such form as the County

Attorney shall approve, to retain the services of Passero Associates for a contract amount not to exceed \$26,900.00 for Engineering services Final Phase of the Water Distribution Project - Non-Potable Water Design, Permitting and preparation of Bid Documents; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be filed with the NYSDOT by attaching it to any necessary agreements in connection with this project; and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

Moved by Mr. Rouis, seconded by Mrs. LaBuda, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

RESOLUTION NO 189-14 INTRODUCED BY GOVERNMENT SERVICES COMMITTEE TO AUTHORIZE AWARD & EXECUTION OF AGREEMENT

WHEREAS, bids were received for Replacement of County Bridge No. 359, BIN 3356300, on County Road 179A over Beaverkill, Town of Rockland, and

WHEREAS, Sullivan County Paving & Construction, Incorporated, 420 Bernas Road, Cohecton, New York 12726, is the responsible bidder for this project, and

WHEREAS, the Sullivan County Division of Public works has approved said bid and recommends that an agreement be executed.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to execute an agreement with Sullivan County Paving & Construction, Incorporated, at a total price not to exceed \$2,087,425.36, for Replacement of County Bridge No. 359, in accordance with B-14-27, said contract to be in such form as the County Attorney shall approve.

Moved by Mr. Rouis, seconded by Mrs. LaBuda, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

RESOLUTION NO. 190-14 INTRODUCED BY GOVERNMENT SERVICES COMMITTEE TO AUTHORIZE AWARD AND EXECUTION OF CONTRACT

WHEREAS, bids were received for 2014 Lawn Mowing Services for various locations throughout the County, and

WHEREAS, in accordance with Resolution No. 428-13, adopted by the Sullivan County Legislature on November 21, 2013, awarded the Stone Arch Bridge Location to Turning Leaves Landscaping, LLC for \$169.00/cut, and

WHEREAS, Turning Leaves Landscaping, LLC, has rescinded their bid for this site, and

WHEREAS, Sazoff & Sons Landscaping, 188 Loomis Road, Liberty, New York 12754, is the next low bid for this site, and

WHEREAS, the Sullivan County Division of Public Works has approved said bid and recommends that contract be executed.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is authorized to execute contracts with Sazoff & Sons Landscaping, at a cost not to exceed \$200.00/cut, in accordance with Bid No. B-13-51, and shall be in such form as the County Attorney shall approve.

Moved by Mr. Rouis, seconded by Mrs. LaBuda, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

RESOLUTION NO. 191-14 INTRODUCED BY GOVERNMENT SERVICES COMMITTEE TO AUTHORIZE AWARD & EXECUTION OF AGREEMENT

WHEREAS, bids were received for Pot and Pan Washer for the Sullivan County Adult Care Center, and

WHEREAS, Second & Broad Street Sales Corporation d/b/a Joseph Flihan Company, 418-426 Broad Street, PO Box 4039, Utica, New York 13504, is the lowest responsible bidder for this equipment, and

WHEREAS, the Sullivan County Adult Care Center has approved said bid and recommends that an agreement be executed.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to execute an agreement with Second & Broad Street Sales Corporation d/b/a Joseph Flihan Company, at a total price not to exceed **\$27,363.00**, for Pot and Pan Washer, in accordance with B-14-21, said contract to be in such form as the County Attorney shall approve.

Moved by Mr. Rouis, seconded by Mrs. LaBuda, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

RESOLUTION NO. 192-14 INTRODUCED BY GOVERNMENT SERVICES COMMITTEE TO AUTHORIZE AWARD & EXECUTION OF AGREEMENT

WHEREAS, bids were received for Exterior Stone Restoration at the Sullivan County International Airport, and

WHEREAS, PCC Contracting, Incorporated, 1861 Chrisler Avenue, Schenectady, New York 12303, is the responsible bidder for this project, and

WHEREAS, the Sullivan County Division of Public works has approved said bid and recommends that an agreement be executed.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to execute an agreement with PCC Contracting, Incorporated, at a total price not to exceed \$72,875.00, for Exterior Stone Restoration at the Sullivan County International Airport, in accordance with B-14-16, said contract to be in such form as the County Attorney shall approve.

Moved by Mr. Rouis, **seconded by** Mrs. LaBuda, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

RESOLUTION NO. 193-14 INTRODUCED BY GOVERNMENT SERVICES COMMITTEE TO AUTHORIZE AWARD & EXECUTION OF AGREEMENT

WHEREAS, bids were received for Vinyl Siding Installation at the Sullivan County International Airport, and

WHEREAS, Wheat & Sons General Contracting, Inc., 301 Dingle Daisy Road, Monticello, New York 12701, is the responsible bidder for this project, and

WHEREAS, the Sullivan County Division of Public works has approved said bid and recommends that an agreement be executed.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to execute an agreement with Wheat & Sons General Contracting, Inc., at a total price not to exceed \$102,900.00, for Vinyl Siding Installation at the Sullivan County International Airport, in accordance with B-14-15, said contract to be in such form as the County Attorney shall approve.

Moved by Mr. Rouis, **seconded by** Mrs. LaBuda, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

**RESOLUTION NO.194-14 INTRODUCED BY GOVERNMENT SERVICES COMMITTEE TO AUTHORIZE
AWARD & EXECUTION OF AGREEMENT**

WHEREAS, bids were received for Resurfacing Portions of Various County Roads and

WHEREAS, Sullivan County Paving & Construction Inc., 420 Bernas Road,
Cochecton, NY 12726, is the lowest responsible bidder for this project, and

WHEREAS, the Sullivan County Division of Public works has approved said bid and recommends
that an agreement be executed.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to
execute an agreement with Sullivan County Paving & Construction, Inc., at a total price not to exceed
\$5,684,483.91, plus the fluctuating cost of asphalt as per "Asphalt price Adjustment" as published by the
PGB Index price and in accordance with B-14-17, said contract to be in such form as the County Attorney
shall approve.

Moved by Mr. Rouis, seconded by Mrs. LaBuda, put to a vote, unanimously carried and declared duly
adopted on motion May 15, 2014.

RESOLUTION 195-14 INTRODUCED BY GOVERNMENT SERVICES COMMITTEE

RESOLUTION TO AUTHORIZE AWARD & EXECUTION OF AGREEMENT

WHEREAS, bids were received for Sullivan County Community College, Road Improvement
Project, PIN 9753.29 – D031632, and

WHEREAS, Sullivan County Paving, Inc., 420 Bernas Road, Cochecton, New York 12726, is the
lowest responsible bidder for this project, and

WHEREAS, the Sullivan County Division of Public works has approved said bid and recommends
that an agreement be executed.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to
execute an agreement with Sullivan County Paving, Inc., at a total price not to exceed **\$ 692,942.91**, in

accordance with B-14-09, dated March 10th, 2014, said contract to be in such form as the County Attorney shall approve.

Moved by Mr. Rouis, seconded by Mrs. LaBuda, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

RESOLUTION NO. 196-14 INTRODUCED BY PUBLIC SAFETY AND LAW ENFORCEMENT COMMITTEE TO ENTER INTO A MEMORANDUM OF AGREEMENT WITH THE TOWN OF LIBERTY

WHEREAS, the Town of Liberty holds a summer day camp for 110 children with registration on a first-come first-served basis and does not reserve spaces in advance; and

WHEREAS, there are children who are residents of the Town of Liberty ("Town") and are eligible to receive public funds to attend the Day Camp; and

WHEREAS, the Town of Liberty is requesting an Memorandum of Agreement between the Town and the County of Sullivan to insure timely payment of registration fees (not to exceed one year from the time of accepting the vouchers) and a "no refund policy" if children do not attend the full camp sessions; and

WHEREAS, the Town Day Camp registration period closes on or before June 13, 2014 depending on when registration is full.

THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby authorized the County Manager to into an Memorandum of Agreement to ensure timely reimbursement (within one year of the voucher being submitted); a no-refund policy if children do not attend; and compliance with Town of Liberty registration policy for Town of Liberty children (residents of Liberty).

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

Moved by Mr. Sorensen, seconded by Mrs. Edwards, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

RESOLUTION NO. 197-14 INTRODUCED BY THE EXECUTIVE COMMITTEE AUTHORIZING AN AGREEMENT WITH THE COUNTY OF SULLIVAN, SULLIVAN COUNTY SHERIFF'S OFFICE AND ID&T/SFX MYSTERYLAND LLC

WHEREAS, ID&T/SFX Mysteryland LLC is hosting an event at Bethel Woods Performing Arts Center on May 23, May 24, May 25 and May, 26, 2014, and

WHEREAS, ID&T/SFX Mysteryland LLC desires to contract with local law enforcement agencies for the purpose of traffic control and other security services, and

WHEREAS, ID&T/SFX Mysteryland LLC is contracting with the New York State Police for the purpose of traffic control and other security services, and

WHEREAS, the County of Sullivan and the Sullivan County Sheriff's Offices is willing enter into an agreement similar to the agreement between ID&T/SFX Mysteryland LLC and the

New York State Police to provide such traffic control and other security services provided that ID&T/SFX Mysteryland LLC reimburses the County of Sullivan for costs incurred therefrom, and

NOW THEREFORE BE IT RESOLVED, that the Sullivan County Legislature hereby authorizes the County Manager to execute an Agreement with the County of Sullivan, the Sullivan County Sheriff's Office and ID&T/SFX Mysteryland LLC wherein the County of Sullivan is reimbursed for costs incurred by the Sullivan County Sheriff's Office for traffic control and other security services from May 23, 2014 through May 26, 2014 in a manner and format similar to the Agreement between ID&T/SFX Mysteryland LLC and the New York State Police, and

BE IT FURTHER RESOLVED, that said Agreement be approved to form by the County Attorney's Office.

Moved by Mrs. LaBuda, seconded by Mr. Benson, put to a vote, unanimously carried as amended and declared duly adopted on motion May 15, 2014.

RESOLUTION NO. 198-14 INTRODUCED BY EXECUTIVE COMMITTEE TO AUTHORIZE THE COUNTY MANAGER TO FILE A REVISED IGNITION INTERLOCK PROGRAM PLAN

WHEREAS, New York State Office of Probation and Correctional Alternatives has adopted a revised Part 358 of NYCRR entitled "Handling of Ignition Interlock cases...," and

WHEREAS, pursuant to 9 NYCRR Section 358.4 the County of Sullivan ("County") must file its revised Ignition Interlock Program Plan ("Plan") with NYS Office of Probation and Correctional Alternatives no later than June 15, 2014, and

WHEREAS, the County developed its revised Plan in consultation with the Director of Probation, the District Attorney, the Stop-DWI Coordinator, County Court Judge Frank J. LaBuda, Town of Delaware Judge John Kramer, The Sullivan Legal Aid Panel, Inc., the County Manager and the County Attorney, and

WHEREAS, the revised Plan is attached hereto and by this reference is made a part hereof,

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby adopts the revised Plan and authorizes the County Manager to execute the Plan and file it with the NYS Office of Probation and Correctional Alternatives.

Moved by Mrs. LaBuda, seconded by Mr. Benson, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.



New York State
Division of Criminal Justice Services (DCJS)
Office of Probation and Correctional Alternatives (OPCA)

IGNITION INTERLOCK PROGRAM PLAN UPDATE

ANDREW M. CUOMO
GOVERNOR



MICHAEL C. GREEN
EXECUTIVE DEPUTY COMMISSIONER

ROBERT M. MACCARONE
DEPUTY COMMISSIONER AND DIRECTOR

Please submit your county plan update by June 17, 2014

2014 SULLIVAN COUNTY IGNITION INTERLOCK PLAN

INTRODUCTION:

In 2010, New York State Division of Criminal Justice Services (DCJS) promulgated an Ignition Interlock rule, specifically 9 NYCRR Part 358, Handling of Ignition Interlock Cases Involving Certain Criminal Offenders to promote successful implementation of Chapter 496 of the Laws of 2009 — commonly referred to as “Leandra’s Law”. Among these regulatory provisions, section 358.4 required every county¹ to establish an ignition interlock program plan with respect to the usage of ignition interlock devices and monitoring compliance of any operator subject to the condition of an ignition interlock device as directed by a sentencing court. Original county

¹ The term “county” is defined by Rule Section 358.3(d) to mean “every county outside of the city of New York, and the City of New York as a whole.”

plans, approved by the county executive², were previously submitted to DCJS' Office of Probation and Correctional Alternatives to become fully operational by August 15, 2010. On this date, the law required courts to order operators convicted and sentenced under Leandra's Law to install ignition interlock devices (IIDs) in motor vehicles they "own or operate" and be sentenced to probation or conditional discharge with a mandatory ignition interlock conditions in addition to any other penalty imposed. On July 26, 2013, Governor Andrew Cuomo signed into law, legislation strengthening certain provisions of Leandra's Law. Chapter 169 of the Laws of 2013, which took effect November 1, 2013, now clarifies that Youthful Offenders are subject to Leandra's Law provisions and recognizes pre-sentence installation of IIDs. As to the latter, courts have begun ordering the installation of ignition interlock devices in advance of sentencing and requiring monitors to oversee compliance. Also, there have been recent changes in the State's classification of IIDs. For example, cameras are now a mandatory feature regardless of classification of IIDs.

Accordingly, it is important that all jurisdictions review their original plans to determine if any changes are required. *As a reminder, 9 NYCRR section 358.4(a) requires that where a plan has been amended, "it shall be promptly filed with [DCJS] in advance of its effective date."*

Please take necessary steps to ensure completion of all portions of the attached plan requirements and return **no later than June 17, 2014** to:

Shaina D. Kern
Community Corrections Representative II
NYS Office of Probation and Correctional Alternatives
Alfred E. Smith Office Building
80 South Swan Street, 3rd Floor
Albany, New York 12210

Or E-Mail

djesopcaiidreports@dcjs.ny.gov

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

Plan prepared by:

Name: Jeffrey Mulinelli

Title: Director of Probation II

Phone Number: 845-807-0351

E-Mail: Jeffrey.Mulinelli@co.sullivan.ny.us

Address: Street: 100 North Street

City: Monticello, NY

Zip Code: 12701

Questions about plan should be directed to:

² The term "county executive" is defined by Rule Section 358.3(e) to mean a "county administrator, county manager, county director or county president and in cities with a population of one million or more, the mayor."

Same as above
Or

Name
Phone
E-Mail

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

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

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

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

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

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

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

Note: Please check all boxes which may apply and provide any additional relevant information, if any, regarding monitoring of conditional discharge cases should there be more than one monitor so it is clear as to the cases handled by such monitors

4. Pursuant to Chapter 169 of the Laws of 2013, Leandra's Law recognizes Ignition Interlock Devices can be installed in advance of sentencing. **Counties are encouraged to select either their Probation Monitor or Conditional Discharge Monitor as the person/entity which will**

monitor operators where a court has ordered imposition of an ignition interlock device in advance of sentencing with respect to Leandra's Law cases. Please specify the persons or entities who will be responsible for monitoring where courts have ordered such pre-sentence IID installation and maintenance:

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

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

Please check all boxes which may apply and provide any additional relevant information, if any, regarding monitoring of pre-sentence court-ordered IID Leandra's Law cases should there be more than one monitor so it is clear as to the cases handled by such monitors

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

Department/Agency: Sullivan County Probation Contact Name: Jeffrey Mulinelli Phone Number: 845-807-0351 E-Mail: Jeffrey.Mulinelli@co.sullivan.ny.us Address: Street:100 North Street City: Monticello Zip Code: 12701	Department/Agency: Sullivan County District Attorney's Office Contact Name: James R. Farrell Phone Number: 845-794-3344 E-Mail: James.Farrell@co.sullivan.ny.us Address: Street:The LH Cooke County Courthouse, 414 Broadway City: Monticello Zip Code: 12701
Department/Agency: Contact Name: Phone Number: E-Mail: Address: Street: City: Zip Code:	Department/Agency: Contact Name: Phone Number: E-Mail: Address: Street: City: Zip Code:
Department/Agency: Contact Name: Phone Number: E-Mail: Address: Street: City: Zip Code:	Department/Agency: Contact Name: Phone Number: E-Mail: Address: Street: City: Zip Code:

5. Every plan shall establish that where an operator is under probation supervision, the department selects the specific class and features of the interlock device from a qualified manufacturer in its region. The operator may select the model of the ignition interlock device, meeting the specific class and features selected by the probation department from a qualified manufacturer in the operator's region of residence [9 NYCRR Section 358.4(d)(1)].

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

class and features selected by the probation department from a qualified manufacturer in the operator's region of residence.

6. Every plan shall establish that where an operator has received a sentence of conditional discharge, the monitor shall select the class of ignition interlock device available from a qualified manufacturer in its region for any such operator. The operator may select the model of the ignition interlock device from within the class designated by the monitor from a qualified manufacturer in the operator's region of residence [9 NYCRR Section 358.4(d)(2)].

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

7. Every plan shall establish that where an operator has had an ignition interlock device imposed in advance of sentencing pursuant to a court order requiring a monitor to oversee installation, maintenance, and compliance, the monitor shall select the class and features of ignition interlock device available from a qualified manufacturer in its region for any such operator. The operator may select the model of the ignition interlock device from within the class designated by the monitor from a qualified manufacturer in the operator's region of residence.

This plan establishes that where an operator has had an ignition interlock device imposed in advance of sentencing pursuant to a court order requiring a monitor to oversee installation, maintenance, and compliance, the monitor shall select the class and features of ignition interlock device available from a qualified manufacturer in its region for any such operator. The operator may select the model of the ignition interlock device from within the class designated by the monitor from a qualified manufacturer in the operator's region of residence.

8. In the event more than one qualified manufacturer does business within its region, the county plan shall establish an equitable procedure for manufacturers to provide ignition interlock devices without costs where an operator has been determined financially unable to afford the costs and has received a waiver (waiver cases) from the sentencing court. The equitable procedure should be based upon the proportion of ignition interlock devices paid to each qualified manufacturer by operators in your jurisdiction [9 NYCRR Section 358.4(d)(3)].

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

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

9. Every plan shall establish a distribution formula for any available funding earmarked for probation supervision and/or other court-ordered monitoring purposes associated with Leandra's Law cases.

Describe the distribution formula that the county will utilize for any funding specifically provided for probation supervision and/or other court-ordered monitoring purposes associated Leandra's Law cases. Jurisdictions may choose to distribute funds according to the percentage of cases handled by each monitoring entity.

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

Provide contact information for fiscal officer:

Name: Janet Young
Title: Commissioner of Management and Budget
Phone Number: 845-807-0450
E-Mail: Janet.Young@co.sullivan.ny.us
Address: Street: 100 North Street
City: Monticello
Zip Code: 12701

10. Every plan shall establish a procedure whereby the probation department and any other monitor will be notified no later than five (5) business days from the date an ignition interlock condition is imposed by the sentencing court, any waiver of the cost of the device granted by the sentencing court, and of any intrastate transfer of probation or interstate transfer of any case which either has responsibility to monitor. Such procedure shall also establish a mechanism for advance notification as to date of release where local or state imprisonment is imposed [9 NYCRR Section 358.4(d)(5)].

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

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

- b. Describe the procedure the county will utilize to ensure the probation department and any other monitor will be notified no later than five (5) business days from the date of any waiver of the cost of the device granted by the presiding court.

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

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

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

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

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

11. Every plan shall establish a procedure governing failure report recipients³, including method and timeframe with respect to specific notification and circumstances. At a minimum, the procedure shall be consistent with provisions with respect to sentencing court and district attorney notification of specific failed tasks and failed tests reports delineated in 9 NYCRR Section 358.7(d).

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

In the event a monitor (Probation/ District Attorney's Office) obtains information an operator has failed to comply by any of the following events:

- i. the operator has failed to install the ignition interlock device on any vehicle(s) s/he owns or operates;
- ii. the operator has failed to comply with required service visits
- iii. a report of alleged tampering with, or circumventing of, an ignition interlock device or an attempt thereof;
- iv. a report of a failed start-up re-test;
- v. a report of a missed start-up re-test;
- vi. a report of a failed rolling re-test
- vii. a report of a missed rolling re-test; and/or
- viii. a report of a lock-out mode;

The appropriate monitor will send a written notice (fax, e-mail, mail) to the sentencing court, District Attorney's Office, NYS Department of Corrections and Community Supervision (Parole- if applicable), and the Drinking Driver Program (if applicable) of an operator's failure to comply as noted above (items i-viii) within three (3) business days.

In the event the operator is under probation supervision, the Probation Department will file a court notification/violation of probation petition which outlines the circumstances of the operator's failure(s) to comply in accordance with 9 NYCRR Part 352 within three (3) business days of obtaining information of the violation(s)

Acknowledgement

I acknowledge that this Ignition Interlock Program Plan has been updated and that I will promptly file any amendments to this plan with the Division of Criminal Justice Services' Office of Probation and Correctional Alternatives in advance of its effective date.

County Executive Signature: _____
Title of County Executive: Other
Date

³ The term failure report recipients" is defined by Rule Section 358.3(j) to mean "all persons or entities required to receive a report from the monitor of an operator's failed tasks or failed tests pursuant to a county plan which may include, but is not limited to the sentencing court, district attorney, operator's alcohol treatment provider, and the drinking driver program, where applicable."

RESOLUTION NO. 199-14 INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE THE DIVISION OF PLANNING AND ENVIRONMENTAL MANAGEMENT TO APPLY TO THE STATE OF NEW YORK FOR GRANT FUNDS UNDER THE EMPIRE STATE DEVELOPMENT CORPORATION'S CONSOLIDATED FUNDING APPLICATION PROCESS.

WHEREAS, on April 29, 2014 New York State announced that up to \$750 million in economic development funding would be made available through the Consolidated Funding Application (CFA) Process, wherein project applications would be accepted until 4:00pm on June 16, 2014; and

WHEREAS, the Division of Planning and Environmental has been anticipating the announcement of the CFA and has been developing potential projects for funding, in conjunction with other County legislators, divisions, and constituent groups;

NOW, THEREFORE BE IT RESOLVED, that the Division of Planning and Environmental Management is authorized to apply for, and, if necessary, administer grants through the New York State Consolidated Funding Application, including scheduling any public hearings required to meet citizen participation requirements; and

BE IT FURTHER RESOLVED, that the Sullivan County Legislature hereby authorizes the County Manager and / or the Chairman of the County Legislature (*as required by the funding source award agreement*) to execute any and all necessary documents to submit the CFA project application for funding, to accept the award, and to enter into an award agreement or contract to administer the funding secured, in such form as the County Attorney shall approve; and

BE IT FURTHER RESOLVED, that should New York State CFA funding be terminated, the County shall not be obligated to continue any action undertaken by the use of this funding.

Moved by Mrs. LaBuda, seconded by Mr. Benson, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

RESOLUTION NO. 200-14 INTRODUCED BY EXECUTIVE COMMITTEE SUPPORTING THE PROUD TO BE SULLIVAN CAMPAIGN

WHEREAS, the Proud to be Sullivan Campaign has been launched in an effort to create a sense of pride of place; and

WHEREAS, Proud to be Sullivan is a network of businesses, organizations and community volunteers that have come together to promote the best that Sullivan County has to offer; and

WHEREAS, Proud to be Sullivan aims to create a network of volunteer ambassadors who believe that Sullivan County is a great place to live, work, and visit; and

WHEREAS, Proud to be Sullivan comes at a critical time in Sullivan County, and there is momentum to come together as a community and focus on the positives of who we are and where we live; and

WHEREAS, it is the desire of this Legislature to memorialize its support for the Proud to be Sullivan Campaign.

NOW, THEREFORE, BE IT RESOLVED that the Proud to be Sullivan campaign has the full support of the Sullivan County Legislature; and

BE IT FURTHER RESOLVED that the Sullivan County Legislature commends the volunteer businesses, organizations and community volunteers that have dedicated themselves to the launching of the Proud to be Sullivan campaign; and

BE IT FURTHER RESOLVED the Clerk to the Sullivan County Legislature is hereby requested to transmit and electronic a copy of this resolution to Senator Charles E. Schumer, Senator Kirsten Gillibrand, Congressman Chris Gibson, Governor Andrew M. Cuomo, Senator John J. Bonacic, Assemblywoman Aileen M. Gunther, Assemblywoman Claudia Tenney, and all Town and Village Governments within Sullivan County.

Moved by Mrs. LaBuda, seconded by Mr. Benson, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

RESOLUTION NO. 201-14 INTRODUCED BY EXECUTIVE COMMITTEE TO APPOINT ONE TRUSTEE TO THE SULLIVAN COUNTY COMMUNITY COLLEGE BOARD OF TRUSTEES

WHEREAS, there is one vacancy on the Board of Trustees for the Sullivan County Community College due to the resignation of Josephine Finn, and

WHEREAS, Ms. Finn's term is due to expire on June 30, 2015, and

WHEREAS, it is the desire of the Sullivan County Legislature to appoint Susan Jaffe to the unexpired term of Josephine Finn and also to appoint her to a full term commencing July 1, 2015 and expiring on June 30, 2022.

NOW, THEREFORE, BE IT RESOLVED, that Susan Jaffe is hereby appointed to the unexpired term of Josephine Finn (term ending June 30 2015) and being reappointed to a term of July 1, 2015-June 30, 2022.

Moved by Mrs. LaBuda, seconded by Mr. Benson, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

RESOLUTION NO. 202-14 INTRODUCED BY EXECUTIVE COMMITTEE TO APPORTION MORTGAGE TAX

WHEREAS, Section 261 of the Tax Law of the State of New York requires apportionment of the mortgage tax, and

WHEREAS, the County Clerk and the County Treasurer have submitted a quarterly report, for the period of January 2014 to March 2014, to the Clerk of the Legislature, and

WHEREAS, The County Legislature has apportioned, among the various towns and incorporated villages of the County of Sullivan, the equitable share of the mortgage tax;

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer draw checks for each of the towns and villages the quarterly mortgage tax so apportioned, as follows:

TOWNS	
Bethel	27,290.03
Callicoon	9,775.96
Cochecton	3,742.38
Delaware	5,133.93
Fallsburg	25,165.60

Forestburgh	2,763.89
Fremont	3,299.61
Highland	11,030.78
Liberty	13,093.39
Lumberland	9,961.73
Mamakating	29,538.42
Neversink	6,368.06
Rockland	3,938.24
Thompson	65,704.88
Tusten	2,340.66

VILLAGES

Bloomingburg	480.77
Jeffersonville	643.97
Liberty	2,389.01
Monticello	7,454.12
Woodridge	858.06
Wurtsboro	1,205.46

TOTAL	232,178.95
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Moved by Mrs. LaBuda, **seconded** by Mr. Benson, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

See attached report.

RESOLUTION NO. 203-14 INTRODUCED BY EXECUTIVE COMMITTEE TO MODIFY THE 2014 COUNTY BUDGET

WHEREAS, the County of Sullivan 2014 Budget requires modification,

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

Moved by Mrs. LaBuda, seconded by Mr. Benson, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

See attached Budget Modifications.

RESOLUTION NO. 204-14 INTRODUCED BY EXECUTIVE COMMITTEE TO APPOINT THREE (3) MEMBERS TO THE COMMUNITY SERVICES BOARD

WHEREAS, there are several vacancies on the Community Services Board, and

WHEREAS, there is a need to appoint three (3) members to fill the vacancies on the Community Services Board.

NOW, THEREFORE, BE IT RESOLVED, the following individual to be appointed to fill a vacancy on the Sullivan County Community Services Board to reflect the date set opposite his/her name:

APPOINTMENT TO THE CSB

TERM

Matthew Migliaccio

5/01/2014 to 12/31/2017

(to fill a vacancy left by resignation of Rita Klafter)

Nora Sheppard

5/01/2014 to 12/31/2017

(to fill a vacancy left by resignation of Patricia Armstrong)

Robyn Sellet, LCSW

5/01/2014 to 12/31/2016

(to fill vacancy left by Regina McKenny-Sneed)

Moved by Mrs. LaBuda, seconded by Mr. Benson, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

RESOLUTION NO. 205-14 INTRODUCED BY EXECUTIVE COMMITTEE TO CREATE A TEMPORARY FULL TIME LEGISLATIVE EMPLOYEE POSITION IN THE SULLIVAN COUNTY LEGISLATURE FOR A PERIOD NOT TO EXCEED SIX MONTHS

WHEREAS, THE CLERK TO THE LEGISLATURE HAS REQUESTED THAT AN ADDITIONAL CLERICAL POSITION IS NEEDED IN THE LEGISLATIVE OFFICE, AND

WHEREAS, THIS TEMPORARY FULL TIME LEGISLATIVE EMPLOYEE POSITION BE CREATED IN THE LEGISLATIVE BUDGET TO HELP WITH THE FUNCTIONALITY OF THE OFFICE, AND

WHEREAS, THE ANNUAL SALARY FOR THIS TEMPORARY FULL TIME POSITION WOULD BE \$25,000.

NOW, THEREFORE BE IT RESOLVED, THAT THE SULLIVAN COUNTY LEGISLATURE HEREBY AUTHORIZES THE CREATION OF A TEMPORARY FULL TIME "LEGISLATIVE EMPLOYEE" POSITION FOR A PERIOD NOT TO EXCEED SIX MONTHS STARTING IN MAY 2014.

Moved by Mrs. LaBuda, seconded by Mr. Benson, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

RESOLUTION NO. 206-14 INTRODUCED BY EXECUTIVE COMMITTEE REQUESTING THE UNITED STATES CONGRESS TO BAN THE PRACTICE OF DIRECT-TO-CONSUMER ADVERTISING FOR THE MARKETING OF PHARMACEUTICAL PRODUCTS

WHEREAS, the United States is one of only two western nations that currently allow direct-to consumer ("DTC") advertising for the marketing of pharmaceutical products; and

WHEREAS, the Food and Drug Administration ("FDA") is responsible for regulating DTC advertising in the United States; and

WHEREAS, the FDA's latest version of guidelines for DTC advertising was updated in 2009 and to date is still in draft form; and

WHEREAS, there are ethical and regulatory concerns with regard to DTC advertising, specifically the extent to which these ads may unduly influence the prescribing of prescription medications based on consumer demands when, in some cases, they may not be medically necessary.

NOW, THEREFORE, BE IT RESOLVED that the Sullivan County Legislature hereby requests that the United States Congress ban the practice of direct-to-consumer advertising for the marketing of pharmaceutical products; and

BE IT FURTHER RESOLVED that a letter be drafted to the United States Food and Drug Administration expressing the concerns of the Sullivan County Legislature articulated in this resolution; and

BE IT FURTHER RESOLVED the Clerk to the Sullivan County Legislature is hereby requested to transmit and electronic a copy of this resolution to Senator Charles E. Schumer, Senator Kirsten Gillibrand, Congressman Chris Gibson, Governor Andrew M. Cuomo, Senator John J. Bonacic, Assemblywoman Aileen M. Gunther, Assemblywoman Claudia Tenney, and all Town and Village Governments within Sullivan County.

Moved by Mrs. LaBuda, seconded by Mr. Benson, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

RESOLUTION NO. 207-14 INTRODUCED BY EXECUTIVE COMMITTEE TO ABOLISH AND CREATE A POSITION WITHIN THE DIVISION OF PUBLIC WORKS

WHEREAS, the Commissioner of Public Works has requested that a position within his office be abolished and a new position be created; and

WHEREAS, the new position being created will allow for the continued functionality with the office; and

WHEREAS, the Personnel Officer has determined that the new position complies with Civil Service rules and regulations.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby authorizes abolishing position number 1509 Engineering Aide and creating a new position Engineering Technician in the Division of Public Works.

Moved by Mrs. LaBuda, seconded by Mr. Rouis, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

RESOLUTION NO. 208-14 INTRODUCED BY EXECUTIVE COMMITTEE TO OPPOSE THE U.S. ENVIRONMENTAL PROTECTION AGENCY (EPA) AND THE ARMY CORPS OF ENGINEERS (CORPS) EXPANSION OF THE CLEAN WATER ACT AS PROPOSED

WHEREAS, the U.S. Environmental Protection Agency (EPA) and the Army Corps of Engineers (Corps) have released a 371 page draft regulation for Definition of Waters of the U.S. under the Clean Water Act; and

WHEREAS, both agencies are seeking a rule change to give the federal government more authority by expanding the definition of "navigable waters" in the Clean Water Act; and

WHEREAS, the rule change proposed by the EPA and the Corps would subject almost all physical areas with a connection to downstream navigable waters, including features such as ditches, natural or man-made ponds, and flood plains, to the jurisdiction of the Clean Water Act; and

WHEREAS, the proposed rule change, if adopted, will cause significant harm to local farmers, stall the development of businesses, take control of land use for sustainable food production out of our local providers' hands, and negatively impact County-owned and maintained infrastructure such as roadside ditches and flood-control channels; and

WHEREAS, the cost to our farms, municipalities and taxpayers will be enormous; and

WHEREAS, the New York Farm Bureau opposes the proposed rule change; and

WHEREAS, it is impractical for the federal government to regulate every ditch, pond and rain puddle that may have some tenuous connection, miles away, to a body of water currently defined as "navigable".

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby strongly opposes the EPA and Corps expansion of the Clean Water Act, as proposed; and

BE IT FURTHER RESOLVED, that certified copies of this resolution are forwarded to Governor Cuomo, the Environmental Protection Agency, the Army Corps of Engineers, the National Association of Counties, Senator John J. Bonacic, Assembly Members Aileen M. Gunther and Claudia Tenney and the New York State Association of Counties.

Moved by Mr. Benson, seconded by Mr. Sorensen, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

RESOLUTION NO. 209-14 INTRODUCED BY THE EXECUTIVE COMMITTEE

TO AUTHORIZE AWARD & EXECUTION OF CONTRACT WITH DIANE BAYNON, NPP, FOR COMMUNITY SERVICES

WHEREAS, a proposal was received for Nurse Practitioner in Psychiatry, for Community Services, and

WHEREAS, Diane Baynon, NPP, 206 River Road, Callicoon, New York 12723, is the most responsible vendor, for such work, and

WHEREAS, the Community Services Department has reviewed the proposal and recommends award.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to execute a contract, with Diane Baynon, NPP, in an amount of \$75.00/hour, in accordance with RFP R-14-04, from June 1, 2014 through May 31, 2015, with three (3) additional, yearly extensions, said contract to be in such form as the County Attorney shall approve.

Moved by Mr. Benson, seconded by Ms. Vetter, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

**RESOLUTION NO. 210-14 INTRODUCED BY THE EXECUTIVE COMMITTEE
AUTHORIZING A LEASE AGREEMENT WITH THE COUNTY OF SULLIVAN AND
SULLIVAN SOLAR GARDEN, LLC**

WHEREAS, the Sullivan County legislature adopted Resolution No. 296-13 July 18, 2013 which authorized the County Manager and the County Attorney's Office to participate in the negotiation/drafting of an tri-partite agreement among HelioSage LLC, of 117 4th Street, S.E., Suite B, Charlottesville, VA 22901 ("HelioSage"), the Sullivan County Community College ("SCCC"), and the County of Sullivan ("County") to erect a solar array on a portion of the land on which SCCC is situate, and

WHEREAS, HelioSage has formed a limited liability company, Sullivan Solar Garden, LLC ("SSG"), a Delaware corporation with authority to do business in the State of New York, of which

HelioSage is the sole member, for the purpose of entering into agreements with SCCC and the County for solar power services and the lease of real property, and

WHEREAS, a project would be designed and installed at no cost to SCCC or the County and would provide: (1) a reduced cost of energy for SCCC during the project's estimated twenty year life; and (2) an on-site educational venue for SCCC in future courses relating to green energy, and

WHEREAS, SSG and the County desire to enter into a lease agreement, and

WHEREAS, SSG and SCCC desire to enter into a solar power services agreement separate and apart from the lease agreement between SSG and the County,

NOW THEREFORE BE IT RESOLVED THAT:

1. The County Manager and the County Attorney are hereby authorized to negotiate a lease agreement between SSG and the County;
2. The County is hereby authorized to enter into said lease agreement, to be executed by the County Chairman;
3. Said lease agreement shall be in a form as approved by the County Attorney; and
4. Resolution No. 296-13 is hereby rescinded.

Moved by Mr. Benson, seconded by Mr. Steingart, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

RESOLUTION NO. 211-14 INTRODUCED BY THE EXECUTIVE COMMITTEE TO FORMALIZE A REFERRAL RELATIONSHIP WITH RURAL SULLIVAN COUNTY HOUSING CORPORATION (RSHCO) AND TO AUTHORIZE THE COUNTY MANAGER TO EXECUTE A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN RHSCO AND THE COUNTY

WHEREAS, the Rural Sullivan County Housing Corporation has had a housing partnership with the County as defined in Resolution 273 of 1993; and

WHEREAS, RSHCO has requested a MOU to formalize a long-standing client referral relationship with the Sullivan County Division of Planning & Environmental Management (DPEM); and

WHEREAS, RSHCO, a nonprofit housing counseling agency, provides housing programs such as the HOME rehabilitation program for low-income homeowners and the RESTORE program specifically designed as an emergency repair program for senior citizen homeowners, among other services; and

WHEREAS, DPEM has worked with RSHCO to further housing initiatives in the County and the formalization of such referrals will help to formalize the relationship with RHSCO; and

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby appoint the County Manager to execute an MOU with RSHCO as outlined above, in such a form approved by the County Attorney, and that the term of this MOU is for two years and may be renewed annually for up to three 1-year terms if mutually agreed under the same provisions.

Moved by Mr. Rouis, seconded by Mrs. LaBuda, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

RESOLUTION NO. 198-14 INTRODUCED BY EXECUTIVE COMMITTEE TO AUTHORIZE THE COUNTY MANAGER TO FILE A REVISED IGNITION INTERLOCK PROGRAM PLAN

WHEREAS, New York State Office of Probation and Correctional Alternatives has adopted a revised Part 358 of NYCRR entitled "Handling of Ignition Interlock cases..." and

WHEREAS, pursuant to 9 NYCRR Section 358.4 the County of Sullivan (“County”) must file its revised Ignition Interlock Program Plan (“Plan”) with NYS Office of Probation and Correctional Alternatives no later than June 15, 2014, and

WHEREAS, the County developed its revised Plan in consultation with the Director of Probation, the District Attorney, the Stop-DWI Coordinator, County Court Judge Frank J. LaBuda, Town of Delaware Judge John Kramer, The Sullivan Legal Aid Panel, Inc., the County Manager and the County Attorney, and

WHEREAS, the revised Plan is attached hereto and by this reference is made a part hereof,

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby adopts the revised Plan and authorizes the County Manager to execute the Plan and file it with the NYS Office of Probation and Correctional Alternatives.

Moved by Mrs. LaBuda, seconded by Mr. Benson, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

RESOLUTION NO. 212-14 INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE A SETTLEMENT OF A DISPUTE IN THE MATTER OF THE FORECLOSURE OF 2012 LIENS AGAINST CONGREGATION KHAL CHASIDEI SKWERE, INC.

WHEREAS, real property located in the Town of Fallsburg designated on the Sullivan County Real Property Tax Map as FA58.-1-31.1, Class 583, being 38.52 acres +/-, located on Glen Wild Rd. was included in the foreclosure of 2012 liens, and

WHEREAS, the underlying basis of the lien was the non-payment of the County’s Solid Waste Fee, and

WHEREAS, Mr. Jeff Kaplan, attorney for the owner of the property has advised the County Attorney that the owner is prepared to settle and resolve this matter by paying the County ten thousand dollars (\$10,000.00) in full satisfaction of the County’s claim.

NOW THEREFORE BE IT RESOLVED, that the County Attorney is authorized to prepare, execute and file the necessary documents to settle the matter as set forth above.

Moved by Mrs. LaBuda, seconded by Mr. Benson, put to a vote, unanimously carried and declared duly adopted on motion May 15, 2014.

Recognition of Legislators:

1. Ms. Vetter spoke about the filling of the SCCC Trustee position.

There being no further business, Mrs. LaBuda, moved to adjourn, seconded by Mrs. Gieger. The meeting was declared closed at 2:58PM, subject to the call of the Chairman.

Mrs. LaBuda moved to go into Executive Session to discuss a litigation issue, seconded by Mr. Samuelson, agreed and carried.

Mr. Benson moved to come out of Executive Session at 3:17PM, seconded by Mr. Sorensen, agreed and carried.

AnnMarie Martin, Clerk to the Legislature

New York State Mortgage Tax Semi-Annual/Quarterly Report

County of Sullivan for the period:

Jan-14

through

Mar-14

Cash Statement for Taxes Collected Pursuant to Article 11

DISTRIBUTION STATEMENT: **Columns 1 through 5:** The taxes collected shown in column 2 were produced by mortgages covering real property in the respective tax districts. Additions and deductions to make adjustments and to correct errors are recorded in columns 3 and 4 respectively. Authority for these additions and deductions is given by the orders of the Tax Department noted on the bottom of this part.

CREDIT STATEMENT: **Column 6:** This column is the net amount due each tax district, for which the County of Sullivan shall issue its warrants.

1 Tax Districts	2 Taxes Collected	3 Additions*	4 Deductions*	5 Amount of "Taxes Collected" as adjusted and corrected	6 Net Amount due each tax district
Town of Bethel	\$ 28,629.00			\$ 28,629.00	\$ 27,290.03
Town of Callicoon	\$ 10,931.18			\$ 10,931.18	\$ 10,419.93
Town of Cochecton	\$ 3,926.00			\$ 3,926.00	\$ 3,742.38
Town of Delaware	\$ 5,385.82			\$ 5,385.82	\$ 5,133.93
Town of Fallsburg	\$ 27,300.50			\$ 27,300.50	\$ 26,023.66
Town of Forestburgh	\$ 2,899.50			\$ 2,899.50	\$ 2,763.89
Town of Fremont	\$ 3,461.50			\$ 3,461.50	\$ 3,299.61
Town of Highland	\$ 11,572.00			\$ 11,572.00	\$ 11,030.78
Town of Liberty	\$ 16,242.03			\$ 16,242.03	\$ 15,482.40
Town of Lumberland	\$ 10,450.50			\$ 10,450.50	\$ 9,961.73
Town of Mamakating	\$ 32,756.67			\$ 32,756.67	\$ 31,224.65
Town of Neversink	\$ 6,680.50			\$ 6,680.50	\$ 6,368.06
Town of Rockland	\$ 4,131.47			\$ 4,131.47	\$ 3,938.24
Town of Thompson	\$ 76,748.50			\$ 76,748.50	\$ 73,159.00
Town of Tusten	\$ 2,455.50			\$ 2,455.50	\$ 2,340.66
Rate:	\$ 0.953230329				
Total tax districts: 15					
TOTALS:	\$ 243,570.67	\$ -	\$ -	\$ 243,570.67	\$ 232,178.95

*see refund, adjustment, and special adjustment orders of Commissioner of Taxation and Finance, case numbers:

New York State Mortgage Tax Semi-Annual/Quarterly Report
County of Sullivan for the period: through
Cash Statement for Taxes Collected Pursuant to Article 11

Part I

Months	BASIC TAX DISTRIBUTED				TREASURER				ALL OTHER TAXES DISTRIBUTED			
	1 Basic tax collected	2 Interest received by recording officer	3 Recording officer's expense	4 Refunds or adjustments	5 Amount paid to treasurer (Col 1+2-3-4)	6 Interest received by treasurer	7 Treasurer's expense	8 Tax districts share (Col. 5+6-7)	9 Local tax	10 Additional tax	11 Special Assistance fund	12 Special additional tax
October												
November												
December												
January	\$ 87,314.50	\$ 8.77	\$ 3,802.33	\$ -	\$ 83,520.94	\$ 22.19	\$ -	\$ 83,543.13	\$ 41,760.47			\$ 40,446.53
February	\$ 75,768.17	\$ 6.75	\$ 3,845.13	\$ -	\$ 71,929.79	\$ 24.77	\$ -	\$ 71,954.56	\$ 35,964.91			\$ 33,244.94
March	\$ 80,488.00	\$ 7.90	\$ 3,826.91	\$ -	\$ 76,668.99	\$ 12.27	\$ -	\$ 76,681.26	\$ 38,334.49			\$ 36,151.13
April												
May												
June												
July												
August												
September												
TOTALS	\$ 243,570.67	\$ 23.42	\$ 11,474.37	\$ -	\$ 232,119.72	\$ 59.23	\$ -	\$ 232,178.95	\$ 116,059.87	\$ -	\$ -	\$ 109,842.60

_____ Sullivan County Clerk

_____ Sullivan County Treasurer

Mortgage Tax Distribution
1/14 to 3/14

Town	Town Assessed Value	Double Town Assessed Value	Village	Village Assessed Value	Village %	Total Distribution	Village Share	Town Share
Callicoon	236,360,466	472,720,932	Jeffersonville	29,215,067	0.061801932	10,419.93	643.97	9775.96
Fallsburg	850,320,740	1,700,641,480	Woodridge	56,074,224	0.032972396	26,023.66	858.06	25165.60
Liberty	600,467,299	1,200,934,598	Liberty	185,310,275	0.154305052	15,482.40	2389.01	13093.39
Mamakating	675,797,221	1,351,594,442	Bloomington Wurtsboro	20,810,599 52,179,585	0.015397074 0.038605948	31,224.65	480.77 1205.46	29538.42
Thompson	1,455,626,455	2,911,252,910	Monticello	296,625,362	0.101889245	73,159.00	7454.12	65704.88

May 2014
 Modifications to the 2014 Sullivan County Budget

Account Code	Account Description	Revenue		Appropriation	
		Increase	Decrease	Increase	Decrease
A-1010-41-4102	AUTO/TRAVEL LODGING				
A-1010-41-4103	AUTO/TRAVEL MEALS			282	282
A-1010-41-4104	AUTO/TRAVEL MILEAGE/TOLLS			11	
A-1010-41-4109	AUTO/TRAVEL CO FLEET CHARGEBACK				11
A-1230-47-4703	DEPT DUES			173	
A-1330-204-43-4301	COMPUTER SUPPLIES				100
A-1330-204-47-4721	DEPT TAX ACQ PROPERTY MAINTENANCE			100	
A-1340-47-4703	DEPT DUES				173
A-1341-42-4203	OFFICE OFFICE SUPPLIES				65
A-1341-47-4717	DEPT BLDG/PROP/EQUIP REPAIRS&MAINTNCE			65	
A-1420-46-4609	MISC SERV/EXP SPECIAL SERV/OTHER				200
A-1420-47-4710	DEPT DEPT MISC/OTHER			200	
A-1430-42-4203	OFFICE OFFICE SUPPLIES				53
A-1430-45-4541	SPEC DEPT SUPPLY SM EQUIP TOOLS APPLNCS, SM ELECT			53	
A-1450-45-4504	SPEC DEPT SUPPLY ELECTION				1,500
A-1450-46-4612	MISC SERV/EXP EMPL TRAINING			1,500	
A-1460-42-4203	OFFICE OFFICE SUPPLIES				32
A-1460-47-4717	DEPT BLDG/PROP/EQUIP REPAIRS&MAINTNCE			32	
A-1620-197-44-4404	UTILITY PROPANE			900	
A-1620-22-44-4402	UTILITY FUEL OIL				100
A-1620-22-44-4404	UTILITY PROPANE			100	
A-1620-22-44-4404	UTILITY PROPANE			250	
A-1620-22-45-4526	SPEC DEPT SUPPLY PAINT			100	
A-1620-22-47-4717	DEPT BLDG/PROP/EQUIP REPAIRS&MAINTNCE				100
A-1620-24-43-4308	COMPUTER MIS CHARGEBACKS			1,032	
A-1620-24-44-4404	UTILITY PROPANE				250
A-1620-24-44-4404	UTILITY PROPANE				900
A-1620-24-45-4501	SPEC DEPT SUPPLY SPEC DEPT SUPPLY MISC/OTHER			425	
A-1620-24-45-4549	SPEC DEPT SUPPLY SAFETY				1,000
A-1620-24-47-4702	DEPT EQUIP SERVICE/REPAIRS			425	
A-1620-24-47-4717	DEPT BLDG/PROP/EQUIP REPAIRS&MAINTNCE				425
A-1620-26-45-4526	SPEC DEPT SUPPLY PAINT			500	
A-1620-26-47-4717	DEPT BLDG/PROP/EQUIP REPAIRS&MAINTNCE				500
A-1680-41-4105	AUTO/TRAVEL REGISTRATION FEES			100	

May 2014
 Modifications to the 2014 Sullivan County Budget

Account Code	Account Description	Revenue		Appropriation	
		Increase	Decrease	Increase	Decrease
A-1680-42-4203	OFFICE OFFICE SUPPLIES				
A-1680-47-4702	DEPT EQUIP SERVICE/REPAIRS				100
A-1680-47-4717	DEPT BLDG/PROP/EQUIP REPAIRS&MAINTNCE				1,500
A-1989-99-47-4736	DEPT CONTINGENT			1,500	
A-3010-45-4541	SPEC DEPT SUPPLY SM EQUIP TOOLS APPLNCS, SM ELECT				150,000
A-3010-47-4717	DEPT BLDG/PROP/EQUIP REPAIRS&MAINTNCE			59	
A-3110-29-45-4541	SPEC DEPT SUPPLY SM EQUIP TOOLS APPLNCS, SM ELECT				59
A-3110-29-45-4549	SPEC DEPT SUPPLY SAFETY			500	
A-3110-29-46-4608	MISC SERV/EXP EMPL TUITION REFUNDS			2,500	
A-3110-29-47-4724	DEPT DRUG FORFEITURE PROCEEDS NYS			500	
A-3110-29-47-4744	DEPT CANINE UNIT			2,000	
A-3110-29-R2626-R247	FORFEITR CRIME PROCCDS MISC FEE/REIMBURSMNT				1,000
A-3110-29-R4320-R232	FED AID CRIME CONTRL LAW ENFRCMNT TERRORISM PREVENTN				
A-3140-16-42-4203	OFFICE OFFICE SUPPLIES	2,500			
A-3140-16-45-4541	SPEC DEPT SUPPLY SM EQUIP TOOLS APPLNCS, SM ELECT				50
A-3150-42-4207	OFFICE FURNITURE			50	
A-3150-45-4541	SPEC DEPT SUPPLY SM EQUIP TOOLS APPLNCS, SM ELECT			1,000	
A-3150-47-4701	DEPT RENTALS			250	
A-3150-47-4701	DEPT RENTALS				1,000
A-3150-47-4751	DEPT PRISONER HOUSING				250
A-4010-36-41-4102	AUTO/TRAVEL LODGING			150,000	
A-4010-36-42-4207	OFFICE FURNITURE				400
A-4010-36-45-4501	SPEC DEPT SUPPLY SPEC DEPT SUPPLY MISC/OTHER			400	
A-4010-36-R2705-R338	GIFT/DONATION OTHER			1,000	
A-4010-44-45-4509	SPEC DEPT SUPPLY PATIENT EDUCATNL MATERIAL	1,000			
A-4010-44-47-4774	DEPT PUBLIC HEALTH EDUCATION			1,000	
A-4010-44-R3401-R167	ST AID PUBLIC HEALTH DEPARTMENTAL AID			6,000	
A-4082-10-1011	PERSONAL SERV REGULAR PAY	7,000			
A-4082-41-4102	AUTO/TRAVEL LODGING				200
A-4320-42-40-4013	CONTRACT CONTRACT OTHER			200	
A-4320-42-R1620-R125	MENTAL HEALTH FEE CASE MANAGMNT - INTENSIVE			52,000	
A-5610-44-4404	UTILITY PROPANE	52,000			300
A-5610-44-4404	UTILITY PROPANE				300
A-5610-47-4702	DEPT EQUIP SERVICE/REPAIRS			125	
					300

May 2014
 Modifications to the 2014 Sullivan County Budget

Account Code	Account Description	Revenue		Appropriation	
		Increase	Decrease	Increase	Decrease
A-5610-47-4717	DEPT BLDG/PROP/EQUIP REPAIRS&MAINTNCE				
A-6010-38-41-4102	AUTO/TRAVEL LODGING				125
A-6010-38-46-4609	MISC SERV/EXP SPECIAL SERV/OTHER			515	
A-6010-38-47-4707	DEPT MAINTENANCE IN LIEU OF RENT				515
A-6010-38-47-4710	DEPT DEPT MISC/OTHER			85	
A-6293-45-4541	SPEC DEPT SUPPLY SMI EQUIP TOOLS APPLNCS, SM ELECT				85
A-6293-47-4760	DEPT CLIENT EXPENSES			300	
A-6510-41-4102	AUTO/TRAVEL LODGING				300
A-6510-45-4501	SPEC DEPT SUPPLY SPEC DEPT SUPPLY MISC/OTHER				1,100
A-7310-47-4753	DEPT YTH 100% REIMB DELINQCY PREVENTN			1,100	
A-7310-47-4761	DEPT YTH 50% REIMB DELINQCY PREVENTN			14,445	
A-7310-R3820-R337	ST AID YOUTH PROGRAM YOUTH BUREAU			10,725	
A-7520-42-4203	OFFICE OFFICE SUPPLIES	25,170			
A-7520-45-4503	SPEC DEPT SUPPLY RECREATION			575	
A-7610-87-41-4107	AUTO/TRAVEL VOLUNTEER/CLIENT				575
A-7610-87-42-4203	OFFICE OFFICE SUPPLIES				80
A-7610-87-47-4717	DEPT DEPT MISC/OTHER			80	
A-7610-88-41-4102	DEPT BLDG/PROP/EQUIP REPAIRS&MAINTNCE			16	
A-7610-88-41-4103	AUTO/TRAVEL LODGING			66	
A-7610-88-41-4105	AUTO/TRAVEL MEALS			50	
A-7610-88-41-4107	AUTO/TRAVEL REGISTRATION FEES			180	
A-8020-90-47-4703	AUTO/TRAVEL VOLUNTEER/CLIENT				296
A-8020-90-47-4763	DEPT DUES			524	
A-8810-47-4710	DEPT NEW INITIATIVES				524
A-8810-47-4717	DEPT DEPT MISC/OTHER			250	
	DEPT BLDG/PROP/EQUIP REPAIRS&MAINTNCE				250
	General Fund Total	89,670	0	254,118	164,448
CL-8160-44-4404	UTILITY PROPANE				1,000
CL-8160-44-4404	UTILITY PROPANE				5,000
CL-8160-45-4540	SPEC DEPT SUPPLY PARTS/FLUIDS/FILTERS				1,000
CL-8160-47-4767	DEPT NYS/JUS REGLTRY FEES/FINES/ASSESS				5,000
	Solid Waste Fund Total	0	-	6,000	6,000

May 2014
 Modifications to the 2014 Sullivan County Budget

Account Code	Account Description	Revenue Increase	Revenue Decrease	Appropriation Increase	Appropriation Decrease
D-5020-42-4203	OFFICE OFFICE SUPPLIES			300	
D-5020-47-4702	DEPT EQUIP SERVICE/REPAIRS				300
D-5110-45-45-4501	SPEC DEPT SUPPLY SPEC DEPT SUPPLY MISC/OTHER				200
D-5110-45-45-4518	SPEC DEPT SUPPLY ROAD SURFACE TREATMENT				5,000
D-5110-45-45-4531	SPEC DEPT SUPPLY WATERPROOFING				6,500
D-5110-45-45-4532	SPEC DEPT SUPPLY SEED/MULCH ETC			5,000	
D-5110-45-45-4541	SPEC DEPT SUPPLY SMI EQUIP TOOLS APPLNCS, SM ELECT			200	
D-5110-45-45-4549	SPEC DEPT SUPPLY SAFETY			6,500	
D-5110-47-45-4525	SPEC DEPT SUPPLY BRIDGE MATERIAL & SUPPLIES				50,000
D-5110-47-45-4525	SPEC DEPT SUPPLY BRIDGE MATERIAL & SUPPLIES				75,000
D-5110-47-47-4701	DEPT RENTALS			50,000	
D-5110-47-47-4701	DEPT RENTALS			75,000	
D-5110-47-47-4701	DEPT RENTALS				
	Road Fund Total	0	-	137,000	137,000
DM-5130-49-45-4540	SPEC DEPT SUPPLY PARTS/FLUIDS/FILTERS				2,500
DM-5130-49-45-4540	SPEC DEPT SUPPLY PARTS/FLUIDS/FILTERS				750
DM-5130-49-47-4717	DEPT BLDG/PROP/EQUIP REPAIRS&MAINTNCE			2,500	
DM-5130-49-47-4717	DEPT BLDG/PROP/EQUIP REPAIRS&MAINTNCE			750	
	Road Machinery Fund Total	0	-	3,250	3,250