

**Sullivan County Legislature
Regular Meeting
July 21, 2016 at 2:00PM**

The Regular Meeting of the County Legislature was called to order at 3:04PM by Chairman Alvarez with the Pledge of Allegiance.

Roll Call indicated all legislators present.

The Clerk read the following communications:

1. Records Destruction Notification in accordance with SARA filed by Audit and Control received June 21, Risk Management and Insurance dated June 22nd, DFS Data Entry Records dated June 29th, County Clerk Pistol Permits dated July 8, 2016 and county Manager's Office dated July 5th.
2. Copy of a resolution adopted by the Town of Mamakating in opposition of a compressor being built in the Town of Highland and Town of Mamakating

Presentation:

Chairman Alvarez presented Vice Chair and District 2 Legislator Nadia Rajsasz with a proclamation on the 25th Anniversary of Ukrainian Independence Day.

**SULLIVAN COUNTY LEGISLATIVE
PROCLAMATION**

WHEREAS, twenty-five years ago, acceding to the will of the Ukrainian people for a democratic future and an end to the brutal totalitarian regime whose crimes against humanity cost the lives of millions of their brethren, the Parliament of Ukraine formally declared an independent Ukrainian state on August 24th, 1991, thereby establishing the territorial integrity of Ukraine as sovereign and inviolable; and

WHEREAS, after centuries of colonial rule, under both the Russian Empire and its Soviet totalitarian successor, today unfortunately, the freedom-loving peoples of Ukraine, continue to face aggression from a hostile imperialist regime and defend their territory against Russian-sponsored terrorists, intent on eradicating Ukraine's independence; and

WHEREAS, under direct threat from Russia's unrelenting aggressive behavior vis-à-vis Ukraine, including Russia's [2 year] illegal occupation of Crimea, and Russia's sponsorship of Pro-Russian terrorists in the Donbas, we continue to honor the brave people of Ukraine in their struggle to maintain the internationally recognized territorial integrity of their nation as sovereign and inviolable; and

WHEREAS, as passed by the United States Congress, and signed into law by the President, it is the policy of the United States to assist the Government of Ukraine in maintaining its sovereignty and territorial integrity and to deter the Government of the Russian Federation from further destabilizing and invading Ukraine and other independent nations; and

WHEREAS, the efforts of the Ukrainian American community to preserve their language, culture and history must be acknowledged and, encouraged, for the sake of future generations. Such preservation has allowed Ukrainian Americans to make significant contributions to the cultural fabric of this great nation; and New York State has benefited tremendously from the innovative spirit, rich culture, and determined work ethic of our Ukrainian American residents, who share our collective values of freedom, democracy and the rule of law.

NOW, THEREFORE, the Sullivan County Legislature, on behalf of its residents, do hereby proclaim **August 24, 2016**, as "**Twenty-Fifth Anniversary of Ukrainian Independence Day**" and urge all citizens to join in commemorating this momentous event in the history of the Ukrainian nation. On this day, let us recommit ourselves to helping the Ukrainian nation reclaim its rightful place in the international community of democratic states, and remember the Heavenly Hundred and the thousands of others in Ukraine who have sacrificed their lives in the name of freedom.

Luis A. Alvarez,, Chairman
Sullivan County Legislature

Nadia Rajsasz, Vice Chair
District Two Legislator

Dated this twenty-first day of July 2016

Public Comment

1. Ken Walter

Order of Business:

RESOLUTION NO. 294-16 INTRODUCED BY HEALTH & FAMILY SERVICES COMMITTEE TO AUTHORIZE A PUBLIC HEARING FOR THE SULLIVAN COUNTY ANNUAL IMPLEMENTATION PLAN

WHEREAS, the Sullivan County Office for the Aging is preparing a County Annual Plan for services to the 60+ population of the county, provided through the Older Americans Act and the New York State Community Services for the Elderly Program; and

WHEREAS, State and Federal guidelines require that a public hearing be held concerning this plan so that all interested parties can be heard.

NOW, THEREFORE, BE IT RESOLVED, that one public hearing is scheduled as follows, and that a notice of said public hearing to be published in the official newspapers of the County:

Monticello	10/19/16	Monticello Neighborhood Facility	9:30 AM-12:00PM
		Monticello, NY	

Moved by Mrs. Ward, seconded by Mrs. Rajsz, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 295-16 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE 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. Ward, seconded by Mrs. Rajszyk, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 296-16 INTRODUCED BY PERSONNEL COMMITTEE TO RECLASSIFY A POSITION WITHIN THE SHERIFF'S OFFICE

WHEREAS, there is a need to reclassify a full time Deputy Sheriff to a full time Corporal position in the Sheriff's Office, and

WHEREAS, the Deputy Sheriff position (#2375) be reclassified to a Corporal position.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature authorizes the Sheriff's Office to reclassify Deputy Sheriff position ##2375 to Corporal effective July 30, 2016.

Moved by Mrs. Ward, seconded by Mrs. Rajszyk, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 297-16 INTRODUCED BY THE PERSONNEL COMMITTEE TO CREATE AND FILL A TEMPORARY POSITION IN THE SULLIVAN COUNTY ADULT CARE CENTER

WHEREAS, the Sullivan County Adult Care Center has four Assistant Cooks, and

WHEREAS, one Assistant Cook is currently on a leave of absence for an unknown period of time, and

WHEREAS, the Sullivan County Adult Care Center has requested a temporary Assistant Cook position be created and filled while the Assistant Cook is on a leave of absence.

NOW, THEREFORE, BE IT RESOLVED, that the temporary Assistant Cook position shall be effective during this leave of absence and shall be hereby abolished when the Assistant Cook returns to work.

Moved by Mrs. Ward, seconded by Mrs. Rajszyk, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 298-16 INTRODUCED BY MANAGEMENT AND BUDGET COMMITTEE TO MODIFY THE 2016 COUNTY BUDGET

WHEREAS, the County of Sullivan Budget requires modification,

NOW, THEREFORE, BE IT RESOLVED, that the attached budgetary transfers for 2016 be authorized.

Moved by Mrs. Ward, seconded by Mrs. Rajszyk, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 299-16 INTRODUCED BY MANAGEMENT AND BUDGET COMMITTEE TO AMEND THE CAPITAL PLAN FOR THE PURCHASE OF SURVEYING EQUIPMENT

WHEREAS, the Division of Public Works is responsible for the maintenance of County highways and bridges, and

WHEREAS, surveying equipment is required to perform the maintenance, and

WHEREAS, the Division of Public Works has funding available to cover the cost of the surveying equipment.

NOW, THEREFORE, BE IT RESOLVED, that the Legislature of the County of Sullivan, hereby amends the adopted Capital Plan in accordance with Section C2.02(N) of the Sullivan County Charter, upon a two-thirds vote of the membership thereof as follows:

1. Establish operating funding for the purchase of surveying equipment.
2. Increase Expense Account D5020-21-2106
 \$32,906
 Decrease Expense Account D5020-45-4541
 \$19,998
 Decrease Expense Account D5110-45-45-4518 \$12,908

Moved by Mr. Samuelson, **seconded by** Mr. McCarthy, put to a roll call vote, unanimously carried and **declared duly adopted on motion** July 21, 2016.

RESOLUTION NO. 300-16 INTRODUCED BY THE AGRICULTURE AND SUSTAINABILITY COMMITTEE TO ISSUE A NEGATIVE DECLARATION PURSUANT TO THE NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT REGARDING THE ADDITION OF PARCELS OF REAL PROPERTY TO EXISTING CERTIFIED AGRICULTURAL DISTRICTS WITHIN SULLIVAN COUNTY

WHEREAS, The Sullivan County Legislature has the authority under New York State Agriculture and Markets Law Section 303-b to include additional parcels in the existing certified Agricultural District No. 4 on a yearly basis; 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 add parcels to Sullivan Agricultural District No. 4; and

WHEREAS, a short form Environmental Assessment (attached hereto) has been prepared which concludes that the proposal to add parcels, pursuant to Resolutions to be adopted by the Sullivan County Legislature, to Sullivan County Agricultural Districts No. 4 will not have a significant adverse impact on the environment and concludes 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 add parcels to Sullivan County Agricultural District No. 4; and

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

Moved by Mrs. Ward, seconded by Mrs. Rajsz, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

**RESOLUTION NO. 301-16 INTRODUCED BY THE
AGRICULTURE AND SUSTAINABILITY COMMITTEE TO
INCLUDE VIABLE AGRICULTURAL LAND IN AN
EXISTING CERTIFIED AGRICULTURAL DISTRICT
WITHIN SULLIVAN COUNTY**

WHEREAS, Section 303-b of the Agriculture and Markets Law authorizes the inclusion of viable agricultural land into certified agricultural districts; and

WHEREAS, the County of Sullivan's Agricultural & Farmland Protection Board has recommended that the parcels listed below be added to the existing certified Agricultural District No. 4 within Sullivan County; and

WHEREAS, a public hearing was held on the inclusion of the parcels into the existing certified Agricultural District No. 4 on June 16th, 2016 at which time all comments were heard by the Sullivan County Legislature; and

WHEREAS, all comments and considerations brought to the attention of the Sullivan County Legislature and the Sullivan County Division of Planning and Environmental Management were considered during all phases of the inclusion process, including but not limited to the environmental review process, in determining whether or not the parcels should be included in the existing certified Agricultural District No. 4.

NOW, THEREFORE, BE IT RESOLVED, that the following parcels are to be included in the existing certified Agricultural District No. 4:

Agricultural District No. 4:

Town of Fallsburg 29.-1-24.1
Town of Fallsburg 30.-1-3
Town of Mamakating 50.-1-16.1
Town of Mamakating 50.-1-16.5
Town of Mamakating 50.-1-16.10
Town of Mamakating 50.-1-16.11
Town of Mamakating 49.-1-19.2
Town of Thompson 2.-1-30.3
Town of Thompson 2.-1-30.2
Town of Thompson 7.-1-27.1
Town of Thompson 7.-1-26.10
Town of Thompson 7.-1-27.2
Town of Thompson 7.-1-26.9
Town of Thompson 7.-1-26.15
Town of Thompson 7.-1-26.8
Town of Thompson 7.-1-26.11

Town of Thompson 7.-1-26.7

Moved by Mrs. Ward, seconded by Mrs. Rajsz, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 302-16 INTRODUCED BY THE PUBLIC WORKS COMMITTEE TO AUTHORIZE THE SELECTION OF A SULLIVAN COUNTY INTERNATIONAL AIRPORT CONSULTANT

WHEREAS, the term of the current consultant has expired; and

WHEREAS, the County of Sullivan has completed a Federal Aviation Administration required qualification-based procurement process to select an Airport Consultant; and

WHEREAS, Passero Associates, whose main office is located in Rochester, New York, has been selected to serve as the Consultant at the Sullivan County International Airport; and

WHEREAS, the Federal Aviation Administration has given its concurrence in selecting Passero Associates as the Airport Consultant commencing April 1, 2016 through March 31, 2019.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature authorizes the selection of Passero Associates to serve the Sullivan County International Airport as Consultant for the next term; and

BE IT FURTHER RESOLVED, that the Sullivan County Legislature authorizes the Sullivan County Manager to sign all necessary Consultant agreements, contracts, certifications and Federal & State grant applications, on behalf of the County, in such form as the Sullivan County Attorney shall approve.

Moved by Mrs. Ward, seconded by Mrs. Rajsz, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 303-16 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE TO AUTHORIZE MEMORANDUM OF UNDERSTANDING BETWEEN THE SULLIVAN COUNTY OFFICE FOR THE AGING AND SULLIVAN COUNTY CENTER FOR WORKFORCE DEVELOPMENT FOR THE SENIOR COMMUNITY SERVICES EMPLOYMENT PROGRAM FOR THE PERIOD OF JULY 1, 2016 THROUGH JUNE 30, 2017.

WHEREAS, pursuant to Title V of the Older American Act, as amended, the Agency, as a Program Subsponsor, will conduct a Senior Community Service Employment Program ("Program") during the period from July 1, 2016, through June 30, 2017 pursuant to a grant agreement with the New York State Office for the Aging

WHEREAS, the Agency desires to enter into an agreement with the CWD for the provision of services for the Program; and

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature does hereby authorize the County Manager to execute a Memorandum of Understanding between the Sullivan County Office for the Aging and Center for Workforce Development for the Senior Community Service Employment Program for eligible costs incurred in accordance with the program budget approved by the Agency and the State

Office for the Aging, provided, Federal funds \$26,486.00 and County funds \$2,943.00, however, that the total reimbursement paid shall not exceed the sum of \$29,429.00, and

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

Moved by Mrs. Ward, seconded by Mrs. Rajsz, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 304-16 INTRODUCED BY THE PUBLIC WORKS COMMITTEE TO AUTHORIZE EXECUTION OF CONTRACT BETWEEN NEW YORK STATE DEPARTMENT OF TRANSPORTATION (NYSDOT) AND THE COUNTY OF SULLIVAN

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

WHEREAS, the State of New York has prepared an agreement to extend the previous fixed lump sum municipal snow and ice agreement with maps of affected state highways for the season July 1, 2014 through June 30, 2015; and

WHEREAS, the Public Works Committee has discussed and the Commissioner of Public Works has recommended the acceptance of this extension agreement for contract price of \$154,613.72 plus any adjustments increasing this amount.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is hereby authorized and directed on behalf of the County of Sullivan to execute the extension of the Snow and Ice Agreement between New York State Department of Transportation and the "County of Sullivan" for the period commencing July 1, 2014 through June 30, 2015 said contract to be in such form as the County Attorney shall approve.

Moved by Mrs. Ward, seconded by Mrs. Rajsz, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 305-16 INTRODUCED BY THE PUBLIC WORKS COMMITTEE TO AUTHORIZE AWARD AND EXECUTION OF A CONTRACT FOR THE INSTALLATION OF A SLOPE STABILIZATION SYSTEM ON COUNTY ROAD NO. 127

WHEREAS, a bid for Slope Stabilization/Soil Nails, Bid No. 32-16, was awarded, by Delaware County, to GeoStabilization International, LLC (GSI), 543 31 Road, Grand Junction, Colorado 81504; and

WHEREAS, the bid document allowed for other municipalities to piggyback these services; and

WHEREAS, a proposal was received from GeoStabilization International, LLC, dated June 6, 2016, to stabilize the slope on County Road No. 127 by designing and installing a stabilization system for the roadway/stream bank; and

WHEREAS, the Sullivan County Division of Public Works has reviewed the proposal and recommends that an agreement be executed.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to execute an agreement with GeoStabilization International, LLC, in accordance with Bid No. 32-16, for a total amount not to exceed \$125,855.00, which includes unit costs for above described work and optional scour micropiles, said agreement to be in such form as the County Attorney shall approve.

Moved by Mrs. Ward, seconded by Mrs. Rajsz, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 306-16 INTRODUCED BY THE PUBLIC WORKS COMMITTEE AUTHORIZING THE EXECUTION OF AN AGREEMENT FOR THE PUBLIC AUCTION OF VEHICLES AND EQUIPMENT

WHEREAS, the County of Sullivan (“County”) has had a long standing professional relationship with Absolute Auction & Realty, Inc. parent company of Haroff Auction & Realty, Inc. (“Auctioneers”) for the auctions of parcels of real property and the County has been completely satisfied with their performance, and

WHEREAS, the Division of Public Works has the need to auction off surplus vehicles and equipment in their possession which are of no further use to the County, and

WHEREAS, it is in the best interest of the County to enter into an agreement with the Auctioneers to conduct said auction as the Auctioneers have the ability and expertise to conduct the auction of said vehicles and equipment, and

WHEREAS, and the fees for said auction shall be a 10% buyer premium paid by the successful bidder at the auction with no cost to the County.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is hereby authorized to enter into an agreement with the Auctioneers to allow for a public auction of excess vehicles and equipment, to be in a form to be approved by the County Attorney’s Office.

Moved by Mrs. Ward, seconded by Mrs. Rajsz, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 307-16 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE TO AUTHORIZE COUNTY MANAGER TO ENTER INTO AGREEMENT FOR THE PROVISION OF SUMMER YOUTH EMPLOYMENT SERVICES FROM MAY 1, 2016 THROUGH DECEMBER 31, 2016

WHEREAS, the County of Sullivan, through the Department of Family Services, has been allocated New York State Office of Temporary and Disability Assistance (NYS OTDA) funding of \$130,625 for the Summer Youth Employment Program (SYEP); and

WHEREAS, the Department will enter into an agreement with the Sullivan County Center for Workforce Development to provide SYEP services for 2016 at a total cost not to exceed \$130,625 during the period from May 1, 2016 through December 31, 2016.

NOW, THEREFORE, BE IT RESOLVED, the Sullivan County Legislature does hereby authorize the County Manager to execute an agreement between the Department of Family Services and the Center for Workforce Development for Summer

Youth Employment Services during the period from May 1, 2016 through December 31, 2016; and

BE IT FURTHER RESOLVED, and the maximum of this agreement is not to exceed \$130,625; and

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

Moved by Mrs. Ward, seconded by Mrs. Rajszyk, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION No. 308-16 INTRODUCED BY THE HEALTH AND FAMILY SERVICES COMMITTEE TO AUTHORIZE AN AGREEMENT BETWEEN SULLIVAN COUNTY ADULT CARE CENTER AND QUALITY CONSULTING SERVICES LLC.

WHEREAS, the Adult Care Center is required to provide pharmacy consultant services; and

WHEREAS, Quality Consultant Services LLC has qualified pharmacists to provide these services to the residents of the Adult Care Center and registrants of the Adult Day Care Program; and

WHEREAS, this contract period shall be from January 1, 2016 through December 31, 2016 and may be terminated by either party with 30 days written notice. This agreement may be extended, on a yearly basis, under the same terms and conditions, for three (3) additional years.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is hereby authorized to execute an Agreement with Quality Consultant Services LLC, at a total annual cost not to exceed \$15,000, said contract will be in such form as the County Attorney shall approve.

Moved by Mrs. Ward, seconded by Mrs. Rajszyk, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 309-16 INTRODUCED BY THE HEALTH AND FAMILY SERVICES COMMITTEE TO AUTHORIZE AN AGREEMENT BETWEEN SULLIVAN COUNTY ADULT CARE CENTER AND PRECISION HEALTH, INC.

WHEREAS, the Adult Care Center is required to provide portable radiologic and cardiologic services for the residents of the Adult Care Center; and

WHEREAS, Precision Health, Inc. is qualified and willing to provide these services to the residents of the Adult Care Center; and

WHEREAS, the Adult Care Center is required to maximize Medicare reimbursement for its residents and required to reimburse vendor for portable radiologic and cardiologic services for Medicare part A residents; and

WHEREAS, this contract period shall be from January 1, 2016 through December 31, 2016 and may be terminated by either party with 30 days written notice. This agreement may be extended, on a yearly basis, under the same terms and conditions, for three (3) additional years.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is hereby authorized to execute an Agreement with Precision Health, Inc. at a total annual cost not to exceed \$15,000, said contract will be in such form as the County Attorney shall approve.

Moved by Mrs. Ward, seconded by Mrs. Rajszyk, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 310-16 INTRODUCED BY THE HEALTH AND FAMILY SERVICES COMMITTEE TO AUTHORIZE AN AGREEMENT BETWEEN SULLIVAN COUNTY ADULT CARE CENTER AND VARIOUS LICENSED NURSING STAFFING AGENCIES.

WHEREAS, the Adult Care Center is required to provide Nursing Services to the residents of the Adult Care Center; and

WHEREAS, various licensed agencies have qualified nurses available and will staff to provide these services to the Adult Care Center, and

WHEREAS, the contract period for these contracts shall be from January 1, 2016 through December 31, 2016 and may be terminated by either party with 30 days written notice. These agreements may be extended, on a yearly basis, under the same terms and conditions, for three (3) additional years.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is hereby authorized to enter into contracts with various licensed agencies to provide these services to the Adult Care Center. The maximum amount of all contracts will not exceed a combined total of \$230,000 for each year, said contracts will be in such form as the County Attorney shall approve.

Moved by Mrs. Ward, seconded by Mrs. Rajsz, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 311-16 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE RESOLUTION TO AUTHORIZE MODIFICATION OF RESOLUTION NO 98-16(MODIFICATION AGREEMENT TO AUTHORIZE COUNTY MANAGER TO ENTER INTO AGREEMENT FOR THE PROVISION OF RESIDENT ASSISTANT SERVICES)

WHEREAS, the County of Sullivan, through the Department of Family Services, is required to provide temporary housing to individuals that are presenting as homeless; and

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

WHEREAS, Resolution 98-16 adopted 3/17/2016 authorized a contract between the Sullivan County Department of Family Services and the Community Action Commission to Help the Economy (CACHE) for Family Advocacy Preventive Services for the period of 1/1/2016 through 12/31/2016 at a cost not to exceed \$100,000; and

WHEREAS, subsequent to the above named resolutions being submitted, approved and adopted, the Sullivan County Department of Family Services began operating a homeless housing program and wishes to incorporate Resident Assistant Services into the contract with CACHE during the period from June 1, 2016 through December 31, 2016.

WHEREAS, the 2016 Resident Assistant Services shall be included under the 2016 contract with CACHE, in accordance with RFP, R-16-11, for the period from 6/1/2016 through 12/31/2016:

- for Family Advocacy Services at a total cost not to exceed \$100,000 (1/1/2016-12/31/2016); and
- for Resident Assistant Services at a total cost not to exceed the \$60,000 amount dedicated to Resident Assistant Services for the period of 6/1/2016 through 12/31/2016.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature does hereby authorize amendment to Resolutions 98-16 to include Resident Assistant Services under the above listed agreement during the period from 6/1/2016 through 12/31/2016; and

BE IT FURTHER RESOLVED, the Sullivan County Legislature does hereby authorize the County Manager to execute an agreement between the Department of Family Services and CACHE for Family Advocacy Preventive Services and for Resident Assistant Services; and

BE IT FURTHER RESOLVED, the maximum of the contract for Family Advocacy Services is not to exceed \$100,000 for the period of 1/1/2016 through 12/31/2016 and for Resident Assistant Services is not to exceed the \$60,000 amount dedicated to Resident Assistant Services for the period of 6/1/2016 through 12/31/2016; and

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

Moved by Mrs. Ward, seconded by Mrs. Rajsz, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 312-16 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE RESOLUTION TO AUTHORIZE AN EXTENSION AGREEMENT WITH ROLLING V BUS CORPORATION

WHEREAS, pursuant to Resolution No. 267-15, adopted by the Sullivan County Legislature on June 18, 2015 the County of Sullivan, through the Department of Family Services, executed an agreement with Rolling V Bus Corporation for Welfare to Work Transportation Services; and

WHEREAS, the resolution authorized the following Zone Costs per trip, one-way:

Zone 1 to Zone 1= \$45.00
Zone 1 to Zone 2= \$45.00
Zone 1 to Zone 3= \$79.79
Zone 2 to Zone 1= \$45.00
Zone 2 to Zone 2= \$45.00
Zone 2 to Zone 3= \$79.79
Zone 3 to Zone 1= \$79.79
Zone 3 to Zone 2= \$79.79
Zone 3 to Zone 3= \$79.79,

at a total cost not to exceed \$305,000, commencing July 1, 2015 through June 30, 2016. This agreement and original resolution also authorized the extension, upon mutual agreement, for four (4) additional years, on a yearly basis, under the same terms and conditions and in accordance with B-15-29; and

WHEREAS, the utilization of the services and the needs of the program have increased requiring a need to increase the not to exceed amount to \$450,000 commencing on July 1, 2016; and

WHEREAS, Rolling V Bus Corporation will continue services, under the same terms and conditions and in accordance with B-15-29 at a total cost not to exceed \$450,000, commencing July 1, 2016 through June 30, 2017 and may be extended, upon mutual agreement, for three (3) additional years, on a yearly basis, under the same terms and conditions and in accordance with B-15-29.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is authorized to execute an extension agreement with Rolling V Bus Corporation to continue services under the same terms and conditions and in accordance with B-15-29 at a total cost not to exceed \$450,000 commencing July 1, 2016 through June 30, 2017 and may be extended, upon mutual agreement, for three (3) additional years, on a yearly basis under the same terms and conditions and in accordance with B-15-29; and

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

Moved by Mrs. Ward, seconded by Mrs. Rajszyk, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 313-16 INTRODUCED BY HEALTH & FAMILY SERVICES COMMITTEE TO APPROVE ALLOCATION OF STATE AID TO YOUTH DEVELOPMENT PROGRAMS

WHEREAS, Sullivan County and its municipalities are eligible to receive local assistance funds for the year 2016 for Youth Development projects; and

WHEREAS, the Sullivan County **Youth Board** recommends the allocation of Office of Children and Family Services State aid to the following projects, in amounts not to exceed those listed:

Youth Bureau Administration	\$25,569		
Community Driver Safety Program Alive @ 25	\$1,100	Town of Bethel Youth Recreation	\$1,500
Nesin Cultural Arts Children’s Chorus	\$1,600	Town of Cochection Youth Recreation	\$1,500
SC CASA Court-Appointed Special Advocates	\$3,500	Town of Fallsburg Youth Recreation	\$2,500
Delaware Youth Center	\$2,500	Town of Forestburgh Youth Recreation	\$1,500
Liberty Police Juvenile Aid Bureau	\$3,000	Town of Highland Youth Recreation	\$1,500
T of Fallsburg Police Juvenile Assistance Bur.	\$3,000	Town of Lumberland Youth Recreation	\$1,500
Monticello Housing Youth Services	\$2,353	Town of Mamakating Youth Recreation	\$2,800
WJFF Youth Radio Project	\$2,000	Town of Rockland Youth Recreation	\$1,500
DRC Youth Achievement, Recognition	\$2,500	Town of Tusten Youth Recreation	\$1,500
Liv. Manor Library Monday Afternoon Book Club	\$ 500		
SC Cornell Cooperative Extension 4-H	\$4,000		
SC Head Start – I am Moving, I am Learning	\$4,000		
NACL Theatre Artist in the Schools Res. Prog.	\$2,500		
		Total:	\$73,922

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature, for the County of Sullivan, approve the allocation of Office of Children and Family Services State aid to the aforementioned list of youth development projects; and

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

BE IT FURTHER RESOLVED, that the above-mentioned allocations and contracts will be contingent upon the County's receiving continued State aid at anticipated funding levels.

Moved by Mrs. Ward, seconded by Mrs. Rajszyk, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

Proposals for Youth Bureau/OCFS-funded programs, 2016

Municipal programs: youth development

- **Liberty Police Juvenile Aid Program:** Crime prevention to divert youth from juvenile court; stranger danger, bike and Halloween safety presentations; career-day,

zero tolerance for underage drinking, and K9 presentations; police station tours.

- **Fallsburg Police Juvenile Assistance Program:** Junior Police Academy, Teen and Police Service Organization, and Cops & Kids Program. Programs provide special services to assist youth and to develop relationships where youth learn to trust police officers.
- **Monticello Housing Authority Youth Services:** Tutoring, computer learning, sports, recreational activities, adolescent living skills, community service.
- **Town of Bethel Youth Recreation:** Summer swim program, in summer camp context with arts, crafts, sports, field trips.
- **Town of Cochection Youth Recreation:** Year-round series of events, trips, and activities that include cultural, educational, social, and recreational opportunities.
- **Town of Fallsburg Youth Recreation:** Summer swimming program, winter recreation program, winter carnival, and fall harvest event.
- **Town of Forestburgh Youth Recreation:** Summer swim, arts and crafts, trips, community-resource presentations, Forestburgh Playhouse.
- **Town of Highland Youth Recreation:** Summer sports, creative crafts, science and nature exploration, cooking, reading, community service and beautification, workshops, trips.
- **Town of Lumberland Youth Recreation:** Summer arts and crafts, science and nature exploration, games and fitness, trips, evening stargazing, and other activities for families, children, and teens.
- **Town of Mamakating Youth Recreation:** Year-round youth programs, trips and events: fishing derby, 3D archery, ice-skating, holiday parties, cultural field trips, and craft workshops; basketball, volleyball, karate, zumba, and baton twirling programs.
- **Town of Rockland Youth Recreation:** Livingston Manor Rotary Ice Carnival, instruction in ice skating, free skating all winter and an end-of-season party and trip.
- **Town of Tusten Youth Recreation:** Series of year-round cultural or holiday events, parties, workshops, and field trips.

Proposals for Youth Bureau/OCFS-funded programs, 2016

Nonmunicipal programs: youth development

- **CDSP, Community Driver Safety Programs Alive @ 25:** National Driver Safety education for ages 16–20 targets attitudes, lifestyles, and decision making factors that put young drivers at risk, promotes safe driving, and prevents vehicular accidents among teens.
- **Delaware Youth Center Summer Youth Recreation:** A rich summer program with dance, theater, crafts, fine art, pottery, cooking, sports, martial arts, zumba, yoga, preschool play groups, workshops with area artists, and educational presentations.
- **DRC (Dispute Resolution Center) Youth Achievement, Recognition, and Development:** Violence-prevention initiative recruits and trains youth in dispute resolution / communication to act as peer mediators, and assists schools in building peer-mediation programs.
- **SC CASA, Court-Appointed Special Advocates:** Advocacy for children in family court, to ensure delivery of services and promote safe, permanent homes.
- **Nesin Cultural Arts Children's Community Chorus:** Literacy-based choral instruction; youth performances at various community events and locations.
- **WJFF Youth Radio Project:** Youth learn technical skills and creative program development; conduct outreach to other youth, school districts, and the community; and produce a youth radio show.

- **Livingston Manor Library Monday Afternoon Book Club:** Provides youth with out-of-school opportunities for academic and social enrichment through reading and discussing challenging books and creating interpretive art projects.

- **SC Cornell Cooperative Extension 4-H:** Through club and after-school activities, trips, participation in county fair and regional events and competitions, youth develop skills and knowledge in science (STEM), environmental awareness, and leadership.

- **SC Head Start- I Am Moving, I Am Learning:** Education for low-income/high-risk children and families in wellness, nutrition, and physical activities, to offset or reduce obesity and promote healthy lifestyles.

- **NACL Theatre, Artist in the Schools Residency Program:** Interdisciplinary classroom experiences using creative theatre techniques engage and aid students in learning school curriculum material. Theatre exercises, creative writing, music, and dramatic presentations deepen students' understanding of topics in social studies, science, literature, and other subjects.

RESOLUTION NO 314-16 INTRODUCED BY HEALTH & FAMILY SERVICES COMMITTEE TO APPROVE ALLOCATION OF COUNTY FUNDS TO YOUTH PROGRAMS

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

WHEREAS, the County of Sullivan has appropriated \$27,600 in the 2016 Sullivan County budget to provide funding to such agencies for their programs; and

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

Sullivan County Soap Box Derby	\$ 1,500
YMCA	\$15,300
Town of Bethel Youth Recreation	\$ 1,350
Town of Cochection Youth Recreation	\$ 1,350
Town of Forestburgh Youth Recreation	\$ 1,350
Town of Highland Youth Recreation	\$ 1,350
Town of Lumberland Youth Recreation	\$ 1,350
Town of Mamakating Youth Recreation	\$ 1,350
Town of Rockland Youth Recreation	\$ 1,350
Town of Tusten Youth Recreation	\$ 1,350
Total County Funds	\$27,600

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

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

Moved by Mrs. Ward, seconded by Mrs. Rajsz, put to a vote, unanimously carried and **declared duly adopted on motion** July 21, 2016. Proposals for Youth Bureau/County-funded programs, 2016

- **SC Soap Box Derby:** Youth ages 7–20 build Soap Box Derby cars, learn construction techniques, participate in formal racing practices, and then race under the supervision of 75–100 volunteers. Participating youth have been recruited from Sullivan County School Districts and four fire department districts. In addition to learning construction skills with the tutelage of adult mentors, participating youth learn sportsmanship, teamwork, and safety practices, and build a sense of connection

with the community.

- **YMCA:** Program components target youth ages 5–17 at risk due to environmental factors:
 - Family Night Out promotes family bonding through a variety of activities such as hikes, scavenger hunts, group games, arts, movie nights, community involvement and more.
 - Kids Night Out engages youth in age-appropriate club-style activities: recreation, arts, sports, leadership development, conflict resolution, and community involvement.
 - School Out, operating when school is not in session for an extended period of time, provides parents with a safe place for their children while they are at work, and offers youth a full range of recreation, arts and crafts, sports, games, and more.
 - Outdoor Education gives youth the opportunity to participate in activities such as hiking, trail building, boating, survival skill courses and more.
 - In addition, a series of family and community events are held throughout the year
- **Town of Bethel Youth Recreation:** Summer swim program, in summer camp context with arts, crafts, sports, field trips.
- **Town of Cohecton Youth Recreation:** Year-round series of events, trips, and activities that include cultural, educational, social, and recreational opportunities.
- **Town of Forestburgh Youth Recreation:** Summer swim, arts and crafts, trips, community-resource presentations, Forestburgh Playhouse.
- **Town of Highland Youth Recreation:** Summer sports, creative crafts, science and nature exploration, cooking, reading, community service and beautification, workshops, trips.
- **Town of Lumberland Youth Recreation:** Summer arts and crafts, science and nature exploration, games and fitness, trips, evening stargazing, and other activities for families, children, and teens.
- **Town of Mamakating Youth Recreation:** Year-round trips and events: fishing derby, 3D archery, ice-skating, holiday parties, cultural field trips, and craft workshops; basketball, volleyball, karate, and baton twirling programs.
- **Town of Rockland Youth Recreation:** Livingston Manor Rotary Ice Carnival, instruction in ice skating, free skating all winter and an end-of-season party and trip.
- **Town of Tusten Youth Recreation:** Series of year-round cultural or holiday events, parties, workshops, and field trips.

RESOLUTION NO. 315-16 INTRODUCED BY THE MANAGEMENT & BUDGET COMMITTEE TO EXECUTE ANY AND ALL NECESSARY DOCUMENTS, ACCEPT THE AWARD, AND ENTER INTO A CONTRACT 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

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 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 submit the necessary documents to NYSOILS, accept the award, and enter into an agreement with NYSOILS to administer the funding; 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 Sullivan County Legislature hereby authorizes the County Manager to execute any and all necessary documents to submit to NYSOILS to apply for 2014-2016 funding; and

BE IT FURTHER RESOLVED, that the County Manager is hereby authorized to execute an agreement for a 3 year period for a total amount of \$242,997 to acquire the funding from NYSOILS, said documents to be in a form approved by the County Attorney; and

BE IT FURTHER RESOLVED, that the County Manager is hereby authorized to executive Modification Agreements with Legal Aid Panel for an amount not to exceed \$55,000 per year for a 3 year period, and Conflict Legal Aid for an amount not to exceed \$25,999 per year for a 3 year period 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.

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

Moved by Mrs. Ward, seconded by Mrs. Rajszt, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 316-16 INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE TO CORRECT THE 2016 TAX ROLL OF THE TOWN OF FALLSBURG FOR TAX MAP #14.-1-33.4

WHEREAS, an application dated June 16, 2016 having been filed by Kiryas Birech Moshe Inc. with respect to property assessed to said applicant on the 2016 tax roll of the Town of Fallsburg Tax Map #14.-1-33.4 pursuant to Section 556 of the Real Property Tax Law, to correct a clerical error on the taxable portion of the tax roll due to an incorrect entry of assessed valuation on the assessment roll which does not conform to the entry for the same parcel which appears on the property ownership card; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed his report dated June 27, 2016 recommending the Sullivan County Legislature approve said application; and

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

- (a) That the application be approved because of a clerical error.

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

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

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

Moved by Mrs. Ward, seconded by Mrs. Rajszt, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 317-16 INTRODUCED BY THE PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE

TO AUTHORIZE APPLICATION FOR FUNDING TO DEVELOP A FEASIBILITY STUDY FOR THE SULLIVAN COUNTY O&W TRAILS PROJECT AND DETAILED PLANNING FOR KEY ELEMENTS OF THE PROJECT

WHEREAS, the O&W rail corridor traverses Sullivan County for approximately 50 miles, from Mamakating to Livingston Manor, and there is an additional a spur line south from Monticello;

WHEREAS, approximately 25 miles of the main O&W corridor in Sullivan County has been developed as local "rail trail" facilities, providing much needed opportunities for safe, off-road walking and bicycling; and

WHEREAS, the developed segments of the trail are discontinuous but there is the potential to connect them into a trail that would have regional scale and significance, linking up with other trail networks in surrounding counties; and

WHEREAS, long, continuous trails have been shown to attract greater numbers of users and provide greater economic benefits; and

WHEREAS, many studies have shown the positive impacts of bicycle and multi-use trails on their surroundings including bringing visitors and spending, increasing property values, speeding home sales, reducing crime, and reducing the incidence of new cases of certain cancers, type 2 diabetes and heart disease; and

WHEREAS, completing the development of the O&W trail has been identified as the number one priority of the Sullivan County Trails Committee; and

WHEREAS, further development of the O&W trail in Sullivan County will support Sullivan County legislative priorities of economic development and improving public health; and

WHEREAS, the Sullivan County Division of Planning and Environmental Management has identified steps for advancing the completion of the O&W rail trail, including a feasibility study of trail connections and the design and engineering of specific locations along the corridor that are ripe for development; and

WHEREAS, The Sullivan County Division of Planning and Environmental Management issued an RFP to assist in identifying the costs of such a project; and

WHEREAS, funding for such a feasibility study and site-specific planning is available on a competitive basis through the NYS Office of Parks, Recreation & Historic Preservation Recreational Trails Program and the NYS Office of Parks, Recreation & Historic Preservation Environmental Protection Fund Municipal Grant Program,

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby authorizes the County Manager and / or the Chairman of the County Legislature (*as required by the funding source award agreement*) to execute any and all necessary documents to submit an application for funding of up to \$150,000, with a commitment of a 25% match of the project cost as required by the targeted funding source, and to execute any and all necessary documents 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 in the event of an executed funding contract, the Sullivan County Legislature hereby authorizes the payment for services and materials whose costs are reimbursable under the award;

BE IT FURTHER RESOLVED, that should the NYS Office of Parks, Recreation & Historic Preservation funding be terminated, the County shall not be obligated to continue any action undertaken by the use of this funding.

Moved by Mrs. Ward, seconded by Mrs. Rajs, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION 318-16 INTRODUCED BY THE PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE AUTHORIZING THE DIVISION OF PLANNING AND ENVIRONMENTAL MANAGEMENT TO APPLY FOR NEW YORK MAIN STREET PROGRAM GRANTS THROUGH THE 2016 NEW YORK STATE CONSOLIDATED FUNDING APPLICATION TO CONTINUE THE EFFORTS OF THE VILLAGE OF MONTICELLO MAIN STREET PROGRAM.

WHEREAS, the New York State Housing Trust Fund Corporation provides funding through the Office of Community Renewal (“OCR”) under its New York Main Street (“NYMS”) program for downtown, “Main Street” revitalization initiatives, including renovation of mixed-use, commercial and residential buildings, public space enhancements, housing and local economic development; and

WHEREAS, OCR has made available \$5 million statewide through the 2016 New York State Consolidated Funding Application (“CFA”), inviting eligible applicants to submit proposals for funding requests ranging between \$50,000 and \$500,000 for Traditional NYMS Target Area Building Renovation Projects by the application deadline of July 29, 2016; and,

WHEREAS, in 2013 the County of Sullivan Division of Planning & Environmental Management applied for and was awarded a New York Main Street Technical Assistance (“NYMSTA”) Grant for the Village of Monticello Broadway through the 2013 CFA process; and

WHEREAS, through the 2013 NYMSTA program, the County has identified eligible buildings for the Traditional NYMS Target Area Building Renovation Projects.

NOW, THEREFORE, BE IT RESOLVED, Sullivan County Division of Planning and Environmental Management shall be authorized to apply for up to \$500,000 for 2016 NYMS funding in collaboration with the Village and, if awarded, to administer funds for downtown, Main Street revitalization projects as part of the Monticello Broadway Main Street Program; and

BE IT FURTHER 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 NYMS applications 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 execute any and all documents and contracts to accept the award and to execute any and all necessary documents in order to administer the grant and disburse funds to the recipients, in such form as the County Attorney shall approve; and

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

Moved by Mrs. Ward, seconded by Mrs. Rajs, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 319-16 INTRODUCED BY THE MANAGEMENT AND BUDGET COMMITTEE TO RESCIND RESOLUTION NO. 156-16 AND TO APPROVE A SULLIVAN COUNTY REVOLVING LOAN

WHEREAS, the Sullivan County Division of Planning & Environmental Management (“Division”) oversees the County Main Street and Agri-Business Revolving Loan Funds that are funded through grants received from the New York Governor’s Office of Small Cities; and

WHEREAS, the Division has submitted a loan report to the Sullivan County Revolving Loan Fund Advisory Board (“Advisory Board”); and

WHEREAS, the Advisory Board has considered the loan report and the accompanying financial information and recommends the approval of the loan request listed below, contingent upon certain conditions outlined in the loan commitment letter.

<u>Borrower</u>	<u>Program</u>	<u>Amount</u>
CPG, LLC (d/b/a Catskill Pizza Garden)	Main Street Business	\$63,350.00

WHEREAS, the Sullivan County Legislature (“Legislature”) authorized the above referenced loan pursuant to Resolution No. 156-16 adopted on April 21, 2016, and

WHEREAS, the Division has been contacted by the potential borrower and has been informed that the proper corporate name(s) for the business conducting business as the Catskill Pizza Garden are CPG Manor, LLC and CSKDG, LLC (the, “Borrowers”), and

WHEREAS, the Division and the Advisory Board continue to recommend the approval of the loan to the Borrowers.

NOW, THEREFORE, BE IT RESOLVED, that the Legislature hereby rescinds Resolution No. 156-16; and

BE IT FURTHER RESOLVED, the Legislature authorizes the Division to commence with the loan closing process with the Borrowers and to have all the necessary documents executed to secure the loan in such form as approved by the County Attorney; and

BE IT FURTHER RESOLVED, that the Sullivan County Treasurer is hereby authorized to draw checks for to the Borrowers in the amount indicated above.

Moved by Mrs. Ward, seconded by Mrs. Rajs, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 320-16 INTRODUCED BY GOVERNMENT SERVICES COMMITTEE TO AUTHORIZE AWARD & EXECUTION OF CONTRACT

WHEREAS, the New York State Association of Counties has endorsed and several Counties have engaged services of PFM Financial Services LLC, Airport Corporate Center, One Corporate Drive, Suite 101, Bohemia, New York, in regards to the issuance and utilization of a Procurement Card (“P-Card”), and

WHEREAS, the use of a P-Card, for the County of Sullivan, in particular to the new jail construction project, could produce significant savings for the County of Sullivan, in the form of rebates, and

WHEREAS, Onondaga County’s Request for Proposal, included “piggyback” language which allows other municipalities, including the County of Sullivan, to utilize their procurement procedure and award, streamlining the process, and

WHEREAS, it is in the best interest of the County of Sullivan to acquire the services of PFM Financial Services LLC, as well as their associated financial institutions, in order to reap the benefits of the P-Card program.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to execute all agreements necessary to acquire the P-Card services, in accordance with Onondaga County’s RFP, 13-7500-005, Procurement Card Services, dated October 14, 2014, said agreements to be in such form as the County Attorney shall approve, and

BE IT FURTHER RESOLVED, that the Legislature hereby authorizes the County Manager in conjunction with the County Attorney and the Director of Purchasing and Central Services to issue rules and/or policies which shall govern the use of the P-Card by any County employee or official.

Moved by Mrs. Ward, seconded by Mrs. Rajs, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 321-16 INTRODUCED BY THE PUBLIC SAFETY AND LAW ENFORCEMENT COMMITTEE TO AUTHORIZE PREPARATION OF A GRANT APPLICATION FOR A PUBLIC SAFETY ANSWERING POINTS (PSAP) PROGRAM WHICH IS SUPPORTED BY THE NEW YORK STATE PUBLIC SAFETY COMMUNICATIONS ACCOUNT WHEREIN FUNDING HAS BEEN APPROPRIATED TO THE DIVISION OF HOMELAND SECURITY & EMERGENCY SERVICES' OFFICE OF INTEROPERABLE AND EMERGENCY COMMUNICATIONS (DHSES / OIEC) TO IMPLEMENT THE PROGRAM. FUNDING WILL ALLOW FOR REIMBURSEMENT OF COSTS ASSOCIATED WITH PSAP CONSOLIDATION, OPERATIONS AND IMPROVEMENTS.

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

WHEREAS, the *NYS DHSES* – Office of Interoperable and Emergency Communications (*OIEC*), is administering the Public Safety Answering Points (*PSAP*) program to provide reimbursement for costs associated with PSAP consolidation, operations and improvements; and

WHEREAS, the Sullivan County Division of Public Safety – Office of Emergency Management has been deemed eligible for the funding, in an amount to be determined, to support the improvement of public safety communications; and

WHEREAS, the Sullivan County Division of Public Safety – Office of Emergency Management must submit an application in order to receive said funds and wishes to file an application with the PSAP program; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Division of Public Safety – Office of Emergency Management is hereby authorized to prepare an application for funding under the *NYS DHSES-OIEC PSAP* program.

BE IT FURTHER 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 *NYS DHSES-OIEC PSAP* program 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 if awarded PSAP program funding, the Sullivan County Division of Public Safety – Office of Emergency Management, shall administer the funds and the PSAP program; and

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

Moved by Mrs. Ward, seconded by Mrs. Rajszt, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 322-16 INTRODUCED BY THE PUBLIC SAFETY AND LAW ENFORCEMENT COMMITTEE TO AUTHORIZE THE COUNTY MANAGER TO ENTER INTO AN AGREEMENT WITH THE SULLIVAN COUNTY BOARD OF COOPERATIVE EDUCATIONAL SERVICES (BOCES) TO PROVIDE A SCHOOL RESOURCE OFFICER

WHEREAS, the Sullivan County Sheriff's Office provided a Deputy Sheriff as a School Resource Officer to the Sullivan County Board of Cooperative Educational Services (BOCES) for the term of September 1, 2007 to June 30, 2015; and

WHEREAS, due to the success of the program and due to the need for law enforcement in the Sullivan County BOCES, Sullivan County BOCES desires to have a School Resource Officer on their campus for the 2015-2016 and 2016-2017 school years; and

WHEREAS, the Sullivan County Sheriff's Office desires to enter into an Agreement with Sullivan County BOCES to provide a School Resource Officer in their district for the 2015-2016 and 2016-2017 school years; and

WHEREAS, the Sullivan County Sheriff's Office desires to have the authority to extend the Agreement with Sullivan County BOCES to provide a School Resource Officer in their district for three additional one-year terms upon mutual agreement of the parties; and

WHEREAS, Sullivan County BOCES will reimburse the County of Sullivan for the actual cost of the officer's salary and benefits adjusted for the actual number of school days as determined by the official BOCES School Calendar in an amount determined by the County of Sullivan; and

WHEREAS, the Agreement will be for the period of July 1, 2015 to June 30, 2017, and may be extended for three additional one year terms upon mutual agreement of the parties.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is hereby authorized to execute an Agreement with Sullivan County BOCES to provide a School Resource Officer, for the period of July 1, 2015 to June 30, 2017, and such Agreement may be extended for three additional one year terms upon mutual agreement of the parties, in such form as the County Attorney shall approve.

Moved by Mrs. Ward, seconded by Mrs. Rajszyk, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 323-16 INTRODUCED BY THE EXECUTIVE COMMITTEE TO SET A PUBLIC HEARING ON THE TENTATIVE 2016 – 2017 BUDGET FOR SULLIVAN COUNTY COMMUNITY COLLEGE

WHEREAS, there has been introduced and presented at a meeting of the Sullivan County Legislature held on July 21, 2016 a tentative 2016- 2017 budget for the Sullivan County Community College.

NOW, THEREFORE, BE IT RESOLVED, that a public hearing be held on said tentative 2016- 2017 budget for the Sullivan County Community College by the Sullivan County Legislature on Thursday, August 18, 2016 at 1:50PM, in the Legislative Hearing Room, County Government Center, Monticello, New York, and at least six (6) days' notice of the public hearing be given by the Clerk of the Sullivan County Legislature by due posting thereof on the bulletin board of the County of Sullivan and by publishing such notice at least once in the official newspapers of the County.

Moved by Mr. Sorensen, seconded by Mrs. Ward, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

COUNTY OF SULLIVAN
NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that there has been duly presented and introduced at a meeting of the Legislature of the County of Sullivan, New York, held on July 21, 2016, a tentative 2016- 2017 budget for the Sullivan County Community College.

NOTICE IS FURTHER GIVEN that the Legislature of the County of Sullivan will conduct a public hearing on the aforesaid tentative 2016- 2017 budget for the Sullivan County Community College at the Legislature's Hearing Room, County Government Center, Monticello, New York, 12701, on Thursday, August 18, 2016 at 1:50PM at which time all persons interested will be heard.

DATED: July 21, 2016

ANNMARIE MARTIN
Clerk of the Legislature
County of Sullivan, New York

RESOLUTION NO. 324-16 INTRODUCED BY EXECUTIVE COMMITTEE TO AUTHORIZE THE EXECUTION OF A PETITION FOR ANNEXATION OF CERTAIN COUNTY-OWNED LANDS FROM THE TOWN OF THOMPSON TO THE VILLAGE OF MONTICELLO

WHEREAS, the County of Sullivan (“County”) is the owner of approximately 50 acres in size which consists of vacant land intended for the siting of the new County Jail and related facilities (the “Jail Property”); and

WHEREAS, the Jail Property is located in the Town of Thompson, New York, with a portion thereof located within the Village of Monticello; and

WHEREAS, it is in the best interest of the County for the Jail Property to be annexed into the Village of Monticello for purposes of providing water and sewer service to the Jail and related facilities at the rates available to Village residents; and

WHEREAS, the County wishes to petition the Town of Thompson and the Village of Monticello for annexation of the Jail Property from the Town of Thompson into the Village of Monticello.

NOW, THEREFORE, BE IT RESOLVED THAT, the Chairman of the County Legislature be, and he hereby is, authorized and directed to execute a Petition and any related documentation for Annexation of the Jail Property from the Town of Thompson into the Village of Monticello, subject to approval by the County Attorney.

Moved by Mr. Sorensen, seconded by Mrs. Ward, put to a vote, unanimously carried and **declared duly adopted on motion** July 21, 2016.

RESOLUTION NO. 325-16 INTRODUCED BY THE EXECUTIVE COMMITTEE TO AMEND THE NEGATIVE DECLARATION PURSUANT TO THE NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA) WITH RESPECT TO THE PROJECT TO CONSTRUCT THE NEW COUNTY JAIL ON THE SO-CALLED MAPES SITE

WHEREAS, the County Legislature has previously determined that it would construct a new County jail to replace the existing inadequate and antiquated facility (the “Project”), and

WHEREAS, as a result of an in-depth process undertaken to identify an appropriate site for the new jail, the County selected the so-called Mapes site, which consists of two parcels of land in the Town of Thompson, 12.-1-37.7 and 12.-1-43, totaling approximately 50 acres, and

WHEREAS, pursuant to Resolution 309-09 the Sullivan County Legislature declared itself lead agency under SEQRA with respect to the environmental review of the new jail construction project, and

WHEREAS, pursuant to its agreement with the County for the design of the new County jail, LaBella Associates, D.P.C., conducted an extensive and hard look at potential adverse environmental impacts in order to complete the environmental review of the Mapes site in compliance with the provisions of SEQRA, including a long Environmental Assessment Form and detailed appended reports, and

WHEREAS, the referenced environmental assessment concluded that the proposed Project at the Mapes site will not have a significant adverse impact on the environment and recommended that the County Legislature issue a Negative Declaration in conformity with the provisions of the LaBella Report, and

WHEREAS, by Resolution 358-09 the County Legislature issued a Negative Declaration for the Project on September 9, 2009, pursuant to SEQRA, and

WHEREAS, at the County's request, LaBella has reviewed the 2009 SEQRA-related analysis and has updated its findings, as described in the Report attached to this Resolution. Specifically, the Project was re-evaluated in order to re-analyze those environmental resources potentially affected by the passage of time, to meet changing standards or concerns identified in recent years by agencies with review responsibilities, and to update and confirm the SEQRA findings.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

1. The Sullivan County Legislature hereby accepts the updated Environmental Assessment and accompanying detailed Report submitted by LaBella Associates.
2. The Sullivan County Legislature hereby determines, based on the above-referenced updated Environmental Assessment and accompanying Report, that the construction and operation of the proposed new Sullivan County jail on the Mapes site will not have a significant adverse impact on the environment.
3. Accordingly, the Sullivan County Legislature hereby issues an amended Negative Declaration, pursuant to the provisions of the State Environmental Quality Review Act, with respect to the proposed Project to construct and operate a new Sullivan County jail on the Mapes site.

Moved by Mr. Sorensen, seconded by Mrs. Ward, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

*******ATTACHMENT TO THIS RESOLUTION IS AT THE END OF THESE MINUTES*******

RESOLUTION NO. 326-16 INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE THE COUNTY CHAIRMAN TO EXECUTE AN EASEMENT AGREEMENT WITH NEW YORK STATE ELECTRIC & GAS CORPORATION FOR ELECTRIC SERVICE AT THE NEW SULLIVAN COUNTY JAIL SITE

WHEREAS, the County of Sullivan is the owner of real property designated as Tax Parcels 12.-1-37.7 and 12.-1-43 in the Town of Thompson; and

WHEREAS, New York State Electric & Gas Corporation (“NYSEG”) has requested that the County of Sullivan execute an Easement agreement in favor of NYSEG for the purpose of constructing poles, wires, guys and the like for the distribution of electric and/or public communication at the new Sullivan County Jail site.

NOW, THEREFORE, BE IT RESOLVED, that the County Chairman is hereby authorized to execute an Easement in favor of New York State Electric & Gas Corporation located in, along or adjacent to the boundary of Tax Parcels 12.-1-37.7 and 12.-1-43 contiguous to the public roadway, in such form as the County Attorney shall approve.

Moved by Mr. Sorensen, seconded by Mrs. Ward, put to a vote, unanimously carried and **declared duly adopted on motion** July 21, 2016.

RESOLUTION NO. 327-16 INTRODUCED BY EXECUTIVE COMMITTEE TO ADOPT A LEGISLATIVE DISCRETIONARY CONTRACT PROGRAM

WHEREAS, the County Legislature (“Legislature”) wishes to assist Sullivan County and County-oriented entities with achieving such goals as public safety, public health, youth services, community development, and economic development; and

WHEREAS, over the years, entities seeking funding for the above-related goals were required to comply with Resolutions No. 477-06, 137-12 and 149-14; and

WHEREAS, the Legislature wishes to adopt guidelines for requests for funding and to rescind the Resolutions identified above.

NOW, THEREFORE, BE IT RESOLVED, that the Legislature hereby adopts the attached “Program Guidelines for Legislative Discretionary Contracts” as the basis for analyzing requests for funding and making a determination as to the funding available for legislative discretionary contracts each calendar year.

BE IT FURTHER RESOLVED, that beginning with the 2017 budget process, Resolutions Nos. 447-06, 137-12 and 149-14 are rescinded and replaced by the criteria set in the Legislative Discretionary Contract Program adopted.

Moved by Mr. Sorensen, seconded by Mrs. Ward, put to a vote, unanimously carried and **declared duly adopted on motion** July 21, 2016.

**PROGRAM GUIDELINES FOR
LEGISLATIVE CONTRACTS
Commencing Program Year 2017**

**Sullivan County Legislature
County Government Center
100 North Street
Monticello, New York 12701**

1.0 BACKGROUND

The County Legislature wishes to assist Sullivan County and County-oriented entities with achieving goals such as public safety, public health, youth services, community development, economic development, environmental hazard mitigations and county beautification. Funds are limited and an applicant must demonstrate justification for any monies provided to achieve one of the above goals:

- **A new application form.** The new form is intended to keep the process simple for applicants. The form is also available as a fillable pdf to enable online submissions.

- **A new contract.** The County form contract has been amended and is attached to this application for your information. By submission of this application, the applicant agrees to the terms of the contract.

2.0 OBJECTIVES

The purpose of the Legislative contract application process is to identify local entities, including community and not-for-profit organizations throughout Sullivan County, that have a specific need or county-wide significance by tying applications to identified County & municipal goals.

3.0 ELIGIBILITY & SELECTION CRITERIA

3.1 Minimum Eligibility

In order to be eligible for County Legislative monies, applicants must meet the following minimum criteria:

- 3.1(a) The applicant must be a not-for-profit agency or civic organization operating within Sullivan County that is not part of County government;
- 3.1(b) The proposed activity must be located within Sullivan County;
- 3.1(c) The proposed activity must be undertaken with a schedule and demonstrated outcome or the organizational expenses must be required to achieve a goal identified as a County objective.
- 3.1(d) The applicant must demonstrate to the satisfaction of the County Manager that County funding constitutes an appropriate percentage of its ongoing and annual cost of business, or that funding is for a specific, approved, program.

3.2 Preference Criteria

Activities that meet the minimum eligibility requirements above will be ranked based on the degree to which they meet the following additional criteria:

- 3.2(a) The activity will enhance the quality of life in Sullivan County;
- 3.2(b) Impacts of the activity will benefit the local or host community;
- 3.2(c) Impacts of the activity on the target community will be measurable.

4.0 APPLICATION PROCESS

DEADLINE: SEPTEMBER 30th

Applications must be submitted on the attached two-page form with supporting documentations as required. Applications may be submitted in one of the following ways:

- Complete the application on-line via a fillable pdf form on the Sullivan County website.
- Submit the application and supporting documentation as email attachments to Michelle Huck, at Michelle.Huck@co.sullivan.ny.us.
- Mail, or hand deliver, the printed application and supporting documentation to the Office of the Sullivan County Manager, c/o Michelle Huck, County Government Center, 100 North Street, Monticello, NY 12701.

Selection Process

Applications will be reviewed by the County Legislature during the annual budget process, October 21st through December 20th.

Funding

Authorization for annual funding of this Legislative Program will occur by adoption of the Sullivan County budget. Legislative Program funding does not guarantee funding for your entity. Funding for your entity shall only occur by the formal adoption of a Legislative Resolution and the County Manager's execution of a formal contract.

LEGISLATIVE CONTRACTS APPLICATION FOR FUNDING

I. APPLICANT INFORMATION

Name of Applicant Organization:

Contact Person:

Mailing Address:

Phone: ____ - ____ - ____ Email: _____ @ _____

Organization Website: _____

Legislative district(s), towns or villages that will benefit from the funding:

II. FUNDING REQUEST AND ACTIVITY DESCRIPTION

FUNDING AMOUNT REQUESTED: _____

ACTIVITY DESCRIPTION (attach additional sheets, as necessary)

- 1) Is this a new program or initiative or other (please specify) _____ ?
- 2) Describe what the funding will be used to accomplish.
- 3) Describe how the funding will contribute to meeting the long-term goals of the County.
- 4) How will the funding be managed and by whom?
- 5) Explain why County funding is necessary?

III. ATTACHMENTS

Please provide the following documentation as attachments to this application:

- SCHEDULE OF SERVICES TO BE PROVIDED AND REQUESTED PAYMENT SCHEDULE.
- Additional information such as location, photographs, scope of work, etc.

- Evidence of meeting County objectives, such as documentation of public meetings, board minutes, etc.
- Annual budget detail (e.g. budget spreadsheets, copies of estimates, etc.)
- Background material on the applicant organization. (e.g. Certificate of Incorporation, DBA Certificate, Proof of Not-for-Profit Tax filings.)
- Proof of Insurance for the period of time covered by the Contract.
- Copy of Audit for most recent fiscal year (for requests over \$50,000).

BY SIGNING THIS APPLICATION FOR FUNDING, I AM CERTIFYING THE VALIDITY OF THE STATEMENTS MADE HEREIN AND CONFIRM THE DOCUMENTATION PROVIDED IS CURRENT AND ACCURATE.

I FURTHER ACKNOWLEDGE AND AFFIRM MY AWARENESS OF COUNTY LAWS AND POLICIES THAT APPLY TO MY ENTITY INCLUDING, BUT NOT LIMITED TO THOSE POSTED ON THE SULLIVAN COUNTY WEBSITE.

I FURTHER UNDERSTAND THAT THE COUNTY OF SULLIVAN IS UNDER NO OBLIGATION TO FUND THE ENTITY IDENTIFIED ABOVE AND THE AUTHORIZATION TO FUND THIS ENTITY SHALL BECOME EFFECTIVE ONLY UPON THE ADOPTION OF A FORMAL RESOLUTION BY THE SULLIVAN COUNTY LEGISLATURE AND EXECUTION OF A FORMAL CONTRACT.

I AGREE TO COOPERATE WITH THE COUNTY OF SULLIVAN TO THE EXTENT ADDITIONAL FORMS, DOCUMENTS OR OTHER INFORMATION IS REQUESTED. MY FAILURE TO PROVIDE SUCH INFORMATION MAY RESULT IN THE INABILITY TO RECEIVE FUNDING.

SIGNATURE OF AUTHORIZED REPRESENTATIVE
DATE

PRINT NAME

TITLE: _____

**AGREEMENT BETWEEN
COUNTY OF SULLIVAN
AND**

AGREEMENT made as of the ____ day of _____, 2017, consists of the following terms:

1. **PARTIES:** This Agreement is by and between the County of Sullivan, a municipal corporation of the State of New York with its offices at the Sullivan County Government Center, 100 North Street, Monticello, New York 12701, hereinafter, designated as "County" and _____ with offices at _____, hereinafter designated as "Contractor".
2. **SERVICES:** The Contractor shall provide services as described in the Schedule of Services attached hereto as Schedule "A".
3. **PAYMENTS:** The County shall remit payment to the Contractor a total amount not to exceed \$ _____, subject to the terms hereof and in accordance with the

approved Schedule of Services payment schedule.

4. **DOCUMENTATION:** To be eligible for the receipt of payment provided in Section No. 3 above, the Contractor must submit a voucher to the Office of the County Manager, along with the approved Schedule of Services and Proof of Insurance.
5. **WAIVER OF LIABILITY:** The Contractor shall defend, indemnify, and hold harmless the County, its officers, employees, and agents, against and from any and all losses, claims, actions, damages, expenses or liabilities, including reasonable attorneys' fees, as a result of a negligent act, omission or willful misconduct of the Contractor, its employees, representatives, agents, subcontractors or assigns.
6. **INDEPENDENT CONTRACTOR:** The Contractor agrees that its relationship to the County is that of an independent contractor and that neither it nor its employees or agents will hold themselves out as, nor claim to be, officers or employees of the County, or of any department, agency or unit thereof, and they will not make any claim, demand or application to or for any right or privilege applicable to an officer or employee of the County, including, but not limited to, Worker's Compensation coverage, health coverage, Unemployment Insurance Benefits, Social Security coverage or employee retirement membership or credit. The Contractor shall not act as agent, or be an agent, of the County. As an independent contractor, the Contractor shall be solely responsible for determining the means and methods of performing the services and shall have complete charge and responsibility for the Contractor's personnel engaged in the performance of the services. However, if any personnel of the Contractor act in a manner that is detrimental to the County, the County may require the Contractor to remove or replace such personnel with respect to the performance of services required.
7. **INSURANCE:** The Contractor must provide proof of insurance, satisfactory to the County of Sullivan, which is to be maintained, at its own expense, throughout the term of this Agreement. Contractor must provide an endorsement to the policy showing that the County is actually insured together with a copy of the policy declarations page.
8. **MONITORING OF PERFORMANCE:** The County shall have the right during the term of this Agreement and for the period limited by the statute of limitations to monitor the Contractor's performance of services for the County. The Contractor consents to the County's examination and copying of records related to its performance hereunder.
9. **TERMINATION:** The County may, by written notice to the Contractor effective upon mailing, terminate this Agreement at any time upon the Contractor's default, failure to undertake the services as stated in its application, lack of funding, or failure of the Contractor to comply with reasonable requests for additional documentation.
10. **NON-DISCRIMINATION AND EEOC:** Contractor acknowledges receipt of the County's Equal Employment Opportunity Statement and affirms that it will comply with all applicable laws and regulations prohibiting discrimination in employment. The Contractor certifies to the County that there is no threatened litigation or pending ruling or order against the Contractor finding the Contractor in violation of laws against discrimination.
11. **MODIFICATION:** This Agreement may be modified only by a writing signed by both parties.
12. **AUTHORIZATION:** This Agreement is authorized by Resolution No. 327-16, adopted by the Sullivan County Legislature on July 21, 2016.

IN WITNESS WHEREOF, the parties have executed this Agreement on the date noted above.

CONTRACTOR

By:

COUNTY OF SULLIVAN

By: Joshua Potosek, County Manager

APPROVED AS TO FORM

RESOLUTION NO. 328-16 INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE A MODIFICATION AGREEMENT WITH eHEALTH SOLUTIONS, INC

WHEREAS, pursuant to Resolution No. 509-07 adopted by the Sullivan County Legislature (“Legislature”) on November 15, 2007 the County of Sullivan (“County”) entered into contracts with eHealth Solutions, Inc. (d/b/a SigmaCare) and MedWorld Pharmacy (“MedWorld”) in order to acquire pharmacy related software to be utilized at the Adult Care Center (“ACC”), and

WHEREAS, the original contract with eHealth Solutions, Inc. dated January 1, 2008 as modified by an Addendum dated July 23, 2009 required MedWorld to pay a monthly software licensing fee of \$1,362.67 directly to eHealth Solutions, Inc. and the County was only required to pay a monthly software licensing fee of \$243.33 to eHealth Solutions, Inc., and

WHEREAS, over the last eight years the Legislature has authorized several extensions of the contracts with both eHealth Solutions, Inc. and MedWorld, and

WHEREAS, the County terminated its agreement with MedWorld but continued its contract with eHealth Solutions, Inc., and

WHEREAS, due to the termination of its contract MedWorld was no longer obligated to pay its portion of the monthly software licensing fee to eHealth Solutions, Inc., and

WHEREAS, eHealth Solutions, Inc. has invoiced the County an additional monthly software licensing fee of \$1,362.67 from December 1, 2015 to the present, and

WHEREAS, in order to authorize the payment of the additional monthly software licensing fee it will be necessary to enter into a Modification Agreement with eHealth Solutions, Inc.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby authorizes the County Manager to execute a Modification Agreement with eHealth Solutions, Inc. authorizing the payment of an additional monthly software licensing fee of \$1,362.67 effective as of December 1, 2015 and to continue until such time as the agreement is terminated, and

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

Moved by Mr. Sorensen, seconded by Mrs. Owens, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 329-16 INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE MODIFICATION OF RESOLUTION NO 267-15 (MODIFICATION AGREEMENT WITH ROLLING V BUS CORPORATION)

WHEREAS, pursuant to Resolution No. 267-15, adopted by the Sullivan County Legislature on June 18, 2015 the County of Sullivan, through the Department of Family Services, executed an agreement with Rolling V Bus Corporation for Welfare to Work Transportation Services; and

WHEREAS, the resolution authorized the following Zone Costs per trip, one-way:

- Zone 1 to Zone 1= \$45.00
- Zone 1 to Zone 2= \$45.00
- Zone 1 to Zone 3= \$79.79
- Zone 2 to Zone 1= \$45.00
- Zone 2 to Zone 2= \$45.00
- Zone 2 to Zone 3= \$79.79
- Zone 3 to Zone 1= \$79.79
- Zone 3 to Zone 2= \$79.79
- Zone 3 to Zone 3= \$79.79,

at a total cost not to exceed \$305,000, commencing July 1, 2015 through June 30, 2016. This agreement and original resolution also authorized the extension, upon mutual agreement, for four (4) additional years, on a yearly basis, under the same terms and conditions and in accordance with B-15-29; and

WHEREAS, subsequent to the above named resolution being submitted, approved and adopted, the amount of transportation services utilized required a need to increase the not to exceed amount to \$450,000 for the period of July 1, 2015 through June 30, 2016; and

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby amends Resolution No. 267-15 to increase the not to exceed amount to \$450,000, for the period of July 1, 2015 through June 30, 2016; and

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

Moved by Mr. Sorensen, seconded by Mrs. Owens, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 330-16 INTRODUCED BY EXECUTIVE COMMITTEE TO AUTHORIZE AWARD & EXECUTION OF CONTRACT

WHEREAS, a quote was received for Mailroom Services for the Central Services Department, and

WHEREAS, Kristt Company, 369 Broadway, PO Box 548, Monticello, NY 12701, is the lowest responsible proposer for such work, and

WHEREAS, the Department of Purchasing & Central Services, approved said proposal and recommends that a contract be executed.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to execute a contract with Kristt Company, at a contract price not to exceed an annual cost of \$48,386.40, to be billed quarterly, for the contract period September 26, 2016 through September 25, 2017. There shall be a maximum increase of 3%, per year, from September 26, 2017 through September 25, 2020, if extended, on a

yearly basis, by mutual agreement and in accordance with RFP R-16-16, dated June 3, 2016, said contract to be in such form as the County Attorney shall approve.

Moved by Mr. Sorensen, seconded by Mrs. Owens, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 331-16 INTRODUCED BY EXECUTIVE COMMITTEE TO AUTHORIZE AWARD & EXECUTION OF CONTRACT

WHEREAS, a proposal was received for Audiology Services for the Sullivan County Adult Care Center, and

WHEREAS, The Center for Discovery, 641 Old Route 17, Monticello, New York 12701, will provide services from July 1, 2016 through June 30, 2017, with an option to extend on a yearly basis, for three (3) additional years, under the same terms and conditions, and

WHEREAS, the Sullivan County Adult Care Center recommends that an award be made.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to execute a contract with The Center for Discovery, in accordance with RFP-15-11A, at no cost to the County, as services will be billed to third party payers, said contract, said contract to be in such form as the County Attorney shall approve.

Moved by Mr. Sorensen, seconded by Mrs. Owens, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 332-16 INTRODUCED BY EXECUTIVE COMMITTEE TO AUTHORIZE AWARD & EXECUTION OF CONTRACT

WHEREAS, a proposal was received from Anthony M. Longo DDS & Joseph K. Chung DMD, 230 Rock Hill Drive, Rock Hill, New York 12775, and

WHEREAS, various dental services will be provided to the residents of the Adult Care Center, from August 1, 2016 through July 31, 2017, with three (3) additional, yearly extensions, and

WHEREAS, the Adult Care Center has reviewed the proposal and recommends award to Dr's. Longo and Chung.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to execute an agreement with Anthony M. Longo DDS and Joseph K. Chung DMD, in accordance with RFP, R-15-06A, dated July 12, 2016, at a rate of \$2,200.00/month for annual and routine oral screening and additional services will be performed at Medicaid rates for cleaning and denture reline, new or repairs; simple extractions will be completed at a rate of \$75.00/tooth, to be in such form as the County Attorney shall approve.

Moved by Mr. Sorensen, seconded by Mr. Samuelson, put to a vote with Mrs. Owens and Mr. Perrello abstaining, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 333-16 INTRODUCED BY MANAGEMENT AND BUDGET COMMITTEE TO AUTHORIZE MULTI-YEAR NETAPP NETWORK ATTACHED STORAGE SOLUTION FINANCE DOCUMENTS.

WHEREAS, the County of Sullivan has utilized NetApp dual-site storage solutions for over 12 years for its production and disaster recovery data storage needs; and

WHEREAS, the County’s current solution is nearing capacity and the end of its service life; and

WHEREAS, as a result, is in need of replacement for the County to keep pace with the exponential storage demands of today’s business operations and processes by upgrading said aging storage infrastructure with a new dual-site, hybrid, clustered storage solution.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager, in consultation with the County Treasurer is hereby authorized to execute lease purchase finance documents at 0% interest for 5-years with ePlus Group, inc. in an amount not to exceed \$464,519.29 in annual installments as follows:

September 1, 2016	\$92,903.86
September 1, 2017	\$92,903.86
September 1, 2018	\$92,903.86
September 1, 2019	\$92,903.86
September 1, 2020	\$92,903.86

said documents to be in such form as the County Attorney shall approve.

BE IT FURTHER RESOLVED, that the Purchasing Director, having followed proper quotation procedure as set forth in New York State contract award group #73600, award #22802, NYS contract #PM20920, under the Information Technology Umbrella Contract is hereby authorized to issue a purchase order to ePlus Technology, Inc., an authorized NetApp value add reseller/distributor under this NYS contract award.

Moved by Mr. Sorensen, seconded by Mrs. Owens, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 334-16 INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE THE COUNTY ATTORNEY TO SETTLE VARIOUS CLAIMS WITH CONSTANCE LAWRENCE

WHEREAS, on October 16, 2015 Constance Lawrence filed an Article 78 proceeding against the County of Sullivan (“County”) and Shennoy Wellington, as Administrator of the Sullivan County Adult Care Center, in the Supreme Court of the State of New York, County of Sullivan, in which she alleges damages in the sum of \$47,000.00 stemming from a Civil Service Law Section 71 administrative proceeding; and

WHEREAS, Ms. Lawrence filed various Worker’s Compensation claims against the County, and

WHEREAS, Ms. Lawrence filed a grievance against the County, and

WHEREAS, the County wishes to limit the expense of defense of these various matters and to accept the resignation of Ms. Lawrence in return for a resolution of these claims, and

WHEREAS, the parties have agreed to enter into a Stipulation of Settlement to include the Article 78 proceeding, the Worker’s Compensation wage replacement claims and administrative proceedings.

NOW THEREFORE BE IT RESOLVED, that the County Attorney is authorized to settle these claims by, and pertaining to, Ms. Lawrence and to execute a Stipulation of Settlement with Ms. Lawrence and her legal counsel, in an amount not to exceed \$42,200.00.

Moved by Mr. Sorensen, **seconded** by Mrs. Owens, put to a vote, unanimously carried and **declared duly adopted on motion** July 21, 2016.

RESOLUTION NO. 335-16 INTRODUCED BY EXECUTIVE COMMITTEE TO AUTHORIZE MODIFICATION AGREEMENT WITH WELLNESS HOME CARE

WHEREAS, an agreement with Wellness Home Care, 252 Main Street, Goshen, New York 10924, dated August 27, 2013, entered into pursuant to Resolution No. 246-13, adopted by Sullivan County Legislature on June 20, 2013 Resolution No. 369-15, adopted by Sullivan County Legislature on September 17, 2015, for Personal Care and Home Health Care Aides for Public Health Services and Office for the Aging, and

WHEREAS, Wellness Home Care rates of \$19.40/hour for Home Health Aide and \$18.84/hour for Personal Care Aide shall be increased to \$19.84/hour for Personal Care Aide and Home Health Care Aide shall remain unchanged, effective July 1, 2016, and

WHEREAS, the Public Health Services has reviewed the proposal and recommends this increase.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is authorized to execute a modification agreement with Wellness Home Care, at the above increased hourly rates, and shall be in such form as the County Attorney shall approve.

Moved by Mr. Sorensen, **seconded** by Mrs. Owens, put to a vote, unanimously carried and **declared duly adopted on motion** July 21, 2016.

RESOLUTION NO. 336-16 INTRODUCED BY EXECUTIVE COMMITTEE TO AUTHORIZE CONTRACT WITH PAUL D. SALZBERG, MD FOR SULLIVAN COUNTY PUBLIC HEALTH SERVICES FOR THE PERIOD JANUARY 1, 2016 TO DECEMBER 31, 2018

WHEREAS, Sullivan County Public Health Services is in need of both a Medical Director for the Physically Handicapped Children's Program and a Medical Director/Consultant to the Sullivan County Public Health Director, and

WHEREAS, Paul D. Salzberg, MD has expressed an interest in serving as both the Medical Director for the Physically Handicapped Children's Program and as medical Director/Consultant to the Sullivan County Public Health Director, and

WHEREAS, the New York State Department of Health Commissioner has officially appointed Paul Salzberg, MD.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and is hereby authorized to enter into a contract with **Paul D. Salzberg, MD, 9741 Route 97, Callicoon, NY 12723**, for the **period 1/1/16 – 12/31/2018** at the rate of \$1,500 per year for acting as the Physically Handicapped Children's Program Medical Director, and \$6,500 per year for acting as the Medical Director/Consultant to the Sullivan County Public Health Director.

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

Moved by Mr. Sorensen, seconded by Mrs. Owens, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 337-16 INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE THE ACCEPTANCE OF A DONATION OF TERMINAL BUILDING IDENTIFICATION SIGNAGE TO BE INSTALLED AT THE SULLIVAN COUNTY INTERNATIONAL AIRPORT (SCIA)

WHEREAS, the Sullivan County Division of Public Works (DPW), has responsibility for the operation and maintenance of the SCIA; and

WHEREAS, during the past several years the County has partnered with Sullivan Renaissance for improvements to the buildings and grounds at the SCIA; and

WHEREAS, the County and Sullivan Renaissance worked together through a design process to develop comprehensive site wide wayfinding signage. This portion of the process was funded by Sullivan Renaissance through a grant from Assemblywoman Aileen Gunther; and

WHEREAS, the signage package has been approved and will soon be put out for bid by the County; and

WHEREAS, to launch the signage improvements at SCIA it has been proposed that an initial phase, including a collection of terminal building identification signage, be manufactured and installed this summer, and

WHEREAS, this phase of signage will be funded through Sullivan Renaissance, with funds from the Gerry Foundation and Assemblywoman Aileen Gunther; and

WHEREAS, it is in the best interest of the County of Sullivan to accept this proposed signage offer as it complements the design of the site wide wayfinding project at SCIA.

NOW, THEREFORE, BE IT RESOLVED the County of Sullivan gratefully accepts the donation of terminal building identification signage from the Sullivan Renaissance for SCIA.

Moved by Mr. Sorensen, seconded by Mrs. Owens, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 338-16 INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE COUNTY SPONSORSHIP OF BATTLE OF MINISINK COMMEMORATION

WHEREAS, the County owns and maintains the Minisink Battleground Historical Park; and

WHEREAS, the Battle of Minisink was the only documented Revolutionary War battle in Sullivan County; and

WHEREAS, traditionally an annual event has been held in commemoration of this historic occasion; and

WHEREAS, the County of Sullivan agrees to be the event sponsor through the County Historian.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature approves the sponsorship of a Minisink Battle Commemoration, to be held in Minisink Battleground Historical Park, on July 23, 2016.

BE IT FURTHER RESOLVED, that the Sullivan County Legislature approves the County's provision of appropriate transportation for shuttling event guests up the hill to the monument area.

Moved by Mr. Sorensen, **seconded** by Mrs. Owens, put to a vote, unanimously carried and **declared duly adopted on motion** July 21, 2016.

RESOLUTION NO. 339-16 INTRODUCED BY EXECUTIVE COMMITTEE TO SUPPORT THE MISSION AND GOALS OF SALT (SULLIVAN AGENCIES LEADING TOGETHER)

WHEREAS, Sullivan Agencies Leading Together (SALT) is a diverse partnership of agencies and community resources committed to working together to improve the quality of life for the residents of Sullivan County, and

WHEREAS, through information sharing, increased prevention efforts, interagency collaboration, SALT improves access to services that empower members of our community to make lasting positive change, and

WHEREAS, SALT is currently comprised of five (5) committees including a steering committee, outreach, communication, navigation and prevention and through these committees, SALT provides a level of infrastructure and connection that helps people get what they need efficiently and compassionately, and

WHEREAS, the Sullivan County Legislature supports SALT's attached mission statement and goals, and

WHEREAS, the Sullivan County Legislature will appoint one (1) legislator to attend and participate in meetings with an alternate.

WHEREAS, the Sullivan County Legislature will encourage agencies to be involved in SALT.

NOW, THEREFORE, BE IT RESOLVED that the Sullivan County Legislature supports SALT including the attached mission and goals, will encourage agencies to be involved in SALT.

BE IT FURTHER RESOLVED, that the Sullivan County Legislature will appoint one (1) legislator to attend and participate in meetings with an alternate.

Moved by Mr. Sorensen, **seconded** by Mrs. Owens, put to a vote, unanimously carried and **declared duly adopted on motion** July 21, 2016.

RESOLUTION NO. 340-16 INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE THE TRANSFER OF THE CDBG SMALL BUSINESS GRANT FROM CATSKILL MOUNTAIN DAIRIES LLC TO PELLEH FARMS INC. DOING BUSINESS AS BETHEL CREAMERY

WHEREAS, Resolution No. 220 of 2014, adopted by the Sullivan County Legislature on June 12, 2014 authorized the County to apply for, accept and administer a CDBG Small Business Grant on behalf of Catskill Mountain Dairies, LLC; and

WHEREAS, the County was awarded \$100,000 to undertake the dairy processing project; and

WHEREAS, Catskill Mountain Dairies, LLC was unable to meet all the conditions of the grant and will not be moving forward with the project; and

WHEREAS, Resolution 381-15 transferred the United States Department of Agriculture-Rural Development (USDA-RD) Rural Business Enterprise Grant (RBEG) grant in the amount of \$186,500.00 to Pelleh Farms Inc. doing business as Bethel Creamery; and

WHEREAS, Bethel Creamery is in a position to continue the project on its own, and has demonstrated the capacity to meet the necessary grant requirements; and

WHEREAS, the Division of Planning and Environmental Management has received the necessary waiver from CDBG to transfer the grant award to Pelleh Farms Inc. doing business as Bethel Creamery and recommends that the County enter into agreement with Pelleh Farms Inc. doing business as Bethel Creamery to utilize the CDBG funds.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby authorizes the transfer of the grant award from Catskill Mountain Dairies, LLC to Pelleh Farms Inc. doing business as Bethel Creamery; and

THEREFORE BE IT FURTHER RESOLVED, the Sullivan County Legislature authorizes the County Manager and/or Chairman of the County Legislature (as required by the funding source) to execute the necessary grant agreements, contracts and documentation with Pelleh Farms Inc. doing business as Bethel Creamery in an amount not to exceed \$100,00.00 in such form as the County Attorney shall approve.

Moved by Mr. Sorensen, seconded by Mrs. Owens, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.]

RESOLUTION NO. 341-16 INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE ROUND 1 CONTRACTS FOR THE 2016 PLANS AND PROGRESS SMALL GRANTS PROGRAM

WHEREAS, the Sullivan County Legislature allocated \$100,000 in the FY 2016 budget to be distributed to local communities, non-profits and civic-organizations through the Plans and Progress Small Grants program; and

WHEREAS, the program is designed to accept applications on a rolling basis with periodic reviews; and

WHEREAS, the program review committee assessed a first round of applications and presented its recommendations to the Sullivan County Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature approves the award of \$7,500 to Sullivan County Chamber of Commerce to support the production and printing of a new Sullivan County Relocation and Resource Guide, and

BE IT FURTHER RESOLVED, that the Sullivan County Legislature authorizes the County Manager to enter into contract with this award recipient for this project upon meeting the guidelines of the Plans and Progress small grants program, said contract to be in a form approved by the County Attorney.

Moved by Mr. McCarthy, seconded by Mr. Perrello, put to a vote with Mr. Steingart abstaining, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO 342-16 INTRODUCED BY THE EXECUTIVE COMMITTEE TO SUPPORT THE APPLICATION OF SULLIVAN ALLIANCE FOR SUSTAINBLE DEVELOPMENT AND THE SULLIVAN COUNTY VISITORS ASSOCIATION FOR FUNDING TO A NETWORK OF ELECTRIC VEHICLE CHARGING STATIONS IN SULLIVAN COUNTY

WHEREAS, tourism is a critical component of the County of Sullivan's economic base; and

WHEREAS, Sullivan County hopes to achieve a dramatic increase in visitors due to the Montreign Casino/Adelaar Resort project, Veria Lifestyle and other major tourism destinations that are in development or already under construction; and

WHEREAS, the Governor has set a goal of 800,000 electric vehicles (EVs) on the road by 2025, and has incentivized EV ownership by providing a \$2,000 state tax credit in addition to the generous federal tax credits that are already available; and

WHEREAS, Sullivan County is a Climate Smart Community that has pledged to reduce GHG emissions in all sectors and electric vehicles are an important component of strategies to reduce GHG emissions in the transportation sector as expressed in the SC Climate Action Plan adopted in 2014; and

WHEREAS, Sullivan Alliance for Sustainable Development and the Sullivan County Visitors Association have worked together to develop a plan for 1) the installation of ten (10) EV charging stations in downtown areas in the County and 2) a comprehensive marketing and advertising campaign to promote Sullivan County as a smart, forward-looking tourist destination that invites electric vehicle (EV) owners has developed the necessary infrastructure to facilitate their use in the County; and

WHEREAS, funding for such a project is available on a competitive basis through a variety of NYS programs including ESD Infrastructure Investment and Market New York Capital; and

WHEREAS, the project aligns with the goals of the Mid-Hudson Regional Economic Development Council, which is seeking projects of a “transformative” nature.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature supports this project and recognizes its value in promoting tourism, revitalizing downtown districts, supporting economic development for the County, and furthering the goals of the SC Climate Action Plan.

Moved by Mr. Sorensen, seconded by Mrs. Owens, put to a vote, unanimously carried and **declared duly adopted on motion** July 21, 2016.

**RESOLUTION NO 343-16 INTRODUCED BY THE EXECUTIVE COMMITTEE
TO AUTHORIZE SEEKING FUNDS UNDER THE
2016 FAST (FIXING AMERICA’S SURFACE TRANSPORTATION) BILL**

WHEREAS, The Federal Highway Administration (FHWA), as part of the Consolidated Appropriations Act, 2016, includes the FAST (Fixing America’s Surface Transportation) bill which allows states to re-purpose unused congressional earmarks for transportation projects; and

WHEREAS, the Mid-Hudson Regional Economic Development Council has released an announcement of the availability of such unspent funds in New York State, stating that communities seeking these funds must submit descriptions of their proposed projects by August 1, 2016; and

WHEREAS, the Sullivan County Legislature (“Legislature”) has identified three projects that it wishes to seek for funding under this initiative, as follows:

- A Visitors Center for the Upper Delaware Scenic Byway;
- A regionally-scaled Visitors Center to be located off Exit 106 on State Route 17/Future I-86; and
- Expansion of the O&W Rail Trail;

NOW, THEREFORE, BE IT RESOLVED, that the Legislature hereby authorizes the County Manager and / or the Chairman of the Legislature (*as required by the funding source award agreement*) to execute any and all necessary documents to seek and obtain funding available from repurposed transportation project earmarks for the above mentioned projects; and

BE IT FURTHER RESOLVED, that in the event one or more of these projects are awarded funding, the Legislature hereby authorizes the County Manager and/or the Chairman of the County Legislature to execute any and all necessary documents to accept the award(s), and enter into an award agreement(s) or contract(s) to administer the funding secured, in such form as the County Attorney shall approve; and

BE IT FURTHER RESOLVED, that in the event one or more of these projects are awarded funding, and such award requires a matching contribution, the Legislature hereby authorizes the expenditure of funds not to exceed \$500,000 in total for all three projects; and

BE IT FURTHER RESOLVED, that in the event of one or more executed funding contracts requires the County to expend funds and then seek reimbursement, the Legislature hereby authorizes the payment for services and materials whose costs are reimbursable under the award(s); and

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

Moved by Mr. Sorensen, seconded by Mrs. Owens, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

RESOLUTION NO. 344-16 INTRODUCED BY TERRI WARD, CHAIR OF THE PUBLIC SAFETY AND LAW ENFORCEMENT COMMITTEE TO SET A PUBLIC HEARING FOR A PROPOSED LOCAL LAW ENTITLED DEAN'S LAW

WHEREAS, there has been introduced and presented at a meeting of the Sullivan County Legislature held on May 19, 2016 a proposed Local Law entitled "Dean's Law" a Local Law to create an animal abuse registry.

NOW, THEREFORE, BE IT RESOLVED, that a public hearing be held on said proposed local law by the Sullivan County Legislature on August 18, 2016, at 1:40 p.m., in the Legislative Chambers, County Government Center, Monticello, New York, and at least six (6) days' notice of the public hearing be given by the Clerk of the Sullivan County Legislature by due posting thereof on the bulletin board of the County of Sullivan and by publishing such notice at least once in the official newspapers of the County.

Moved by Mrs. Ward, seconded by Mr. Samuelson, put to a vote, unanimously carried and declared duly adopted on motion July 21, 2016.

COUNTY OF SULLIVAN
NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that there has been duly presented and introduced at a meeting of the Legislature of the County of Sullivan, New York, held on May 19, 2016, a proposed Local Law entitled "Dean's Law" a Local Law to create an animal abuse registry.

NOTICE IS FURTHER GIVEN that the Legislature of the County of Sullivan will conduct a public hearing on the aforesaid proposed Local Law at the Legislature's Meeting Room, County Government Center, Monticello, New York, 12701, on August 18, 2016 at 1:40 p.m. at which time all persons interested will be heard.

DATED: Monticello, New York
July 21, 2016

ANNMARIE MARTIN
Clerk of the Legislature
County of Sullivan, New York

Recognition of Legislators:

None

There being no further business, Mr. Perrello moved to adjourn, seconded by Mrs. Rajsz subject to the call of the Chairman. The full board meeting was adjourned at 3:12PM.

ANNMARIE MARTIN, CLERK
Sullivan County Legislature

July 2016 Budget Modifications (Resolution)
 Modifications to the 2016 Sullivan County Budget

G/L Account	Revenue		Appropriation	
	Increase	Decrease	Increase	Decrease
A-1610-42-4204 - OFFICE POSTAGE			425	
A-1610-R1289-R267 - GEN GOV DEPT INCOME POSTAGE/UPS	425			
A-1620-21-47-4717 - DEPT BLDG/PROP/EQUIP REPAIRS&MAINTNCE			15,000	
A-1989-99-47-4736 - DEPT CONTINGENT				15,000
General Fund Total	425	-	15,425	15,000

MEMORANDUM

TO: Joshua Potosek, Sullivan County Manager

FROM: Kathy Spencer, CEP, Principal Environmental Analyst

DATE: June 28, 2016

SUBJECT: SEQR Amended Negative Declaration, Sullivan County Jail

In advance of the bidding and construction of the County's new jail project (the "Project"), I have reviewed the environmental documentation previously prepared for the area potentially affected by this Project.

In accordance with the State Environmental Quality Review Act (SEQRA), an Environmental Assessment Form (EAF) was originally prepared for the construction of the Project in 2008. The County Legislature declared itself to be Lead Agency and issued a Negative Declaration for the Project on September 9, 2010. The Project has not materially changed since that time. As such, the Project has been re-evaluated in order to re-analyze those environmental resources potentially affected by the passage of time, to meet changing standards or concerns identified in recent years by agencies with review responsibilities, and to update and confirm the SEQRA findings.

I have reviewed the information and the evaluations contained in Parts 1, 2 and 3 of the December 2008 EAF and find them to be accurate for the environmental resources potentially affected by the Project. Updated information has been compiled, as appropriate, and is described below.

Based upon the review of existing SEQR documentation and the updated evaluation provided below, no significant adverse impacts have been identified for the Sullivan County Jail Project, and we believe that a Negative Declaration is still the appropriate determination of significance for the Project. It is our recommendation that the County Legislature amend its Negative Declaration prepared in September 2010 to include this memo and attached documentation.

Updates to the 2010 SEQRA Environmental Review for the Sullivan County Jail

Site Acquisition

While the footprint of the Project has not changed, a smaller site than was initially proposed has been acquired. The County acquired the entirety of the 3.75-acre Tax Map Parcel 12.-1-43. The 10.18-acre portion of Tax Map Parcel 12.-1-37.1 south of Old Route 17 was severed from the 36.19-acre portion of the property north of the highway. The County acquired the northern portion which is now on the Tax Map as 12.-1-37.7. An updated map is attached.

Threatened and Endangered Species

The original EAF (2008) included communication with the NY Natural Heritage Program indicating that no State-listed animals or plants or significant natural communities were present on or near the future jail site. As this correspondence was received in 2007, information about the Project was re-submitted to the Natural Heritage Program. In a letter dated April 4, 2016, this agency indicated "We have no records of rare or state-listed animals or plants, or significant natural communities at your site or in its immediate vicinity." Both the 2007 and 2016 letters from the Natural Heritage Program are attached.

In addition, the Project is in compliance with the Federal Endangered Species Act (ESA). The County is subject to the provisions of the ESA to avoid "taking" of a threatened or endangered species, even if there is no Federal involvement (funding, approvals) with the project. Using the U.S. Fish & Wildlife Service (USFWS) on-line process to determine if threatened or endangered species might be of concern, one species - the Northern Long-eared Bat (threatened species) - was indicated.

In certain situations, the presence of the Northern Long-eared Bat can trigger tree cutting restrictions (i.e. tree cutting in limited areas or in limited times of the year). The proposed Project site is primarily open fields; a minimal amount of tree clearing will be necessary. Furthermore, the NY Natural Heritage Program did not list the Northern Long-eared Bat in their letter dated April 4, 2016, which means that New York State does not know of any roost trees or hibernacula within the Project area and does not have specific concerns with regard to this species. Compliance with the federal Endangered Species Act is achieved [specifically the NLEB 4(d) rule], as no tree removal will occur within 0.25 miles of a known hibernaculum nor will it occur within a 150-foot radius of a known occupied maternity roost tree. As such, there will be no impacts to the Northern Long-eared Bats.

Lighting

The Project lighting plan continues to specify dark sky compliant Philips Gardco wall and pole mounted fixtures. The lighting levels are measured in foot-candles (ft-c) and range from 0.2 ft-c and 1.0 ft-c along the fire lane and around parking lots and housing units to 4 ft-c at sally ports and vestibules. A lighting plan is attached.

Impact on Traffic

The original traffic study for the Project, completed in 2009, found the proposed jail would have no significant impact on traffic. LaBella's traffic engineers reviewed traffic-related information to

determine if the original conclusions are still valid and if any new traffic related concerns should be analyzed. This evaluation concluded that traffic-related impacts were adequately studied and that no new impacts have been identified that would require additional analysis. These findings are based on the following considerations:

- The 2009 *Traffic Impact Study* analyzed the proposed site driveway at CR 174 and adjacent ramps at NY Route 17 Interchange 104. The traffic analysis was prepared using generally accepted methods, and determined that the proposed jail would not significantly affect traffic operations at the studied intersections. The New York State Department of Transportation reviewed the traffic analysis and issued a letter on April 21, 2009 stating there were no comments on the analysis. No significant changes have been identified between the current proposed jail and the proposal studied in 2009.
- Current traffic volumes in the study area were reviewed. At some locations, including CR 174 at the site driveway, more recent traffic counts are available than what was included in the 2009 *Traffic Impact Study*. However, based on a review of these counts, it does not appear that traffic volumes are significantly different than what was studied in 2009.
- It is noted that the Montreign Resort Casino is currently under construction approximately three miles northeast of the proposed jail. Although a full traffic analysis for the casino has not been reviewed, it is not expected that traffic generated by the casino would have a notable effect on the intersections analyzed for the proposed jail. Likewise, traffic generated by the proposed jail is not expected to result in a notable impact to the casino traffic. The majority of casino traffic would be traveling along Route 17 to Interchange 105 and would likely not be using CR 174 or the ramps to/from Route 17 at Interchange 104.

The letter report containing the updated traffic evaluation is attached.

Impact on Storm Water

A draft Storm Water Pollution Protection Plan (SWPPP), dated May 2016, has been submitted for approval and a State Pollutant Discharge Elimination System (SPDES) Notice of Intent submitted to the New York State Department of Environmental Conservation (NYSDEC). These plans cover all aspects of drainage, sediment/erosion control and stormwater management, and include best management practices to avoid or mitigate potential impacts.

As a result of construction of the proposed facility, impervious area on the site will increase from 0.04 acres (existing, pre-development condition) to approximately 7.37 acres (post construction conditions). In accordance with NYSDEC regulations, the stormwater management system has been designed to result in no increase to the rate or volume of stormwater runoff leaving the site. In combination with the sediment and erosion control practices specified in the SWPPP, it is demonstrated that no significant adverse impacts on drainage or stormwater will result. The narrative portion of the SWPPP and the NOI are attached.

Impact on Neighboring Property Values

Attached separately.

**Sullivan County Jail
Amended Negative Declaration
List of Appendices**

A. Tax map

B. Threatened and Endangered Species Correspondence

1. Natural Heritage Program Signoff Letter – August 2007
2. Natural Heritage Program Signoff Letter (update) – April 2016

C. Lighting Plan

D. Traffic Evaluation

E. Storm Water

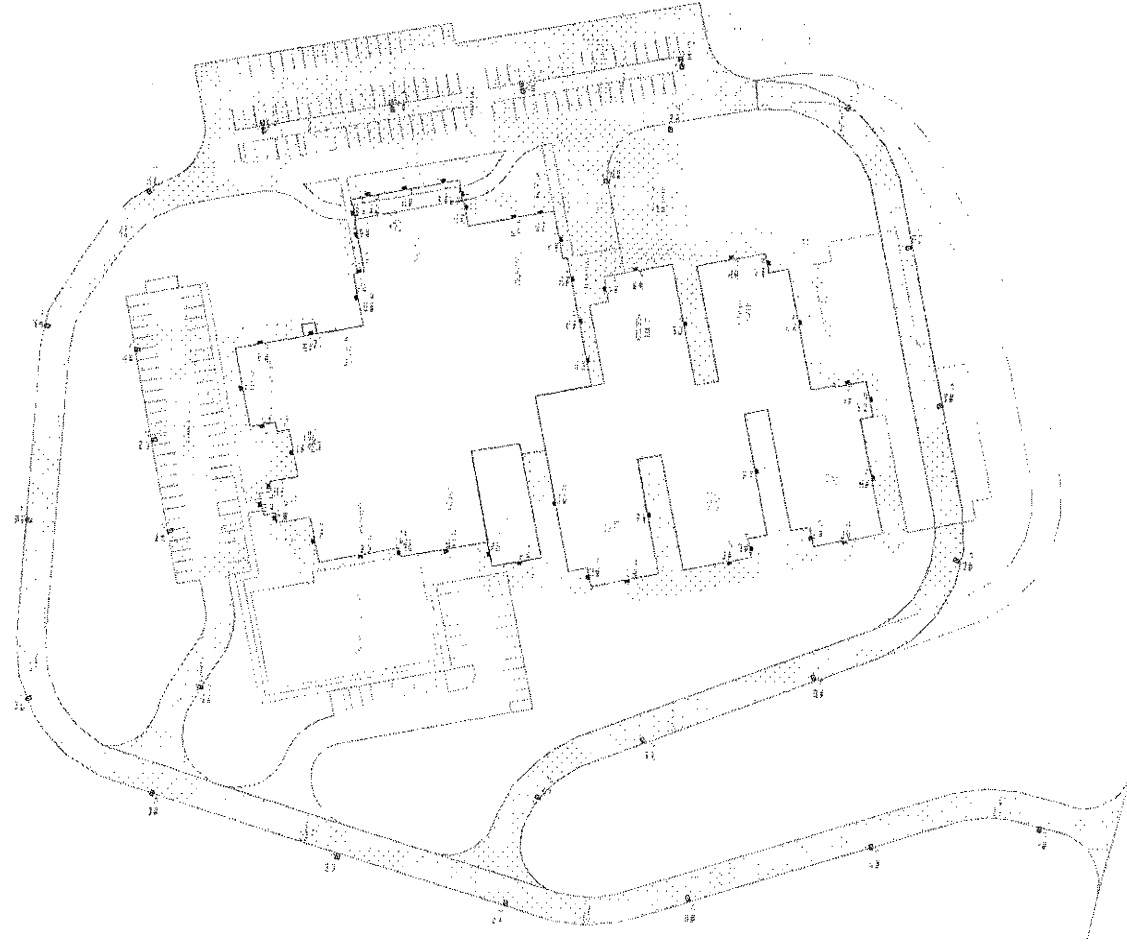
1. SPDES Notice of Intent
 2. Storm Water Pollution Prevention Plan (narrative portion)
-

Traffic Update



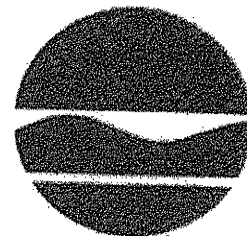
Table with columns: No., Description, Quantity, Unit, Price, Total.

Category	Item	Quantity	Unit	Price	Total
Site Work	Excavation - 10' x 10' x 4'	1	EA	15000	15000
	Backfill - 10' x 10' x 4'	1	EA	15000	15000
	Grading - 10' x 10' x 4'	1	EA	15000	15000
	Asphalt - 10' x 10' x 4'	1	EA	15000	15000
Structural Steel	Structural Steel - 10' x 10' x 4'	1	EA	15000	15000
	Structural Steel - 10' x 10' x 4'	1	EA	15000	15000
	Structural Steel - 10' x 10' x 4'	1	EA	15000	15000
	Structural Steel - 10' x 10' x 4'	1	EA	15000	15000
Mechanical	Mechanical - 10' x 10' x 4'	1	EA	15000	15000
	Mechanical - 10' x 10' x 4'	1	EA	15000	15000
	Mechanical - 10' x 10' x 4'	1	EA	15000	15000
	Mechanical - 10' x 10' x 4'	1	EA	15000	15000
Electrical	Electrical - 10' x 10' x 4'	1	EA	15000	15000
	Electrical - 10' x 10' x 4'	1	EA	15000	15000
	Electrical - 10' x 10' x 4'	1	EA	15000	15000
	Electrical - 10' x 10' x 4'	1	EA	15000	15000
Plumbing	Plumbing - 10' x 10' x 4'	1	EA	15000	15000
	Plumbing - 10' x 10' x 4'	1	EA	15000	15000
	Plumbing - 10' x 10' x 4'	1	EA	15000	15000
	Plumbing - 10' x 10' x 4'	1	EA	15000	15000
Interior Finishes	Interior Finishes - 10' x 10' x 4'	1	EA	15000	15000
	Interior Finishes - 10' x 10' x 4'	1	EA	15000	15000
	Interior Finishes - 10' x 10' x 4'	1	EA	15000	15000
	Interior Finishes - 10' x 10' x 4'	1	EA	15000	15000
Miscellaneous	Miscellaneous - 10' x 10' x 4'	1	EA	15000	15000
	Miscellaneous - 10' x 10' x 4'	1	EA	15000	15000
	Miscellaneous - 10' x 10' x 4'	1	EA	15000	15000
	Miscellaneous - 10' x 10' x 4'	1	EA	15000	15000
TOTAL					150000



Lighting Plan

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
Division of Fish, Wildlife & Marine Resources
New York Natural Heritage Program
625 Broadway, 5th Floor, Albany, New York 12233-4757
Phone: (518) 402-8935 • Fax: (518) 402-8925
Website: www.dec.ny.gov



April 04, 2016

Kathy Spencer
LaBella Associates, D.P.C.
300 State Street
Rochester, NY 14614

Re: Sullivan County Jail, County Road 174
Town/City: Thompson. County: Sullivan.

Dear Kathy Spencer:

In response to your recent request, we have reviewed the New York Natural Heritage Program database with respect to the above project.

We have no records of rare or state-listed animals or plants, or significant natural communities at your site or in its immediate vicinity.

The absence of data does not necessarily mean that rare or state-listed species, significant natural communities, or other significant habitats do not exist on or adjacent to the proposed site. Rather, our files currently do not contain information that indicates their presence. For most sites, comprehensive field surveys have not been conducted. We cannot provide a definitive statement on the presence or absence of all rare or state-listed species or significant natural communities. Depending on the nature of the project and the conditions at the project site, further information from on-site surveys or other resources may be required to fully assess impacts on biological resources.

This response applies only to known occurrences of rare or state-listed animals and plants, significant natural communities, and other significant habitats maintained in the Natural Heritage Database. Your project may require additional review or permits; for information regarding other permits that may be required under state law for regulated areas or activities (e.g., regulated wetlands), please contact the appropriate NYS DEC Regional Office, Division of Environmental Permits, as listed at www.dec.ny.gov/about/39381.html.

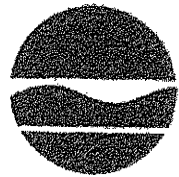
Sincerely,

A handwritten signature in black ink that reads "Nick Conrad".

Nicholas Conrad
Information Resources Coordinator
New York Natural Heritage Program

**Natural Heritage Program Signoff Letter (update) –
April 2016**

New York State Department of Environmental Conservation
Division of Fish, Wildlife & Marine Resources
New York Natural Heritage Program
625 Broadway, Albany, New York 12233-4757
Phone: (518) 402-8935 • FAX: (518) 402-8925
Website: www.dec.state.ny.us



Alexander B. Grannis
Commissioner

August 23, 2007

Received By
LaBella Associates, P.C.

AUG 27 2007

Client: _____
Proj.#: _____

Rebecca Nemirosky
Labella Associates
300 State St, Suite 201
Rochester, NY 14614

Dear Ms. Nemirosky:

In response to your recent request, we have reviewed the New York Natural Heritage Program databases with respect to an Environmental Assessment for proposed New County Jail, Project 206 049, site as indicated on the map you provided, located in the Town of Thompson, Sullivan County.

We have no records of known occurrences of rare or state-listed animals or plants, significant natural communities, or other significant habitats, on or in the immediate vicinity of your site.

The absence of data does not necessarily mean that rare or state-listed species, natural communities or other significant habitats do not exist on or adjacent to the proposed site. Rather, our files currently do not contain any information which indicates their presence. For most sites, comprehensive field surveys have not been conducted. For these reasons, we cannot provide a definitive statement on the presence or absence of rare or state-listed species, or of significant natural communities. This information should not be substituted for on-site surveys that may be required for environmental assessment.

Our databases are continually growing as records are added and updated. If this proposed project is still under development one year from now, we recommend that you contact us again so that we may update this response with the most current information.

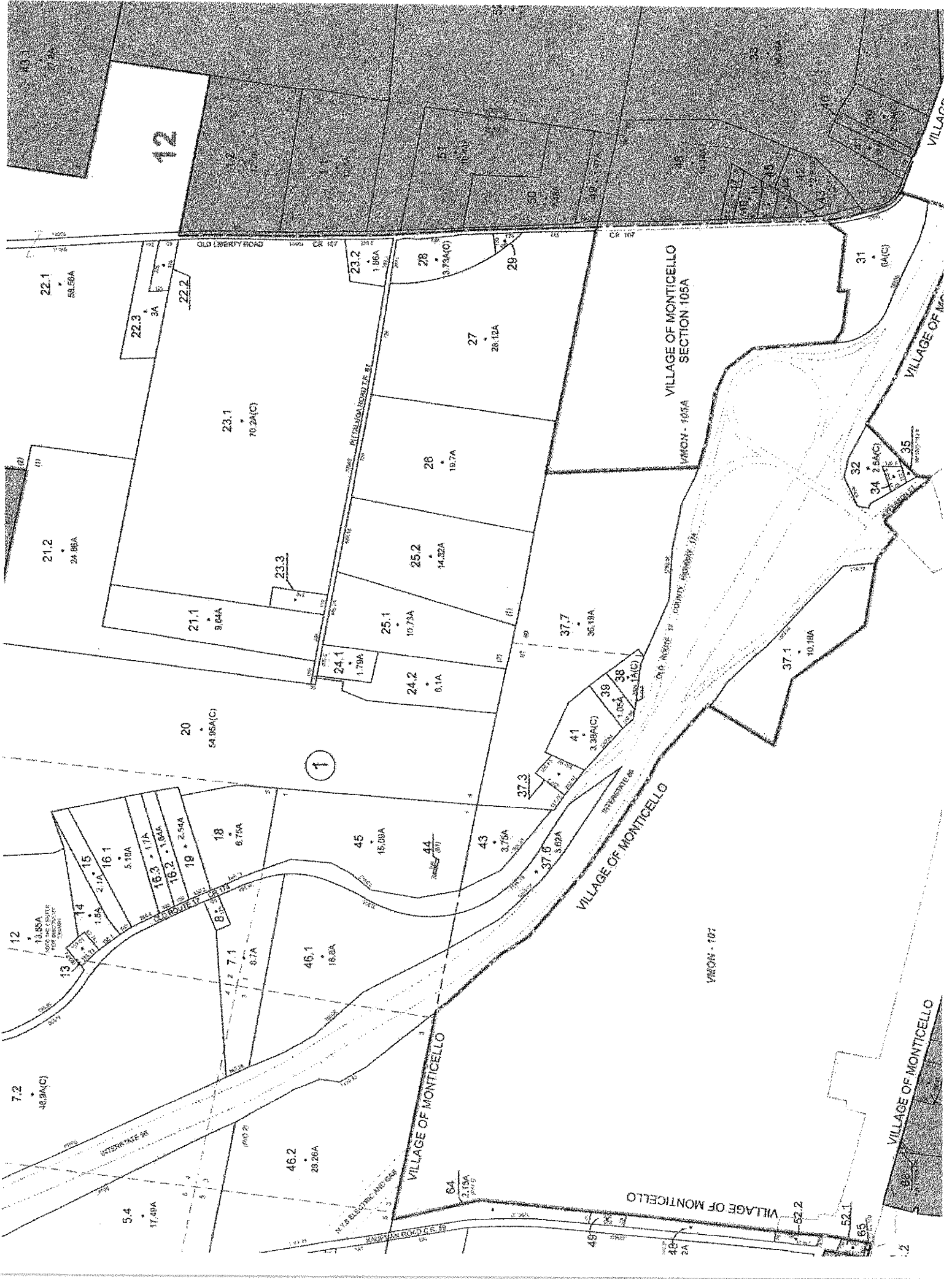
This response applies only to known occurrences of rare or state-listed animals and plants, significant natural communities and other significant habitats maintained in the Natural Heritage Data bases. Your project may require additional review or permits; for information regarding other permits that may be required under state law for regulated areas or activities (e.g., regulated wetlands), please contact the appropriate NYS DEC Regional Office, Division of Environmental Permits, at the enclosed address.

Sincerely,

Tara Seoane, Information Services
New York Natural Heritage Program

cc:

Natural Heritage Program Signoff Letter – August 2007



Sullivan County Tax Map

June 14, 2016

Mr. Joshua Potosek
Sullivan County Manager
100 North St, PO Box 5012
Monticello, NY 12701

**RE: Sullivan County Jail
Review of Traffic Impacts
LaBella Project No. 206049**

Dear Mr. Potosek:

LaBella Associates, DPC has reviewed traffic-related information for the proposed Sullivan County Jail to be located on County Road 174 in the Town of Thompson, including the following documents:

- *Traffic Impact Study for Sullivan County Correctional Facility* dated February 2009 (prepared by Shumaker)
- Letter from New York State Department of Transportation dated April 21, 2009 regarding review of Traffic Impact Study for Proposed Sullivan County Jail
- Negative Declaration for Minor Site Plan Amendment to the approved Montreign Resort Casino Site Plan at Adelaar

The purpose of the review was to determine if the original traffic-related conclusions are still valid and if any new traffic related concerns should be analyzed.

Based on the information provided, it appears that traffic-related impacts were adequately studied and that no new impacts have been identified that would require additional analysis. These conclusions are based on the following considerations:

- The 2009 *Traffic Impact Study* analyzed the proposed site driveway at CR 174 and adjacent ramps at NY Route 17 Interchange 104. The traffic analysis was prepared using generally accepted methods, and determined that the proposed jail would not significantly affect traffic operations at the studied intersections. The New York State Department of Transportation reviewed the traffic analysis and issued a letter on April 21, 2009 stating there were no comments on the analysis. No significant changes have been identified between the current proposed jail and the proposal studied in 2009.
- Current traffic volumes in the study area were reviewed. At some locations, including CR 174 at the site driveway, more recent traffic counts are available than what was included in the *Traffic Impact Study*. It does not appear that traffic volumes are significantly different than what was studied in 2009.

- It is noted that the Montreign Resort Casino is currently under construction approximately three miles northeast of the proposed jail. Although a full traffic analysis for the casino has not been reviewed, it is not expected that traffic generated by the casino would have a notable effect on the intersections analyzed for the proposed jail. Likewise, traffic generated by the proposed jail is not expected to result in a notable impact to the casino traffic. The majority of casino traffic would be traveling along Route 17 to Interchange 105 and would likely not be using CR 174 or the ramps to/from Route 17 at Interchange 104.

In conclusion, based on the information provided, no previously-analyzed or new traffic impacts have been identified for the proposed Sullivan County Jail on CR 174. We appreciate the opportunity to work with Sullivan County on this project, and please contact our office with any questions.

Respectfully submitted,

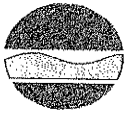
LABELLA ASSOCIATES, D.P.C.



Thomas Miller, PE, PTOE

SPDES Notice of Intent

NOTICE OF INTENT



New York State Department of Environmental Conservation
Division of Water

625 Broadway, 4th Floor
Albany, New York 12233-3505

NYR
(for DEC use only)

Stormwater Discharges Associated with Construction Activity Under State Pollutant Discharge Elimination System (SPDES) General Permit # GP-0-15-002
All sections must be completed unless otherwise noted. Failure to complete all items may result in this form being returned to you, thereby delaying your coverage under this General Permit. Applicants must read and understand the conditions of the permit and prepare a Stormwater Pollution Prevention Plan prior to submitting this NOI. Applicants are responsible for identifying and obtaining other DEC permits that may be required.

- IMPORTANT -
RETURN THIS FORM TO THE ADDRESS ABOVE
OWNER/OPERATOR MUST SIGN FORM

Owner/Operator Information

Owner/Operator (Company Name/Private Owner Name/Municipality Name)

S U L L I V A N C O U N T Y D I V I S I O N O F P U B L I C W O R K S

Owner/Operator Contact Person Last Name (NOT CONSULTANT)

M C A N D R E W

Owner/Operator Contact Person First Name

E D W A R D

Owner/Operator Mailing Address

1 0 0 N O R T H S T R E E T

City

M O N T I C E L L O

State

N Y

Zip

1 2 7 0 1 -

Phone (Owner/Operator)

8 4 5 - 8 0 7 - 0 2 6 1

Fax (Owner/Operator)

8 4 5 - 8 0 7 - 0 3 3 5

Email (Owner/Operator)

E D W A R D . M C A N D R E W @ C O . S U L L I V A N . N Y . U S

FED TAX ID

-
(not required for individuals)

Project Site Information

Project/Site Name

S U L L I V A N C O U N T Y J A I L

Street Address (NOT P.O. BOX)

C O U N T Y R O A D 1 7 4

Side of Street

North South East West

City/Town/Village (THAT ISSUES BUILDING PERMIT)

T O W N O F T H O M P S O N

State Zip

N Y 1 2 7 0 1 -

County

S U L L I V A N

DEC Region

3

Name of Nearest Cross Street

N Y 1 7 B

Distance to Nearest Cross Street (Feet)

3 0 0

Project In Relation to Cross Street

North South East West

Tax Map Numbers
Section-Block-Parcel

1 2 . - 1 - 3 7 . 1

Tax Map Numbers

1. Provide the Geographic Coordinates for the project site in NYTM Units. To do this you must go to the NYSDEC Stormwater Interactive Map on the DEC website at:

www.dec.ny.gov/imsmaps/stormwater/viewer.htm

Zoom into your Project Location such that you can accurately click on the centroid of your site. Once you have located your project site, go to the tool boxes on the top and choose "i"(identify). Then click on the center of your site and a new window containing the X, Y coordinates in UTM will pop up. Transcribe these coordinates into the boxes below. For problems with the interactive map use the help function.

X Coordinates (Easting)

5 2 4 7 1 6

Y Coordinates (Northing)

4 6 1 3 1 8 6

2. What is the nature of this construction project?

- New Construction
- Redevelopment with increase in impervious area
- Redevelopment with no increase in impervious area

3. Select the predominant land use for both pre and post development conditions.
SELECT ONLY ONE CHOICE FOR EACH

- Pre-Development Existing Land Use**
- FOREST
 - PASTURE/OPEN LAND
 - CULTIVATED LAND
 - SINGLE FAMILY HOME
 - SINGLE FAMILY SUBDIVISION
 - TOWN HOME RESIDENTIAL
 - MULTIFAMILY RESIDENTIAL
 - INSTITUTIONAL/SCHOOL
 - INDUSTRIAL
 - COMMERCIAL
 - ROAD/HIGHWAY
 - RECREATIONAL/SPORTS FIELD
 - BIKE PATH/TRAIL
 - LINEAR UTILITY
 - PARKING LOT
 - OTHER
- | | | | | | | | | | | | | | | | | | | | |
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- Post-Development Future Land Use**
- SINGLE FAMILY HOME
 - SINGLE FAMILY SUBDIVISION
 - TOWN HOME RESIDENTIAL
 - MULTIFAMILY RESIDENTIAL
 - INSTITUTIONAL/SCHOOL
 - INDUSTRIAL
 - COMMERCIAL
 - MUNICIPAL
 - ROAD/HIGHWAY
 - RECREATIONAL/SPORTS FIELD
 - BIKE PATH/TRAIL
 - LINEAR UTILITY (water, sewer, gas, etc.)
 - PARKING LOT
 - CLEARING/GRADING ONLY
 - DEMOLITION, NO REDEVELOPMENT
 - WELL DRILLING ACTIVITY *(Oil, Gas, etc.)
 - OTHER
- Number of Lots
- | | | |
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|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|

*Note: for gas well drilling, non-high volume hydraulic fractured wells only

4. In accordance with the larger common plan of development or sale, enter the total project site area; the total area to be disturbed; existing impervious area to be disturbed (for redevelopment activities); and the future impervious area constructed within the disturbed area. (Round to the nearest tenth of an acre.)

Total Site Area	Total Area To Be Disturbed	Existing Impervious Area To Be Disturbed	Future Impervious Area Within Disturbed Area																																
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2 0 . 2	2 0 . 2	0 0	7 . 4																																

5. Do you plan to disturb more than 5 acres of soil at any one time? Yes No

6. Indicate the percentage of each Hydrologic Soil Group (HSG) at the site.

<p>A</p> <table border="1" style="width: 30px; border-collapse: collapse;"> <tr> <td style="width: 10px; height: 15px;"></td> <td style="width: 10px; height: 15px;"></td> <td style="width: 10px; height: 15px;"></td> </tr> </table> <p>%</p>				<p>B</p> <table border="1" style="width: 30px; border-collapse: collapse;"> <tr> <td style="width: 10px; height: 15px;"></td> <td style="width: 10px; height: 15px;"></td> <td style="width: 10px; height: 15px;"></td> </tr> </table> <p>%</p>				<p>C</p> <table border="1" style="width: 30px; border-collapse: collapse;"> <tr> <td style="width: 10px; height: 15px;"></td> <td style="width: 10px; height: 15px;"></td> <td style="width: 10px; height: 15px;"></td> </tr> </table> <p>7 7 %</p>				<p>D</p> <table border="1" style="width: 30px; border-collapse: collapse;"> <tr> <td style="width: 10px; height: 15px;"></td> <td style="width: 10px; height: 15px;"></td> <td style="width: 10px; height: 15px;"></td> </tr> </table> <p>2 3 %</p>			

7. Is this a phased project? Yes No

8. Enter the planned start and end dates of the disturbance activities.

<p>Start Date</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 20px; height: 15px;"></td> <td style="width: 20px; height: 15px;"></td> <td style="width: 20px; height: 15px;"></td> <td style="width: 20px; height: 15px;"></td> <td style="width: 20px; height: 15px;"></td> <td style="width: 20px; height: 15px;"></td> <td style="width: 20px; height: 15px;"></td> <td style="width: 20px; height: 15px;"></td> <td style="width: 20px; height: 15px;"></td> <td style="width: 20px; height: 15px;"></td> </tr> </table>											<p>End Date</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 20px; height: 15px;"></td> <td style="width: 20px; height: 15px;"></td> <td style="width: 20px; height: 15px;"></td> <td style="width: 20px; height: 15px;"></td> <td style="width: 20px; height: 15px;"></td> <td style="width: 20px; height: 15px;"></td> <td style="width: 20px; height: 15px;"></td> <td style="width: 20px; height: 15px;"></td> <td style="width: 20px; height: 15px;"></td> <td style="width: 20px; height: 15px;"></td> </tr> </table>										
0 7 / 0 1 / 2 0 1 6	- 0 6 / 3 0 / 2 0 1 7																				

9. Identify the nearest surface waterbody(ies) to which construction site runoff will discharge.

Name

U n n a m e d T r i b . t o K i n n e B r o o k

U n n a m e d T r i b . t o S t r o l o w i t z L a k e

9a. Type of waterbody identified in Question 9?

- Wetland / State Jurisdiction On Site (Answer 9b)
- Wetland / State Jurisdiction Off Site
- Wetland / Federal Jurisdiction On Site (Answer 9b)
- Wetland / Federal Jurisdiction Off Site
- Stream / Creek On Site
- Stream / Creek Off Site
- River On Site
- River Off Site
- Lake On Site
- Lake Off Site
- Other Type On Site
- Other Type Off Site

Grid for identifying other types of waterbodies.

9b. How was the wetland identified?

- Regulatory Map
- Delineated by Consultant
- Delineated by Army Corps of Engineers
- Other (identify)

Grid for identifying other methods of wetland identification.

10. Has the surface waterbody(ies) in question 9 been identified as a 303(d) segment in Appendix E of GP-0-15-002? Yes No

11. Is this project located in one of the Watersheds identified in Appendix C of GP-0-15-002? Yes No

12. Is the project located in one of the watershed areas associated with AA and AA-S classified waters? Yes No
If no, skip question 13.

13. Does this construction activity disturb land with no existing impervious cover and where the Soil Slope Phase is identified as an E or F on the USDA Soil Survey? Yes No
If Yes, what is the acreage to be disturbed?

Grid for entering acreage to be disturbed.

14. Will the project disturb soils within a State regulated wetland or the protected 100 foot adjacent area? Yes No

15. Does the site runoff enter a separate storm sewer system (including roadside drains, swales, ditches, culverts, etc)? Yes No Unknown

16. What is the name of the municipality/entity that owns the separate storm sewer system?

S U L L I V A N C O U N T Y

17. Does any runoff from the site enter a sewer classified as a Combined Sewer? Yes No Unknown

18. Will future use of this site be an agricultural property as defined by the NYS Agriculture and Markets Law? Yes No

19. Is this property owned by a state authority, state agency, federal government or local government? Yes No

20. Is this a remediation project being done under a Department approved work plan? (i.e. CERCLA, RCRA, Voluntary Cleanup Agreement, etc.) Yes No

21. Has the required Erosion and Sediment Control component of the SWPPP been developed in conformance with the current NYS Standards and Specifications for Erosion and Sediment Control (aka Blue Book)? Yes No

22. Does this construction activity require the development of a SWPPP that includes the post-construction stormwater management practice component (i.e. Runoff Reduction, Water Quality and Quantity Control practices/techniques)? Yes No
If No, skip questions 23 and 27-39.

23. Has the post-construction stormwater management practice component of the SWPPP been developed in conformance with the current NYS Stormwater Management Design Manual? Yes No

Post-construction Stormwater Management Practice (SMP) Requirements

Important: Completion of Questions 27-39 is not required if response to Question 22 is No.

27. Identify all site planning practices that were used to prepare the final site plan/layout for the project.

- Preservation of Undisturbed Areas
- Preservation of Buffers
- Reduction of Clearing and Grading
- Locating Development in Less Sensitive Areas
- Roadway Reduction
- Sidewalk Reduction
- Driveway Reduction
- Cul-de-sac Reduction
- Building Footprint Reduction
- Parking Reduction

27a. Indicate which of the following soil restoration criteria was used to address the requirements in Section 5.1.6("Soil Restoration") of the Design Manual (2010 version).

- All disturbed areas will be restored in accordance with the Soil Restoration requirements in Table 5.3 of the Design Manual (see page 5-22).
- Compacted areas were considered as impervious cover when calculating the WQv Required, and the compacted areas were assigned a post-construction Hydrologic Soil Group (HSG) designation that is one level less permeable than existing conditions for the hydrology analysis.

28. Provide the total Water Quality Volume (WQV) required for this project (based on final site plan/layout).

Total WQv Required

. acre-feet

29. Identify the RR techniques (Area Reduction), RR techniques (Volume Reduction) and Standard SMPs with RRV Capacity in Table 1 (See Page 9) that were used to reduce the Total WQv Required (#28).

Also, provide in Table 1 the total impervious area that contributes runoff to each technique/practice selected. For the Area Reduction Techniques, provide the total contributing area (includes pervious area) and, if applicable, the total impervious area that contributes runoff to the technique/practice.

Note: Redevelopment projects shall use Tables 1 and 2 to identify the SMPs used to treat and/or reduce the WQv required. If runoff reduction techniques will not be used to reduce the required WQv, skip to question 33a after identifying the SMPs.

Table 1 - Runoff Reduction (RR) Techniques and Standard Stormwater Management Practices (SMPs)

RR Techniques (Area Reduction)	Total Contributing Area (acres)		Total Contributing Impervious Area (acres)	
	Area	Area	Impervious Area	Impervious Area
<input type="radio"/> Conservation of Natural Areas (RR-1) ...	<input type="text"/>	<input type="text"/>	and/or	<input type="text"/>
<input type="radio"/> Sheetflow to Riparian Buffers/Filters Strips (RR-2)	<input type="text"/>	<input type="text"/>	and/or	<input type="text"/>
<input type="radio"/> Tree Planting/Tree Pit (RR-3)	<input type="text"/>	<input type="text"/>	and/or	<input type="text"/>
<input type="radio"/> Disconnection of Rooftop Runoff (RR-4) ..	<input type="text"/>	<input type="text"/>	and/or	<input type="text"/>
<u>RR Techniques (Volume Reduction)</u>				
<input type="radio"/> Vegetated Swale (RR-5)	<input type="text"/>	<input type="text"/>		
<input type="radio"/> Rain Garden (RR-6)	<input type="text"/>	<input type="text"/>		
<input type="radio"/> Stormwater Planter (RR-7)	<input type="text"/>	<input type="text"/>		
<input type="radio"/> Rain Barrel/Cistern (RR-8)	<input type="text"/>	<input type="text"/>		
<input type="radio"/> Porous Pavement (RR-9)	<input type="text"/>	<input type="text"/>		
<input type="radio"/> Green Roof (RR-10)	<input type="text"/>	<input type="text"/>		
<u>Standard SMPs with RRv Capacity</u>				
<input type="radio"/> Infiltration Trench (I-1)	<input type="text"/>	<input type="text"/>		
<input type="radio"/> Infiltration Basin (I-2)	<input type="text"/>	<input type="text"/>		
<input type="radio"/> Dry Well (I-3)	<input type="text"/>	<input type="text"/>		
<input type="radio"/> Underground Infiltration System (I-4)	<input type="text"/>	<input type="text"/>		
<input checked="" type="radio"/> Bioretention (F-5)			5	2 6
<input checked="" type="radio"/> Dry Swale (O-1)			0	7 7
<u>Standard SMPs</u>				
<input type="radio"/> Micropool Extended Detention (P-1)	<input type="text"/>	<input type="text"/>		
<input checked="" type="radio"/> Wet Pond (P-2)			6	7 8
<input type="radio"/> Wet Extended Detention (P-3)	<input type="text"/>	<input type="text"/>		
<input type="radio"/> Multiple Pond System (P-4)	<input type="text"/>	<input type="text"/>		
<input type="radio"/> Pocket Pond (P-5)	<input type="text"/>	<input type="text"/>		
<input type="radio"/> Surface Sand Filter (F-1)	<input type="text"/>	<input type="text"/>		
<input type="radio"/> Underground Sand Filter (F-2)	<input type="text"/>	<input type="text"/>		
<input type="radio"/> Perimeter Sand Filter (F-3)	<input type="text"/>	<input type="text"/>		
<input type="radio"/> Organic Filter (F-4)	<input type="text"/>	<input type="text"/>		
<input type="radio"/> Shallow Wetland (W-1)	<input type="text"/>	<input type="text"/>		
<input type="radio"/> Extended Detention Wetland (W-2)	<input type="text"/>	<input type="text"/>		
<input type="radio"/> Pond/Wetland System (W-3)	<input type="text"/>	<input type="text"/>		
<input type="radio"/> Pocket Wetland (W-4)	<input type="text"/>	<input type="text"/>		
<input type="radio"/> Wet Swale (O-2)	<input type="text"/>	<input type="text"/>		

33. Identify the Standard SMPs in Table 1 and, if applicable, the Alternative SMPs in Table 2 that were used to treat the remaining total WQv=(Total WQv Required in 28 - Total RRV Provided in 30).

Also, provide in Table 1 and 2 the total impervious area that contributes runoff to each practice selected.

Note: Use Tables 1 and 2 to identify the SMPs used on Redevelopment projects.

33a. Indicate the Total WQv provided (i.e. WQv treated) by the SMPs identified in question #33 and Standard SMPs with RRV Capacity identified in question 29.

WQv Provided

--	--	--	--	--	--

 acre-feet

Note: For the standard SMPs with RRV capacity, the WQv provided by each practice = the WQv calculated using the contributing drainage area to the practice - RRV provided by the practice. (See Table 3.5 in Design Manual)

34. Provide the sum of the Total RRV provided (#30) and the WQv provided (#33a).

		1	.	0	6
--	--	---	---	---	---

35. Is the sum of the RRV provided (#30) and the WQv provided (#33a) greater than or equal to the total WQv required (#28)? Yes No

If Yes, go to question 36.
 If No, sizing criteria has not been met, so NOI can not be processed. SWPPP preparer must modify design to meet sizing criteria.

36. Provide the total Channel Protection Storage Volume (CPv) required and provided or select waiver (36a), if applicable.

CPv Required

		0	.	5	1	9
--	--	---	---	---	---	---

 acre-feet

CPv Provided

		0	.	5	5	4
--	--	---	---	---	---	---

 acre-feet

36a. The need to provide channel protection has been waived because:

- Site discharges directly to tidal waters or a fifth order or larger stream.
- Reduction of the total CPv is achieved on site through runoff reduction techniques or infiltration systems.

37. Provide the Overbank Flood (Qp) and Extreme Flood (Qf) control criteria or select waiver (37a), if applicable.

Total Overbank Flood Control Criteria (Qp)

Pre-Development

		3	9	.	3	1
--	--	---	---	---	---	---

 CFS

Post-development

		3	6	.	9	5
--	--	---	---	---	---	---

 CFS

Total Extreme Flood Control Criteria (Qf)

Pre-Development

		8	6	.	6	0
--	--	---	---	---	---	---

 CFS

Post-development

		8	3	.	3	8
--	--	---	---	---	---	---

 CFS

37a. The need to meet the Qp and Qf criteria has been waived because:

- Site discharges directly to tidal waters or a fifth order or larger stream.
- Downstream analysis reveals that the Qp and Qf controls are not required

38. Has a long term Operation and Maintenance Plan for the post-construction stormwater management practice(s) been developed?

Yes No

If Yes, Identify the entity responsible for the long term Operation and Maintenance

S	U	L	L	I	V	A	N	C	O	U	N	T	Y												

39. Use this space to summarize the specific site limitations and justification for not reducing 100% of WQv required (#28). (See question 32a) This space can also be used for other pertinent project information.

40. Identify other DEC permits, existing and new, that are required for this project/facility.

- Air Pollution Control
- Coastal Erosion
- Hazardous Waste
- Long Island Wells
- Mined Land Reclamation
- Solid Waste
- Navigable Waters Protection / Article 15
- Water Quality Certificate
- Dam Safety
- Water Supply
- Freshwater Wetlands/Article 24
- Tidal Wetlands
- Wild, Scenic and Recreational Rivers
- Stream Bed or Bank Protection / Article 15
- Endangered or Threatened Species(Incidental Take Permit)
- Individual SPDES
- SPDES Multi-Sector GP

N	Y	R							
---	---	---	--	--	--	--	--	--	--
- Other

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--
- None

41. Does this project require a US Army Corps of Engineers Wetland Permit? Yes No
 If Yes, Indicate Size of Impact.

--	--	--	--	--	--	--

42. Is this project subject to the requirements of a regulated, traditional land use control MS4? Yes No
 (If No, skip question 43)

43. Has the "MS4 SWPPP Acceptance" form been signed by the principal executive officer or ranking elected official and submitted along with this NOI? Yes No

44. If this NOI is being submitted for the purpose of continuing or transferring coverage under a general permit for stormwater runoff from construction activities, please indicate the former SPDES number assigned.

N	Y	R						
---	---	---	--	--	--	--	--	--

Owner/Operator Certification

I have read or been advised of the permit conditions and believe that I understand them. I also understand that, under the terms of the permit, there may be reporting requirements. I hereby certify that this document and the corresponding documents were prepared under my direction or supervision. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations. I further understand that coverage under the general permit will be identified in the acknowledgment that I will receive as a result of submitting this NOI and can be as long as sixty (60) business days as provided for in the general permit. I also understand that, by submitting this NOI, I am acknowledging that the SWPPP has been developed and will be implemented as the first element of construction, and agreeing to comply with all the terms and conditions of the general permit for which this NOI is being submitted.

Print First Name

E D W A R D

MI

P

Print Last Name

M C A N D R E W

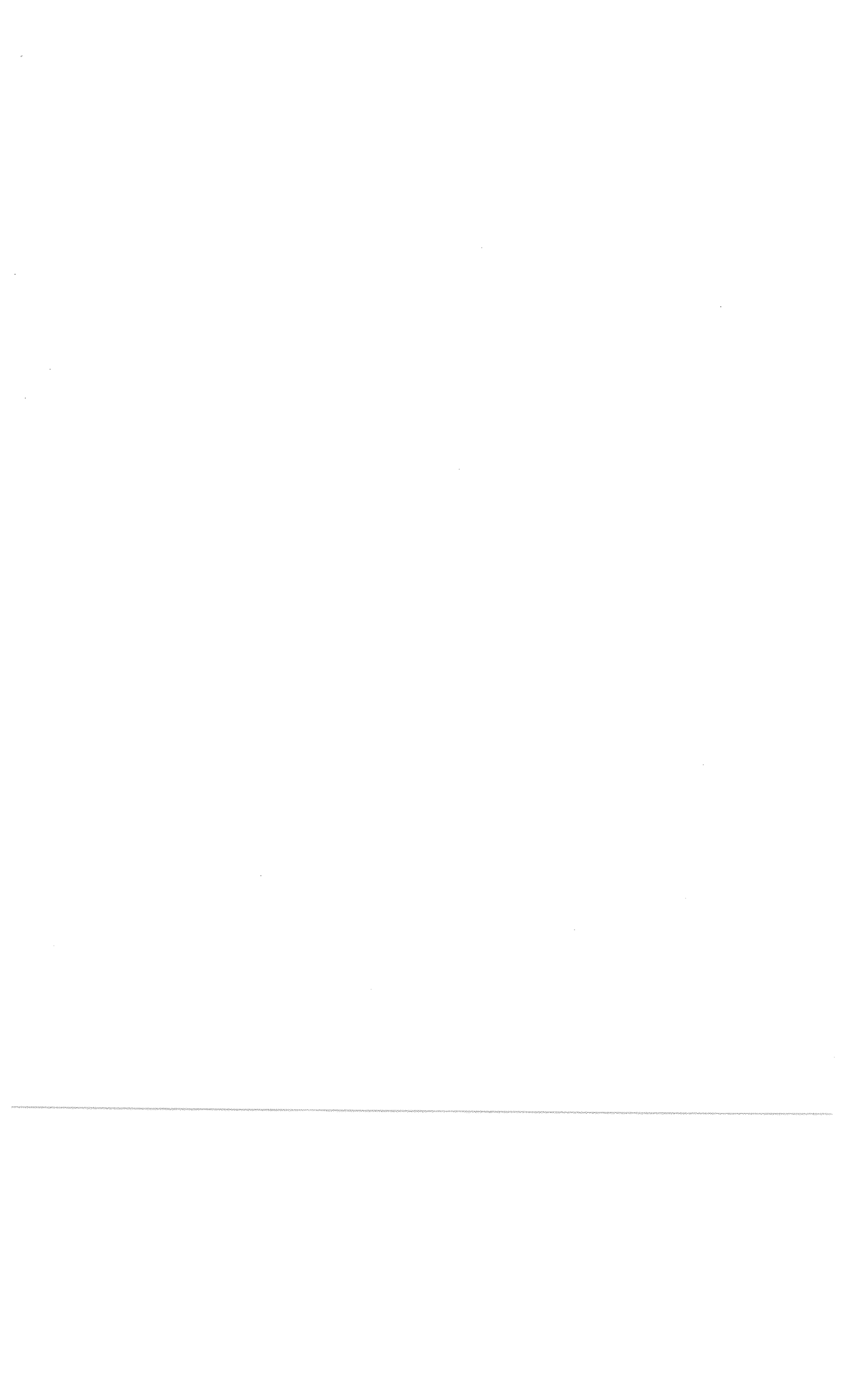
Owner/Operator Signature

[Signature box]

Date

[Date box]

**Storm Water Pollution Prevention Plan
(Narrative Portion)**

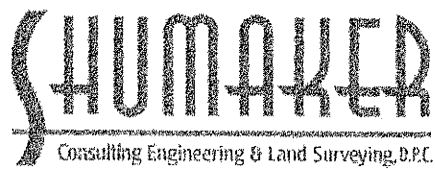


STORMWATER POLLUTION PREVENTION PLAN

SULLIVAN COUNTY JAIL
TOWN OF THOMPSON

TOWN OF THOMPSON
SULLIVAN COUNTY
NEW YORK

May 2016



***SHUMAKER CONSULTING ENGINEERING
& LAND SURVEYING, D.P.C.***

143 Court Street
Binghamton, NY 13901

SULLIVAN COUNTY JAIL
TOWN OF THOMPSON

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APPENDICIES

APPENDIX A: *PROJECT LOCATION MAP*

APPENDIX B: *EXISTING AND PROPOSED DRAINAGE AREA MAPS*

APPENDIX C: *WATER QUALITY, RUNOFF REDUCTION AND WATER QUANTITY CALCULATIONS*

APPENDIX D: *SOILS MAP*

APPENDIX E: *CONTRACT DRAWINGS*

APPENDIX F: *PROJECT TECHNICAL SPECIFICATIONS*

APPENDIX G: *INSPECTION AND MAINTENANCE FORMS*

APPENDIX H: *CONTRACTORS CERTIFICATION STATEMENT*

APPENDIX I: *SPDES GENERAL PERMIT GP-0-15-002*

APPENDIX J: *RECOMMENDED CONSTRUCTION SEQUENCE SCHEDULE*

APPENDIX K: *AMMENDMENTS AND MODIFICATIONS TO SWPPP*

APPENDIX L: *NOTICE OF INTENT*

APPENDIX M: *HISTORIC RESOURCES SCREENING*

A. NARRATIVE REPORT

1. PROJECT LOCATION/DESCRIPTION

Shumaker Consulting Engineering and Land Surveying, D.P.C. (SCE) has prepared this Stormwater Pollution Prevention Plan (SWPPP) on behalf of Sullivan County (owner) to support earthmoving activities related to the construction of a new county jail, access roads, parking facilities, and grading of the overall site.

The project involves the site construction of a new 132,881 SF building, associated utilities, access drives, parking facilities, sidewalks, drainage system and stormwater management practices.

As stated in Appendix B, Table 2 of the GP-0-15-002 for stormwater discharges from construction activities, any construction activities that involve soil disturbances of one (1) acre or more of land require the preparation of a SWPPP that includes post-construction stormwater management practices. Therefore, the development of this SWPPP has been prepared in accordance with the guidelines in the New York State Department of Conservation (NYSDEC) Stormwater Management Design Manual (SMDM), NYSDEC SPDES GP-0-15-002 for stormwater discharges from construction activities Scope of Work.

1. New County jail building
2. New access/fire roads
3. New pedestrian walkways
4. New paved parking lots
5. New drainage system
6. New sanitary sewer and water lines
7. Site lighting
8. Building power and telecommunication utility connections

Project Location (Latitude and Longitude)

The project is located in the Town of Thompson in Sullivan County, New York, just north of Exit 104 on NYS Route 17 (see Appendix A, Figure 1 – Project Location Map).

Lat: 41.669575° N

Long: 74.702131° W

2. STORMWATER MANAGEMENT OBJECTIVES

The objectives of this stormwater management plan are to control/minimize erosion and prevent pollution from occurring as a result of the above mentioned construction activities.

The plan focuses on minimizing the potential for sediment to travel into on-site ditches and make its way to Strolowitz Lake and other surrounding water bodies, both during and after construction.

3. **PRE-DEVELOPMENT CONDITIONS**

a. **Drainage/Runoff**

The proposed project is located in the Delaware River Drainage Basin. The runoff from the project will drain to a tributary to Strolowitz Lake and a tributary to Kinne Brook. Both streams are classified by the NYSDEC as Class B streams.

There are three (3) existing drainage areas that are based on the project's disturbed area and existing drainage patterns. Drainage Areas 1 and 2 drain toward an unnamed tributary to Kinne Brook. Drainage Area 3 drains toward an unnamed tributary to Strolowitz Lake. Strolowitz Lake discharges to an unnamed tributary to Kinne Brook.

Drainage Area 1 is comprised of woods and meadow and generally drains from east to west. This area drains to the roadside ditch along County Route 174, eventually making its way to an unnamed tributary to Kinne Brook.

Drainage Area 2 is comprised of woods, gravel and meadow and generally drains from north to south. This area drains to the roadside ditch along County Route 174, eventually making its way to an unnamed tributary to Kinne Brook.

Drainage Area 3 is comprised of meadow and woods and generally drains from west to east. This area overland flows until eventually making its way to an unnamed tributary to Strolowitz Lake.

Table 1: Existing Drainage Areas

DRAINAGE AREA	DISTURBED AREA (acres)	IMPERVIOUS AREA (ACRES)	PERVIOUS AREA (ACRES)	DRAINAGE PATHS OR CONVEYANCE SYSTEMS	COVER TYPE(S)	RECEIVING WATERBODY ON-SITE (NAME, TYPE)	DEC STANDARD	STREAM ORDER
1	10.62	0.00	10.62	Sheet and shallow concentrated flow	Grass/wooded	N/A	N/A	N/A
2	0.42	0.04	0.38	Ditches and sheet flow	Grass/wooded/gravel	N/A	N/A	N/A
3	9.17	0.00	7.36	Sheet and shallow concentrated flow	Grass/wooded	N/A	N/A	N/A

b. Waterbodies

There are no major water bodies located within the limits of the project.

All runoff from the site eventually makes its way to Kinne Brook (Part 815 Item 208: Kinne Brook and tributaries), a class B standard water. Drainage Areas 1 and 2 drain toward an unnamed tributary to Kinne Brook. Strolowitz Lake discharges to an unnamed tributary to Kinne Brook. Drainage Area 3 drains toward an unnamed tributary to Strolowitz Lake

c. Drainage Structures

In the existing condition of the site, runoff overland flows. Drainage Areas 1 and 2 flow to the existing roadside ditch along County Route 174. Drainage Area 3 overland flows until reaching an unnamed tributary to Kinne Brook.

d. Environmentally Sensitive Areas

There is a small dump area and an old shooting range on the site.

No other environmentally sensitive areas have been identified. The project site drains toward streams classified by the NYSDEC as "B". Classification B indicates a best usage for swimming and other recreation.

e. Utility Lines, Easements, Water Supplies & Sewer Systems

The following utilities are located within the project limits:

- No existing utilities surveyed

f. Soil Types

According to the U.S. Department of Agriculture (USDA) Natural Resources Conservation Service (NRCS) Web Soil Survey, there are four different soil types within the overall project area. Refer to the Soils Map in Appendix D for locations.

Oquaga very channery silt loam (OeB: 3-8% slopes) are somewhat excessively drained soils on hills ridges or benches formed in channery loamy till, derived mainly from reddish sandstone, shale, and siltstone. Surface runoff potential is negligible to very high and permeability is moderate or moderately rapid. The hydrologic soil group of Oquaga very channery silt loam is C.

Oquaga-Arnot complexes (OgC: 8-15% slopes) are somewhat excessively drained soils on hills ridges or benches formed in channery loamy till, derived mainly from reddish sandstone, shale, and siltstone or loamy till derived from acid sandstone, siltstone and shale. Surface runoff potential for Arnot soils is medium to very high and permeability is moderately high or high. Oquaga soils surface runoff potential is

negligible to very high and permeability is moderate or moderately rapid. The hydrologic soil groups of Oquaga soils is C and Arnot soils is D.

Udorthents (Ud: smoothed) are modified soils that are moderately well drained. Surface runoff potential and permeability have not been classified. A hydrologic group has not been assigned to Udorthents.

Wellsboro and Wurtsboro soils (WIC: strongly sloping, extremely stony) are on concave to convex drumlinoid ridges, till plains, and hills formed in loamy till derived from reddish sandstone, siltstone, and shale or acid quartzite, conglomerate, and sandstone. Surface runoff potential for Wellsboro soils is low to very high and permeability ranges from moderate in the surface and upper subsoil to slow or very slow in the fragipan and substratum. Wurtsboro soils potential for surface runoff is medium to very high and the permeability is moderately low to moderately high. The hydrologic soil group of Wellsboro soils is D and Wurtsboro soils is C/D.

4.

FUTURE SITE

a. Proposed Development & Scope of the SWPPP

Structural Stormwater Management Practices for Limiting Runoff and Diverting Flow

Based on the site features, the project results in an increase of impervious cover, the increase of runoff from the impervious areas will be addressed using four Bioretention areas, a dry swale, and a stormwater pond. The runoff will be directed to these practices using ditches, culverts and a closed drainage system. The four Bioretention areas and dry swale will be installed with under drains. A HydroCAD model analysis was conducted and the results were used to determine the volume needed to be detained in the stormwater pond. The model was created with the Bioretention areas, dry swale and stormwater pond working in conjunction with one another to limit the runoff rates from the site. The HydroCAD results are included in Appendix C. The flows will outlet from the pond at the pre-construction peak flow rates.

Temporary and Permanent Structural and Vegetative Soil and Erosion Control Measures

Temporary:

A stabilized construction entrance shall be used at the entrance and exit from the project site. The entrance will remain in place until the site has been permanently stabilized. The Contractor shall route all traffic into and out of the site over this entrance. An entrance shall be used at each contractor staging yard established off the site.

Silt fence will be used along all fill slopes and to protect wetlands when needed. The silt fence will remain in place until turf has been established on

all exposed surfaces (80% coverage rule). Silt fence will also be placed around all stock piles.

Stock piles shall either be seeded and mulched or completely covered with tarps to prevent erosion of the stock piled material.

Stone check dams will be placed in the constructed ditches.

Inlet protection will be placed around new and existing inlets which could be subject to turbid runoff.

Temporary mulching will be used to stabilize areas where no work will be performed for a period of time of one (1) week or more. The Contractor shall seed the area with one (1) pound of pure live seed per 1000 square feet of annual ryegrass (*Lolium perenne*). The Contractor shall then spread mulch at the rate of 90 pounds per 1,000 square feet.

Rolled erosion control product will be used on all slopes steeper than 1 on 3, in swales where shown on the plans and where higher velocities could erode away normal mulching, unless stone protection is used.

Temporary plastic barrier fence will be used to protect all trees and wooded areas that are to remain.

The contractor shall construct a temporary concrete wash basin for cleaning out concrete trucks. No concrete from truck cleanouts (excess concrete and wash water) shall be placed directly on the ground or in the storm drainage system.

All water from dewatering operations shall pass through a settling tank or similar device before being discharged.

The temporary measures referenced above are the anticipated measures to be used on this project; the Engineer may order additional measures as necessary.

Permanent:

The Contractor shall seed and mulch all areas that have been final graded within one week of completion of work.

Stone check dams shall be used in the newly formed dry swale to assist in slowing the water flow and detaining the necessary water quality volume.

Turf Reinforcement Mat (TRM) is being used in the ditches where higher velocities might occur. TRM is being used instead of stone rip rap.

Stabilization

The Contractor shall seed all areas that have been graded, regardless of size within one (1) week of completion of work. In cases where work areas will not be final graded within one (1) week of disturbance, the site shall be temporarily mulched and seeded regardless of the presence of other sediment and erosion control structures in the vicinity of the disturbance. The exceptions to this are:

- Where seeding and mulching is not practical because of snow cover or frozen ground. In this case, seeding and mulching shall take place as soon as practical.

When temporary mulching is used to stabilize work areas and no other work is expected to be performed in that area for a period of time of more than one (1) week, the Contractor shall temporarily seed the area as specified in the New York State Standards and Specifications for Erosion and Sediment Control and this SWPPP.

Implementation Schedule for Erosion and Sediment Controls

The Contractor shall establish a rain gauge at the site before any earth disturbance activities take place. The rain gauge shall have a digital readout and have a remote monitor in the Owner's field office. The rain gauge shall be placed in an open and protected area.

All appropriate erosion and sediment control structures shall be determined and placed prior to the start of any construction operation.

All stabilized construction entrances shall be placed before any earth disturbance activities take place.

All silt fence as specified in the Erosion and Sediment Control Plan (Appendix E) shall be placed along the toe of slope and between the proposed disturbed areas and any water course, impoundment or wetland prior to earth excavating or disturbance activities. The silt fence shall be maintained in good operative condition until disturbed areas have been permanently established with turf (80% coverage rule) or other erosion resistant materials as specified in the contract documents.

Settling tanks shall be in place before dewatering operations commence.

Temporary plastic barrier fence will be used to protect all trees and wooded areas prior to earthmoving activities.

Stockpiles shall be covered or seeded and mulched within 24 hours of creation; they shall remain covered until the pile is exhausted. They shall be encircled by silt fence within 24-hours of creation.

Concrete wash basins shall be constructed before concrete operations commence.

After finish grade is established in ditches, stone check dams shall be placed in the ditches according to plan.

Seeding and mulching shall be performed on the finish grade slopes within one (1) week of completion of work.

Inlet protection shall be established around existing structures before earth disturbance activities take place and around new structures as soon as the structure is connected to the next downstream structure.

Other erosion protection measures or structures may be required as conditions warrant or as ordered by the Engineer or Owner.

Specifications for Erosion and Sediment Control

Installation of all erosion and sediment control features shall be in conformance with the Construction Documents, the NYSDOT standards as stated in Section 209 of the January 1, 2016 NYSDOT Standard Specifications, as amended, the NYSDOT Standard Sheets, the New York State Standards and Specifications for Erosion and Sediment Control (August 2005), the Project Specifications (Appendix F) and the Contract Drawings (Appendix E).

Maintenance – Temporary (During Construction)

- Silt fence and check dams that have sediment built up 1/2 the structure height will be cleaned and the sediment disposed of as unclassified excavation or as directed by the Engineer. If the silt fence material develops a bulge between stakes, the section of fence shall be replaced.

Maintenance – Permanent

- Sediment will be removed from the swales (ditches) when it reaches 1/2 the height of the check dams.

Bioretention areas:

- Mulching – yearly
- Replace dead or dying plants – yearly
- Remove sediment – when buildup exceeds 3”
- Till soil – if area does not drain within 48 hours

Dry Swales:

- Sediment build-up within the bottom of the channel shall be removed when 25% of the original WQv volume has been exceeded
- Vegetation shall be mowed as required during the growing season in order to maintain grass heights of four (4) to six (6) inches

b. **Disturbed Area**

The overall disturbed area during construction is estimated to be approximately 20.21 acres. All disturbed areas will be re-graded and areas without impervious surface will be seeded upon completion of the proposed work.

c. **Activity Duration**

The project is anticipated to start in July 2016. The duration of the construction period is expected to be approximately two years.

d. **Impervious Area**

The total impervious surface area within the disturbed area pre-construction is approximately 0.04 acres; the impervious surface area within the disturbed area post construction will be approximately 7.37 acres. The change in impervious surface area is primarily due to the addition of the proposed building, parking areas and associated access roads (refer to disturbed area table in Appendix C for details in impervious area amount changes).

e. **Utilities/Easements**

Water – Sullivan County
Sanitary Sewer- Sullivan County
Storm Sewer- Sullivan County
Electric- NYSEG
Cable- Time Warner

Utilities are currently being planned for the project. Water and Sanitary lines will need to be routed to the site. At this time, no property acquisitions and/or easements are planned. The proposed connection point for utilities is located at the southeast corner of the site.

f. **Environmentally Sensitive Areas**

The dump area and shooting range will be cleaned up as part of the project

No other environmentally sensitive areas have been identified. However, the project site drains toward streams classified by the NYSDEC as “B”. Classification B indicates a best usage for swimming and other recreation.

g. **Drainage Areas**

There are three (3) total drainage areas, based on the project’s disturbed area and existing discharge points. The water is conveyed through a series of ditches,

culverts, water quality stormwater practices and a closed drainage system to the stormwater pond. The runoff outlets from the stormwater pond in to an existing ditch along County Route 174.

Drainage Area 1 is the area disturbed for installation of the new building, utilities, parking areas and access roads. The runoff in this area is treated by four (4) Bioretention areas and a dry swale for water quality purposes and then drains to a closed drainage system which outlets to the on-site pond. The pond overflows to a ditch along County Route 174, eventually making its way to an unnamed tributary to Kinne Brook.

Drainage area 2 is the area disturbed to grade to existing elevations along County Route 174. Flow from this area enters the drainage ditch along County Route 174 eventually making its way to an unnamed tributary to Kinne Brook.

Drainage area 3 is the area disturbed to grade to existing conditions on the east side of the site. This runoff overland flows until eventually making its way to an unnamed tributary to Strolowitz Lake.

Table 2: Proposed Drainage Areas

DRAINAGE AREA	DISTURBED AREA (acres)	IMPERVIOUS AREA (ACRES)	PERVIOUS AREA (ACRES)	DRAINAGE PATHS OR CONVEYANCE SYSTEMS	COVER TYPE(S)	RECEIVING WATERBODY ON-SITE (NAME, TYPE)	DEC STANDARD	STREAM ORDER
1	15.952	6.785	9.167	Ditches, Culverts, sheet flow and a closed drainage system	Grass/Pavement	N/A	N/A	N/A
2	0.343	0.003	0.340	Sheet flow	Grass/Pavement	N/A	N/A	N/A
3	3.915	0.579	3.336	Sheet flow	Grass/Pavement	N/A	N/A	N/A

h. Pollution Prevention Measures

Litter will be controlled by picking up the garbage and miscellaneous debris at the end of each day. Pallets and other debris will be hauled away and disposed of properly each day by the Contractor. Banding that is used on piping; hay/straw bales, fencing, etc. will be collected and disposed of daily as well. All excess pieces of pipe (new or old) will be collected and removed daily.

The Contractor shall be required to keep a dumpster on the site for daily placement of all litter and debris that is to be disposed of at the landfill. The intent of the daily

cleanup is to prevent debris from getting into stormwater and polluting the nearby waterbodies.

Wood from concrete forms shall be removed from the site and disposed of in an appropriate manner by the Contractor.

Silt fence that is removed, shall be disposed of in an appropriate manner by the Contractor.

The Contractor shall be responsible and take appropriate measures to prevent contamination of any waterbody by silt, sediment, fuels, solvents, lubricants, epoxy coatings or paint, concrete or its leachate, dust or any other pollution associated with the Contractor's operations.

During concrete pouring operations, no fresh concrete, concrete leachate or wash water shall be allowed to enter into any waterbody. The Contractor shall collect and treat excess concrete and concrete wash water appropriately before allowing the water to leave the project site.

The Contractor will ensure that his equipment does not leak fluids that may seep into the groundwater or into the stormwater carried to the nearby waterbodies. In the event that a piece of equipment leaks excessive amounts of fluids, it shall be removed from the project site immediately, until it can be repaired.

Water from dewatering operations shall pass through a settling tank or similar device before being discharged.

The Contractor shall have an amount of fuel absorbent pads that is sufficient to absorb a full tank of fuel from his largest piece of equipment on the site. The pads shall be stored and used in accordance with the manufacturer's recommendations.

i. **TMDL/303d Segments**

This site does not discharge into a phosphorus TMDL. The project site does not discharge to a 303d segment.

j. **Responsibility Requirements**

The Contractor shall be responsible for the initial placement, repair and maintenance (as necessary) of the erosion and sediment control features. The Contractor shall employ a "trained individual" (as defined in GP-0-15-002) who will advise the Contractor on where and how to put the necessary erosion and sediment control features, in accordance with the Contract Documents, this SWPPP, the permit and applicable regulations.

Weekly inspection(s) of the erosion and sediment control features will be the responsibility of the Owner. The Owner shall be or shall employ or contract with a

"qualified inspector" (as defined in GP-0-15-002). The "qualified inspector" shall provide a written inspection report, in accordance with Appendix H of the New York State Standards and Specifications for Erosion and Sediment Control, after each inspection. The inspection reports shall be shared with the contractor for inclusion in the field book.

The Contractor shall employ a "trained individual" (as defined in GP-0-15-002) who shall inspect the erosion and sediment controls after each rain event and shall provide a written inspection report in accordance with Appendix H of the New York State Standards and Specifications for Erosion and Sediment Control, after each inspection. The inspection reports shall be shared with the owner for inclusion in the field book.

The Contractor shall make the appropriate additions, corrections, maintenance or replacement of the erosion and sediment control features outlined in the inspection report, this SWPPP and the contract documents. The additions, corrections or repairs shall be made within 24 hours of the inspection.

The Owner shall be responsible for the implementation and maintenance of this SWPPP.

All contractors involved in earth disturbance activities, placement or maintenance of temporary erosion and sediment control practices or construction of post-construction stormwater management practices shall complete and sign the contractor certification. These forms shall be supplied to the owner.

The Contractor and the Owner shall each maintain an on-site log book that includes all inspection reports and SWPPP modifications. The logs shall be kept in a place accessible to an inspector from the local municipality, MS4, County Soil and Water Conservation District, or NYSDEC during working hours.

The Owner shall also have a "qualified inspector" (as defined in GP-0-15-002) who has the necessary qualifications to inspect the post-construction stormwater management practices.

The Owner shall have a "qualified inspector" complete a final inspection prior to submitting the Notice of Termination.

The Owner/Operator will also be responsible for filing modifications to the SWPPP. Modifications that involve major changes to the SWPPP, changes in disturbed area or changes in proposed impervious area must be filed with the MS4 and/or NYSDEC Albany Permits Office. All SWPPP modifications must be filed in the on-site log book and be kept by both the Contractor and the Resident Engineer.

If any changes in these responsibilities occur, the Owner/Operator shall inform the MS4 and/or NYSDEC.

k. **Inspection & Site Assessment Detail**

The following items shall be documented by the “qualified inspector” conducting the weekly inspections or “the trained individual” conducting rain event inspections, in accordance with NYS regulations and Appendix H of the New York State Standards and Specifications for Erosion and Sediment Control:

- Date, time, and name of person performing the inspections.
- Description of the weather and soil conditions (e.g. dry, wet, saturated) at the time of the inspection.
- On a site map, that details the extent of all disturbed site areas and drainage pathways identify the areas that are expected to undergo initial disturbance or significant site work within the next 14-day period.
- On a site map, identify all areas of the site that have undergone temporary or permanent stabilization.
- Identify all areas where active site work has not occurred since the previous 14-day period.
- Inspect all sediment control practices and record the approximate degree of sediment accumulation as a percentage of the sediment storage volume.
- Inspect all erosion and sediment control practices and record all repairs/maintenance that need to be performed.
- Provide photographic evidence of the site conditions and the conduction of the soil and erosion control practices.
- Identify any evidence of erosion occurring on slopes and any loss of stabilizing vegetation or seeding mulch. Document any excessive deposition of sediment or ponding of water along barriers.
- Identify any deficiencies that were identified during the implementation of the SWPPP and corrective actions that must be made.
- A description of the conditions of the runoff at all points of discharge from the site.
- Complete Inspection Report similar to those in Appendix H of the New York State Standards and Specifications for Erosion and Sediment Control.

5. **WATER QUANTITY & WATER QUALITY CONTROL PLAN**

The disturbed area is calculated to exceed one (1) acre and therefore the project requires a SWPPP. The project is listed on GP-0-15-002 Appendix B Table 2 and therefore this SWPPP includes a Runoff Reduction, and Water Quality and Water Quantity component. The proposed project will involve the construction of a new building with associated access road and parking lots. Erosion and sediment control measures will be maintained during construction to prevent polluted water from entering the Strolowitz Lake and Kinne brook.

Proposed temporary water quality treatment measures will primarily involve temporary seeding and mulch, rolled erosion control product, inlet protection, and silt fence along fill slopes.

A unified approach is required for sizing Stormwater Management Practices (SMPs) in the State of New York to meet pollutant removal goals, reduce erosion, prevent overbank flooding and help control extreme floods. The pollutant removal goals are met by treating the Water Quality Volume (WQv). The WQv is a value designed to capture and treat 90% of the average annual stormwater runoff volume. This water volume is directly related to the amount of impervious cover at the project site. Water Quality controls for this project are based upon the NYSDEC Stormwater Management Design Manual (SMDM). NYS also has Runoff Reduction goals aimed at reducing the amount of runoff that needs to be treated by an end of the pipe treatment practice. The goal is to reduce the amount of runoff then treat the runoff in the specific drainage area before it enters the storm drainage system and travels to the end of pipe treatment practice.

Standard practices were installed to meet the Runoff Reduction and Water Quality treatment standard. In some locations it was not practical or feasible to install any treatment, so project banking was relied upon to provide enough water quality treatment and runoff reduction to satisfy the project as a whole. The project is comprised entirely of new impervious areas. The Runoff from the new impervious surfaces is subject to both Runoff Reduction and Water Quality treatment requirements. The stormwater plan is based on the Jail and the addition of a second building (Sheriff's Admin.) and associated walks as an assumed impervious area to calculate the required amounts for the site at full build out.

The project results in a total of 7.37 acres of new impervious surfaces. Runoff reduction was accomplished by using four (4) Bioretention areas and a dry swale. The Minimum Runoff Reduction Volume (RRv) calculated for the project sites is 0.21 acre-feet (9,134 CF) and 0.23 acre-feet (10,140 CF) is provided. The Runoff reduction calculations and summary sheets are included in Appendix C.

Water Quality Volumes were calculated for the Proposed Drainage Areas. The project utilizes standard practices to meet the Water Quality Standards. A summary of the Water Quality and Water Quantity calculations is included in Appendix C.

According to the NYSDEC SMDM, the requirements for Channel Protection (Cpv), Overbank Flood (Qp), and the Extreme Storm (Qf) need to be analyzed when there is an increase in the runoff volume from the existing conditions to the proposed conditions to ensure that offsite flows are not increased due to development. Due to the increase in impervious area from pre-construction conditions to post-construction conditions, water quantity practices were necessary to not increase the Cpv, Op and Qf. A series of diversion ditches, four (4) Bioretention areas, one (1) dry swale and one (1) detention pond are proposed to accomplish this.

As previously stated, the project area consists of three (3) primary drainage areas. Drainage Area one (1) is broken out into five (5) sub areas, one (1) for each Bioretention area and one (1) for a dry swale.

A summary of the stormwater quantity and quality practices used is provided below.

Proposed Drainage Area 1

The Drainage Area is approximately 15.952-acres and includes most of the proposed site excluding two smaller areas of fill slope and a small portion of the access road, the western parking lot and several utility pads. The runoff sheet, shallow concentrated and channel flows off the pavement, gravel and grass areas to the water quality practices where it is then collected in the proposed storm sewer system that flows to a stormwater pond which outlets to a roadside ditch along CR 174 and eventually outfalls into an unnamed tributary to Kinne Brook.

Water Quality

The drainage area consists of a mixture of roof area, asphalt, gravel, concrete pavement and grass. Due to the site's layout, Drainage Area 1 is designed to treat both Runoff Reduction Volume and Water Quality Volume from all three (3) drainage areas, as it would be impractical to propose Water Quality practices in drainages areas two (2) and three (3). The target RRv for stormwater treatment is 0.21 acre-feet (9,134 CF). Runoff Reduction is being accomplished by utilizing four (4) Bioretention practices and a dry swale. The Bioretention areas and dry swale provide an RRv of 0.23 acre-feet (10,140 CF) which is greater than the target RRv. The target WQv for stormwater treatment is 0.83 acre-feet (36,055 CF). Water Quality treatment is being accomplished by utilizing four Bioretention practices, a dry swale and a detention pond. The four Bioretention areas, the detention pond and the dry swale provide a combined Water Quality Treatment volume of 0.84 acre-feet (36,551 CF) which is greater than the target WQv.

Subwatershed 1A (GI Catchment #1)	
Area	4.92 acres
Impervious Area	2.95 acres
RRv Provided	5,483 CF
Infiltration Rate	N/A

Subwatershed 1B (GI Catchment #3)	
Area	0.95 acres
Impervious Area	0.74 acres
RRv Provided	1,400 CF
Infiltration Rate	N/A

Subwatershed 1C (GI Catchment #4)	
Area	1.53 acres
Impervious Area	0.75 acres
RRv Provided	1,444 CF
Infiltration Rate	N/A

Subwatershed 1D (GI Catchment #5)	
Area	1.17 acres
Impervious Area	0.82 acres
RRv Provided	1,499 CF
Infiltration Rate	N/A

Subwatershed 1E (GI Catchment #9)	
Area	1.83 acres
Impervious Area	0.77 acres
RRv Provided	314 CF
Infiltration Rate	N/A

Water Quantity

The combination of four (4) Bioretention areas, a dry swale and stormwater pond result in a peak discharge that is reduced below preconstruction levels.

Table 3: Stormwater Management Calculations Summary Drainage Area

Drainage Area	One (1)	
	Pre Project (cfs)	Post Project (cfs) Without Attenuation
1	10.65	18.19
10	39.31	70.40
100	86.60	135.27
Water Quantity Mitigation	Storage Volume (ac-ft) Required	Storage Volume (ac-ft) Provided
Channel Bank Volume (1 year)	0.519	0.554
Overbank Flood Control (10 year)	1.031	1.057
Extreme Flood Control (100 year)	1.442	1.502
Area of Disturbance	15.79	
Initial Water Quality Volume	0.83 acre-feet (36,055 CF)	
Target Water Quality Volume for Project	0.83 acre-feet (36,055 CF)	
Runoff Reduction Volume (RRv) Required	0.21 acre-feet (9,134 CF)	
Runoff Reduction Volume (RRv) Provided	0.23 acre-feet (10,140 CF)	
Water Quality Volume inclusive of RRv Provided	0.84 acre-feet (36,551 CF)	

Proposed Drainage Area 2

Proposed Drainage Area 2 is approximately 0.343 acres and includes area disturbed to grade to existing elevations along County Route 174. Flow from this area enters the roadside ditch along CR 174 and eventually outfalls into an unnamed tributary to Kinne Brook.

Water Quality

The area consists of a mixture of asphalt, pavement, and grass. It is not practical to place a Water Quality treatment practice in this area; therefore, the required (target) water quality volume of will be provided for in Drainage Area 1.

Table 4: Stormwater Management Calculations Summary Drainage Area Two (2)

Drainage Area	Two (2)	
Storm Event	Pre Project (cfs)	Post Project (cfs)
1	N/A	N/A
10	N/A	N/A
100	N/A	N/A
Water Quantity Mitigation	Storage Volume (ac-ft) Required	Storage Volume (ac-ft) Provided
Channel Bank Volume (1 year)	N/A	N/A
Overbank Flood Control (10 year)	N/A	N/A
Extreme Flood Control (100 year)	N/A	N/A
Area of Disturbance	0.343	

Proposed Drainage Area 3

Proposed Drainage Area 3 is approximately 3.915 acres, which is the area disturbed to grade to existing conditions on the east side of the site. The area overland flows and eventually flows to an unnamed tributary to Strolowitz Lake.

The area consists of a mixture of asphalt, pavement, and grass. It is not practical to place a Water Quality treatment practice in this area; therefore, the required (target) water quality volume of will be provided for in Drainage Area 1.

Table 5: Stormwater Management Calculations Summary Drainage Area Three (3)

Drainage Area	Three (3)	
Storm Event	Pre Project (cfs)	Post Project (cfs)
1	N/A	N/A
10	N/A	N/A
100	N/A	N/A
Water Quantity Mitigation	Storage Volume (ac-ft) Required	Storage Volume (ac-ft) Provided
Channel Bank Volume (1 year)	N/A	N/A
Overbank Flood Control (10 year)	N/A	N/A
Extreme Flood Control (100 year)	N/A	N/A
Area of Disturbance	3.915	

Table 6: Stormwater Management Calculations Summary All Drainage Areas

Drainage Area	Entire Site	
	Pre Project (cfs)	Post Project (cfs)
Storm Event		
1	10.65	0.19
10	39.31	36.95
100	86.60	83.38
Water Quantity Mitigation	Storage Volume (ac-ft) Required	Storage Volume (ac-ft) Provided
Channel Bank Volume (1 year)	0.519	0.554
Overbank Flood Control (10 year)	1.031	1.057
Extreme Flood Control (100 year)	1.442	1.502
Area of Disturbance	20.21 Ac	
Initial Water Quality Volume	0.83 acre-feet (36,055 CF)	
Target Water Quality Volume for Project	0.83 acre-feet (36,055 CF)	
Runoff Reduction Volume (RRv) Required	0.21 acre-feet (9,134 CF)	
Runoff Reduction Volume (RRv) Provided	0.23 acre-feet (10,140 CF)	
Water Quality Volume inclusive of RRv Provided	0.84 acre-feet (36,551 CF)	

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MEMORANDUM

TO: Joshua Potosek, County Manager
FROM: Freda Eisenberg, Commissioner of Planning & Environmental Management
CC: Cheryl A. McCausland, County Attorney
RE: SEQRA Amended Negative Declaration, Sullivan County Jail
DATE: July 11, 2016

The June 28th memo from Kathy Spencer, Principal Environmental Analyst with LaBella Associates, D.P.C. on the SEQRA Amended Negative Declaration for the Sullivan County Jail project noted that the update to the Impact on Neighboring Property Values section would be attached separately. The attachment, prepared by Division of Planning & Environmental Management staff, accompanies this memo. It is based on the methodology used in the Value Impact Study prepared by CB Richard Ellis-Albany and dated July 27, 2009, and includes an update of the quantitative analysis of home values within five miles of the proposed jail site. Although there have been changes in the real estate market and local economic conditions since that time, the analysis reinforces the conclusions of the original Value Impact Study.

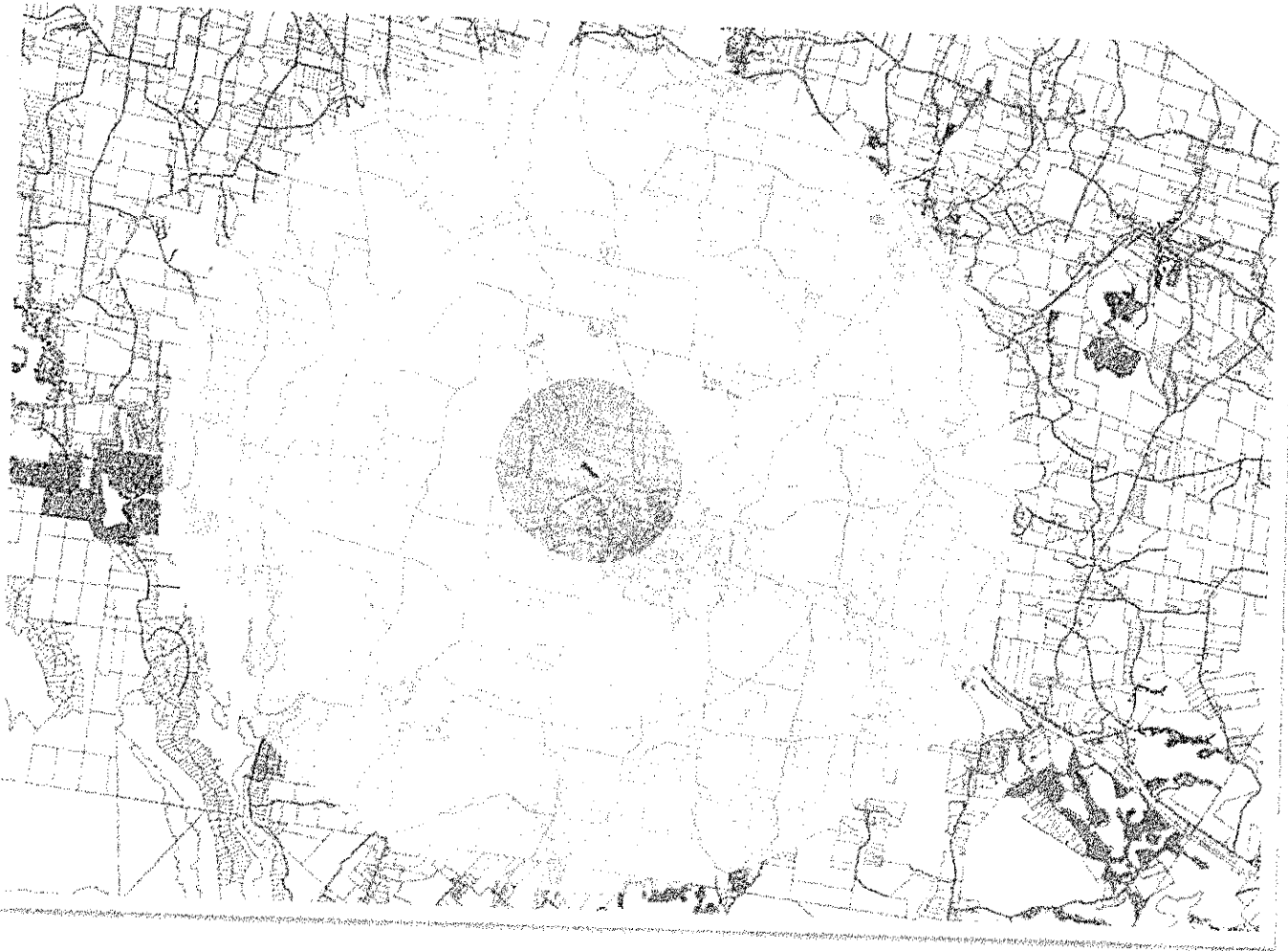
SULLIVAN COUNTY IS AN EQUAL OPPORTUNITY, AFFIRMATIVE ACTION EMPLOYER

Update to the 2010 SEQRA Environmental Review
for the Sullivan County Jail

Impact on Neighboring Property Values

The 2008 EAF included a Property Value Impact Study in Appendix I. That study looked at relevant literature, surveyed real property appraisers regarding their opinions as to the impact of a prison on surrounding property values, and conducted a quantitative study of other relatively-recent jail projects in New York State (Broome County, 1994; Orange County, 2004, and Ulster County, 2007). It then reconciled the results of all three methods to form its conclusion that, based on the analyses undertaken, the proposed county jail site may produce a "negative impact of five percent or less on adjoining property value [which] should diminish with time and possibly change to a positive impact as the neighborhood grows around the jail site. No negative impact is predicted for areas not adjoining the jail site."

Both the literature review and the survey of Upstate New York Real Estate Appraisers reported that the impacts of jails or prisons on surrounding properties would be greater in a weak market and lesser in a strong market. Just after that study was undertaken, the economy and housing market went into sharp decline, creating a weak market where impacts would be greater. While some housing markets have rebounded from the crash, rural Sullivan County has not yet recovered and its most depressed areas, in urban centers like Monticello which hosts both the existing and proposed jail sites, continue to decline.



SULLIVAN COUNTY IS AN EQUAL OPPORTUNITY, AFFIRMATIVE ACTION EMPLOYER

The table below updates information on median home values in the vicinity of the proposed Sullivan County jail site given in the quantitative section of the original impact analysis, with data for the areas within 1, 3 and 5-miles from the site. The one and three mile radii include some or all of the economically distressed Village of Monticello, while the 5-mile radius extends into more suburbanized and rural surrounding areas in the Towns of Thompson and Forestburg.

Median Home Values in the Vicinity of the Proposed Sullivan County Jail Site						
		1990	2000	2008	2012	2015
Proposed site 1 mile		\$ 92,500	\$ 84,286	\$ 162,109	\$ 88,200	\$ 82,100
	% difference 1 to 3	-2%	-9%	-4%	15%	17%
Proposed site 3 mile		\$ 90,606	\$ 77,096	\$ 155,040	\$ 101,500	\$ 96,200
	% difference 3 to 5	2%	9%	7%	26%	21%
Proposed site 5 mile		\$ 92,608	\$ 83,805	\$ 165,814	\$ 127,700	\$ 116,100
	% difference 1 to 5	0%	-1%	2%	31%	29%

Until 2008 values in the three bands were roughly similar, with differences of no more than nine percentage points. Property values for all three areas doubled or nearly doubled between 2000 and 2008. However, in the weak market following the 2008 crash, those properties furthest from the site, the existing jail, and the Village, in the three to five mile band, were able to retain more of their value than those in the one, and one to three mile radii. The differences in median home value for those areas increased dramatically, so that values for homes in the outer ring are now approximately 29% higher than those at the core of the study area. And while home values within the one mile radius are the lowest in more than 25 years, values in the one to three mile radius are 25% higher than they were in 2000. The relative resilience of property values in both the one to three and three to five mile radii supports the conclusion of the 2008 impact analysis that "No negative impact is predicted for areas not adjoining the jail site."

With respect to the impacts of properties adjacent to the proposed jail site, the 2008 impact analysis suggested that any initial drop in home values might be neutralized, and even turn into a positive impact, "as the neighborhood grows around the jail." Economic analyses of the effects of prison projects on rural areas typically note the positive impact on the local housing market made by prison employees and the family members of inmates. (Economic Impact of Prisons in Rural Areas, A Literature Review, Dexter Whitfield, 2007) In this instance, when both jobs and inmates will be relocating from an existing facility nearby, such market impacts are unlikely. However, there are several other projects in the study area that are expected to stimulate market demand.

In December of 2014, the site of the former Concord hotel, which is within three miles of the proposed jail site, was selected by the New York State Gaming Commission for the location of one of three casino licenses to be awarded in the state. The Montreign Adelaar casino resort is now under construction, with the first phase, a 5 star casino hotel, to be completed by March of 2018. The project is expected to bring approximately \$1 billion in new investment to the area, and more than 2,000 jobs. It will also include upgrades to the existing Monticello Casino and Raceway just opposite, and within a half mile of, the jail site across Route 17. Additionally, a smaller resort project, the Veria Lifestyle Center, is now under construction within three miles of the proposed jail site.

As a result of the casino announcement, there has been some strengthening of the commercial real estate market in the study area. Three sites have been approved for new hotel development, one within a mile of the proposed jail and the other two within the three mile radius. Impacts on the residential market have yet to be seen, and will not be felt until the new jobs from the hotels and resorts are created. Yet it may be expected that these new jobs will boost demand for housing in their vicinity, and that this market stimulus can have a mitigating effect on property value impacts of the proposed jail.