

Sullivan County Legislature

Regular Meeting

October 16, 2014 at 2:00PM

The Regular Meeting of the County Legislature was called to order at 2:10AM by Chairman Samuelson with the Pledge of Allegiance.

Roll Call indicated all legislators present.

The Clerk read the communications for October as follows:

1. Records Destruction Notifications filed October 3, 2014 by DFS Fraud Unit and October 3, 2014 by the Board of Ethics.
2. Public Information Meeting Letter sent by the State of New York Department of Transportation sent on September 18, 2014 regarding US Route 209 over Gumar Brook, Town of Mamakating, Sullivan County.
3. Certification Report of Available Revenues for Fiscal Year 2015 filed by County Treasurer Ira J. Cohen on October 15, 2014

Presentations - Human Rights Commission

Executive Director Eric Monroe presented the following individuals with plaques for Hispanic Heritage Month:

1. Nubia Quintero-Edwards, Administrator for Catholic Charities of Archdiocese of New York
2. Yarmaris Vera, Administrator for Path Stone
3. Luis Alvarez, Lieutenant, Sullivan County Sheriff's Office

Public Comment

There was no public comment.

Resolutions:

RESOLUTION NO. 381-14 INTRODUCED BY THE PERSONNEL COMMITTEE TO CREATE ONE (1) TEMPORARY PART-TIME PROBATION OFFICER POSITION IN THE SULLIVAN COUNTY PROBATION DEPARTMENT

WHEREAS, the Probation Director has requested that one (1) temporary part-time Probation Officer position be created in the Probation Department, and

WHEREAS, in order to meet the staffing needs of the Sullivan County Probation Department, it is the wish of the Probation Director to create one (1) temporary part-time Probation Officer position, and

WHEREAS, this temporary part-time Probation Officer will be employed for a time period as needed to facilitate the preparation/submission of pre-sentence reports, commencing

September 29, 2014, and expiring once the Probation Department is at full staff and has the ability to submit pre-sentence reports as required by local courts, and

NOW, THEREFORE, BE IT RESOLVED, that the Probation Director is hereby authorized to fill one (1) temporary part-time Probation Officer position, and this position shall be effective September 29, 2014, and shall be hereby abolished once the Probation Department is at full staff and has the ability to submit mandated pre-sentence reports as required by local courts.

Moved by Mrs. LaBuda, seconded by Mr. Sorensen, put to a vote unanimously carried and declared duly adopted on motion October 16, 2014.

RESOLUTION NO. 382-14 INTRODUCED BY MANAGEMENT AND BUDGET 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 Mr. Rouis, seconded by Mr. Benson, put to a vote unanimously carried and declared duly adopted on motion October 16, 2014.

RESOLUTION NO. 383-14 INTRODUCED BY MANAGEMENT AND BUDGET COMMITTEE TO EXECUTE AN AGREEMENT WITH DOCUTRAC, INC. FOR DATA EXCHANGE WITH THE DEPARTMENT OF COMMUNITY SERVICES.

WHEREAS, to comply with the Privacy and Security Rules under the Federal Government has passed the Health Insurance Portability & Accountability Act of 1996 (HIPAA) and the Health Information Technology for Economic & clinical Health Act, Public Law 111-005 (HITECH Act); and

WHEREAS, DocuTrac is in the business of producing, selling, installing and supporting clinical software and in the normal course of installation and support of said software will, from time to time, have access to Public Health Information (PHI); and

WHEREAS, Sullivan County Department of Community Services is in the business of providing clinical services and has purchased the software and support services from DocuTrac; and

WHEREAS, Sullivan County Department of Community Services has acknowledged DocuTrac's need for occasional access to PHI in the furtherance of its support activities; and

NOW, THEREFORE, BE IT RESOLVED, the Sullivan County Legislature authorizes the County Manager to execute an agreement between the Department of Community Services and DocuTrac, Inc.; and

BE IT FURTHER RESOLVED, the form of said agreement(s) be approved by the Sullivan County Attorney's Office.

Moved by Mr. Rouis, seconded by Mr. Sorensen, put to a vote unanimously carried and declared duly adopted on motion October 16, 2014.

**RESOLUTION NO. 384-14 INTRODUCED BY PUBLIC WORKS COMMITTEE TO
AUTHORIZE THE POWER AUTHORITY OF STATE OF NEW YORK (PASNY) TO
PROCEED WITH A FEASIBILITY REPORT FOR THE SULLIVAN COUNTY GOVERNMENT
CENTER (SCGC)**

WHEREAS, NYPA through a sub consultant PRES Energy has completed a walk through audit of the SCGC which is the first phase in regard to the NYPA Statewide Energy Services Program (SESP); and

WHEREAS, the DPW and the OSE staff have reviewed and commented on the walk through audit; and

WHEREAS, the walk through audit has indicated potential energy savings project opportunities; and

WHEREAS, the second phase of the NYPA SESP involves the completion of a feasibility report; and

WHEREAS, NYPA has extended a feasibility report authorization to proceed; and

WHEREAS, DPW and OSE recommend the County proceed with the second phase of the SESP.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is authorized to execute the Facility Audit Report authorization to proceed in such form as the County Attorney's Office shall approve.

Moved by Mr. Rouis, seconded by Mr. Sorensen, put to a vote unanimously carried and declared duly adopted on motion October 16, 2014.

**RESOLUTION NO. 385-14 INTRODUCED BY PUBLIC WORKS COMMITTEE TO
AUTHORIZE THE COUNTY MANAGER TO EXECUTE AN AGREEMENT WITH THE NEW
YORK STATE DEPARTMENT OF AGRICULTURE AND MARKETS**

WHEREAS, New York's Petroleum Product Quality Program (PPQP) is administered and enforced concurrently by the NYS Department of Agriculture and Markets and the Sullivan County Weights and Measures Department; and

WHEREAS, pursuant to New York State Agriculture and Market Law §179 the County of Sullivan Weights and Measures Department performs screening tests, conducts inspections and samples petroleum products, stored at retail fuel outlets; and

WHEREAS, the NYS Department of Agriculture and Markets under the PPQP authorized by Agriculture and Markets Law §179(19) has offered to the County an agreement in the amount of \$33,570 for a five (5) year period; and

WHEREAS, the aforementioned agreement is to provide reimbursement for expenses incurred by the County while participating in the PPQP.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is authorized to execute the agreement, in such form as the County Attorney's Office shall approve.

Moved by Mr. Rouis, **seconded** by Mr. Sorensen, put to a vote unanimously carried and declared duly adopted on motion October 16, 2014.

RESOLUTION NO. 386-14 INTRODUCED BY THE PUBLIC WORKS COMMITTEE TO AUTHORIZE THE AWARD OF ENGINEERING SERVICES FOR CONSTRUCTION INSPECTION FOR THE AIRPORT DRAINAGE IMPROVEMENTS AND PAVEMENT MARKINGS PROJECT FOR SULLIVAN COUNTY INTERNATIONAL AIRPORT

WHEREAS, Resolution No. 351-14 authorized the County Manager to apply for and execute AIP Grants, Agreements, Contracts, Certifications and Documentation for Engineering Services; and

WHEREAS, a grant has been fully executed the amount of \$534,148.00; and

WHEREAS, the FAA has obligated funding for 90% of the total cost of the project at the Sullivan County International Airport; and

WHEREAS, the New York State Department of Transportation share of the cost of the project is 5% of the total project cost; and

WHEREAS, the County has completed a qualifications-based selection process for an Airport Consultant and has selected Passero Associates and recommends the award of the engineering services for construction inspection to the firm 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 \$66,100.00 for Engineering services; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be attached 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 Mr. Sorensen, put to a vote unanimously carried and declared duly adopted on motion October 16, 2014.

RESOLUTION NO. 387-14 INTRODUCED BY THE PUBLIC WORKS COMMITTEE TO AUTHORIZE THE AWARD OF ENGINEERING SERVICES FOR THE DESIGN OF THE SULLIVAN COUNTY AIRPORT – RECONSTRUCT AIRPORT ACCESS ROADWAY (CR183A AND TRAFFIC CIRCLE)

WHEREAS, Resolution No. 350-14 authorized the County Manager to apply for and execute AIP Grants, Agreements, Contracts, Certifications and Documentation for Engineering Services; and

WHEREAS, a grant has been fully executed in the amount of \$73,350.00; and

WHEREAS, the FAA has obligated funding for 90% of the total cost of the project at the Sullivan County International Airport; and

WHEREAS, the New York State Department of Transportation share of the cost of the project is 5% of the total project cost; and

WHEREAS, the County has completed a qualifications-based selection process for an Airport Consultant and has selected Passero Associates and recommends the award of the engineering services to the firm 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 \$69,700.00 for Engineering services; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be attached 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 Mr. Sorensen, put to a vote unanimously carried and declared duly adopted on motion October 16, 2014.

RESOLUTION NO. 388-14 INTRODUCED BY THE PUBLIC WORKS COMMITTEE TO AUTHORIZE EXECUTION OF AIRPORT LEASE AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION

WHEREAS, the County of Sullivan leases an RTR Antenna, 120 square feet of floor space on the second floor of the Fixed Base Operator Hangar and various right of ways to the Federal Aviation Administration (FAA); and

WHEREAS, the RTR Antenna assists aviation at the Sullivan County International Airport (KMSV); and

WHEREAS, the FAA has indicated that they will pay the County rental for the premises in the amount of \$1,400.00 per annum during the lease period; and

WHEREAS, the previous lease period expired and a new lease must be executed; and

WHEREAS, Resolution No. 174, adopted on a motion on April 15, 2004, authorized the execution of the previous lease.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature authorizes the County Manager to sign the necessary lease agreement in such a form as the County Attorney shall approve, on behalf of the County in order to execute the lease agreement the FAA.

Moved by Mr. Rouis, seconded by Mr. Sorensen, put to a vote unanimously carried and declared duly adopted on motion October 16, 2014.

RESOLUTION NO. 389-14 INTRODUCED BY GOVERNMENT SERVICES COMMITTEE TO AUTHORIZE AWARD & EXECUTION OF AGREEMENT

WHEREAS, proposals were received for Security System at the Emergency Operations Center, White Lake, NY, and

WHEREAS, P.N. Fire & Burglar Alarm Company, Incorporated, 31 North Street, Monticello, New York 12701, is the contractor who will best meet the needs of the department, and

WHEREAS, the Sullivan County Division of Emergency Management recommends that an agreement be executed, pending approval from Department of Homeland Security.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to execute an agreement with P.N. Fire & Burglar Alarm Company, Inc., at price not to exceed **\$52,195.00**, in accordance with R-14-11, said contract to be in such form as the County Attorney shall approve.

Moved by Mr. Rouis, seconded by Mr. Sorensen, put to a vote unanimously carried and declared duly adopted on motion October 16, 2014.

RESOLUTION NO. 390-14 INTRODUCED BY GOVERNMENT SERVICES COMMITTEE TO AUTHORIZE AWARD AND EXECUTION OF CONTRACTS

WHEREAS, bids were received for 2015 Lawn Mowing Services for various locations throughout the County, and

WHEREAS, the following bidders are the lowest responsible bidders for the following sites, and

WHEREAS, the Sullivan County Division of Public Works has approved said bids and recommends that contracts be executed with the following:

Thiele Landscaping – Glen Spey, NY

- .Stone Arch Bridge Historical Park = \$155.00/cut
- .Fort Delaware Museum = \$145.00/cut
- .Lake Superior State Park = \$425.00/cut

Tyler Associates, LLC – Bethel, NY

- .Government Center = \$274.99/cut
- .Courthouse/Sheriff's Department Parking Areas, Jail Complex = \$124.99/cut
- .Veteran's Cemetery = \$148.99/cut
- .Liberty Complex = \$724.99/cut

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is authorized to execute contracts with the above vendors, in accordance with Bid No. B-14-65 for the above costs, and shall be in such form as the County Attorney shall approve.

Moved by Mr. Rouis, seconded by Mr. Sorensen, put to a vote unanimously carried and declared duly adopted on motion October 16, 2014.

RESOLUTION NO. 391-14 INTRODUCED BY GOVERNMENT SERVICES COMMITTEE TO AUTHORIZE AWARD & EXECUTION OF AGREEMENT

WHEREAS, bids were received for Collection, Removal and Recycling of E-Scrap (electronic devices, computers, televisions, laptops, fluorescent bulbs, lamps and batteries), and

WHEREAS, eWorks ESI, 230 Hanse Avenue, Freeport, NY 11520, is the most qualified bidder for these services, commencing on October 17, 2014 through October 16, 2015. Note, this agreement may be extended upon mutual agreement, yearly, for four (4) additional years, under the same terms and conditions, and

WHEREAS, the Sullivan County Division of Public Works has approved said bid and recommends that an agreement be executed, upon approval of all terms and conditions.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to execute an agreement with eWorks ESI, to be in accordance with the per unit price, as per B-14-62, said contract to be in such form as the County Attorney shall approve.

Moved by Mr. Rouis, seconded by Mr. Sorensen, put to a vote unanimously carried and declared duly adopted on motion October 16, 2014.

RESOLUTION NO. 392-14 INTRODUCED BY GOVERNMENT SERVICES COMMITTEE TO MODIFY RESOLUTION NO. 376-14, INTERNATIONAL CONTRACTORS CORPORATION

WHEREAS, International Contractors Corporation, 20 Hornbeck Road, Neversink, New York 12765, was awarded the Re-roofing projects at the Adult Care Center and Shared Clinic Facility, B-14-64, and

WHEREAS, Resolution No. 376-14, adopted by the Sullivan County Legislature on September 18, 2014, shall be amended to reflect a change in the contract price for Part "B" Shared Clinic Facility, EPDM roof to read:

"15,900.00 with additional cost of \$4.00/sq. ft. for removal of existing insulation and installation of new insulation at "soft spots".

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to execute a Modification Agreement with International Contractors Corporation, amending Part "B" Shared Clinic Facility to, \$15,900.00 with additional cost of \$4.00/sq. ft. for removal of existing insulation and installation of new insulation at "soft spots", said contract modification to be in such form as the County Attorney shall approve.

Moved by Mr. Rouis, seconded by Mr. Sorensen, put to a vote unanimously carried and declared duly adopted on motion October 16, 2014.

RESOLUTION NO. 393-14 INTRODUCED BY THE PUBLIC WORKS COMMITTEE AUTHORIZING THE FILING OF AN APPLICATION, FOR A STATE GRANT IN-AID FOR A HOUSEHOLD HAZARDOUS WASTE STATE ASSISTANCE PROGRAM AND SIGNING OF THE ASSOCIATED STATE CONTRACT, UNDER THE APPROPRIATE LAWS OF NEW YORK STATE.

WHEREAS, the State of New York provides financial aid for household hazardous waste programs; and

WHEREAS, the County of Sullivan herein called the MUNICIPALITY, has examined and duly considered the applicable laws of the State of New York and the MUNICIPALITY deems it to be in the public interest and benefit to file an application under these laws; and

WHEREAS, it is necessary that a Contract by and between THE PEOPLE OF THE STATE OF NEW YORK, herein called the STATE, and the MUNICIPALITY be executed for such STATE Aid; and

WHEREAS, the Sullivan County Legislature hereby authorizes the County Manager and / or his designee to execute any and all necessary documents to accept the award, should one be granted, and enter into an award agreement or contract in order to administer the funding secured, in such form as the County Attorney shall approve.

NOW, THEREFORE, BE IT RESOLVED BY the County of Sullivan Legislature

1. That the filing of an application in the form required by the State of New York in conformity with the applicable laws of the State of New York including all understanding and assurances contained in said application is hereby authorized.
2. That County Manager and / or his designee is directed and authorized as the official representative of the MUNICIPALITY to act in connection with the application and to provide such additional information as may be required and to sign the resulting contract if said application is approved by the STATE;
3. That the MUNICIPALITY agrees that it will fund the entire cost of said household hazardous waste program and will be reimbursed by the State for the State share of such costs.
4. That four (4) Certified Copies of this Resolution be prepared and sent to the New York State Department of Environmental Conservation, Albany, New York 12233-7253, together with a complete application.
5. That this resolution shall take effect immediately.

BE IT FURTHER RESOLVED, that should the NYS Department of Environmental Conservations' Household Hazardous Waste Program 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. Sorensen, put to a vote unanimously carried and declared duly adopted on motion October 16, 2014.

RESOLUTION NO. 394-14 INTRODUCED BY THE PUBLIC WORKS COMMITTEE AUTHORIZING THE PAYMENT RATE FOR CENTERLINE MILES FOR THE CONTRACT YEAR JULY 1, 2014– JUNE 30 2015.

WHEREAS, the County of Sullivan, per Resolution No. 359-12, dated October 18, 2012, entered into contract with the Towns of Bethel, Callicoon, Delaware, Fallsburg, Forestburgh, Fremont, Highland, Liberty, Lumberland, Mamakating, Neversink Rockland and Thompson to provide Snow and Ice control on various County Roads through June 30, 2015; and

WHEREAS, the contract states the Towns will be paid the rate Sullivan County received from the State of New York for snow and ice control on state highways the previous snow and ice season; and

WHEREAS, the County of Sullivan was paid the rate of \$5,657.38 per centerline mile for the 2013 -2014 contract year; and

WHEREAS, Section 135-a of the Highway Law of the State of New York authorizes the County to enter into contracts with the towns and villages for the control of snow and ice conditions on County Roads located within the Towns and Village; and

WHEREAS, said section of the Highway Law of the State of New York requires the approval by resolution of each of the legislative bodies of such County, Towns;

NOW, THEREFORE, BE IT RESOLVED, that the County of Sullivan pay the amount of \$5,657.38 per centerline mile for two lane highways and \$8,486.07 for three lane highways to the aforementioned Towns for the contract year July 1, 2014 – June 30, 2015.

Moved by Mrs. LaBuda, **seconded by** Ms. Vetter, put to a vote unanimously carried and declared duly adopted on motion October 16, 2014.

RESOLUTION NO. 395-14 INTRODUCED BY PUBLIC WORKS COMMITTEE ENDORSING TRANSPORTATION BOND ACT PROJECT FOR THE WURTSBORO-SULLIVAN COUNTY AIRPORT

WHEREAS, Wurtsboro Airport Foundation, Inc. has requested state funds through the Airport Improvement and Revitalization grant program (AIR '99) for the following project at the Wurtsboro-Sullivan County Airport:

Asphalt pavement crack filling and repair including pavement seal coating to rejuvenate & prevent surface deterioration and new reflective markings;
individual tree removals on airport property to the Runway 5 & 23 approaches;
replacement of wind cone indicators; and

WHEREAS, the New York State Department of Transportation, under State Transportation Law, requires that privately-owned airports submit an endorsing resolution from the governing body of the County in which the airport is located; and

WHEREAS, the County of Sullivan has received a request from Wurtsboro Airport Foundation, Inc. to endorse the project.

NOW, THEREFORE, BE IT RESOLVED, the County of Sullivan endorses the project identified above at Wurtsboro-Sullivan County Airport for the purpose of making the project eligible for State funding; and

BE IT FURTHER RESOLVED, the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials and to the President of Wurtsboro Airport Foundation, Inc. to be filed with the NYS Commissioner of Transportation; and

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

Moved by Ms. Vetter, seconded by Mr. Sorensen, put to a vote unanimously carried and declared duly adopted on motion October 16, 2014.

RESOLUTION NO. 396-14 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CONVEY PROPERTIES IN THE TOWN OF BETHEL KNOWN AS BE43.-31-4 & 43.-31-5 AND PROPERTY IN THE TOWN OF MAMAKATING KNOWN AS MA38.-12-1.1, ACQUIRED BY THE COUNTY OF SULLIVAN BY VIRTUE OF THE IN REM TAX FORECLOSURE PROCEEDING FOR THE 2011 & 2012 LIEN YEARS.

WHEREAS, properties located in the Town of Bethel designated on the Sullivan County Real Property Tax Map as BE43.-31-4, Class 311, being 100 X 100 +/- ft, located on Hartwood Dr Tr 1030 & BE43.-31-5, Class 311, being 75 X 100 +/- ft, located on Hartwood Dr Tr 1030, are owned by the County of Sullivan (formerly owned by Dominick O LaForgia) & property located in the Town of Mamakating designated on the Real Property Tax Map as MA38.-12-1.1, Class 314, being 0.18 +/- acres, located on Lake Dr, is owned by the County of Sullivan (formerly owned by Anna & Oscar Bayer) and was included in the foreclosure of 2012 liens, but was not sold at the June, 2014 Public Auction, and

WHEREAS, John K Zeh, has offered to purchase said properties for the sum of, ONE HUNDRED (\$100.00) DOLLARS, and

WHEREAS, this matter was discussed by the Real Property Advisory Board who advised it is in the best interest of the County of Sullivan to convey the parcel to John K Zeh for ONE HUNDRED (\$100.00) DOLLARS, and

WHEREAS, the purchaser will also be responsible for the recording fees plus 10% of sale price for auctioneer's commission, plus the 2014 County/Town taxes and any other applicable charges, including but not limited to, omitted & pro rata taxes, water and sewer charges, if any, and

NOW, THEREFORE, BE IT RESOLVED, the Chairman of the Sullivan County Legislature is hereby authorized to execute the necessary documents in order to convey the aforesaid premises to John K Zeh, upon payment of \$100.00 to the County Treasurer, plus 10% of sale price for auctioneer's commission, plus fees for the County Clerk, plus the 2014 County/Town taxes and any other applicable charges, including but not limited to, omitted & pro rata taxes, water and sewer charges, if any.

Moved by Mr. Benson, seconded by Mr. Sorensen, put to a vote unanimously carried and declared duly adopted on motion October 16, 2014.

RESOLUTION NO. 397-14 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CONVEY PROPERTY IN THE TOWN OF FALLSBURG KNOWN AS FA64.-1-7.2, ACQUIRED BY THE COUNTY OF SULLIVAN BY VIRTUE OF THE IN REM TAX FORECLOSURE PROCEEDING FOR THE 2012 LIEN YEAR.

WHEREAS, property located in the Town of Fallsburg designated on the Sullivan County Real Property Tax Map as FA64.-1-7.2, Class 210, being 7.10 +/- acres, located on Church Rd Tr 36, is owned by the County of Sullivan (formerly owned by France Margillo & Patrick LaRusso Jr.) and was included in the foreclosure of 2012 liens, but was not sold at the June, 2014 Public Auction, and

WHEREAS, Keybank N.A. has offered to purchase said property for the sum of, FORTY THOUSAND NINE HUNDRED NINEY-SEVEN (\$40,997.00) DOLLARS, and

WHEREAS, this matter was discussed by the Real Property Advisory Board who advised it is in the best interest of the County of Sullivan to convey the parcel to Keybank N.A. for FORTY THOUSAND NINE HUNDRED NINETY-SEVEN (\$40,997.00) DOLLARS, and

WHEREAS, the purchaser will also be responsible for the recording fees plus 10% of sale price for auctioneer's commission, plus the 2014 County/Town taxes and any other applicable charges, including but not limited to, omitted & pro rata taxes, water and sewer charges, if any, and

NOW, THEREFORE, BE IT RESOLVED, the Chairman of the Sullivan County Legislature is hereby authorized to execute the necessary documents in order to convey the aforesaid premises to Keybank N.A., upon payment of \$40,997.00 to the County Treasurer, plus 10% of sale price for auctioneer's commission, plus fees for the County Clerk, plus the 2014 County/Town taxes and any other applicable charges, including but not limited to, omitted & pro rata taxes, water and sewer charges, if any.

Moved by Mr. Benson, seconded by Mr. Sorensen, put to a vote unanimously carried and declared duly adopted on motion October 16, 2014.

RESOLUTION NO. 398-14 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CONVEY PROPERTY IN THE TOWN OF LIBERTY KNOWN AS LI42.-1-21.17, ACQUIRED BY THE COUNTY OF SULLIVAN BY VIRTUE OF THE IN REM TAX FORECLOSURE PROCEEDING FOR THE 2012 LIEN YEAR.

WHEREAS, property located in the Town of Liberty designated on the Sullivan County Real Property Tax Map as LI42.-1-21.17, Class 323, being 13.65 +/- acres, located on White Sulphur Rd, is owned by the County of Sullivan (formerly owned by Francine Zalkin) and was included in the foreclosure of 2012 liens, but was not sold at the June, 2014 Public Auction, and

WHEREAS, Kirk Kehrley has offered to purchase said property for the sum of, SEVEN THOUSAND (\$7,000.00) DOLLARS, and

WHEREAS, this matter was discussed by the Real Property Advisory Board who advised it is in the best interest of the County of Sullivan to convey the parcel to Kirk Kehrley for SEVEN THOUSAND (\$7,000.00) DOLLARS, and

WHEREAS, the purchaser will also be responsible for the recording fees plus 10% of sale price for auctioneer's commission, plus the 2014 County/Town taxes and any other applicable charges, including but not limited to, omitted & pro rata taxes, water and sewer charges, if any, and

NOW, THEREFORE, BE IT RESOLVED, the Chairman of the Sullivan County Legislature is hereby authorized to execute the necessary documents in order to convey the aforesaid premises to Kirk Kehrley, upon payment of \$7,000.00 to the County Treasurer, plus 10% of sale price for auctioneer's commission, plus fees for the County Clerk, plus the 2014 County/Town taxes and any other applicable charges, including but not limited to, omitted & pro rata taxes, water and sewer charges, if any.

Moved by Mr. Benson, seconded by Mr. Sorensen, put to a vote unanimously carried and declared duly adopted on motion October 16, 2014.

RESOLUTION NO. 399-14 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CONVEY PROPERTY IN THE TOWN OF MAMAKATING KNOWN AS MA23.-1-66, ACQUIRED BY THE COUNTY OF SULLIVAN BY VIRTUE OF THE IN REM TAX FORECLOSURE PROCEEDING FOR THE 2012 LIEN YEAR.

WHEREAS, property located in the Town of Mamakating designated on the Sullivan County Real Property Tax Map as MA23.-1-66, Class 314, being 0.53 +/- acres, located on Burlingham Rd, is owned by the County of Sullivan (formerly owned by Nina J & Wayne C Seward) and was included in the foreclosure of 2012 liens, but was not sold at the June, 2014 Public Auction, and

WHEREAS, Burlingham Equities, LP has offered to purchase said property for the sum of, TWO THOUSAND FIVE HUNDRED (\$2,500.00) DOLLARS, and

WHEREAS, this matter was discussed by the Real Property Advisory Board who advised it is in the best interest of the County of Sullivan to convey the parcel to Burlingham Equities, LP for TWO THOUSAND FIVE HUNDRED (\$2,500.00) DOLLARS, and

WHEREAS, the purchaser will also be responsible for the recording fees plus 10% of sale price for auctioneer's commission, plus the 2014 County/Town taxes and any other applicable charges, including but not limited to, omitted & pro rata taxes, water and sewer charges, if any, and

NOW, THEREFORE, BE IT RESOLVED, the Chairman of the Sullivan County Legislature is hereby authorized to execute the necessary documents in order to convey the aforesaid premises to Burlingham Equities, LP, upon payment of \$2,500.00 to the County Treasurer, plus 10% of sale price for auctioneer's commission, plus fees for the County Clerk, plus the 2014 County/Town taxes and any other applicable charges, including but not limited to, omitted & pro rata taxes, water and sewer charges, if any.

Moved by Mr. Benson, seconded by Mr. Sorensen, put to a vote unanimously carried and declared duly adopted on motion October 16, 2014.

RESOLUTION NO. 400-14 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CONVEY PROPERTIES IN THE TOWN OF THOMPSON KNOWN AS TH52.F-1-21, 52.P-4-3 & 52.P -5-6 , ACQUIRED BY THE COUNTY OF SULLIVAN BY VIRTUE OF THE IN REM TAX FORECLOSURE PROCEEDING FOR THE 2011 & 2012 LIEN YEARS.

WHEREAS, properties located in the Town of Thompson designated on the Sullivan County Real Property Tax Map as TH52.F-1-21, Class 311, being 0.04 +/- acre, located on Lake Shore Dr E, is owned by the County of Sullivan (formerly owned by new Technology of SC, Inc.) & TH52.P-4-3, Class 311, being 110.77 X 80 +/- ft, located on Kendal Rd, is owned by the County of Sullivan (formerly owned by GM Ventures, LLC) & TH52.P-5-6, Class 311, being 90 X 130 +/- ft, located on Oxford St, is owned by the County of Sullivan (formerly owned by Morvin & Marcia Lefkowitz) and was included in the foreclosure of 2012 liens, but was not sold at the June, 2014 Public Auction, and

WHEREAS, Martin J & Sharon L Jankiewicz, have offered to purchase said properties for the sum of, SIX HUNDRED FIFTY (\$650.00) DOLLARS, and

WHEREAS, this matter was discussed by the Real Property Advisory Board who advised it is in the best interest of the County of Sullivan to convey the parcel to Martin J & Sharon L Jankiewicz for SIX HUNDRED FIFTY (\$650.00) DOLLARS, and

WHEREAS, the purchaser will also be responsible for the recording fees plus 10% of sale price for auctioneer's commission, plus the 2014 County/Town taxes and any other applicable charges, including but not limited to, omitted & pro rata taxes, water and sewer charges, if any, and

NOW, THEREFORE, BE IT RESOLVED, the Chairman of the Sullivan County Legislature is hereby authorized to execute the necessary documents in order to convey the aforesaid premises to Martin J & Sharon L Jankiewicz, upon payment of \$650.00 to the County Treasurer, plus 10% of sale price for auctioneer's commission, plus fees for the County Clerk, plus the 2014 County/Town taxes and any other applicable charges, including but not limited to, omitted & pro rata taxes, water and sewer charges, if any.

Moved by Mr. Benson, seconded by Mr. Sorensen, put to a vote unanimously carried and declared duly adopted on motion October 16, 2014.

RESOLUTION NO. 401-14 INTRODUCED BY THE PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE CONSENTING TO THE DISSOLUTION OF THE SULLIVAN COUNTY AGRICULTURAL LOCAL DEVELOPMENT CORPORATION

WHEREAS, the Sullivan County AG LDC was created with the consent of the Sullivan County Legislature; and

WHEREAS, the Sullivan County AG LDC has served its purpose and there is a need to dissolve the AG LDC.

NOW THEREFORE BE IT RESOLVED, that the Sullivan County Legislature hereby consents to the dissolution of the SC AG LDC.

Moved by Mr. Sorensen, seconded by Mrs. LaBuda, put to a vote unanimously carried and declared duly adopted on motion October 16, 2014.

RESOLUTION NO. 402-14 INTRODUCED BY THE PUBLIC SAFETY AND LAW ENFORCEMENT COMMITTEE TO AUTHORIZE THE SUBMISSION OF A GOOD NEIGHBOR CITIZENSHIP COMPANY GRANT APPLICATION FOR THE SULLIVAN COUNTY BUREAU OF FIRE;

WHEREAS, the Sullivan County Bureau of Fire seeks to apply for a Good Neighbor Citizenship Company Grant from State Farm Insurance; and

WHEREAS, the Good Neighbor Citizenship Company Grants fund Safety Grants with an emphasis on home safety and fire prevention, as well as disaster preparedness and disaster recovery; and

WHEREAS, the Sullivan County Bureau of Fire proposes to submit an application to fund the purchase of thirty laptop computers with accompanying educational equipment to be placed in the SC Emergency Services Training Center to be used in training and educational programs for local emergency responders, as well as by the Emergency Operations Center in the event of a disaster.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby authorizes the County Manager, Chairman of the County Legislature, and / or their authorized representative (*as required by the funding source*) to execute any and all necessary documents to submit the Good Neighbor Citizenship Company Grant application for funding; and

BE IT FURTHER RESOLVED, that the Sullivan County Legislature hereby authorizes the County Manager, and / or Chairman of the County Legislature (*as required by the funding source*) to accept the

award, and 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 the Good Neighbor Citizenship Company Grant funding be terminated, the County shall not be obligated to continue any action undertaken by the use of this funding.

Moved by Mr. Benson, seconded by Mrs. LaBuda, put to a vote unanimously carried and declared duly adopted on motion October 16, 2014.

RESOLUTION NO. 403-14 INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE THE COUNTY MANAGER TO ENTER INTO A POWER PURCHASE AGREEMENT WITH SOLARCITY CORPORATION

WHEREAS, NYSERDA has announced the award of funding to SolarCity Corporation (“SolarCity”) for the development of a 2,405.40 kW solar photovoltaic system (“the project”) at the site of the Sullivan County Adult Care Center through the NY-SUN Competitive Program, and

WHEREAS, Sullivan County (“the County”) previously submitted a non-binding letter of intent to NYSERDA indicating mutual intent between SolarCity and the County to develop the project, and

WHEREAS, the project will be designed, installed, and maintained at no cost to the County and would provide a reduced cost of electricity during the project’s 20 year life, and

WHEREAS, the County wishes to pursue this partnership and seeks to enter into a Power Purchase Agreement with Solar City for the purchase of electricity to be utilized at the Sullivan County Adult Care Center.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is hereby authorized to enter into a Power Purchase Agreement with SolarCity Corporation for the project, said agreement to be in a form approved by the County Attorney’s Office.

Moved by Ms. Vetter, seconded by Mr. Benson, put to a vote unanimously carried and declared duly adopted on motion October 16, 2014.

RESOLUTION NO. 404-14 INTRODUCED BY EXECUTIVE COMMITTEE TO MODIFY RESOLUTION NO. 361-12, COORDINATED CARE SERVICES, INC.

WHEREAS, Coordinated Care Services, Inc., 1099 Jay Street, Building J, Rochester, New York 14611-1153, was awarded the Specialized Financial Services for Community Services, R-12-18, and

WHEREAS, Resolution No. 361-12, adopted by the Sullivan County Legislature on October 18, 2012, shall be amended to reflect a change in the contract period: “This agreement may be extended for an

additional four (4) years, on a yearly basis, under the same terms and conditions, including 2014, 2015, 2016 and 2017.”

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to execute a Modification Agreement with Coordinated Care Services, Inc., amending the contract period, for an amount not to exceed \$26,500.00 per year, in accordance with RFP, R-12-18, said contract modification to be in such form as the County Attorney shall approve.

Moved by Mr. Rouis, seconded by Mr. Sorensen, put to a vote unanimously carried and declared duly adopted on motion October 16, 2014.

RESOLUTION NO. 405-14 INTRODUCED BY THE EXECUTIVE COMMITTEE TO RECLASSIFY A POSITION IN THE TREASURER’S DEPARTMENT

WHEREAS, there is currently a position in the County Treasurer’s office designated as Senior Account Clerk, and

WHEREAS, the Treasurer has advised that some of the duties assigned to this person (position 2813) are above her current title of Senior Account Clerk, and

WHEREAS, the County Treasurer feels the title should be reclassified to Principal Account Clerk, which will encompass her current duties and meet the needs of the Treasurer’s Department.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan Legislature hereby authorizes the reclassification of position 2813 in the Treasurer’s Department from Senior Account Clerk to Principal Account Clerk.

Moved by Mr. Benson, seconded by Mrs. Edwards, put to a vote unanimously carried and declared duly adopted on motion October 16, 2014.

RESOLUTION NO. 406-14 INTRODUCED BY EXECUTIVE COMMITTEE TO AUTHORIZE THE PRE-PAYMENT OF RADIO EQUIPMENT PURCHASED IN CONJUNCTION WITH THE SICG ROUND 1 GRANT PROGRAM

WHEREAS, Sullivan County has ordered radio equipment from Motorola Solutions Inc. and Alcatel-Lucent USA Inc., in support of the goals associated with our New York State Interoperable Communications Grant Program (Round 1) award which term date ended September 30, 2014, and

WHEREAS, All vouchers for reimbursement for said grant program must be submitted to DHSES by October 31, 2014, and

WHEREAS, Sullivan County has received the majority of the equipment from both vendors Motorola Solutions Inc. and Alcatel-Lucent USA Inc., however, manufacturer delays of a few remaining components may prevent receiving and invoicing before the grant voucher date, and

WHEREAS, It is in the best interest of Sullivan County to complete this grant project for public safety communications interoperability with reimbursement through the SICG Round 1 grant program,

NOW, THEREFORE, BE IT RESOLVED, Subject to the grant terms and conditions and permission from Homeland Security to prepay these items prior to receiving the actual merchandise, the Commissioner of Public Safety is hereby authorized to execute any and all documents for the advance payment of invoices to Motorola Solutions Inc., in the amount of \$69,628.74 (PO#14-27991) and Alcatel-Lucent USA Inc., in the amount of \$92,496.78 (PO#14-28036).

Moved by Mr. Sorensen, seconded by Mr. Steingart, put to a vote unanimously carried and declared duly adopted on motion October 16, 2014.

RESOLUTION NO. 407-14 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 Nicholas Speranza; and

WHEREAS, Mr. Speranza's term is due to expire on June 30, 2017; and

WHEREAS, it is the desire of the Sullivan County Legislature to appoint Theresa Hamlin to the unexpired term of Nicholas Speranza and also appoint her to a full term commencing July 1, 2017 and expiring on June 30, 2024.

NOW, THEREFORE, BE IT RESOLVED, that Theresa Hamlin is hereby appointed to the unexpired term of Nicholas Speranza (term ending June 30, 2017) and being reappointed to a term of July 1, 2017- June 30, 2024.

Moved by Mrs. LaBuda, seconded by Mr. Steingart, put to a vote unanimously carried and declared duly adopted on motion October 16, 2014.

RESOLUTION NO. 408-14 INTRODUCED BY EXECUTIVE COMMITTEE TO SCHEDULE DATES FOR PUBLIC HEARINGS ON THE COUNTY TENTATIVE BUDGET FOR FISCAL YEAR 2015

WHEREAS, the Tentative Budget for the County of Sullivan for the fiscal year beginning January 1, 2015 will be reviewed by the Sullivan County Legislature in accordance with Rule 50(c) of the Rules of the County Legislature; and

WHEREAS, the County Legislature will hold public hearings on said Tentative Budget on Thursday, November 6, 2014 at 12 Noon and Thursday, November 13, 2014 at 5:00PM in the Legislative Chambers of the Sullivan County Government Center, 100 North Street, Monticello, New York;

NOW, THEREFORE, BE IT RESOLVED, that the Clerk to the County Legislature is hereby authorized and directed to publish a notice of hearing in the official newspapers of the County; and

BE IT FURTHER RESOLVED, that at least five days shall lapse between the first publication of such notice and date specified for the hearing pursuant to Section 359 of the County Law.

Moved by Mrs. LaBuda, seconded by Mr. Sorensen, put to a vote unanimously carried and declared duly adopted on motion October 16, 2014.

NOTICE OF PUBLIC HEARINGS ON TENTATIVE BUDGET

NOTICE IS HEREBY GIVEN that the County Legislature of the County of Sullivan, New York, will meet in the Legislative Chambers of the Sullivan County Government Center, Monticello, New York on Thursday, November 6, 2014 at 12 Noon and Thursday, November 13, 2014 at 5:00PM for the purpose of holding public hearings on the Tentative Budget of said County for the fiscal year beginning January 1, 2015.

Further notice is hereby given that copies of said Tentative Budget are available at the Office of the County Manager, Sullivan County Government Center, Monticello, New York where they may be inspected and procured by an interested person during business hours.

Pursuant to Section 359 of the County Law, the maximum salaries that may be fixed and payable during the fiscal year to the members of the County Legislature and to the Chairman thereof, respectively, are hereby specified as follows:

| | |
|--|----------|
| County Legislator | \$22,600 |
| Chair of the County Legislature | \$31,600 |

ANNMARIE MARTIN
Clerk to the Legislature
Sullivan County, New York

Recognition of Legislators

1. Ira Steingart spoke about casinos.
2. Cindy Gieger spoke about that Sullivan County was selected for New York Sun Award for Large Solar Installation in Liberty, New York.

There being no further business, Mrs. LaBuda moved to adjourn, seconded by Mr. Sorensen. The meeting was declared closed at 2:27PM, subject to the call of the Chairman.

AnnMarie Martin, Clerk to the Legislature

October 2014
 Modifications to the 2014 Sullivan County Budget

| Account Code | Account Description | Revenue | | Appropriation | |
|-----------------------|---|------------------|------------------|------------------|------------------|
| | | Increase | Decrease | Increase | Decrease |
| A-1330-204-40-4003 | CONTRACT AUCTION SERVICES | | | 77,000.00 | |
| A-1330-204-R1232-R273 | TAX COLLECTR FEE PUBLIC AUCTN SURCHRG | 77,000.00 | | | |
| A-1620-19-44-4402 | UTILITY FUEL OIL | | | 2,000.00 | |
| A-1620-197-44-4404 | UTILITY PROPANE | | | 5,000.00 | |
| A-1620-22-44-4404 | UTILITY PROPANE | | | 1,500.00 | |
| A-1620-23-44-4404 | UTILITY PROPANE | | | 4,000.00 | |
| A-1620-25-44-4402 | UTILITY FUEL OIL | | | 7,500.00 | |
| A-4082-47-4774 | DEPT PUBLIC HEALTH EDUCATION | | | 390 | |
| A-4082-R3450-R167 | ST AID OTHR PUBLIC HEALTH DEPARTMENTAL AID | | | 390 | |
| A-9901-90-9001 | TRANSFERS TRANSFERS COUNTY ROAD | | | | 20,000.00 |
| | General Fund Total | 77,390.00 | | 97,390.00 | 20,000.00 |
| D-5110-46-45-4525 | SPEC DEPT SUPPLY BRIDGE MATERIAL & SUPPLIES | | 20,000.00 | | 20,000.00 |
| D-9998-R5031-R209 | INTERFUND TRANSFR GENERAL FUND | | 20,000.00 | | |
| | County Road Fund Total | | 20,000.00 | | 20,000.00 |