Sullivan County Legislature

Regular Meeting

December 18, 2014 at 2:00PM

The Regular Meeting of the County Legislature was called to order at 2:34PM by Chairman Samuelson with the Pledge of Allegiance.

Roll Call indicated all legislators present.

The Clerk read the communications for December as follows:

- 1. 2015 Legislative Meeting Schedule
- 2. Chairman Samuelson's appointment of Stacey Cohen to the Sullivan County Workforce Development Board.

Presentations:

- 1. Nancy McGraw presented a Public Health Award from the State Health Commissioner to Kim Carlsen.
- 2. 2014 Holiday Decorating Award of First Place to Management Information Systems
- 3. Chairman Samuelson presented John Manzi with the following Certificate of Special Recognition: For an illustrious 50 year career serving one of Sullivan County's most treasured institutions. As Monticello Raceway and the Harness Horsemen's Associations are such valued organizations in Sullivan County and you have done so much to promote the raceway, the horsemen, and subsequently all of Sullivan County, the Sullivan County Legislature recognizes you for your many years of tireless dedication as publicity director. Through your work you have acted as promoter and goodwill ambassador for Monticello Raceway, Sullivan County and the entire harness horse racing industry. We thank you and wish you all the very best in your retirement.

Public Comment

Chairman Samuelson recognized the following speakers:

- 1. Sonja Hedlund
- 2. Ken Hilton
- 3. Pat Pomeroy
- 4. Maria Grimaldi
- 5. Anne Larsen
- 6. Malcom
- 7. Ken Walter

Resolutions:

RESOLUTION NO. 438-14 INTRODUCED BY SCOTT B. SAMUELSON, CHAIRMAN OF THE LEGISLATURE TO AUTHORIZE CONTRACT EXTENSIONS

WHEREAS, there are contracts that will expire on December 31, 2014, and

WHEREAS, the County wishes to minimize disruptions to services that may result from the 2014 resolution process to renew contracts.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager shall have the authority to extend those contracts for a period not to exceed ninety (90) days under the same terms and conditions.

Moved by Mr. Rouis, seconded by Mrs. Edwards, put to a vote, unanimously carried and declared duly adopted on motion December 18, 2014.

Mrs. LaBuda moved to approve, seconded by Mrs. Edwards for discussion. After a brief discussion, Mrs. LaBuda moved to table, seconded by Ms. Vetter, put to a vote and tabled with Mr. Samuelson and Mr. Rouis opposed.

RESOLUTION INTRODUCED BY SCOTT B. SAMUELSON, CHAIRMAN OF THE LEGISLATURE EXECUTIVE COMMITTEE TO AUTHORIZE AN AGREEMENT WITH NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES AND MODIFICATION AGREEMENTS WITH SULLIVAN LEGAL AID PANEL, INC. AND SULLIVAN COUNTY CONFLICT LEGAL AID SOCIETY, INC.

WHEREAS, New York State Office of Indigent Legal Services ("NYSOILS") has offered the County of Sullivan ("County") funding in the amount of \$242,997 over a three (3) year period from June 1, 2013 through May 31, 2016, in order to improve the quality of indigent legal services provided by the County pursuant to Article 18-b of the County Law, and

WHEREAS, in order to acquire the funding the County must enter into an Agreement with NYSOILS, and

WHEREAS, the County intends to provide \$55,000 over a 3 year period in additional funding to the Sullivan Legal Aid Panel, Inc. ("Legal Aid Panel") to be utilized to hire an Attorney (part-time) or and to provide \$25,999 over a 3 year period in additional funding to the Sullivan County Conflict Legal Aid Society, Inc. ("Conflict Legal Aid") to be utilized to hire an Attorney (part-time), and

WHEREAS, in order to provide the additional funding to the Legal Aid Panel and Conflict Legal Aid it will be necessary to modify their respective contracts, and

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is hereby authorized to execute an Agreement and any other documents necessary to acquire the funding from NYSOILS, said documents to be in a form approved by the County Attorney's Office, and

BE IT FURTHER RESOLVED, that the County Manager is hereby authorized to execute Modification Agreements with the Legal Aid Panel and Conflict Legal Aid and/or any other appropriate entity that contracts with the County of Sullivan for Indigent Legal services under Article 18-b of the County Law as outlined above, said Modification Agreements to be in a form approved by the County Attorney's Office.

RESOLUTION NO. 439-14 INTRODUCED BY SCOTT B. SAMUELSON, CHAIRMAN OF THE LEGISLATURE AUTHORIZING A NEGATIVE DECLARATION FOR PURPOSES OF SEQRA

WHEREAS, the Sullivan County Legislature wishes to adopt a Local Law to enable the County of Sullivan to enter into a thirty year lease of County land, and

WHEREAS, the proposed Local Law is subject to requirements of the State Environmental Quality Review Act (SEQRA) as defined in Title 6 NYCRR Section 617, and

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby authorizes the issuance of a Negative Declaration in regard thereto.

Moved by Mrs. Benson, seconded by Mrs. Edwards, put to a vote, unanimously carried and declared duly adopted on motion December 18, 2014.

RESOLUTION NO. 440-14 INTRODUCED BY SCOTT B. SAMUELSON, CHAIRMAN OF THE LEGISLATURE TO ENACT PROPOSED LOCAL LAW 4 of 2014, ENTITLED "AUTHORIZING THE COUNTY OF SULLIVAN, NOTWITHSTANDING SECTION 215 OF THE COUNTY LAW, TO ENTER INTO A LEASE OF COUNTY OWNED REAL PROPERTY FOR A SPECIFIC PROJECT FOR A TERM OF UP TO 30 YEARS"

WHEREAS, a proposed Local Law entitled "Authorizing the County of Sullivan, Notwithstanding Section 215 of the County Law, to enter into a Lease of County Owned Real Property for a Specific Project for a Term of up to 30 Years" was presented to the Sullivan County Legislature at a meeting held on November 20, 2014 at the County Government Center, Monticello, New York, in order to consider said proposed local law; and

WHEREAS, a notice of public hearing having been duly published and posted as required by law, and said public hearing having been held on December 18, 2014, and all persons appearing at said public hearing deeming to be heard,

NOW THEREFORE BE IT RESOLVED, that the Sullivan County Legislature does hereby enact and adopt Local Law 4 of 2014, entitled "Authorizing the County of Sullivan, Notwithstanding Section 215 of the County Law, to enter into a Lease of County Owned Real Property for a Specific Project for a Term of up to 30 Years".

Moved by Mrs. Edwards, seconded by Mr. Benson, put to a roll call vote, unanimously carried and declared duly adopted on motion December 18, 2014.

Local Law No. 4 of the year 2014

A local law authorizing the County of Sullivan, notwithstanding Section 215 of the County Law of the State of New York, to enter into a lease of County owned real property for a specific project for a term of up to 30 years.

SECTION 1. Purpose

The County of Sullivan seeks to enter into an agreement with SolarCity Corporation, which agreement shall lease real property owned by the County of Sullivan for an initial term of twenty years and two additional optional terms of five years each.

SECTION 2. Legal Authority

New York State County Law Section 215 provides that after determining that a property is no longer needed for public use a County may sell the property or lease the property for a term not to exceed five years.

New York State Comptroller Opinion 68-857 opines that a municipality may enter into leases for a term in excess of five years if the municipality authorizes such leases by local law.

New York State Municipal Home Rule Law Section 24 provides that any local law that changes a provision of law relating to leasing of real property is subject to referendum on petition (permissive referendum).

SECTION 3. Applicability

The County of Sullivan is authorized, notwithstanding Section 215 of the County Law of the State of New York, to enter into a lease of County owned real property for a specific project for a term of up to 30 years.

This Local Law is applicable to the specific project with SolarCity Corporation.

SECTION 4. Effective Date

This Local Law shall take effect immediately upon filing in the Office of the Secretary of State.

RESOLUTION NO. 441-14 INTRODUCED BY SCOTT B. SAMUELSON, CHAIRMAN OF THE LEGISLATURE TO AUTHORIZE THE COUNTY MANAGER TO ENTER INTO AN AGREEMENT EXTENDING THE CONTRACT BETWEEN THE COUNTY OF SULLIVAN AND TEAMSTERS LOCAL 445

WHEREAS, the County of Sullivan and Teamsters Local 445 are subject to a collective bargaining agreement and as such have entered into an agreement previously, pursuant to resolution 529 of 2010 and resolution 470 of 2011, providing that Sandra E. Shaddock, a County employee, be designated agent, working full-time for the union, while retaining full-time status and rights as a County employee; and

WHEREAS, the term of the existing agreement is set to expire on December 31, 2014; and

WHEREAS, Teamsters Local 445 has requested that the contract be extended for a period of (3) three years, ending on December 31, 2017; and

WHEREAS, Teamsters Local 445 shall reimburse the County for the full cost associated with the employment of Sandra E. Shaddock, including, but not limited to salary, other compensation, health benefits, pension contributions, and employer taxes during the term of the referenced agreement.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is hereby authorized to execute a contract extending the agreement with Teamsters Local 445 for (3) years allowing Sandra E. Shaddock, a County employee, to continue as business agent, said contract be in such form to be approved by the County attorney, and

BE IT FURTHER RESOLVED, that Teamsters Local 445 shall reimburse the County for the full cost associated with the employment of Sandra E. Shaddock.

Moved by Mrs. LaBuda, seconded by Mr. Benson, put to a vote, unanimously carried and declared duly adopted on motion December 18, 2014.

RESOLUTION NO. 442-14 INTRODUCED BY SCOTT B. SAMUELSON, CHAIRMAN OF THE LEGISLATURE TO AUTHORIZE THE COUNTY MANAGER TO ENTER INTO A LEASE AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF LABOR.

WHEREAS, the Center for Workforce Development rents space from the New York State Department of Labor (NYSDOL) to form the Sullivan Works One Stop Center which is required by the Federal Workforce Investment Act, and

WHEREAS, the Department of Labor leases space at 50 North Street, Monticello, NY, and

WHEREAS, a lease agreement would cover the period July 1, 2013 through June 30, 2014, and

WHEREAS, the annual rent shall total \$46,896.08 (2,024 sq. ft. at a rate of \$23.17 per sq. ft.), for charges which shall include cleaning, electricity, and all other costs relating to the use, occupation, operation and maintenance of the space,

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is hereby authorized to enter into a lease agreement with NYSDOL, and such lease shall be in the form approved by the County Attorney.

Moved by Mr. Benson, seconded by Mr. Sorensen, put to a vote, unanimously carried and declared duly adopted on motion December 18, 2014.

RESOLUTION NO. 443-14 INTRODUCED BY SCOTT B. SAMUELSON, CHAIRMAN OF THE LEGISLATURE TO AUTHORIZE THE COUNTY MANAGER TO SIGN OFFICE FOR THE AGING ANNUAL IMPLEMENTATION PLAN.

WHEREAS, the Sullivan County Office for the Aging, Older Americans Act, Wellness in Nutrition, New York State Community Services for the Elderly Program, Expanded In-Home Services for the Elderly Program, Congregate Services Initiative, State Transportation Program, Caregiver Resource Center, Health Insurance Information Counseling and Assistance Program, Title V, and Long Term Care Insurance Educations and Outreach program authorize the expenditure of Federal and State funds for services for older people in Sullivan County; and

WHEREAS, State and Federal regulations require that the County prepare an Annual Plan outlining services to be provided through the above-mentioned programs; and

WHEREAS, the above-mentioned regulations require the County Manager to sign the Annual Plan; and

WHEREAS, the Sullivan County Office for the Aging will complete the required Annual Plan.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and is hereby authorized to sign any and all applications and agreements required to implement the Sullivan County Office for the Aging Annual Plan; and

BE IT FURTHER RESOLVED, that these applications and agreements be in such form as approved by the Sullivan County Department of Law; and

BE IT FURTHER RESOLVED, that all commitments and agreements are contingent upon receiving the necessary State and Federal allocations.

Moved by Mrs. LaBuda, seconded by Ms. Vetter, put to a vote, unanimously carried and declared duly adopted on motion December 18, 2014.

RESOLUTION NO. 444-14 INTRODUCED BY SCOTT B. SAMUELSON, CHAIRMAN OF THE LEGISLATURE TO REAPPOINT MEMBERS TO THE SULLIVAN COUNTY SOIL AND WATER CONSERVATION DISTRICT BOARD OF DIRECTORS

WHEREAS, the terms of Wilfred Hughson, Beverly Martin and John Gorzynski members of the Sullivan County Soil & Water Conservation District Board of Directors expire on December 31, 2014 and

WHEREAS, the vacancies have been posted over 30 days on the county website and all three individuals have expressed a desire via letters to be reappointed to the board.

NOW, THEREFORE, BE IT RESOLVED, that based on letters of their desire to continue to serve, Mr. Hughson, Ms. Martin and Mr. Gorzynski be and hereby are reappointed to the Sullivan County Soil and Water Conservation Board of Directors for a new three year term to expire on December 31, 2017.

Moved by Mrs. LaBuda, seconded by Ms. Vetter, put to a vote with Mr. Benson abstaining, unanimously carried and declared duly adopted on motion December 18, 2014.

RESOLUTION NO. 445-14 INTRODUCED BY SCOTT B. SAMUELSON, CHAIRMAN OF THE LEGISLATURE TO APPOINT MR. PAUL GUENTHER TO THE BOARD OF THE SULLIVAN COUNTY DEVELOPMENT AGENCY

WHEREAS, pursuant to Section 906 of New York's General Municipal Law, the County of Sullivan is authorized to have an Industrial Development Agency comprised of nine members appointed by the County Board of Legislators, and

WHEREAS, there is presently one vacancy on the Board of the Sullivan County Industrial Development Agency ("S.C.I.D.A.") which was created when Mr. Steve White became CEO of the Agency, and

WHEREAS, the remaining members of the Board of the S.C.I.D.A. unanimously recommend that the Sullivan County Legislature appoint Mr. Paul Guenther of Grahamsville, N.Y. to the aforesaid vacant position, and

WHEREAS, Mr. Guenther has had an illustrious career as president of the Wall Street firm Paine Webber, as Chairman of the Board of Trustees of Fordham University and Chairman of the Board of the New York Philharmonic at Lincoln Center and, most recently, as a Trustee of the Frost Valley Y.M.C.A. and member of the Frost Valley Hall of Fame, and

WHEREAS, having Mr. Guenther on the Board of the S.C.I.D.A. will enhance this vital economic development entity and will bring invaluable contacts, experience, drive and energy that will serve the Agency well.

NOW THEREFORE BE IT RESOLVED THAT THE SULLIVAN COUNTY BOARD OF LEGISLATORS:

Hereby appoints Mr. Paul Guenther of Grahamsville, N. Y. to the Board of the Sullivan County Industrial Development Agency, to serve out the unexpired term of Mr. Steve White.

Moved by Mr. Rouis, seconded by Mr. Steingart, put to a vote with Mrs. Gieger and Mrs. Edwards opposed, resolution carried and declared duly adopted on motion December 18, 2014.

RESOLUTION NO. 446-14 INTRODUCED BY SCOTT B. SAMUELSON, CHAIRMAN OF THE LEGISLATURE AUTHORIZING THE WRITING OFF AND REMOVAL OF OLD AND / OR UNCOLLECTABLE DEBT FROM THE TREASURER'S HAULER ACCOUNT AGING REPORT

WHEREAS, the Treasurer's Hauler Account Aging Report includes debt which is uncollectable and should be written off and removed from the monthly accounting, and

WHEREAS, the Division of Public Works Commissioner wishes to have those Hauler accounts writtenoff and removed.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby authorizes the writing off and removal of uncollectable debt identified on the attachment hereto from the Treasurer's Hauler Account Aging Report.

Moved by Mr. Benson, seconded by Mr. Sorensen, put to a vote, unanimously carried and declared duly adopted on motion December 18, 2014.

ATTACHMENT TO RESOLUTION NO. 446-14

Account	Customer	REPORTED BALANCE AS OF 12/10/14
160	Brookside Homes, Inc.	\$2,590.00
198	Turicks, Inc.	\$25,000.92
211	ECG Creative Construction, Inc.	\$475.44
227	Forest / Miron	\$1,590.85
606	Liberty Scrap Metal	\$8,991.66
611	Tri-State Recycling Service	\$2,607.90
626	ADC Resources, Inc.	\$17,169.23

RESOLUTION NO. 447-14 INTRODUCED BY SCOTT B. SAMUELSON, CHAIRMAN OF THE LEGISLATURE TO MODIFY RESOLUTION NO. 129-14 PRIME REHABILITATION SERVICES

WHEREAS, Prime Rehabilitation Services, 1940 Commerce Street, Suite 210, Yorktown Heights, New York 10598, was awarded the contract for rehabilitation services for the Sullivan County Adult Care Center, and

WHEREAS, Resolution No. 129-14, adopted by the Sullivan County Legislature on March 20, 2014, shall be amended to reflect the following changes:

- 1. Due to the completion of the new Rehabilitation Unit for short term rehab patients, additional services are required and the total amount of the contract must be increased from, "an amount not to exceed \$375,000.00" to "an amount not to exceed \$425,000.00", for the remainder of 2014 and for 2015, and
- 2. This agreement shall be extended through December 31, 2015.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to execute a Modification Agreement with Prime Rehabilitation Services, for a total amount not to exceed \$425,000.00, in accordance with RFP, R-13-56, said contract modification 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 December 18, 2014.

RESOLUTION NO. 448-14 INTRODUCED BY SCOTT B. SAMUELSON, CHAIRMAN OF THE LEGISLATURE TO APPOINT MEMBERS TO THE CHARTER REVIEW COMMISSION

WHEREAS, pursuant to Section 1.05 of the Charter of the County of Sullivan, the County Legislature has the authority to appoint qualified electors of Sullivan County to the Charter Review Commission in order to review the implementation of the Charter and propose amendments as required, and

WHEREAS, the following qualified electors, representing various segments of the community, have indicated their willingness to be members of the Charter Review Commission:

Paul Burckard

James J. Hanson

Nadia Rajsz

Bill Liblick

Bruce Ferguson

Steve Altman

Matthew Migliaccio

Ken Walter

Dave Forshay

Larry Richardson

Peg Harrison

Ray Nargizian

Sandra Johnson Fields

WHEREAS, in order to properly review the Charter, the members of the Charter Review Commission must be in attendance at its meetings, and

WHEREAS, the Charter Review Commission and the Sullivan County Legislature will meet in January, 2015 to discuss the expectations and deliverables of the Commission.

NOW, THEREFORE BE IT RESOLVED, that the individuals listed above are hereby appointed to the Charter Review Commission, and

BE IT FURTHER RESOLVED, that if a member misses three (3) consecutive meetings of the Charter Review Commission, they will be automatically dismissed, and

BE IT FURTHER RESOLVED, that if such dismissal occurs, the Legislature is authorized to make additional appointments to fill the vacancies as necessary.

Moved by Mrs. LaBuda, seconded by Mr. Sorensen, put to a vote, unanimously carried and declared duly adopted on motion December 18, 2014.

RESOLUTION NO. 449-14 INTRODUCED BY SCOTT B. SAMUELSON, CHAIRMAN OF THE LEGISLATURE TO ADOPT A PUBLIC (WIRELESS) INTERNET ACCESS ACCEPTABLE USE POLICY

WHEREAS, the County of Sullivan wishes to offer public wireless internet access for the benefit of its rehabilitation unit residents at the Adult Care Center; and

WHEREAS, providing said access will be a beneficial feature when marketing the County of Sullivan's facility to potential future residents; and

WHEREAS, as a municipality, the County of Sullivan has a management responsibility to establish an appropriate policy to administer use of the internet and online services it inherently provides to its residents at the Adult Care Center;

NOW THEREFOR BE IT RESOLVED, that the proposed written policy for County supplied public (wireless) internet access, attached hereto, be adopted and put into place.

BE IT FURTHER RESOLVED, said Public (Wireless) Internet Acceptable Use Policy shall be subject to review, amendments and revisions at the recommendation of management staff and discretion of the Sullivan County Legislature.

Moved by Mr. Benson, seconded by Ms. Vetter, put to a vote, unanimously carried and declared duly adopted on motion December 18, 2014.

RESOLUTION NO. 450-14 INTRODUCED BY CHAIRMAN OF THE LEGISLATURE SCOTT SAMUELSON ADOPTING THE 2015-2020 CAPITAL PLAN FOR SULLIVAN COUNTY

WHEREAS, the Charter of the County of Sullivan, section C2.02(N) requires that the County Legislature adopt a capital plan that establishes the recommended capital programs of the county, and

WHEREAS, the County Manager received requests of all County divisions, offices, agencies, and contracted services, regarding the 2015-2020 capital plan by the 1st day of June, in accordance with section C3.07(N) of the Charter of the County of Sullivan, and

WHEREAS, the County Manager, in accordance with section A3-3(P) of the Administrative Code of the County of Sullivan, has developed comprehensive information inclusive of all County divisions, offices, agencies, and contracted services, and he has made recommendations regarding the capital plan, and

WHEREAS, the County Legislature has reviewed the County Manager's recommendations for the 2015-2020 Capital Plan, and hereby adopts or amends those recommendations, as attached hereto as Schedule "A".

NOW, THEREFORE, BE IT RESOLVED, that the County Legislature, hereby adopts the attached Schedule "A", to be incorporated herein, as the Sullivan County 2015-2020 Capital Plan.

Moved by Mrs. LaBuda, seconded by Mr. Steingart, put to a roll call vote, unanimously carried and declared duly adopted on motion December 18, 2014.

BOND RESOLUTION

At a regular meeting of the County Legislature of the County of Sullivan, New York, held at the County Government Center, in Monticello, New York, on the 18th day of December, 2014, at 2:00 o'clock P.M., Prevailing Time.

The meeting was called to order by Chairman Samuelson, and upon roll being called, the following were:

PRESENT: Samuelson, LaBuda, Vetter, Rouis, Gieger, Edwards, Benson, Steingart and Sorensen

ABSENT: None

The following resolution was offered by Mrs. LaBuda, who moved its adoption, seconded by Steingart to-wit:

BOND RESOLUTION NO. 451-14 OF 2014 DATED DECEMBER 19, 2014.

A RESOLUTION AUTHORIZING THE ISSUANCE OF AN AGGREGATE \$7,073,875 BONDS OF THE COUNTY OF SULLIVAN, NEW YORK, TO PAY PART OF THE COST OF VARIOUS COUNTY PURPOSES, IN AND FOR SAID COUNTY.

WHEREAS, all conditions precedent to the financing of the capital projects hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act as a Type II Action, have been performed; and

WHEREAS, it is now desired to authorize the financing of such capital projects, NOW, THEREFORE,

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Sullivan, New York, as follows:

<u>Section 1.</u> The following are hereby authorized in and for the County of Ulster, New York:

- To pay the cost of the reconstruction of roads and other paved areas, in and for said County, including drainage, sidewalks, curbs, gutters, landscaping, grading or improving rights-of-way, as well as other incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$410,000, being a class of objects or purposes, having a period of probable usefulness of fifteen years, pursuant to subdivision 20(c) of paragraph a of Section 11.00 of the Local Finance Law, \$235,000 serial bonds of the aggregate \$7,073,875 serial bonds of the County of Sullivan, New York, herein authorized, together with \$175,000 other monies hereby appropriated therefor;
- b) To pay the cost of the construction of improvements to and reconstruction of highways and bridges throughout and in and for said County, including incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$13,186,000, a class of objects or purposes having a period of probable usefulness of 15 years, pursuant to subdivision 91, based on subdivision 10 and 20(c) of paragraph a of Section 11.00 of the Local Finance Law, \$6,303,875 serial bonds of the aggregate \$7,073,875 serial bonds of the County of Sullivan, New York, herein authorized, together with \$6,882,125 other monies hereby appropriated therefor; and
- c) The purchase of equipment for construction and maintenance purposes, including incidental expenses in connection therewith, at a maximum estimated cost of \$535,000, each item of which costs \$30,000 or over, being a class of objects or purposes having a period of probable usefulness of 15 years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. It is hereby determined that the aggregate maximum estimated cost of the aforesaid classes of objects or purposes described in Section 1 hereof is \$14,131,000, which classes of objects or purposes are hereby authorized at said aggregate maximum estimated cost, and that the plan for the financing thereof by the issuance of \$7,073,875 serial bonds hereby authorized to be issued therefore pursuant to the provisions of the Local Finance Law, together with \$7,057,125 other monies, apportioned to such classes of objects or purposes as specified in Section 1 hereof.

Section 3. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the County Treasurer, the chief fiscal

officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Treasurer, consistent with the provisions of the Local Finance Law.

Section 4. The faith and credit of said County of Sullivan, New York, are hereby irrevocable pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the County Treasurer, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 6. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 8. This resolution, which takes effect immediately, shall be published in full in the *Sullivan County Democrat* and the *River Reporter*, the official newspapers of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

The foregoing resolution was duly put to a vote which resulted as follows	s:
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AYES: Samuelson, LaBuda, Vetter, Rouis, Gieger, Edwards, Benson, Steingart and Sorensen

NOES: None

ABSENT: None

The resolution was thereupon declared duly adopted.

* * * * * * *

CERTIFICATION FORM

STATE OF NEW YORK)
) ss.
COUNTY OF SULLIVAN)

I, the undersigned Clerk of the County Legislature of the County of Sullivan, New York (the "Issuer"), DO HEREBY CERTIFY:

- 1. That a meeting of the Issuer was duly called, held and conducted on the 18th day of December, 2014.
- 2. That such meeting was a **regular** (circle one) meeting.
- 3. That attached hereto is a proceeding of the Issuer which was duly adopted at such meeting by the Board of the Issuer.
- 4. That such attachment constitutes a true and correct copy of the entirety of such proceeding as so adopted by said Board.
- 5. That all members of the Board of the Issuer had due notice of said meeting.
- 6. That said meeting was open to the general public in accordance with Section 103 of the Public Officers Law, commonly referred to as the "Open Meetings Law".
- 7. That notice of said meeting (the meeting at which the proceeding was adopted) was caused to be given PRIOR THERETO in the following manner: PUBLICATION Sullivan County Democrat on 1/31/14 and River Reporter on 1/30/14

POSTING Sullivan County Government Center Lobby and Sullivan County Legislature

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the County Legislature this 30^{th} day of December, 2014.

AnnMarie Martin Clerk, County Legislature

(CORPORATE SEAL)

Bulletin Board

LEGAL NOTICE

The bond resolution, a summary of which is published herewith, has been adopted on December 19, 2014, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Sullivan, New York, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

A complete copy of the resolution summarized herewith is available for public inspection during regular business hours at the Office of the Clerk of the Legislature for a period of twenty days from the date of publication of this Notice.

Dated: Monticello, New York,

December 30, 2014

AnnMarie Martin Clerk, County Legislature

BOND RESOLUTION NO. 451 of 2014 DATED DECEMBER 18, 2014.

A RESOLUTION AUTHORIZING THE ISSUANCE OF AN AGGREGATE \$7,073,875 BONDS OF THE COUNTY OF SULLIVAN, NEW YORK, TO PAY PART OF THE COST OF VARIOUS COUNTY PURPOSES, IN AND FOR SAID COUNTY.

Objects or purposes:

Reconstruction of roads and other paved areas, 15-yr. period of probable usefulness, class, \$235,000 bonds / \$175,000 other monies

Construction/reconstruction of highways and bridges, 15-yr. period of probable usefulness, class, \$6,303,875 bonds / \$6,882,125 other

monies

Purchase of equipment (cost of each \$30,000 or more), 15-yr. period of probable usefulness,

class, \$535,000 bonds.

Aggregate maximum estimated cost:

\$14,131,000

Aggregate amount of obligations to be issued:

\$7,073,875

Other monies:

\$7,057,125

SEQRA status:

Type II Actions

RESOLUTION 452-14 INTRODUCED BY CHAIRMAN SCOTT SAMUELSON TO CREATE A RESERVE FUND FOR THE PAYMENT OF BONDED INDEBTEDNESS

WHEREAS, the County of Sullivan ("County") is currently indebted pursuant to several issues of bonds and the County shall seek to sell more bonds in the future, and

WHEREAS, in order to arrange for the payment of the indebtedness created by the issuance and sale of bonds it would be fiscally prudent to establish a reserve fund, and

WHEREAS, pursuant to General Municipal Law § 6-h the County is authorized to create a Reserve Fund for the Payment of Bonded Indebtedness, and

WHEREAS, the creation of a Reserve Fund for the Payment of Bonded Indebtedness requires the County to comply with the obligations and conditions contained in General Municipal Law § 6-h, and

WHEREAS, upon the creation of the Reserve Fund for the Payment of Bonded Indebtedness the County has initial funding available in the amount of One Million Two Hundred Thousand (\$1,200,000.00) from the Unassigned Fund Balance.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature authorizes the creation of a Reserve Fund for the Payment of Bonded Indebtedness, said fund to be established and conducted in compliance with General Municipal Law § 6-h, and

BE IT FURTHER RESOLVED, that upon the creation of the Reserve Fund for the Payment of Bonded Indebtedness said fund will be initially funded in the amount of One Million Two Hundred Thousand (\$1,200,000.00) from the Unassigned Fund Balance.

Moved by Mr. Rouis, seconded by Mrs. Edwards, put to a vote, unanimously carried and declared duly adopted on motion December 18, 2014.

At this point, Mr. Steingart left the meeting at 3:45PM.

RESOLUTION NO. 483-14 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CANCEL UNENFORCAEABLE TAXES, PENALTIES AND INTEREST ON A PARCEL OWNED BY THE COUNTY OF SULLIVAN, LOCATED IN THE TOWN OF LUMBERLAND KNOWN AS LUMBERLAND 4.-2-11

WHEREAS, property located in the Town of Lumberland designated on the Sullivan County Real Property Tax Map as Lumberland 4.-2-11 was acquired by the County of Sullivan and recorded in the Sullivan County Clerk's Office on February 28, 2014 Instrument No. 2014-1237

WHEREAS, this parcel is actually a portion of other lands owned by WCPG Inc. known as LU 3.E-1-5 and has been assessed in duplicate

WHEREAS, a tax bill for the lien year 2012-2014, and the 2014-2015 School tax was generated for this parcel, and

WHEREAS, these said taxes, penalties and interest are unenforceable, the County Treasurer should cancel any outstanding taxes, penalties and interest due and owing on the aforementioned parcel pursuant to Section 557 of the Real Property Tax Law of the State of New York, and

NOW, THEREFORE, BE IT RESOLVED, the County Treasurer is so authorized to cancel the delinquent taxes, penalties and interest assessed to Lumberland 4.-2-11 and charge back the tax to the appropriate tax districts pursuant to Section 557 of the Real Property Tax Law of the State of New York

BE IT FURTHER RESOLVED, that LU 4.-2-11 become VOID and combined with LU 3.E-1-5

Moved by Mr. Sorensen, seconded by Mrs. LaBuda, put to a vote with Mr. Steingart absent, unanimously carried and declared duly adopted on motion December 18, 2014.

RESOLUTION NO. 484-14 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CONVEY PROPERTY IN THE TOWN OF MAMAKATING KNOWN AS MA67.-1-36, 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 MA67.-1-36, Class 323, being 6.60 +/- acres, located on South Rd, is owned by the County of Sullivan (formerly owned by Gail Lattan) and was included in the foreclosure of 2012 liens, but was not sold at the June, 2014 Public Auction, and

WHEREAS, Lorrence Green has offered to purchase said property 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 Lorrence Green 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 Lorrence Green, 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. Sorensen, seconded by Mrs. LaBuda, put to a vote with Mr. Steingart absent, unanimously carried and declared duly adopted on motion December 18, 2014.

RESOLUTION NO. 485-14 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO AUTHORIZE THE ADOPTION OF A NEGATIVE DECLARATION UNDER SEQRA REGARDING THE APPROVAL AND ADOPTION OF THE UPDATED COUNTY FARMLAND PROTECTION PLAN

WHEREAS, The Sullivan County Legislature has the authority under New York State Agriculture and Markets Law to adopt a County Agriculture and Farmland Protection Plan; and

WHEREAS, the New York State Department of Agriculture and Markets has consented to the Sullivan County Legislature being declared lead agency with respect to the environmental review of the proposal to adopt the update to the County Agriculture and Farmland Protection Plan; and

WHEREAS, a short form Environmental Assessment (attached hereto) has been prepared which concludes that the proposal to adopt an update to the County Agriculture and Farmland Protection Plan will not have a significant adverse impact on the environment and recommends that the County Legislature issue a Negative Declaration.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby accepts the Environmental Assessment described in the SEQRA Environmental Assessment Form (attached hereto); and

BE IT FURTHER RESOLVED, that the Sullivan County Legislature hereby issues a Negative Declaration pursuant to the provisions of the New York State Environmental Quality Review Act, with respect to the proposal to adopt the update to the County Agriculture and Farmland Protection Plan; and

BE IT FURTHER RESOLVED, that the Sullivan County Legislature authorizes the Chairman of the Legislature to execute the Environmental Assessment Form.

Moved by Mr. Sorensen, seconded by Mrs. LaBuda, put to a vote with Mr. Steingart absent, unanimously carried and declared duly adopted on motion December 18, 2014.

RESOLUTION NO. 486-14 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO AUTHORIZE THE APPROVAL AND ADOPTION OF THE UPDATED COUNTY FARMLAND PROTECTION PLAN

WHEREAS, County of Sullivan ("County") recognizes the importance of agriculture to the economy, character, and well-being of the area; and

WHEREAS, the County recognizes that a properly crafted strategic plan assists with the protection of the County's agricultural resources and promotes farming; and

WHEREAS, the County desires to update its 1999 Agriculture and Farmland Protection Plan ("Plan") to ensure county agencies, organizations, and municipalities have the latest data, maps, and promotion and protection techniques to enhance agricultural activities in the County; and

WHEREAS, the County received an Agricultural and Farmland Protection Planning Grant from the New York State Department of Agriculture and Markets in the sum of \$50,000 to update the Plan; and

WHEREAS, the Plan was drafted by the Sullivan County Agricultural and Farmland Protection Board and developed under the authority of NYS Agriculture and Markets Law Article 25-AAA, Section 324-; and

WHEREAS, the County engaged in an extensive year-long effort to solicit public and farmer input; and

WHEREAS, the Agriculture and Farmland Protection Board held a Public Meeting on November 3, 2014 and the Sullivan County Legislature held a Public Hearing on December 18, 2014 to acquire public input on the Draft Plan; and

WHEREAS, the Plan was approved by the Sullivan County Agricultural and Farmland Protection Board at their December 1, 2014 meeting; and

WHEREAS, the County Legislature has reviewed the Draft Plan; and

NOW THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature declares that the promotion of agriculture and agri-businesses, and protection of farmlands shall be considered to be of critical importance and among the top priorities for economic development initiatives in the County; and

BE IT FURTHER RESOLVED, that the Sullivan County Legislature shall forward the Agricultural and Farmland Protection Plan immediately for review and approval to the New York State Commissioner of Agriculture and Markets; and

BE IT FURTHER RESOLVED, that the Sullivan County Legislature hereby approves the December 2014 Sullivan County Agricultural and Farmland Protection Plan; and

BE IT FURTHER RESOLVED, upon availability of funding the County shall seek funds to update the County Farmland Protection Plan.

Moved by Mr. Sorensen, seconded by Mrs. LaBuda, put to a vote with Mr. Steingart absent, unanimously carried and declared duly adopted on motion December 18, 2014.

RESOLUTION NO. 487-14 INTRODUCED BY PLANNING AND ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO MODIFY RESOLUTION NO. 348-13 COMMUNITY PLANNING & ENVIRONMENTAL ASSOCIATES

WHEREAS, Community Planning & Environmental Associates, 152 Stolzenburg Road, Berne, New York 12023, was awarded the Consulting Services for Farmland Protection Program, and

WHEREAS, Resolution No. 348-13, adopted by the Sullivan County Legislature on September 19, 2014, shall be amended to reflect the following changes:

- 3. Add Task #3 and 4, "A. Option: Surveying Farmers, Farmland Owners, and Agribusinesses in the County" for an additional \$3,000.00, and
- 4. Add an additional Task for Communication Services which will include professional design and printing of the Executive Summary, for this project, for an additional \$2,000.00.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to execute a Modification Agreement with Community Planning & Environmental Associates, adding the additional above referenced tasks, for an amount not to exceed \$5,000.00, with a revised total contract amount, not to exceed, \$55,500.00, in accordance with RFP, R-13-24, said contract modification to be in such form as the County Attorney shall approve.

Moved by Mr. Sorensen, seconded by Mrs. LaBuda, put to a vote with Mr. Steingart absent, unanimously carried and declared duly adopted on motion December 18, 2014.

RESOLUTION NO. 488-14 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CORRECT THE 2013 TAX ROLL OF THE TOWN OF THOMPSON FOR TAX MAP #39.-6-6.3

WHEREAS, an application dated November 3, 2014 having been filed by Wanaksink Lake Club Inc. with respect to property assessed to said applicant on the 2013 tax roll of the Town of Thompson Tax Map #39.-6-6.3 pursuant to Section 556 of the Real Property Tax Law, to correct an error in essential fact on said tax roll resulting from an incorrect entry of acreage on the taxable portion of the tax roll; and

WHEREAS, the Acting Director of Real Property Tax Services has duly investigated the application and filed his report dated November 7, 2014 recommending this Board approve said application; and

WHEREAS, this Board has duly examined the application and report and does find as follows:

(a) That the application be approved because of an error in essential fact

NOW, THEREFORE, BE IT RESOLVED, that the application be approved upon the grounds herein set forth; and

BE IT FURTHER RESOLVED, that the Chairman of the County Legislature be and he hereby is directed to note the decision of this Board on the application, execute an order to such effect to the officer having custody of the tax roll, send notice of approval to the applicant and file a copy of the records of this proceeding with the Clerk of the County Legislature; and

BE IT FURTHER RESOLVED, that the amount of any tax corrected pursuant to this Resolution shall be a charge upon the said municipal corporation or special district to the extent of any such municipal corporation or special district taxes that were so levied and that the amount so charged to any such municipal corporation or special district shall be included in the next ensuing tax levy and to the extent that the levy made pursuant to this resolution includes a relevied school tax, the Treasurer shall charge back such amount in accordance with law.

Moved by Mr. Sorensen, seconded by Mrs. LaBuda, put to a vote with Mr. Steingart absent, unanimously carried and declared duly adopted on motion December 18, 2014.

RESOLUTION NO. 489-14 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CORRECT THE 2014 TAX ROLL OF THE TOWN OF THOMPSON FOR TAX MAP #39.-6-6.3

WHEREAS, an application dated November 3, 2014 having been filed by Wanaksink Lake Club Inc. with respect to property assessed to said applicant on the 2014 tax roll of the Town of Thompson Tax Map #39.-6-6.3 pursuant to Section 556 of the Real Property Tax Law, to correct an error in essential fact on said tax roll resulting from an incorrect entry of acreage on the taxable portion of the tax roll; and

WHEREAS, the Acting Director of Real Property Tax Services has duly investigated the application and filed his report dated November 7, 2014 recommending this Board approve said application; and

WHEREAS, this Board has duly examined the application and report and does find as follows:

(a) That the application be approved because of an error in essential fact

NOW, THEREFORE, BE IT RESOLVED, that the application be approved upon the grounds herein set forth; and

BE IT FURTHER RESOLVED, that the Chairman of the County Legislature be and he hereby is directed to note the decision of this Board on the application, execute an order to such effect to the officer having custody of the tax roll, send notice of approval to the applicant and file a copy of the records of this proceeding with the Clerk of the County Legislature; and

BE IT FURTHER RESOLVED, that the amount of any tax corrected pursuant to this Resolution shall be a charge upon the said municipal corporation or special district to the extent of any such municipal corporation or special district taxes that were so levied and that the amount so charged to any such municipal corporation or special district shall be included in the next ensuing tax levy and to the extent that the levy made pursuant to this resolution includes a relevied school tax, the Treasurer shall charge back such amount in accordance with law.

Moved by Mr. Sorensen, seconded by Mrs. LaBuda, put to a vote with Mr. Steingart absent, unanimously carried and declared duly adopted on motion December 18, 2014.

RESOLUTION NO. 490-14 INTRODUCED BY GOVERNMENT SERVICES COMMITTEE TO AUTHORIZE AWARD AND EXECUTE AGREEMENT WITH TOSKI AND COMPANY, INCORPORATED FOR COUNTYWIDE AUDITING SERVICES

WHEREAS, Toski and Company, Incorporated, CPA's, P.C. 6390 Main Street, Suite 200, Williamsville, New York 14221, submitted a proposal for Countywide Auditing Services, R-14-14, and

WHEREAS, the Sullivan County Treasurer's Office and County Manager, have approved said proposal and recommends that a contract be executed.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to execute an Agreement with Toski and Company, Incorporated, CPA's, P.C., for an amount not to exceed \$123,400.00 per year, including 2014 audit, with an option to extend, on a yearly basis, for audits years ending December 31, 2015, 2016 and 2017, under the same terms and conditions, in accordance with RFP, R-14-14, said contract modification to be in such form as the County Attorney shall approve.

Moved by Mr. Benson, seconded by Mr. Sorensen, put to a vote, unanimously carried with Mr. Steingart absent, and declared duly adopted on motion December 18, 2014.

RESOLUTION NO. 491-14 INTRODUCED BY THE PERSONNEL COMMITTEE TO RECLASSIFY A POSITION IN THE PROBATION DEPARTMENT

WHEREAS, there is currently a position in the Probation Department designated as Probation Officer, and

WHEREAS, the Director of Probation has advised that some of the duties assigned to this person (position #899) are above her current title of Probation Officer, and

WHEREAS, the Director of Probation feels the title should be reclassified to Senior Probation Officer, which encompasses her current duties and meets the needs of the Probation Department,

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby authorizes the reclassification of position #899 in the Probation Department from Probation Officer to Senior Probation Officer.

Moved by Mrs. LaBuda, seconded by Mr. Sorensen, put to a vote with Mr. Steingart absent, unanimously carried and declared duly adopted on motion December 18, 2014.

RESOLUTION NO. 492-14 INTRODUCED BY PERSONNEL COMMITTEE TO AMEND RESOLUTION NO. 319-14 SETTING THE APPROPRIATE EFFECTIVE DATE FOR THE CREATION OF THE SENIOR TYPIST POSITION AT PUBLIC HEALTH SERVICES

WHEREAS, resolution 310of 2014 abolished an Account Clerk position and created a Senior Typist position at Public Health Services effective August 21, 2014, and

WHEREAS, the employee in the Account Clerk position had been performing the duties of a Senior Typist since April 24, 2014, and

WHEREAS, there is a need to amend Resolution No. 310-14 to make April 14, 2014 the effective date of the creation of the Senior Typist position.

NOW, THEREFORE, BE IT RESOLVED, that Resolution No. 310-14 is amended to establish the effective date of the creation of the Senior Typist position at Public Health Services to April 14, 2014.

Moved by Mr. Sorensen, seconded by Mrs. LaBuda, put to a vote with Mr. Steingart absent, unanimously carried and declared duly adopted on motion December 18, 2014.

RESOLUTION NO. 493-14 INTRODUCED BY PUBLIC SAFETY AND LAW ENFORCEMENT COMMITTEE TO MODIFY RESOLUTION NO. 347-14 BY ESTABLISHING TERMS FOR THE VOTING MEMBERSHIP OF THE SULLIVAN COUNTY ELECTRICAL LICENSING BOARD

WHEREAS, on September 18, 2014, the Legislature adopted Resolution 347-14 appointing members to the Sullivan County Electrical Licensing Board, and

WHEREAS, the Sullivan County Electrical Licensing Board met on October 30, 2014 and have established the terms for certain members which are listed below:

NOW, THEREFORE, BE IT RESOLVED, that pursuant to §103-3 of the Sullivan County Code, the following persons are appointed to the Sullivan County Board of Electrical Licensing and Resolution No. 347-14 will be modified to include Term Expirations which are now set next to their names:

Voting Member Appointees

Term Expires

NYSEG Representative (Roger Williams) December 31, 2017

Master Electrician (Karl Kerber) December 31, 2015

Master Electrician (Brad Bastone) December 31, 2016

Electrical Inspector (Todd Klikus)

December 31, 2016

Code Enforcement Officer (Dave Kuebler) December 31, 2017

Josh Potosek, County Manager

Gene Benson, District 7 Legislator (Legislative Representative)

Non-Voting Member Appointees

John Dickson, IBEW Union

Kathy Yennie, Secretary

Moved by Mr. Sorensen, **seconded by** Ms. Vetter, put to a vote with Mr. Benson abstaining and Mr. Steingart absent, unanimously carried and **declared duly adopted on motion** December 18, 2014.

RESOLUTION NO. 494-14 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. Sorensen, seconded by Mr. Benson, put to a vote with Mr. Steingart absent, unanimously carried and declared duly adopted on motion December 18, 2014.

RESOLUTION NO. 495-14 INTRODUCED BY MANAGEMENT AND BUDGET COMMITTEE TO AUTHORIZE CONTRACT RENEWAL WITH NYS DEPARTMENT OF HEALTH TO ACCEPT FUNDING FOR THE OPERATION OF THE WIC PROGRAM FOR THE PERIOD OCTOBER 1, 2015 TO SEPTEMBER 30, 2020

WHEREAS, the New York State Department of Health has the authority to regulate and provide funding for the establishment and operation of program services and desires to contract with skilled parties possessing the necessary resources to provide such services, and

WHEREAS, Sullivan County Public Health Nursing Service is able to provide such program services and possesses or can make available all necessary qualified personnel, licenses, facilities, and expertise to perform or have performed the services required pursuant to the terms of the contract.

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 NYS Department of Health to execute any and all necessary documents to submit the application for funding for the operation of the WIC Program for the period October 1, 2015 to September 30, 2020; 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 NYS Department of Health 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 RESOLVED, that should the operation of the WIC Program funding is terminated by NYS Department of Health the County shall not be obligated to continue the operation of the WIC Program.

Moved by Mr. Sorensen, seconded by Ms. Vetter, put to a vote with Mr. Steingart absent, put to a vote and unanimously carried and declared duly adopted on motion December 18, 2014.

RESOLUTION NO. 496-14 INTRODUCED BY MANAGEMENT AND BUDGET COMMITTEE TO CLOSE CAPITAL PROJECT ACCOUNTS AND RESCIND BOND AUTHORIZATIONS

WHEREAS, the County Manager and Commissioner of Management and Budget, and the Commissioner of Public Works have advised that the following projects previously funded through Bond Issue have been completed, and

WHEREAS, fund balances remain in each of these projects, and they have debt authorized but unissued.

NOW, THEREFORE, BE IT RESOLVED, that the following projects be closed and the remaining balances be transferred to the appropriate fund for payment of debt service:

H23 DPW Maplewood

H58 2013 Road Reconstruction

BE IT FURTHER RESOLVED, that the debt authorized but unissued for the following capital projects be rescinded:

H52Landfill Closure/Capping:Bond Resolution 160-09\$1,500,000H53Radio Tower Construction:Bond Resolution 176-08\$200,000H592014 Road/Bridge Construction:Bond Resolution 472-13\$162,750

Moved by Mr. Sorensen, seconded by Ms. Vetter, put to a vote with Mr. Steingart absent, unanimously carried as amended and declared duly adopted on motion December 18, 2014.

RESOLUTION NO. 497-14 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE TO AUTHORIZE THE COUNTY MANAGER TO ENTER INTO A CONTRACT BETWEEN SULLIVAN COUNTY DEPARTMENT OF FAMILY SERVICES AND DR. EILEEN C. TREACY,

WHEREAS, the Sullivan County Department of Family Services requires a qualified professional to provide Forensic Child Sexual Abuse Evaluations and Assessments as required by the Commissioner of Health and Family Services; and,

WHEREAS, the Sullivan County Department of Family Services requires a qualified professional to provide Court Testimony services as required by the Commissioner of Health and Family Services; and,

WHEREAS, Dr. Elieen C. Treacy, in consultation with the Sullivan County Department of Family Services, has agreed to provide services for the period of January 1, 2015 through December 31, 2015; and,

NOW, THEREFORE BE IT RESOLVED, that the County Manager is hereby authorized to enter into a contract with Dr. Eileen C. Treacy to provide the Department of Family Services with assessments of the children we provide services to and testimony at court proceedings as required.

BE IT FURTHER RESOLVED, that the contract will be from January 1, 2015 through December 31, 2015 and not exceed a cost of \$10,000; and,

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

Moved by Mr. Rouis, seconded by Mr. Benson, put to a vote with Mr. Steingart absent, unanimously carried and declared duly adopted on motion December 18, 2014.

RESOLUTION NO. 498-14 INTRODUCED BY THE PUBLIC WORKS COMMITTEE TO AUTHORIZE THE ACCEPTANCE OF A DONATION FROM THE NEW YORK STATE COVERED BRIDGE SOCIETY OF MATERIALS TO REPAIR BRIDGE 192c

WHEREAS, Bridge 192c (Halls Mill Covered Bridge) on Hunter Spur Road over the Neversink River, located in the Town of Neversink, needs its timber bridge railings replaced; and

WHEREAS, the New York State Covered Bridge Society desires to donate the materials needed to replace the railings; and

WHEREAS, it is in the best interest of the County to accept the offer of donated materials from the New York State Covered Bridge Society.

NOW, THEREFORE, BE IT RESOLVED as follows:

- 1. The County of Sullivan gratefully accepts the donation of materials valued at approximately \$2,000 from the New York State Covered Bridge Society.
- 2. The Sullivan County Legislature herby expresses its sincere appreciation and gratitude to the New York State Covered Bridge Society and directs that the Clerk to the Legislature to send a certified copy of this resolution to the New York State Covered Bridge Society.

Moved by Mr. Rouis, seconded by Mr. Benson, put to a vote with Mr. Steingart absent, unanimously carried and declared duly adopted on motion December 18, 2014.

RESOLUTION NO. 499-14 INTRODUCED BY THE PUBLIC WORKS COMMITTEE TO AUTHORIZE THE ACCEPTANCE OF A GRANT OFFER FROM THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION (NYSDOT) FOR THE AIRPORT DRAINAGE IMPROVEMENTS AND PAVEMENT MARKINGS PROJECT, PIN 9902.73 AT THE SULLIVAN COUNTY INTERNATIONAL AIRPORT

WHEREAS, the County of Sullivan applied for and received a grant to fund the Drainage Improvements and Pavement Markings Construction Project for the Sullivan County International Airport; and

WHEREAS, Resolution No. 351-14 authorized the County Manager to apply for and execute AIP grants with the Federal Aviation Administration (FAA) for 90% federal Funding and 5% State funding; and

WHEREAS, the NYSDOT has offered NYS PIN 9902.73, a matching grant of 5% of the total project cost to the Federal grant AIP #3-36-0060-033-2014; and

WHEREAS, the County of Sullivan desires to advance the Project by committing funds for the local match, the funding shares being Federal (FAA) \$480,734; State \$26,707; County \$26,708 for a total project cost of \$534,148 for the Drainage Improvements Project; and

WHEREAS, if the County of Sullivan and/or the FAA notifies the NYSDOT that the County has requested and received an increase in Federal funding for the Project based on increased eligible costs and has authorized the proportionate increase in local funding, the State share noted above shall be increased proportionately up to a maximum increase of 15%.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature approves the Project and authorizes the County Manager to execute all necessary agreements 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 New York State Commissioner of Transportation by attaching it to any necessary agreement in connection with the Project; and

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

Moved by Mrs. LaBuda, seconded by Mr. Sorensen, put to a vote with Mr. Steingart absent, unanimously carried and declared duly adopted on motion December 18, 2014.

RESOLUTION NO. 500-14 INTRODUCED BY THE PUBLIC WORKS COMMITTEE TO AUTHORIZE THE ACCEPTANCE OF A GRANT OFFER FROM THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION (NYSDOT) FOR ENGINEERING SERVICES FOR THE AIRPORT ACCESS ROADWAY (CR183A AND TRAFFIC CIRCLE) REHABILITATION PROJECT – DESIGN ONLY PIN - 9902.72 AT THE SULLIVAN COUNTY INTERNATIONAL AIRPORT

WHEREAS, the County of Sullivan applied for and received a grant to fund the Engineering Design Services for the Sullivan County International Airport; and

WHEREAS, Resolution No. 350-14 authorized the County Manager to apply for and execute AIP grants with the Federal Aviation Administration (FAA) for 90% federal Funding and 5% State funding; and

WHEREAS, the NYSDOT has offered NYS PIN 9902.72, a matching grant of 5% of the total project cost to the Federal grant AIP #3-36-0060-032-2014; and

WHEREAS, the County of Sullivan desires to advance the Project by committing funds for the local match, the funding shares being Federal (FAA) \$66,015; State \$3,668; County \$3,668 for a total project cost of \$73,350 for Engineering Design Services; and

WHEREAS, if the County of Sullivan and/or the FAA notifies the NYSDOT that the County has requested and received an increase in Federal funding for the Project based on increased eligible costs and has authorized the proportionate increase in local funding, the State share noted above shall be increased proportionately up to a maximum increase of 15%.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature approves the Project and authorizes the County Manager to execute all necessary agreements 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 New York State Commissioner of Transportation by attaching it to any necessary agreement in connection with the Project; and

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

Moved by Mrs. LaBuda, seconded by Mr. Sorensen, put to a vote with Mr. Steingart absent, unanimously carried and declared duly adopted on motion December 18, 2014.

RESOLUTION NO. 501-14 INTRODUCED BY THE PUBLIC WORKS COMMITTEE TO AUTHORIZE A MEMORANDUM OF AGREEMENT WITH THE SULLIVAN COUNTY VETERANS COALITION TO PROVIDE MAINTENANCE FOR A TRANSPORTATION VEHICLE

WHEREAS, the County of Sullivan Veterans Service Agency exists to provide entitlement information and advocacy assistance to military personnel, military veterans, and their dependents, including transportation related services, and

WHEREAS, the County of Sullivan Veterans Services Agency through the Division of Public Works provides transportation services to United States Department of Veterans Affairs Hospitals, and

WHEREAS, the Sullivan County Veterans Coalition, is in possession of a van which will be used to transport veterans from their homes to medical appointments and other destinations, and

WHEREAS, the Sullivan County Veterans Coalition will schedule, operate, and pay for the trips, but has a need for routine maintenance services for the van, and

WHEREAS, the service being provided by the Sullivan County Veterans Coalition is a mission of the County of Sullivan Veterans Service Agency, and

WHEREAS, the County of Sullivan Veterans Service Agency lacks the resources in order to provide this service.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature authorizes a Memorandum of Agreement with the Sullivan County Veterans Coalition in an amount not to exceed \$15,000 for the purposes of the County providing routine maintenance services on the Sullivan County Veterans Coalition van.

Moved by Mr. Rouis, seconded by Mr. Benson, put to a vote with Mr. Steingart absent, unanimously carried as amended and declared duly adopted on motion December 18, 2014.

After a lengthy discussion, Mrs. LaBuda moved to table, seconded by Mr. Sorensen, put to a vote and tabled with Mr. Steingart absent and with Mr. Benson, Mrs. Gieger and Mrs. Edwards opposed.

RESOLUTION NO. INTRODUCED BY KITTY M. VETTER, VICE CHAIR OF THE SULLIVAN COUNTY LEGISLATURE TO REQUEST TO NOT ENTERTAIN NEW OUTSIDE CONTRACTING AGENCIES FOR THE 2015 BUDGET

WHEREAS, in the past when County Budgets were reviewed, it was determined that the contracting agency funding appropriations were to be reviewed and information was to be submitted to the County Manager's office, and

WHEREAS, all non- profit agencies by federal law are expected to file their 990 Forms prior to requesting funding, and

WHEREAS, Sullivan County Government is expected to comply with the federal regulations in appropriating monies to all outside agencies especially not for profits, and

WHEREAS, the County Manager has submitted to the Legislature a 2015 Tentative Budget request and recommendations for contracting agencies to the Legislature, and

WHEREAS, it is the desire of the Sullivan County legislature to not entertain new requests from new contracting agencies and it is the desire to reduce the number of current requests from current contracting agencies.

NOW THEREFORE BE IT RESOLVED, that the Sullivan County Legislature hereby will not accept any new budget requests from new outside agencies and would like all current contracting agencies to submit their 990 before monies are given to them.

There was a brief discussion regarding the below resolution.

Mr. Sorensen moved to amend by deleting the first WHEREAS paragraph and to insert track changes format, seconded by Ms. Vetter, put to a vote, unanimously carried 8-0.

RESOLUTION NO. 502-14-INTRODUCED BY CINDY GIEGER LEGISLATOR DISTRICT FIVE AND CORA EDWARDS LEGISLATOR DISTRICT SIX - TO DIRECT ALL AMMENDMENTS TO COUNTY POLICIES BE HIGHLIGHTED PRIOR TO PRESENTATION TO THE LEGISLATURE FOR APPROVAL

WHEREAS, if the changes were highlighted prior to request for approval, review of the changes could be more easily identified leading to more accurate review avoiding possible errors.

NOW, THEREFORE, BE IT RESOLVED, that all proposed resolutions being submitted to the Legislature for their consideration by staff should be submitted in "Track Changes" format if the proposed resolution changes any existing Resolution or Policy.

Moved by Mr. Sorensen, seconded by Ms. Vetter, put to a vote with Mr. Steingart absent, unanimously carried as amended and declared duly adopted on motion December 18, 2014.

Chairman Samuelson indicated that the rest of the resolutions on the agenda can be put through the proper committee in January.

Executive Session

Mr. Rouis moved to go into Executive Session at 4:25PM, seconded by Mrs. LaBuda to discuss letter (f) of the Conduct of Executive Sessions agreed and carried.

Mr. Benson moved to come out of Executive Session at 4:47PM, seconded by Ms. Vetter, agreed and carried.

There being no further business, Mr. Benson moved to adjourn, seconded by Ms. Vetter. The meeting was declared closed at 4:47PM, subject to the call of the Chairman.

AnnMarie Martin, Clerk to the Legislature

December 2014 Modifications to the 2014 Sullivan County Budget

		÷50000	\$25,000,00	Dood Parkinger Front Total	
	\$25,000.00	\$60,000.00	\$85,000.00	SPEC DEPT SUPPLY PARTS/FLUIDS/FILTERS RENTAL OF EQUIPMENT OTHER DEPARTMENTS SALE OF EQUIPMNT OTHER	DM-5130-48-45-4540 DM-9997-R2414-R261 DM-9997-R2665-R338
\$24,000.00	\$73,646.00		\$49,646.00	General Fund Total	
			\$6,689.00	GAIN FRM SALE TAX ACQ PROP MAIN	A-9999-R1051-R239
			\$7,750.00	GAIN FRM SALE TAX ACQ PROP MAIN	A-9999-R1051-R239
			\$1,500.00	FED AID CRIME CONTRL RIVER PATROL	A-3110-29-R4320-R291
			\$2,500.00	GIFT/DONATION DARE	A-3110-29-R2705-R162
			\$1,000.00	GIFT/DONATION DARE	A-3110-29-R2705-R162
			\$3,000.00	SHERIFF FEE MISC FEE/REIMBURSMNT	A-3110-29-R1510-R247
	\$5,500.00			SPEC DEPT SUPPLY PUBLIC SAFETY	A-3110-29-45-4506
\$4,000.00				EMPL BENFTS HLTH INSUR ACTIVE EMPLOYEE	A-3020-80-8002
\$20,000.00				DEPT CONTINGENT	A-1989-99-47-4736
	\$2,500.00			COMPUTER HARDWARE PURCHASES/LEASES	A-1680-43-4302
	\$4,000.00			UTILITY PROPANE	A-1620-20-44-4404
			\$852.00	PERSONNEL FEE CHARGBCK - ADVERTSNG	A-1430-R1260-R130
	\$519.00			OFFICE PRINTING	A-1430-42-4205
	\$333.00			OFFICE ADVERTISING	A-1430-42-4201
	\$7,750.00			DEPT COUNSEL/WITNESS EXPENSE	A-1420-47-4705
	\$849.00			CONTRACT LEGAL SERVICES	A-1420-40-4008
	\$5,840.00			CONTRACT LABOR RELATIONS	A-1420-40-4007
	\$20,000.00			FIXED ELECTRONIC/COMPUTER EQUIP	A-1410-11-21-2106
			\$17,655.00	TAX COLLECTR FEE PUBLC AUCTN BUYER PREM	A-1330-204-R1232-R272
			\$5,700.00	TAX COLLECTR FEE PUBLC AUCTN BUYER PREM	A-1330-204-R1232-R272
	\$17,655.00			CONTRACT AUCTION SERVICES	A-1330-204-40-4003
	\$5,700.00			CONTRACT AUCTION SERVICES	A-1330-204-40-4003
	•		\$3,000.00	ST AID CORONERS REIMBURSE - AUTOPSY	A-1185-R3035-R278
	\$3,000.00			SPEC DEPT SUPPLY MEDICAL/CLINICAL	A-1185-45-4507
Decrease	Increase	Decrease Amount	Increase Amount	Account Description	G/L Account Number
Appropriation	Appropriation	Revenue	Revenue		

A-1410-11-45-4541	A-6326-40-4001	A-3140-16-10-1012	A-3140-16-10-1011 A-3140-16-80-8001	A-1330-204-80-8002	A-4050-80-8007	A-4050-80-8001 A-4050-80-8002	A-4050-10-1011	A-3110-29-80-8007	A-3110-29-80-8002	A-3110-29-80-8001	A-3110-29-46-4612	A-3110-29-46-4603	A-3110-29-10-1012	A-3110-29-10-1011	A-6140-46-4615	A-6010-38-40-4017	A-6010-57-R4610-R228	A-6010-57-R3610-R104	A-6010-57-80-8007	A-6010-57-80-8002	A-6010-57-80-8001	A-6010-57-10-1011	A-6010-38-R3610-R104	A-6010-38-80-8007	A-6010-38-80-8002	A-6010-38-80-8001		Pg # POS Pg # Account #
County Clerk - DMV - Spec Dept Supply - Sm Equipment	Other Economic Opportunity Prog - Contract Agencies	Probation - Main Unit - Overtime	Probation - Main Unit - Personal Services Regular Pay Probation - Main Unit - Empl Benefits - FICA/Medicare	Treasurer's Office - Property Tax Unit - Empl Benefits - Health Ins	Public Health - Diagnostic and Treatment - Empl Benefits - Disability	Public Health - Diagnostic and Treatment - Empl Benefits - Health Ins	Public Health - Diagnostic and Treatment - Personal Svcs - Regular	Sheriff's Office - Patrol - Empl Benefits - Disability	Sheriff's Office - Patrol - Empl Benefits - Health Insurance	Sheriff's Office - Patrol - Empl Benefits - FICA/Medicare	Sheriff's Office - Patrol - Employee Training	Sheriff's Office - Patrol - Uniforms	Sheriff's Office - Patrol - Personal Services Overtime	Sheriff's Office - Patrol - Personal Services Regular Pay	DFS - Safety Net - BICS/MMIS Expense	DFS - Administration - Contract Medical	DFS - Services - Fed Aid DFS Admin Jobs Title XX	DFS -Services - St Aid Family Services Administration	DFS - Services - Empl Benefits - Disability	DFS - Services - Empl Benefits -Health Insurance	DFS - Services - Empl Benefits - FICA/Medicare	DFS - Services - Personal Services	DFS - Administration - St Aid Family Serv Administration	DFS - Administration - Empl Benefits - Disability	DFS - Administration - Empl Benefits -Health Insurance	DFS - Administration - Empl Benefits - FICA/Medicare	DFS - Administration - Personal Services Regular Pay	Account Description
Eliminate funding for Q-Matic System (being purchased in 2014)	Reduce Contracting Agency to 2014 Funding Level	Increase Main Unit Overtime	To Adj Salary and FICA for Dec. Resol Reclassifying PO to Sr. PO To Adj Salary and FICA for Dec. Resol Reclassifying PO to Sr. PO	To adjust Health Insurance for employee going to a family plan from Ind	To fund the new Public Health Educator positon	To fund the new Public Health Educator positon	To fund the new Public Health Educator positon	Create One (1) Deputy Sheriff Position	Create One (1) Deputy Sheriff Position	Create One (1) Deputy Sheriff Position	Create One (1) Deputy Sheriff Position	Create One (1) Deputy Sheriff Position	Create One (1) Deputy Sheriff Position	Create One (1) Deputy Sheriff Position	Decrease appropriation for Safety Net Expenses	Increase appropriation for Contract Medical	Create Two (2) Preventive Caseworker Positions	Create Two (2) Preventive Caseworker Positions	Create Two (2) Preventive Caseworker Positions	Create Two (2) Preventive Caseworker Positions	Create Two (2) Preventive Caseworker Positions	Create Two (2) Preventive Caseworker Positions	Create Position - Div of Health and Family Services Deputy Commissioner	Create Position - Div of Health and Family Services Deputy Commissioner	Create Position - Div of Health and Family Services Deputy Commissioner	Create Position - Div of Health and Family Services Deputy Commissioner	Create Position - Div of Health and Family Services Deputy Commissioner	Reference
\$20,257	\$22,604	\$30,000	\$3,356 \$257	\$10,835	\$113	\$2,011 \$12,667	\$26,292	\$113	\$14,250	\$4,060	\$2,500.00	\$4,150.00	\$10,000.00	\$43,080.00	\$126,869	\$27,388			\$226	\$38,000	\$5,310	\$69,418		\$113	\$19,000	\$5,820	076	App. Increase App Decrease
																	\$47,771	\$47,771					\$18,940					Rev Increase Rev Decrease