

**Sullivan County Legislature  
Regular Meeting  
September 19, 2017 at 2:00PM**

The Regular Meeting of the County Legislature was called to order at 2:09PM by Chairman Alvarez with the Pledge of Allegiance.

Roll Call indicated Mrs. Rajsz absent.

**Communications:**

1. Letter dated August 22, 2017 from Sullivan County Manager Potosek designating Daniel Depew to perform the duties of the County Manager in his absence and keeping the designation of the Acting county Manager's currently on file in the unforeseen event that Deputy County Manager Daniel Depew is unavailable to serve in this capacity only.
2. Records Destruction Notification in accordance with SARA filed by the following departments:

Office of Audit and Control dated September 18<sup>th</sup>

County Attorney's Office dated September 6<sup>th</sup>

Planning and Environmental Management dated and received September 1<sup>st</sup>, June 26th and received September 1<sup>st</sup>

Grants Administration dated August 25th

Probation Department dated August 24th

Copy of Resolution No. 44 of 2017 adopted by the Town of Cohecton Town Board regarding the board's position on a change in Sullivan County's government to an Elected County Executive Form of Government and other related changes.

**Distinguished Citizen Award**

Award given to Catherine "CAT" Scott, Community Organizer and Fundraiser which read as follows: *"In recognition of your hard work and boundless enthusiasm have benefited as many residents and animals and renewed community pride and collaboration. You are an inspiration! Congratulations!"*

**Public Comment:**

1. Sharon Morgan
2. Iris Leon
3. Dawn Hurley
4. Sandra Oxford
5. Ken Walter

**RESOLUTION NO. 381-17 INTRODUCED BY MANAGEMENT AND BUDGET COMMITTEE TO MODIFY THE 2017 COUNTY BUDGET**

**WHEREAS**, the County of Sullivan Budget requires modification,

**NOW, THEREFORE, BE IT RESOLVED**, that the attached budgetary transfers for 2017 be authorized.

**Moved** by Mr. Samuelson, **seconded** by Mr. McCarthy, put to a vote with Mrs. Rajsz absent, unanimously carried and **declared duly adopted on motion** September 19, 2017.

**RESOLUTION NO. 382-17 INTRODUCED BY THE PUBLIC SAFETY AND LAW ENFORCEMENT COMMITTEE TO AUTHORIZE THE COUNTY MANAGER TO ENTER INTO AN AGREEMENT WITH THE SULLIVAN WEST CENTRAL SCHOOL DISTRICT 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 West Central School District for the terms of September 1, 2015 to June 30, 2016 and September 1, 2016 to June 30, 2017; and

**WHEREAS**, due to the success of the program and due to the need for law enforcement in the Sullivan West Central School District, the Sullivan West Central School District desires to have a School Resource Officer on their campus for the 2017-2018 school year; and

**WHEREAS**, the Sullivan County Sheriff's Office desires to enter into an agreement with the Sullivan West Central School District to provide a School Resource Officer in their district for the 2017-2018 school year; and

**WHEREAS**, the Sullivan West Central School District will reimburse the County of Sullivan 70% of the School Resource Officer's cost, with a maximum reimbursement of \$70,000.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Manager is hereby authorized to execute an agreement with the Sullivan West Central School District to provide a School Resource Officer for the term September 1, 2017 through June 30, 2018; and

**BE IT FURTHER RESOLVED**, that said agreement may be extended on an annual basis for up to three additional terms; and

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

**Moved by Mrs. Ward, seconded by Mr. McCarthy**, put to a vote with Mrs. Rajsz absent and unanimously carried and **declared duly adopted on motion** September 19, 2017.

**RESOLUTION NO. 383-17 INTRODUCED BY THE PERSONNEL COMMITTEE TO UPGRADE AN ACCOUNT CLERK/DATABASE TO A SENIOR ACCOUNT CLERK/DATABASE WITHIN THE DEPARTMENT OF FAMILY SERVICES**

**WHEREAS**, the Accounting Unit of the Department of Family Services (DFS) is responsible for all duties related to the financial operation of DFS; and

**WHEREAS**, a job reclassification form was filed to upgrade Budget Position #2693 from Account Clerk/Database to Senior Account Clerk/Database; and

**WHEREAS**, the Personnel Director has determined that the Account Clerk/Database is working out of title and recommends that the position be upgraded to Senior Account Clerk/Database; and

**NOW, THEREFORE, BE IT RESOLVED**, that Account Clerk/Database, Budget Position #2693, be upgraded to the title of Senior Account Clerk/Database in the Department of Family Services; and

**BE IT FURTHER RESOLVED**, the salary for this position be retroactive to August 10, 2017.

Moved by Mrs. Ward, seconded by Mr. McCarthy, put to a vote with Mrs. Rajsz absent, unanimously carried and **declared duly adopted on motion** September 19, 2017.

**RESOLUTION NO. 384-17 INTRODUCED BY THE PERSONNEL COMMITTEE TO UPGRADE THE TITLE OF A FAMILY SERVICES INVESTIGATOR TRAINEE TO A FAMILY SERVICES INVESTIGATOR POSITION IN THE DEPARTMENT OF FAMILY SERVICES**

**WHEREAS**, the Special Investigations Unit of the Department of Family Services provides investigations into public assistance cases and investigates potential fraud; and

**WHEREAS**, there is a need for a Family Services Investigators in the Special Investigations Unit and in some cases Family Services Investigator Trainees are appointed; and

**WHEREAS**, when a Family Services Investigator Trainee has been in the position for one year and has successfully completed the training required to become a Family Services Investigator, the position needs to be upgraded; and

**NOW, THEREFORE, BE IT RESOLVED**, that Family Services Investigator Trainee, Budget Position #2242, will be upgraded to the title of Family Services Investigator in the Special Investigations Unit of the Department of Family Services; and **BE IT FURTHER RESOLVED**, this will be retroactive to May 23, 2017.

Moved by Mrs. Ward, seconded by Mr. McCarthy, put to a vote with Mrs. Rajsz absent, unanimously carried and **declared duly adopted on motion** September 19, 2017.

**RESOLUTION NO. 385-17 INTRODUCED BY THE PERSONNEL COMMITTEE TO CREATE AND APPOINT A TEMPORARY SULLIVAN COUNTY ADULT CARE CENTER ONSITE SUPERVISING ADMINISTRATOR**  
**WHEREAS**, the Sullivan County Adult Care Center's Nursing Home Administrator has resigned effective May 26, 2017; and

**WHEREAS**, 10 NYCRR Section 415.26(a)(1) states "No Nursing Home shall operate unless it is under the supervision of an administrator who holds a currently valid nursing home administrator's license and registration, or temporary license, issued pursuant to Article 28-D of the Public Health Law"; and

**WHEREAS**, The Sullivan County Adult Care Center is required to have a Supervisory Administrator of Record for 4 hours per week - 10 NYCRR Section 415.26(3)(c) requires a minimum of 4 hours of onsite supervision weekly during normal business hours unless the DOH determines that more hours are necessary; and

**WHEREAS**, Shenoy Wellington holds a valid Nursing Home Administrators License and agreed to be the Supervising Administrator 4 hours per week starting May 27, 2017 and ending on August 12, 2017 for an hourly rate of \$80.255.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sullivan County Legislature hereby authorizes the creation of a temporary Sullivan County Adult Care Center Onsite Supervising Administrator and the County Manager hereby confirms the appointment of Shenoy Wellington which commenced May 27, 2017 and concluded on August 12, 2017 for an hourly rate of \$80.255.

Moved by Mrs. Ward, seconded by Mr. McCarthy, put to a vote with Mrs. Rajsz absent, unanimously carried and **declared duly adopted on motion** September 19, 2017.

**RESOLUTION NO. 386-17 INTRODUCED BY PLANNING,  
ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY  
COMMITTEE TO CANCEL TAXES**

**WHEREAS**, property acquired by the State of New York located on New York State Route 42 in the Town of Fallsburg and designated as FA56.-1-13.3 owes delinquent taxes for the years 2016 and 2017 in the total amount of \$22.83; and

**WHEREAS**, the Town of Fallsburg has failed to properly and timely notify the State of New York of the capital charge associated with FA56.-1-13.3 pursuant to the provisions of Public Land Law §19 and their time to do so has since expired; and

**WHEREAS**, pursuant to §558 of the Real Property Tax Law, these taxes are unenforceable under Public Land Law §19.

**NOW, THEREFORE, BE IT RESOLVED**, that the delinquent taxes of FA56.-1-13.3 be canceled for the years 2016 and 2017 and that the same be charged back to the Town of Fallsburg; and

**BE IT FURTHER RESOLVED** that in the future, should the Town of Fallsburg fail to notify the State of New York of the capital charge associated with FA56.-1-13.3 pursuant to Public Land Law §19 and the taxes are turned over to the Sullivan County Treasurer's Office as unpaid and delinquent, the Sullivan County Treasurer shall be authorized to cancel said unpaid and delinquent taxes and charge back the same to the Town of Fallsburg.

**Moved by Mrs. Ward, seconded by Mr. McCarthy**, put to a vote with Mrs. Rajsz absent, unanimously carried and **declared duly adopted on motion** September 19, 2017.

COUNTY OF SULLIVAN )

**RESOLUTION NO. 387-17 INTRODUCED BY PLANNING,  
ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY  
COMMITTEE TO CORRECT THE 2016 TAX ROLL OF THE  
TOWN OF FALLSBURG FOR TAX MAP #28.-1-50./8711**

**WHEREAS**, an application dated August 8, 2017 having been filed by 1613 East 29 LLC with respect to property assessed to said applicant on the 2016 tax roll of the Town of Fallsburg Tax Map #28.-1-50./8711 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 an assessment roll / tax roll which, because of a mistake in transcription, does not conform to the entry for the same parcel which appears on the property record card; and

**WHEREAS**, the Director of Real Property Tax Services has duly investigated the application and filed his report dated August 23, 2017 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 Mr. McCarthy**, put to a vote with Mrs. Rajsz absent, unanimously carried and **declared duly adopted on motion** September 19, 2017.

**RESOLUTION NO. 388-17 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE TO AUTHORIZE AMENDMENTS TO VARIOUS SERVICE PROVIDER CONTRACTS FOR PRESCHOOL RELATED SERVICES, INCLUDING BUT NOT LIMITED TO SPEECH THERAPY, PHYSICAL THERAPY, AND OCCUPATIONAL THERAPY**

**WHEREAS**, Preschool Related Services by State approved Preschool providers to eligible children from Sullivan County and is mandated to pay for such services, and

**WHEREAS**, the County is authorized to determine and set the rates at which the State Education Department indicates the County shall pay for these services; and

**WHEREAS**, the County is currently contracting with various providers to provide such services and the rates for said services have remained flat for numerous years and the providers have requested a gradual increase over the next three years; and

**WHEREAS**, the County Manager and the Public Health Services Director have met with the various providers and recommend that there be an increase in the rate over the next three years.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sullivan County Legislature hereby authorizes amendments to the various service providers for all Preschool related services listed above for home/community visits and centralized locations and provider site rates as attached in "*Schedule A*".

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

**Moved by Mrs. Ward, seconded by Mr. McCarthy**, put to a vote with Mrs. Rajsz absent, unanimously carried and **declared duly adopted on motion** September 19, 2017.

**“Schedule A”**

**HOME/COMMUNITY RATES**

	<u>Current</u> <u>8/31/2020</u>	<u>9/1/2017-8/31/18</u>	<u>9/1/2018-8/31/2019</u>	<u>9/1/2019-</u>
30 Min	\$44/Session	\$50/Session	\$55/Session	
	\$60/Session			
45 Min	\$55/Session	\$60/Session	\$65/Session	
	\$70/Session			
60 Min	\$77/Session	\$80/Session	\$85/Session	
	\$90/Session			

**CENTRALIZED LOCATIONS and PROVIDER SITE RATES**

	<u>Current</u> <u>8/31/2020</u>	<u>9/1/2017-8/31/18</u>	<u>9/1/2018-8/31/2019</u>	<u>9/1/2019-</u>
30 Min	\$44/Session	\$50/Session	\$50/Session	
	\$50/Session			
45 Min	\$55/Session	\$60/Session	\$60/Session	
	\$60/Session			
60 Min	\$77/Session	\$80/Session	\$80/Session	
	\$80/Session			

**RESOLUTION NO. 389-17 INTRODUCED BY PUBLIC WORKS COMMITTEE TO AUTHORIZE AWARD AND EXECUTE MODIFICATION CONTRACT WITH ADVANCED TESTING CO., INC.**

WHEREAS, this modification agreement shall modify the agreement between the parties Sullivan County and Advance Testing Company, Incorporated, 3348 Route 208, Campbell Hall, New York 10916, dated November 17, 2016 and entered into pursuant to Resolution No. 429-16 adopted by the Sullivan County Legislature on October 20, 2016 and

**WHEREAS**, the initial contract provided for Advance Testing Company to perform various special inspection services for the Sullivan County Jail Construction Project in accordance with the Fee Proposal and RFP R-16-28, and

**WHEREAS**, the Original Fee Schedule did not include pricing for all required tests to be performed.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Manager be and hereby is authorized to execute a Modification Contract with Advance Testing Company, Incorporated, , said modification to be in such form as the County Attorney shall approve.

**Moved by Mrs. Ward, seconded by Mr. McCarthy, put to a vote with Mrs. Rajsz absent, unanimously carried and declared duly adopted on motion September 19, 2017.**

**RESOLUTION NO. 390-17 INTRODUCED BY PUBLIC WORKS COMMITTEE TO AUTHORIZE AWARD AND EXECUTION OF A MODIFICATION AGREEMENT WITH JANE AXAMETHY D/B/A THE BAKE HOUSE AT THE SULLIVAN COUNTY INTERNATIONAL AIRPORT.**

**WHEREAS**, this modification agreement shall modify the agreement between the parties dated August 27, 2013, (“original agreement”), and entered into pursuant to Resolution No. 212-13, adopted by Sullivan County Legislature on May 16, 2013, Resolution No. 324-15, adopted by Sullivan County Legislature on August 20, 2015 and Resolution No. 416-16, adopted by Sullivan County Legislature on October 20, 2016; and

**WHEREAS**, pursuant to Resolution No. 212-13, 324-15, and 416-16 the contract period has been extended through August 27, 2017 at a monthly price of \$192.94; and

**WHEREAS**, this modification agreement shall be extendable on a month to month basis for a time period of no more than six (6) months; and

**WHEREAS**, all other terms and conditions shall remain unchanged.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Manager be and hereby is authorized to execute a Modification Agreement with Jane Axamethy d/b/a The Bake House, in accordance with the RFP, R-13-01, said contract to be in such form as the County Attorney shall approve.

**Moved by Mrs. Ward, seconded by Mr. McCarthy, put to a vote with Mrs. Rajsz absent, unanimously carried and declared duly adopted on motion September 19, 2017.**

**RESOLUTION NO. 391-17 INTRODUCED BY GOVERNMENT SERVICES COMMITTEE TO MODIFY RESOLUTION NO. 392-16, GROUND FORCE TRAINING CORPORATION**

**WHEREAS**, an agreement was executed with Ground Force Training Corporation, 266 Elmwood Avenue #300, Buffalo, New York 14222, for One Person Plowing Training Services for Sullivan County Division of Public Works, dated October 5<sup>th</sup>, 2016, pursuant to Resolution No. 392-16, adopted by the Sullivan County Legislature on September 15<sup>th</sup>, 2016; and

**WHEREAS**, the executed agreement does not include a provision allowing the agreement to be extended for three (3) additional pre-snow seasons, on a yearly basis, under the same terms and conditions; and

**WHEREAS**, Resolution No. 392-16, adopted by the Sullivan County Legislature on September 15<sup>th</sup>, 2016, neglected to state a “not to exceed annual agreement price” for the extended years of the agreement, and

**WHEREAS**, the Division of Public Works wished to include such provisions in the agreement.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Manager be and hereby is authorized to execute a Modification Agreement with Ground Force Training Corporation, extending the agreement through the 2017 pre-snow season, and extending two additional yearly extensions as per Request for Proposal, R-16-26 and for a agreement price not to exceed \$19,810.00/year, said agreement modification to be in such form as the County Attorney shall approve.

**Moved by Mrs. Ward, seconded by Mr. McCarthy**, put to a vote with Mrs. Rajsz absent, unanimously carried and **declared duly adopted on motion** September 19, 2017.

**RESOLUTION NO. 392-17 INTRODUCED BY HEALTH & FAMILY SERVICES COMMITTEE TO AUTHORIZE AWARD AND EXECUTION OF CONTRACT**

**WHEREAS**, a bid was done for Fall and Summer Early Intervention Transportation, and

**WHEREAS**, Rolling V Bus Corporation, P. O. Box 110, Route 42, South Fallsburg, New York 12779 was the lowest responsible bidder for such work, and

**WHEREAS**, upon review, Sullivan County Public Health Services-Early Intervention approves and recommends additional Transportation Services will be required and shall be added to Rolling V Bus Corporation's Agreement for the contract period January 1, 2017 through December 31, 2021, with an option to extend for an additional five (5) year period at a contract price as follows:

- . Route #9 - Field of Dreams III - = \$465.00/Vehicle/Day
- . Route #10 – Learning Together Inc - = \$465.00/Vehicle/Day

**NOW, THEREFORE, BE IT RESOLVED**, that the County Manager be and hereby is authorized to execute a modification agreement, in accordance with the above mentioned routes, for the above costs, with Rolling V as per Bid Contract B-16-68 and said modification agreement be in such form as the County Attorney shall approve.

**Moved by Mrs. Ward, seconded by Mr. McCarthy**, put to a vote with Mrs. Rajsz absent and unanimously carried and **declared duly adopted on motion** September 19, 2017.

**RESOLUTION NO. 393-17 INTRODUCED BY HEALTH & FAMILY SERVICES COMMITTEE TO ENTER INTO A CONTRACT AGREEMENT WITH THE NYS OFFICE OF CHILDREN AND FAMILY SERVICES (OCFS) TO ACCEPT GRANT MONIES FOR THE SULLIVAN COUNTY PUBLIC HEALTH SERVICES "HEALTHY FAMILIES OF SULLIVAN" FOR THE CONTRACT PERIOD 9/1/2017 TO 8/31/2022**

**WHEREAS**, Sullivan County Public Health Services applied for and was awarded grant monies from the NYS Office of Children and Family Services (NYSOCFS), for the period September 1, 2017 – August 31, 2022, and

**WHEREAS**, pursuant to Resolution #289-07, the County manager was authorized to enter into a contract with the NYSOCFS to accept such grant monies, and



**WHEREAS**, the Sullivan County Public Health Services Department recently has been awarded grant monies for the Healthy Families of Sullivan program for a five year contract period (9/1/2017 - 8/31/2022)

**NOW, THEREFORE, BE IT RESOLVED**, that the County Manager be and is hereby authorized to enter into a contract with NYSOCFS to accept grant monies in the amount of \$245,512 for year one (9/2/2017 – 8/31/2018) of the Healthy Families of Sullivan Program, and

**BE IT FURTHER RESOLVED**, that the County Manager is authorized to execute contract renewals for the Healthy Families of Sullivan Program on an annual basis over the five year contract term,

**BE IT FURTHER RESOLVED**, that should the NYSOCFS reduce or eliminate the grant funding for Healthy Families of Sullivan program for the grant period of September 1, 2017 – August 31, 2022, then the above contracts may be reduced and or abolished by an amount at the discretion of the County Legislature, and

**BE IT FURTHER RESOLVED**, that the County Manager be hereby authorized to execute such contract renewals using the NYSOCFS Contract Management System and/or NYS Grants Gateway, and

**BE IT FURTHER RESOLVED**, that the form of such contract agreement (s) be approved by the Sullivan County Attorney's office.

**Moved by Mrs. Ward, seconded by Mr. McCarthy**, put to a vote with Mrs. Rajsz absent, unanimously carried and **declared duly adopted on motion** September 19, 2017.

**RESOLUTION NO. 394-17 INTRODUCED BY HEALTH & FAMILY SERVICES COMMITTEE TO AUTHORIZE CONTRACT(S) WITH THE NEW YORK STATE DEPARTMENT OF HEALTH FOR FUNDING OF THE CHILDREN WITH SPECIAL HEALTH CARE NEEDS PROGRAM**

**WHEREAS**, the NYS Department of Health has made funding available to the county for the Children with Special Health Care Needs Program, to partially fund Administration wages and benefits,

**WHEREAS**, Sullivan County Public Health Services wishes to take advantage of this grant funding to cover an annual amount of \$20,203 to be applied to the Administrative wages and benefits through 9/30/2020,

**WHEREAS**, the grant terms would start 10/1/2017 and end 9/30/2020. Without this grant 100% of the Administration wages and benefits, less the EI Administration Grant funding for same, would be paid by the County,

**NOW, THEREFORE, BE IT RESOLVED**, that the County Manager be authorized to enter into contracts with the New York State Department of Health to accept the grant funding for the period October 1, 2017 – September 30, 2020

**BE IT FURTHER RESOLVED**, that future contract(s) are approved/will continue on an on-going basis dependent upon continued funding from the NYS Department of Health, and

**Moved by Mrs. Ward, seconded by Mr. McCarthy**, put to a vote with Mrs. Rajsz absent, unanimously carried and **declared duly adopted on motion** September 19, 2017.

**RESOLUTION NO. 395-17 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE TO AUTHORIZE COUNTY MANAGER TO ENTER INTO AGREEMENT FOR THE PROVISION OF RESIDENT ASSISTANT SERVICES FROM AUGUST 1, 2017 THROUGH JULY 31, 2018**

**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 Sullivan County Department of Family Services began operating a homeless housing program and received a proposal for RFP 16-11 from Catholic Charities Community Services of Orange and Sullivan for Resident Assistant Services; and

**WHEREAS**, the Department of Family Services wishes to contract with Catholic Charities Community Services of Orange and Sullivan for the provision of Resident Assistant Services for the period of August 1, 2017 through July 31, 2018 at an amount not to exceed \$220,000. This agreement may be extended on a yearly basis for 3 additional years, upon mutual agreement and under the same terms and conditions.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sullivan County Legislature does hereby authorize the County Manager to enter into agreement with Catholic Charities Community Services of Orange and Sullivan for the provision of Resident Assistant Services; and

**BE IT FURTHER RESOLVED**, the maximum of this agreement is not to exceed \$220,000 for the period of August 1, 2017 through July 31, 2018. This agreement may be extended on a yearly basis for 3 additional years, upon mutual agreement and under the same terms and conditions; and

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

**Moved by** Mrs. Ward, **seconded by** Mr. McCarthy, put to a vote with Mrs. Rajsz absent, unanimously carried and **declared duly adopted on motion** September 19, 2017.

**RESOLUTION NO. 396-17 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE RESOLUTION TO AUTHORIZE COUNTY MANAGER TO EXECUTE AN AGREEMENT BETWEEN THE DEPARTMENT OF FAMILY SERVICES AND THE SULLIVAN COUNTY OFFICE FOR THE AGING FOR ASSISTANCE WITH THE HEAP PROGRAM**

**WHEREAS**, the County of Sullivan, through the Department of Family Services requires a service agreement with a qualified provider to comply with Social Service Law of the State of New York and the rules and regulations of Title 18 NYCRR, part 393, specifically that the County of Sullivan shall provide for a comprehensive program of assistance and care to supply the basic needs of those eligible individuals living within the county who qualify for need assistance, and care; and

**WHEREAS**, a high volume of applications must be screened and processed for the County's Home Energy Assistance Program (HEAP) in order to provide services in a timely manner; and

**WHEREAS**, the Sullivan County Office for the Aging has qualified, available, and willing staff to provide the services for this purpose; and

**WHEREAS**, the Sullivan County Office for the Aging in consultation with the Sullivan County Department of Family Services has agreed to provide HEAP services for the period of October 1, 2017 through September 30, 2018; and

**WHEREAS**, the Sullivan County Office for the Aging has agreed to provide these services for \$15,000 for up to 600 complete applications and for a fee of \$25.00 per application for any application beyond the initial 600.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sullivan County Legislature does hereby authorize the County Manager to execute an agreement between the Department of Family Services and the Sullivan County Office for the Aging to provide necessary HEAP services to those eligible individuals living within the county who qualify for need assistance and care related to HEAP; and

**BE IT FURTHER RESOLVED**, the agreement will be from October 1, 2017 through September 30, 2018 at a cost of \$15,000 for up to 600 complete applications and for a fee of \$25.00 per application for any application beyond the initial 600; and

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

**Moved by Mrs. Ward, seconded by Mr. McCarthy**, put to a vote with Mrs. Rajsz absent, unanimously carried and **declared duly adopted on motion** September 19, 2017.

**RESOLUTION NO. 397-17 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE TO AUTHORIZE COUNTY MANAGER TO ENTER INTO AGREEMENT FOR THE PROVISION OF COMMUNITY OPTIONAL PREVENTIVE SERVICES (COPS)**

**WHEREAS**, the County of Sullivan, through the Department of Family Services, contracts for the provision of certain preventive services; and

**WHEREAS**, funding is available to purchase certain New York State Office of Children and Family Services (OCFS) approved preventive services; and

**WHEREAS**, the County of Sullivan; through the Department of Family Services, wishes to contract through a Memorandum of Understanding (MOU) for the provision of OCFS approved COPS- Preventive Services with Sullivan County Public Health Services; and

**WHEREAS**, Sullivan County Public Health Services is capable and willing to provide such services at a cost not to exceed \$339,157.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sullivan County Legislature does hereby authorize the County Manager to execute an MOU between the Sullivan County Department of Family Services and Sullivan County Public Health Services at a cost not to exceed \$339,157 for the period of October 1, 2017 through September 30, 2018; and

**BE IT FURTHER RESOLVED**, this contract is at the County's discretion, subject to annual appropriation; 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 Mr. McCarthy**, put to a vote with Mrs. Rajsz absent, unanimously carried and **declared duly adopted on motion** September 19, 2017.

**RESOLUTION NO. 398-17 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE TO AUTHORIZE COUNTY MANAGER TO ENTER**

**INTO AN AGREEMENT FOR THE PROVISION OF COMMUNITY OPTIONAL PREVENTIVE SERVICES (COPS) PREVENTIVE SERVICES**

**WHEREAS**, the County of Sullivan, through the Department of Family Services, contracts for the provision of certain preventive services; and

**WHEREAS**, funding is available to purchase certain New York State Office of Children and Family Services (OCFS) approved preventive services at 63.7% state funds upon availability from OCFS may be passed through the Department of Family Services and COPS FFSS; and

**WHEREAS**, the County of Sullivan, through the Department of Family Services, contracts for the provision of OCFS approved COPS- Preventive Services with the Town of Wallkill Boys & Girls Club, Inc.; and

**WHEREAS**, The Town of Wallkill Boys & Girls Clubs, Inc. is capable and willing to provide such services at a cost not to exceed \$98,043.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sullivan County Legislature does hereby authorize the County Manager to execute an agreement with the Town of Wallkill Boys & Girls Clubs, Inc. at a cost not to exceed \$98,043 for the period of October 1, 2017 through September 30, 2018; and

**BE IT FURTHER RESOLVED**, this contract is at the County's discretion, subject to annual appropriation, in the event that COPS funding is reduced or eliminated, the County shall remain committed to funding the Town of Wallkill Boys & Girls Clubs, Inc. in the amount of \$62,453; 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 Mr. McCarthy, put to a vote with Mrs. Rajsz absent, unanimously carried and declared duly adopted on motion September 19, 2017.**

**RESOLUTION NO. 399-17 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE TO AUTHORIZE AN AGREEMENT WITH ADELPHI UNIVERSITY SCHOOL OF SOCIAL WORK TO PROVIDE FIELD INTERNSHIP EXPERIENCE FOR ENROLLED STUDENTS**

**WHEREAS**, Adelphi University ("Adelphi") and the Department of Community Services ("Community Services") have, for several years, cooperated in providing field instruction internship experience in the area of social work for students enrolled at Adelphi; and

**WHEREAS**, Community Services wishes to enter into a formal agreement with Adelphi to permit qualified students to participate in such internships.

**NOW, THEREFORE BE IT RESOLVED**, that the County Manager is hereby authorized to enter into an agreement with Adelphi for the period from September 1, 2017 through August 31, 2018, which period may be renewed by the parties for three (3) additional successive terms without further approval by the Legislature; and

**BE IT FURTHER RESOLVED**, that any and all acts undertaken on behalf of the County with respect to the use of Adelphi student interns by Community Services prior to the date hereof be ratified and approved; and

**BE IT FURTHER RESOLVED**, that the form of said contract shall be approved by the Sullivan County Attorney's Office.

**Moved by Mrs. Ward, seconded by Mr. McCarthy, put to a vote with Mrs. Rajsz absent, unanimously carried and declared duly adopted on motion September 19, 2017.**

**RESOLUTION NO. 400-17 INTRODUCED BY PUBLIC WORKS COMMITTEE TO AUTHORIZE THE COUNTY MANAGER TO EXECUTE THE AUTHORIZATION TO PROCEED DOCUMENT FOR NEW YORK POWER AUTHORITY (NYPA) TO PROCEED WITH THE TARGETED AUDIT PHASE OF AN ENERGY EFFICIENCY PROJECT AT VARIOUS COUNTY FACILITIES**

**WHEREAS**, Sullivan County has committed to promoting sustainability within its facility planning and building infrastructure through the adoption of Resolutions 429-07 and 53-10; and

**WHEREAS**, NYPA operates an energy efficiency program through which they evaluate projects for energy savings and upgrades, ultimately providing the design and build of recommended efficiency measures; and

**WHEREAS**, NYPA conducted an informal site visit with DPW staff of the Government Center Annex, the Courthouse, and the Shared Health Clinic facilities; and

**WHEREAS**, these facilities each have older and inefficient HVAC and lighting systems making them likely candidates for an energy efficiency program project; and

**WHEREAS**, the Adult Care Center needs new resident room HVAC and windows due to the age and inefficiency of the existing units, and NYPA has expressed interest in this need; and

**WHEREAS**, NYPA has extended a Authorization to Proceed document for execution for Sullivan County to commit to entering the Targeted Audit phase of the energy efficiency program, at a cost not to exceed \$23,400.00 total for the audit of all four facilities; and

**WHEREAS**, the Division of Public Works (DPW) engineering staff has reviewed Authorization to Proceed document as provided by NYPA and recommends the County proceed with this audit phase of the project.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Manager is authorized to execute the Authorization to Proceed document with NYPA, in such form as the County Attorney's Office shall approve.

**BE IT FURTHER RESOLVED**, that upon receipt and evaluation of the Targeted Audit recommendations the Sullivan County Legislature will make a determination of whether or not to move forward with design and construction of the recommended project and will notify NYPA of its decision in writing; and

**BE IT FURTHER RESOLVED**, that in the event that a determination is made to not move forward with design and construction the County will pay NYPA the cost noted above, associated with the Targeted Audit.

**Moved by Mrs. Ward, seconded by Mr. McCarthy, put to a vote with Mrs. Rajsz absent, unanimously carried and declared duly adopted on motion September 19, 2017.**

**RESOLUTION NO. 401-17 INTRODUCED BY THE PUBLIC WORKS COMMITTEE TO AUTHORIZE THE AWARD FOR ENGINEERING SERVICES FOR THE SULLIVAN COUNTY AIRPORT – DESIGN AND CONSTRUCTION TO REPLACE GUIDANCE SIGNS AND MITL**

**WHEREAS**, Resolution No. 348-17 authorized the County Manager to apply for and execute AIP Grants, Agreements, Contract, Certifications and Documentation for Engineering Services; and

**WHEREAS**, a grant between the County of Sullivan and the FAA has been fully executed in the amount of \$814,835.00 which covers the 90% FAA share of the total project cost in the amount of \$733,351.00; and

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

**WHEREAS**, the County has completed a qualifications-based selection process for an Airport Consultant and has selected Passero Associates and recommends award of the engineering services to the firm Passero Associates.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sullivan County Legislature authorizes the County Manager to sign the necessary agreements, contracts and documentation, in such form as the County Attorney shall approve, to retain the services of Passero Associates for a contract amount not to exceed \$61,400.00 for Design Services; and

**BE IT FURTHER RESOLVED**, that a certified copy of this resolution be attached to any necessary agreements in connection with this project; and

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

**Moved by Mrs. Ward, seconded by Mr. McCarthy, put to a vote with Mrs. Rajsz absent, unanimously carried and declared duly adopted on motion September 19, 2017.**

**RESOLUTION NO. 402-17 INTRODUCED BY THE PUBLIC WORKS COMMITTEE TO AUTHORIZE THE AWARD FOR ENGINEERING SERVICES FOR THE SULLIVAN COUNTY AIRPORT – TRANSIENT AIRCRAFT PARKING APRON EXPANSION DESIGN**

**WHEREAS**, Resolution No. 347-17 authorized the County Manager to apply for and execute AIP grants, Agreements, Contract, Certifications and Documentation for Engineering Services; and

**WHEREAS**, a grant between the County of Sullivan and the FAA has been fully executed in the amount of \$76,600.00 which covers the 90% FAA share of the total project cost in the amount of \$68,940.00; and

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

**WHEREAS**, the County has completed a qualifications-based selection process for an Airport Consultant and has selected Passero Associates and recommends award of the engineering service to the firm Passero Associates.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sullivan County Legislature authorizes the County Manager to sign the necessary agreements, contracts and documentation, in such form as the County Attorney shall approve, to retain the services of Passero Associates for a contract amount not to exceed \$73,600.00 for Design Services; and

**BE IT FURTHER RESOLVED**, that a certified copy of this resolution be attached to any necessary agreements in connection with this project; and

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

**Moved by Mrs. Ward, seconded by Mr. McCarthy, put to a vote with Mrs. Rajsz absent, unanimously carried and declared duly adopted on motion September 19, 2017.**

**RESOLUTION NO. 403-17 INTRODUCED BY THE PUBLIC WORKS COMMITTEE TO AUTHORIZE THE EXECUTION OF A CHANGE ORDER WITH PIKE COMPANY TO OBTAIN A LEVEL 2 BUILDING INFORMATION MODEL (BIM) OF THE NEW JAIL.**

**WHEREAS**, Resolution 428-16 adopted October 20, 2016 authorized an agreement with The Pike Company to provide construction services for the New Sullivan County Jail; and

**WHEREAS**, the agreement contains a contingency line item of \$1 million dollars; and

**WHEREAS**, Resolution 431-16 adopted October 20, 2016 defined the Change Order policy for the New Sullivan County Jail Project which provides a maximum limit of \$25,000 for change without a Legislative resolution; and

**WHEREAS**, the contractor has utilized a Building Information Model (BIM) system for the building construction; and

**WHEREAS**, the contractor has offered electronic BIM with Blue Beam PDF's of the Jail to the County inclusive of as-built and equipment information; and

**WHEREAS**, the cost to the County is \$48,600.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Legislature authorized the amount of \$48,600 to be moved from the contingency line item to cover the additional cost via a contract change order; and

**BE IT FURTHER RESOLVED**, that such change be executed by the County Manager, Commissioner of Management and Budget and the Commissioner of the Division of Public Works in such form as the County Attorney shall approve.

**Moved by Mrs. Ward, seconded by Mr. McCarthy**, put to a vote with Mrs. Rajsz absent, unanimously carried and **declared duly adopted on motion** September 19, 2017.

**RESOLUTION NO. 405-17 INTRODUCED BY PUBLIC SAFETY AND LAW ENFORCEMENT COMMITTEE TO AUTHORIZE EXECUTION OF AGREEMENT WITH ALCATEL-LUCENT USA INC. FOR TECHNICAL SUPPORT AND ADVANCED PARTS REPLACEMENT RELATIVE TO THE PUBLIC SAFETY MICROWAVE NETWORK SYSTEM.**

**WHEREAS**, Sullivan County has completed the upgrade of a public safety grade communications network system provided by Alcatel-Lucent USA INC. through NYS OGS contract, and

**WHEREAS**, It is crucial to have access to technical support services provided by the manufacturer along with advanced parts replacement services in order to maintain this system with maximum uptime, and

**WHEREAS**, Alcatel-Lucent USA INC. is the sole provider of these technical support services and advance parts replacement services, and

**WHEREAS**, Sullivan County was awarded a grant from the NYS DHSES for reimbursement of such system maintenance costs through the SICFG program, and

**WHEREAS**, Alcatel-Lucent USA INC. has submitted proposal reference# 17US761375,

**NOW, THEREFORE, BE IT RESOLVED**, that the County Manager is authorized to execute an agreement with Alcatel-Lucent USA INC for technical support and advanced parts replacement services not to exceed \$29,995.00 . Such agreement to be in a form as approved by the County Attorney's Office.

**Moved by Mrs. Ward, seconded by Mr. McCarthy**, put to a vote with Mrs. Rajsz absent and unanimously carried and **declared duly adopted on motion** September 19, 2017.

**RESOLUTION NO. 406-17 INTRODUCED BY EXECUTIVE COMMITTEE TO SET A PUBLIC HEARING FOR A PROPOSED LOCAL LAW TO AMEND CHAPTER 103 OF THE SULLIVAN COUNTY CODE ENTITLED "ELECTRICAL LICENSING**

**WHEREAS**, there has been introduced at a meeting of the Sullivan County Legislature held on July 17, 2014 a proposed amendment to chapter 103 of the Sullivan County Code entitled "Electrical Licensing."

**NOW, THEREFORE, BE IT RESOLVED**, that a public hearing be held on said proposed local law by the Sullivan County Legislature on **October 19, 2017 at 1:30 PM**, 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 Mrs. Owens**, put to a vote with Mrs. Rajsz absent and unanimously carried and **declared duly adopted on motion** September 19, 2017.

**COUNTY OF SULLIVAN**

**NOTICE OF PUBLIC HEARING**

**NOTICE IS HEREBY GIVEN** that the Legislature of the County of Sullivan will conduct a public hearing on the aforesaid on proposed amendment to Chapter 103 of the Sullivan County Code entitled "Electrical Licensing" at the Legislature's Hearing Room, County Government Center, Monticello, New York, 12701, on **October 19, 2017 at 1:30 PM** at which time all persons interested will be heard.

**DATED:** September 19, 2017

**ANNMARIE MARTIN, CLERK**

**Sullivan County Legislature**

**County of Sullivan, New York**

**RESOLUTION NO. 407-17 INTRODUCED BY THE EXECUTIVE COMMITTEE TO SET A PUBLIC HEARING FOR A PROPOSED LOCAL LAW TO AMEND THE SULLIVAN COUNTY CODE TO REORGANIZE THE STRUCTURE OF COUNTY GOVERNMENT**



**WHEREAS**, there has been introduced and presented at a meeting of the Sullivan County Legislature held on September 19, 2017 a proposed Local Law entitled "A Local Law to Amend the Sullivan County Code to Reorganize the Structure of County Government".

**NOW, THEREFORE, BE IT RESOLVED**, that a public hearing be held on said proposed local law by the Sullivan County Legislature on October 19th, 2017 at 1:50PM, 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** Mrs. Owens, put to a vote with Mrs. Rajsz absent and unanimously carried and **declared duly adopted on motion** September 19, 2017.

**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 September 19, 2017, a proposed Local Law entitled "A Local Law to Amend the Sullivan County Code to Reorganize the Structure of County Government".

**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 October 19th, 2017 at 1:50PM at which time all persons interested will be heard.

DATED: September 19, 2017

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

**RESOLUTION NO. 408-17 INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE THE RECLASSIFICATION OF THE EMPLOYMENT AND TRAINING DATA MANAGEMENT SPECIALIST TO A CWD PROJECTS COORDINATOR FOR THE CENTER FOR WORKFORCE DEVELOPMENT**

**WHEREAS**, the Center for Workforce Development is responsible for the provision of services to job seekers and businesses, and

**WHEREAS**, the growth in economic development activity in the County has increased the demand for employment and training services, and

**WHEREAS**, to respond effectively to these demands the Center for Workforce Development has determined that there is a need for additional staff to work directly with the community, and

**WHEREAS**, the Center for Workforce Development is seeking to reclassify an Employment & Training Data Management Specialist (Grade VI) position (#1708) to a CWD Projects Coordinator (Grade VIII) position.

**NOW, THEREFORE, BE IT RESOLVED**, that the position of Employment & Training Data Management Specialist (#1708) be reclassified to a CWD Projects Coordinator.

**Moved by Mrs. Ward, seconded by Mrs. Owens**, put to a vote with Mrs. Rajsz absent and unanimously carried and **declared duly adopted on motion** September 19, 2017.

**RESOLUTION NO. 409-17 INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE THE EXECUTION OF A CONSENT ORDER WITH THE NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION**

**WHEREAS**, the NYS Department of Environmental Conversation (“DEC”) tested several sources of water at and in the vicinity of the Sullivan County International Airport; and

**WHEREAS**, the results of the testing requires further inquiry; and

**WHEREAS**, in order to conduct the necessary review and to determine the best method to address any concerns raised, the County of Sullivan (“County”) is required to enter into a Consent Order with the DEC; and

**WHEREAS**, it is in the County’s best interest to enter into the Consent Order and to undertake the actions required to address problems and concerns that may arise.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Manager is hereby authorized to execute the Consent Order, subject to approval by the County Attorney’s Office, and

**BE IT FURTHER RESOLVED**, that the Chairman of the Sullivan County Legislature and/or the County Manager are authorized to execute any documents necessary to address the obligations of the County of Sullivan pursuant to the Consent Order, including but not limited to, the hiring of professionals to assist in the determinations and remediation, as necessary.

**Moved by Mrs. Ward, seconded by Mrs. Owens**, put to a vote with Mrs. Rajsz absent and unanimously carried and **declared duly adopted on motion** September 19, 2017.

**RESOLUTION NO. 410-17 INTRODUCED BY THE EXECUTIVE COMMITTEE TO APPROVE A SULLIVAN COUNTY REVOLVING LOAN**

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

**WHEREAS**, the Division has submitted the loan report to the Sullivan County Revolving Loan Fund Advisory Board; and

**WHEREAS**, the Advisory Board has considered such loan report and accompanying financial information and approved by majority the loan request listed below contingent upon certain conditions as outlined in the loan commitment letter.

<u>Borrower</u>	<u>Program</u>
<u>Amount</u> Winterton Farms LLC \$34,000.00	Agri-Business Micro Loan

**NOW, THEREFORE, BE IT RESOLVED**, that the Sullivan County Legislature hereby authorizes the Division to commence with the loan closing process 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 the borrower in the amount indicated above.

**Moved by Mrs. Ward, seconded by Mrs. Owens**, put to a vote with Mrs. Rajsz absent and unanimously carried and **declared duly adopted on motion** September 19, 2017.

**RESOLUTION NO. 411-17 INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE ROUND 2 CONTRACTS FOR THE 2017 PLANS AND PROGRESS SMALL GRANTS PROGRAM**

**WHEREAS**, the Sullivan County Legislature allocated \$100,000 in the FY 2017 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 recent applications and presented its recommendations to the Sullivan County Legislature;

**NOW, THEREFORE, BE IT RESOLVED**, that the Sullivan County Legislature approves the projects listed in the attached Schedule A and the disbursement of the associated funds, and

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

**Moved by Mrs. Ward, seconded by Mrs. Owens**, put to a vote with Mrs. Rajsz absent and unanimously carried and **declared duly adopted on motion** September 19, 2017.

**Schedule A: Round 2 Plans & Progress Program Recommendation Awards**

<b>Applicant</b>	<b>Town</b>	<b>Applicant District</b>	<b>District(s) of Project Impact</b>	<b>Project</b>	<b>Award Recommendation</b>
B.A.T.S.	Liberty	6	6, County	Improve access to the new transitional housing for homeless veterans by replacing the sidewalk and repairing the steps and walkway	\$10,000
Town of Fallsburg	Fallsburg	7	7	Morningside Park Swing Set Initiative	\$1,670
Town of Fallsburg	Fallsburg	7	7	Morningside Park Floating	\$1,920

Nesin Cultural Arts	Liberty	9	9, County	Dock Initiative Sullivan County Chamber Orchestra: "Exploring Our Home" CD/Book Set	\$10,000
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**RESOLUTION NO. 412-17 INTRODUCED BY THE EXECUTIVE COMMITTEE TO MODIFY RESOLUTION 201-17**

**WHEREAS**, the Sullivan County Adult Care Center has hired a Marketing Outreach Coordinator effective September 25, 2017; and

**WHEREAS**, the Marketing Outreach Coordinator is responsible for all Admissions and Marketing for the Adult Care Center; and

**WHEREAS**, the Adult Care Center wishes to retain the incumbent to allow for training of the new employee for a period of eight days.

**NOW, THEREFORE, BE IT RESOLVED**, that the Marketing Outreach Coordinator be retained for a period of eight days effective September 25, 2017.

**Moved by** Mrs. Ward, **seconded by** Mrs. Owens, put to a vote with Mrs. Rajsz absent and unanimously carried and **declared duly adopted on motion** September 19, 2017.

**RESOLUTION NO. 413-17 INTRODUCED BY EXECUTIVE COMMITTEE TO CONVEY PROPERTY ACQUIRED BY THE COUNTY OF SULLIVAN BY VIRTUE OF THE IN REM TAX FORECLOSURE PROCEEDING FOR THE 2015 LIEN YEAR IN THE TOWN OF THOMPSON KNOWN AS TH2.-1-22**

**WHEREAS**, property located on Town Park Rd. in the Town of Thompson and designated on the Sullivan County Real Property Tax Map as TH2.-1-22, being 1.50 +/- acres, is owned by the County of Sullivan by virtue of an Article 11 foreclosure for 2015 taxes, and

**WHEREAS**, there was a successful bidder for the property at the June 2017 Auction, however, the bidder chose not to finalize the sale. The property was thereafter offered to the second bidder who declined the option to purchase the property, and

**WHEREAS**, Khachatur Mkryan, the original owner of the property in question, has offered to purchase said property for the sum of THIRTY FIVE THOUSAND (\$35,000.00) DOLLARS provided that the purchase price **must** be paid in full on or before September 22, 2017, and

**WHEREAS**, it is in the best interest of the County of Sullivan to sell this parcel to **Khachatur Mkryan**, for the sum of THIRTY FIVE THOUSAND (\$35,000.00) DOLLARS, and

**WHEREAS**, the purchaser will also be responsible for the recording fees and any other applicable charges, including, but not limited to, omitted or pro-rata taxes and water and sewer charges, if any, and

**NOW, THEREFORE, BE IT RESOLVED**, the Chairman of the Sullivan County Legislature is hereby authorized to execute the necessary documents in order to convey the aforesaid premises to **Khachatur Mkryan** upon payment of \$35,000.00 to the County Treasurer on or prior to September 22, 2017, together with recording fees for

the County Clerk and any other applicable charges, including but not limited to, omitted or pro-rata taxes and water and sewer charges, if any.

**Moved by Mrs. Ward, seconded by Mrs. Owens, put to a vote with Mrs. Rajsz absent and unanimously carried and declared duly adopted on motion September 19, 2017.**

**RESOLUTION NO. 414-17 INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE CONTRACT WITH TYLER TECHNOLOGIES, INC. FOR MAINTENANCE & SUPPORT SERVICES FOR LICENSED SOFTWARE**

**WHEREAS**, the County entered into a Standard Software License and Services Agreement with New World Systems Corporation (“New World”) by contract dated August 31, 2005, for software related to human resources and financial management; and

**WHEREAS**, Tyler Technologies, Inc., with offices at 840 West Long Lake Road, Troy, MI 48098 (“Tyler”), merged with New World effective November 16, 2015, with Tyler as the surviving entity; and

**WHEREAS**, Sullivan County wishes to enter into a support and maintenance agreement with Tyler for continued services related to human resources and financial management licensed software.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Manager is hereby authorized to enter into an agreement with Tyler Technologies, Inc., for the period January 1, 2017 through December 31, 2017, for an amount not to exceed \$96,307.05; and

**BE IT FURTHER RESOLVED**, that said agreement shall renew automatically for additional one-year terms through December 31, 2021, with each annual amount not to exceed five percent (5%) greater than the total amount for the previous year; and

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

**Moved by Mrs. Ward, seconded by Mrs. Owens, put to a vote with Mrs. Rajsz absent and unanimously carried and declared duly adopted on motion September 19, 2017.**

**RESOLUTION NO. 415-17 INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE AN AMENDMENT TO THE AGREEMENT WITH LABELLA ASSOCIATES, D.P.C. WITH RESPECT TO THE NEW SULLIVAN COUNTY JAIL**

**WHEREAS**, pursuant to Resolution 8-06, the County of Sullivan entered into an agreement with LaBella Associates, D.P.C. (“LaBella”) for architectural services related to the siting and building of a new jail complex; and

**WHEREAS**, pursuant to Resolution 192-15 and Resolution 269-17, the agreement was amended to reflect additional design services that were required but not specifically included in the original agreement; and

**WHEREAS**, since 2006, LaBella has been asked to engage in a variety of additional services to accommodate final determinations made with regard to the jail site including, but not limited to, bid alternate design work and off-site utility design, and

**WHEREAS**, in an effort to address the practical needs of the County as well as aspects of off-site utility design including Land Surveys, Civil Design, and Environmental Analyses and to accommodate the needs of the Village of Monticello, additional services are required, and

**WHEREAS**, the agreed upon modified off-site utility plan will result in millions of dollars of operational costs for the County of Sullivan.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Manager is hereby authorized to execute a modification agreement with LaBella, to reflect a scope of services for additional off-site utility design work to complete the new Sullivan County Jail project which work is to include Land Survey, Civil Design, associated SEQRA work, Bid Phase Services, and Construction Phase Services and related deliverables, in an amount not to exceed \$87,000.

**Moved by Mrs. Ward, seconded by Mrs. Owens, put to a vote with Mrs. Rajsz absent and unanimously carried and declared duly adopted on motion September 19, 2017.**

**RESOLUTION NO. 416-17 INTRODUCED BY THE EXECUTIVE  
COMMITTEE TO AUTHORIZE THE COUNTY MANAGER TO ENTER INTO  
INTER-MUNICIPAL AGREEMENTS WITH THE VILLAGE OF  
BLOOMINGBURG, VILLAGE OF JEFFERSONVILLE, VILLAGE OF  
LIBERTY, VILLAGE OF MONTICELLO, VILLAGE OF WOODRIDGE AND  
THE VILLAGE OF WURTSBORO**

**WHEREAS**, the Village of Bloomingburg, Village of Jeffersonville, Village of Liberty, Village of Monticello, Village of Woodridge and the Village of Wurtsboro (“Villages”) have requested that the County of Sullivan (“County”) aid them in the enforcement of their delinquent real property taxes; and

**WHEREAS**, the County, through the offices of the County Treasurer, Real Property Tax Services and the County Attorney, have the experience and expertise to aid the Villages in the enforcement of their delinquent real property taxes; and

**WHEREAS**, the County can act as the Villages’ agent and commence and complete tax foreclosure proceedings on behalf of the Villages, pursuant to Article 11 of the Real Property Tax Law; and

**WHEREAS**, the County will charge the Villages a reasonable fee for administrative services and will be reimbursed by the Villages for the County’s out-of-pocket expenses; and

**WHEREAS**, in order for the County to act as the Villages’ agent and perform the services outlined above it will be necessary for the County and the Villages to enter into Inter-Municipal Agreements (“IMAs”).

**NOW, THEREFORE, BE IT RESOLVED**, that the County Manager, in conjunction with the County Attorney’s Office, are hereby authorized to negotiate the terms of the IMAs; and

**BE IT FURTHER RESOLVED**, that the County Manager is hereby authorized to execute IMAs with the Villages for a term commencing on November 1, 2017 and terminating on October 31, 2020, with an option to extend for two one year terms, said IMAs to be approved as to form by the County Attorney’s Office.

**Moved by Mrs. Ward, seconded by Mrs. Owens, put to a vote with Mrs. Rajsz absent and unanimously carried and declared duly adopted on motion September 19, 2017.**

**RESOLUTION NO. 417-17 INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE THE COUNTY MANAGER AND COUNTY ATTORNEY TO ENTER INTO A RETAINER AGREEMENT WITH RICHARD STOLOFF, ESQ.**

**WHEREAS**, as the County of Sullivan (“County”) continues to develop and build its economic community there are times the County needs to build, transfer, buy or sell real property, and

**WHEREAS**, given the fast pace of projects authorized by the Legislature, from time to time, the County Attorney may require the assistance of outside counsel to prepare documents and represent the County in real estate matters, and

**WHEREAS**, Richard Stoloff, Esq., is a local attorney who specializes in real estate development, corporate and business law, and municipal law, and

**WHEREAS**, Mr. Stoloff has offered to represent the County in real estate related matters as the County Attorney requires, and

**WHEREAS**, Mr. Stoloff is of counsel to the law firm of Blustein, Shapiro, Rich & Barone, LLP and may utilize the law firm in rendering services to the County, and

**WHEREAS**, Mr. Stoloff has offered to represent the County at a reduced hourly rate of \$175.00, plus additional costs and disbursements, and

**WHEREAS**, the County Attorney recommends the retention of Richard Stoloff, Esq., for representation in real estate matters, as the situation arises.

**NOW THEREFORE BE IT RESOLVED**, the County Manager and County Attorney are hereby authorized to enter into a retainer agreement with Richard Stoloff, Esq., at the aforesaid rate, whose representation may include the legal services of Blustein, Shapiro, Rich and Barone, LLP, said agreement shall be in a form approved by the County Attorney.

**Moved by Mrs. Ward, seconded by Mrs. Owens, put to a vote with Mrs. Rajsz absent and unanimously carried and declared duly adopted on motion September 19, 2017.**

**RESOLUTION NO. 418-17 INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE A MEMORANDUM OF AGREEMENT WITH MILLENNIUM PIPELINE COMPANY, LLC TO OFFSET THE EXPENSE OF TESTING THE QUALITY OF THE AIR, WATER AND NOISE IN THE VICINITY OF THE HIGHLAND COMPRESSOR STATION.**

**WHEREAS**, the Sullivan County Legislature has taken great interest in the health and wellbeing of County residents; and

**WHEREAS**, residents and municipalities, especially in the vicinity of the proposed Highland compressor station, raised concerns over the impact of the compressor station on the quality of the air, noise, water and similar habitats; and

**WHEREAS**, the County of Sullivan, through an RFP process, has engaged the services of KC Engineering and Land Surveying, P.C. to conduct testing in the vicinity of the compressor station for a base line data study; and

**WHEREAS**, Millennium Pipeline Company, LLC (“Millennium”) has represented its willingness to offset the cost of testing undertaken by the County in the vicinity of the Highland compressor station.

**NOW, THEREFORE, BE IT RESOLVED**, the Legislature accepts the offer of Millennium to offset the expense of the testing to be conducted by KC Engineering and

Land Surveying, P.C. on behalf of the County and hereby authorizes the County Manager to enter into a Memorandum of Agreement with Millennium Pipeline Company, LLC with regard to the testing and payment for same, subject to approval by the County Attorney; and

**BE IT FURTHER RESOLVED**, the cost of services for which Millennium shall be responsible shall not exceed \$67,266.00

**Moved by Mrs. Ward, seconded by Mrs. Owens**, put to a vote with Mrs. Rajsz absent and unanimously carried and **declared duly adopted on motion** September 19, 2017.

**RESOLUTION NO. 419-17 INTRODUCED BY THE EXECUTIVE COMMITTEE TO EXEMPT THE ASSOCIATED COSTS OF SPECIFIC SITE WORK AT THE JAIL SITE FROM THE CHANGE ORDER POLICY AND THE \$1,000,000 CONSTRUCTION CONTINGENCY AND INSTEAD FUND THOSE COSTS WITH FUND BALANCE**

**WHEREAS**, Resolution 428-16, adopted October 20, 2016, authorized an agreement with The Pike Company to provide construction services for the New Sullivan County Jail; and

**WHEREAS**, the agreement contained a line item for rock excavation and removal and a unit price associated with any additional rock excavation and removal required in anticipation of significant quantities of rock on the project site exceeding the preliminary quantity included in The Pike Company's bid; and

**WHEREAS**, the agreement with The Pike Company also included a \$1,000,000 construction contingency line; and

**WHEREAS**, Resolution 431-16, adopted October 20, 2016, created a new change order policy specific for this Jail project; and

**WHEREAS**, Resolutions 129-17 and 359-17 both authorized change orders, which have been executed and funded by the construction contingency, for rock excavation and removal which exceeded the preliminary quantity amount; and

**WHEREAS**, Resolution 358-17 authorized a change order, which has been executed and funded by the construction contingency, for additional foundation work which was required due to unsuitable bearing rock conditions; and

**WHEREAS**, it was not the intent of the Jail change order policy to include the rock excavation and removal or other costs associated with unforeseen rock conditions within the \$1,000,000 construction contingency.

**NOW, THEREFORE BE IT RESOLVED**, that the rock excavation and removal costs and additional foundation work caused by unsuitable rock conditions, both already executed as change orders in the total amount of \$493,523, associated with the Jail project be exempt from the established change order policy and the \$1,000,000 construction contingency; and

**BE IT FURTHER RESOLVED**, the costs associated with these specific site work expenses be funded with the Tobacco Fund Balance and all future costs associated with the rock excavation and removal be funded with the Tobacco Fund Balance.

**Moved by Mrs. Ward, seconded by Mrs. Owens**, put to a vote with Mrs. Rajsz absent and unanimously carried and **declared duly adopted on motion** September 19, 2017.



**RESOLUTION NO. 420-17 INTRODUCED BY EXECUTIVE COMMITTEE TO CONFIRM THE APPOINTMENT OF RICHARD SAUER AS THE COMMISSIONER OF PUBLIC SAFETY.**

**WHEREAS**, a vacancy has existed in the position of Commissioner of Public Safety since January 1, 2017, and;

**WHEREAS**, in order to qualify for appointment an applicant for this position must have extensive experience in emergency management and homeland security; and

**WHEREAS**, this position is responsible to work with law enforcement to make recommendations for and provide guidance to improve the County's response to public safety incidents and to ensure the health and safety of the residents of Sullivan County against terrorist actions and natural disasters; and

**WHEREAS**, the County has duly advertised to recruit for this position and has had only one qualified applicant submitted in response to these recruitment efforts; and

**WHEREAS**, Richard Sauer possesses the requisite education, experience, and physical fitness to perform the functions of this position; and

**WHEREAS**, pursuant to the provisions of Section A7-7 of the Sullivan County Administrative Code, Richard Sauer has been appointed by County Manager, Joshua Potosek to the position of Commissioner of Public Safety; and

**WHEREAS**, pursuant to Section A7-7 of the Sullivan County Administrative Code, the Sullivan County Legislature has the power and duty to confirm the appointment of the Commissioner of Public Safety, made by the County Manager; and

**WHEREAS**, the confirmation of the appointment of Richard Sauer as Commissioner of Public Safety shall take effect upon agreement between the County Manager and Richard Sauer and Richard Sauer shall serve at the pleasure of the County Manager pursuant to Section A7-7 of the Sullivan County Administrative Code.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sullivan County Legislature hereby confirms the appointment of Richard Sauer as the Commissioner of Public Safety and sets the salary at \$80,000.00/year.

**Moved** by Mr. Samuelson, **seconded** by Mrs. Ward, put to a vote with Mrs. Rajsz absent and unanimously carried and **declared duly adopted on motion** September 19, 2017.

**Recognition of Legislators**

None

There being no further business, Mr. Samuelson moved to adjourn, seconded by Mr. Perrello, subject to the call of the Chairman. The full board meeting was adjourned at 2:49PM.

ANNMARIE MARTIN, CLERK  
Sullivan County Legislature

August 2017 Budget Modifications ( Resolution)  
 Modifications to the 2017 Sullivan County Budget

G/L Account	Revenue Increase	Revenue Decrease	Appropriation Increase	Appropriation Decrease
A-1185-45-4501 - SPEC DEPT SUPPLY SPEC DEPT SUPPLY MISC/OTHER				63
A-1185-45-4549 - SPEC DEPT SUPPLY SAFETY			63	
A-1230-10-1011 - PERSONAL SERV REGULAR PAY				168
A-1230-41-4102 - AUTO/TRAVEL LODGING			168	
A-1340-41-4104 - AUTO/TRAVEL MILEAGE/TOLLS			800	
A-1340-R2210-R134 - GEN SERV OTHR GOV CHARGBK - INTERDEPARTMNTL	800			
A-1420-46-4609 - MISC SERV/EXP SPECIAL SERV/OTHER			10,000	
A-1620-23-R1710-R247 - PUBLIC WORKS CHARGE MISC FEE/REIMBURSMNT				10,000
A-1989-99-47-4736 - DEPT CONTINGENT	18,107			
A-1989-99-47-4736 - DEPT CONTINGENT				10,000
A-3110-29-45-4506 - SPEC DEPT SUPPLY PUBLIC SAFETY				33,775
A-3110-29-46-4603 - MISC SERV/EXP EMPL UNIFORM ALLOWANCE			6,850	
A-3110-29-46-4611 - MISC SERV/EXP EMPL SAFETY/PHYSICAL EXAMS			15,550	
A-3110-29-46-4612 - MISC SERV/EXP EMPL TRAINING			1,375	
A-3410-44-4406 - UTILITY WIRELESS COMMUNICATIONS			10,000	
A-3410-47-4707 - DEPT MAINTENANCE IN LIEU OF RENT			1,900	
A-3410-R3389-R201 - ST AID PUBLIC SAFETY FIRE GRANT			18,107	
A-4050-42-4205 - OFFICE PRINTING	1,900			
A-4050-45-4541 - SPEC DEPT SUPPLY SM EQUIP TOOLS APPLNCS, SM ELECT			1,000	
A-4050-R4401-R167 - FED AID PUBLIC HEALTH DEPARTMENTAL AID	893		893	
A-4050-R4401-R167 - FED AID PUBLIC HEALTH DEPARTMENTAL AID	1,000			
<b>General Fund Total</b>	<b>22,700</b>	<b>0</b>	<b>66,706</b>	<b>44,006</b>

**CONSTRUCTION MATERIALS TESTING & INSPECTION SERVICES**

April 17, 2017

Sullivan County Office of Purchasing  
100 North Street  
Monticello, NY 12701-1160  
Attention: Kathy Jones

Re: Construction of New Sullivan County Jail \_RevF

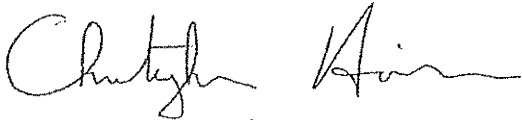
Dear Ms. Jones,

On behalf of Advance Testing, I would like to thank you for giving us the opportunity to submit a proposal for the Construction of the Sullivan County Jail. Over the last thirty-two years, Advance Testing has provided testing and inspection services for some of the largest public and private construction projects in the United States, notably the Central Artery Tunnel in Boston, Massachusetts, the largest public works project in the United States to date, the redevelopment of the World Trade Center in New York, NY, the \$3.6 billion Tappan Zee Bridge replacement project, CPV Valley Energy Power Plant, and \$1.5 Billion Montreign Casino Resort.

I have attached a fee schedule and contract for your review. If you have any questions or would like more information, do not hesitate to contact me at (845) 496-1600 ext. 201 or email me at [charrison@advancetesting.com](mailto:charrison@advancetesting.com).

Thank you again for considering Advance Testing.

Sincerely,



Christopher Harrison  
Business Development Associate

QA

**CONSTRUCTION MATERIALS TESTING & INSPECTION SERVICES**

Kathy Jones  
 Director  
 Sullivan County Office of Purchasing  
 April 17, 2017

Construction of New Sullivan County Jail  
 Proposal #P16\_1652\_RevF

**FEE SCHEDULE**

**Technician Rates:**

Soils & Concrete* Technician, per hour .....	\$ 55.00
Masonry, Reinforcing Steel, & Fireproofing Inspector, per hour.....	\$ 55.00
Firestopping & Fire-Rated Wall Inspector, per hour.....	\$ 55.00
Coring and Field Testing/Inspection, per hour.....	\$ 110.00
Bearing Capacity Inspector, per hour.....	\$ 75.00
Floor Flatness Technician, per day.....	\$ 600.00
Windsor Technician, per hour.....	\$ 75.00
Storm Water & Erosion Control Inspector, per hour.....	\$ 75.00
Structural Steel & Bolting Inspector, Shop & Field, per hour.....	\$ 87.50
<i>Includes visual, magnetic particle and liquid penetrant inspection of welds</i>	
Ultrasonic Testing Inspector, Shop & Field, per hour.....	\$ 95.00
<i>Includes UT equipment usage</i>	
Ground Penetrating Radar Technician, per hour.....	\$ 125.00
Professional Engineer, per hour.....	\$ 125.00
Precast Plant Inspector**, per hour.....	\$ 65.00
Sample Pick-up Charge, per trip.....	No Charge

\* Note: In accordance with ACI 318 Building Code Requirements for Structural Concrete, Advance Testing copies the concrete supplier on all concrete compressive strength results. If you would prefer for the supplier to not receive these results, please inform Advance Testing of this preference in writing prior to the start of the project.

\*\*Note: Any necessary travel/hotel expenses for Precast Inspection will be billed to client at cost. Travel to the Precast Plant will be based out of Campbell Hall, NY. Per Diem of \$40 per day will apply to any assignments requiring overnight stay.

*Rate is per each inspector per 8-hour day, Monday-Friday. Overtime and Saturday rates will be charged at 1.5 times the hourly rate. Any necessary travel/hotel expenses will be billed to client at cost. Hourly rate and mileage of \$0.50/mile will be assessed portal to portal. Please call Advance Testing for all contracted inspection services 24 hours in advance.*

**Equipment and Laboratory Testing:**

Nuclear Density Gauge Fee, per day .....	\$ 80.00
Ground Penetrating Radar Equipment, per day.....	\$ 700.00
Windsor Pin Equipment, per day.....	\$ 250.00
Coring Equipment, per day.....	\$ 165.00
Soil Gradation Analysis, each.....	\$ 50.00
Wash Sieve Analysis, each.....	\$ 35.00
Hydrometer, each.....	\$ 125.00
Full Standard or Modified Proctor Test for Soils (min. of 4 points), each.....	\$ 125.00
Atterberg Limits, each.....	\$ 75.00
Clay Lumps & Friable Particles, each.....	\$ 40.00
L.A. Abrasion, each.....	\$ 250.00
Coarse Aggregate Angularity, each.....	\$ 70.00
Constant Head Permeability, each.....	\$ 150.00
Deleterious Materials, each.....	\$ 50.00
Effective Size Uniformity Coefficient, each.....	\$ 45.00
Flat & Elongated Particles, each.....	\$ 70.00

a/b

ADVANCE \_\_\_\_\_ CLIENT \_\_\_\_\_  
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**CONSTRUCTION MATERIALS TESTING & INSPECTION SERVICES**

Kathy Jones  
 Director  
 Sullivan County Office of Purchasing  
 April 17, 2017

Construction of New Sullivan County Jail  
 Proposal #P16\_1652\_RevF

**FEE SCHEDULE**

Equipment and Laboratory Testing:

Magnesium Sulfate Soundness - 5 cycle, each .....	\$ 225.00
NPK, each .....	\$ 115.00
Natural Moisture Content, each .....	\$ 5.00
Organic Content Ash, each .....	\$ 120.00
pH of Soil, each .....	\$ 15.00
Resistivity, each .....	\$ 150.00
Sodium Sulfate Soundness, each .....	\$ 250.00
Specific Gravity Fine Aggregate, each .....	\$ 75.00
Specific Gravity Coarse Aggregate, each .....	\$ 75.00
Triaxial Permeability - Recompacted, each .....	\$ 385.00
Triaxial Permeability - Shelby Tube, each .....	\$ 295.00
USCS Soil Classification, each .....	\$ 55.00
Unit Weight of Soil, each .....	\$ 40.00
Petrographic Examination of Hardened Concrete, each .....	\$ 1,750.00
Physical Description of Cores, each .....	\$ 50.00
Compressive Strength of Advance Testing-cast Concrete Cylinders or 2x2x2 Mortar Cubes, each .....	\$ 13.75
Absorption of Masonry Units, each .....	\$ 75.00
Compressive Strength of Masonry Units, each .....	\$ 75.00
Compressive Strength of Masonry Prisms, each .....	\$ 125.00
Compressive Strength of Grout Prisms, each .....	\$ 45.00
Compressive Strength of Block, each .....	\$ 50.00
Compressive Strength of Brick, each .....	\$ 75.00
Compressive Strength of Concrete Cores, each .....	\$ 78.00
Flexural Strength of Beam, each .....	\$ 20.00
Absorption, each .....	\$ 75.00
Absorption of Block, each .....	\$ 50.00
Air Voids - Asphalt Cores, each .....	\$ 100.00
Bulk Specific Gravity, each .....	\$ 30.00
Thickness / Length, each .....	\$ 10.00
Maximum Specific Gravity - HMA, each .....	\$ 50.00
Maximum Index Density, each .....	\$ 215.00
Minimum Index Density, each .....	\$ 40.00
Minimum / Maximum Index Density, each .....	\$ 260.00
Mohs Hardness, each .....	\$ 15.00
Hardened Air Void Parameter, each .....	\$ 495.00
Moisture Test Kits, each .....	\$ 25.00
Rapid RH Sensors, each .....	\$ 50.00
Spray-On Fireproofing Density Test, each .....	\$ 35.00
Windsor Pin Shots, per location .....	\$ 35.00

qc

ADVANCE \_\_\_\_\_ CLIENT \_\_\_\_\_  
 This Page Approved (initials)

**CONSTRUCTION MATERIALS TESTING & INSPECTION SERVICES**

Kathy Jones  
Director  
Sullivan County Office of Purchasing  
April 17, 2017

Construction of New Sullivan County Jail  
Proposal #P16\_1652\_RevF

**FEE SCHEDULE**

To indicate acceptance of this fee schedule for the above-mentioned project,  
please return a signed copy to our office via email or fax at your earliest convenience.

Payment Terms: Advance Testing Company will prepare a monthly bill which will set forth services rendered and other charges. The amount is due upon receipt of the bill. The amount is due upon receipt and approval, by the CLIENT. Payment shall be made within 60 days

Respectfully submitted by: Christopher Harrison  
Proposal Accepted and Work Authorized for: Sullivan County Office of Purchasing

\_\_\_\_\_  
Signature/Date

\_\_\_\_\_  
Name

gd

**CONSTRUCTION MATERIALS TESTING & INSPECTION SERVICES**

Kathy Jones  
Director  
Sullivan County Office of Purchasing  
April 17, 2017

Construction of New Sullivan County Jail  
Proposal #P16\_1652\_RevF

**SERVICE AGREEMENT**

This Agreement was made as of September 6, 2017 by and between ADVANCE TESTING COMPANY, INC., which is a Delaware corporation with principal offices located at 3348 Route 208, Campbell Hall, NY (Hereinafter called "ADVANCE"), and Sullivan County Office of Purchasing. (Hereinafter called "CLIENT"). CLIENT'S project is Construction of New Sullivan County Jail (Hereinafter called "PROJECT").

The CLIENT and ADVANCE, for mutual considerations hereinafter set forth, agree as follows:

1. SCOPE OF SERVICES AND SCHEDULE OF PERFORMANCE: As per attached Proposal dated September 6, 2017.
2. COMPENSATION: In consideration of the services rendered, the CLIENT agrees to pay ADVANCE as per attached Fee Schedule to the extent ADVANCE performs the services requested.
3. COMMENCEMENT OF SERVICES: ADVANCE shall not begin work until ADVANCE has received a fully executed AGREEMENT; and an advance payment of \$ N/A.
4. PAYMENT TERMS: ADVANCE will prepare a ~~bi-weekly~~ monthly bill which will set forth services rendered and other charges. The amount is due upon receipt and approval, by the CLIENT. Payment shall be made within 60 days.
5. INSURANCE AND LIMITATIONS: ADVANCE shall provide insurance in accordance with the "Insurance Provisions" listed in the original Request for Proposal.
6. ~~ADVANCE shall have the right to declare this AGREEMENT null and void if not executed and returned to ADVANCE by the CLIENT within 30 days.~~
7. The unit rates in this proposal are based upon the work being performed during regular daytime shifts hours shall be 8 am to 5 pm, Monday through Friday, and are charged portal to portal.
8. An automatic increase of 4% will be added at the end of 2017 and 2018.
9. Management time will be billed at \$ 75.00 per hour (minimum 4 hour charge/meeting) for attendance at jobsite meetings, if we are requested to be there by the CLIENT.

qe

**CONSTRUCTION MATERIALS TESTING & INSPECTION SERVICES**

Kathy Jones  
Director  
Sullivan County Office of Purchasing  
April 17, 2017

Construction of New Sullivan County Jail  
Proposal #P16\_1652

10. If overtime, weekend, 2nd or 3rd shift, and/or holiday work is required, the following rates will apply:
  - a. Monday-Friday: 1.5 times the hourly rate
  - b. Saturday: 1.5 times the regular hourly rate for the first eight hours and 2.0 times the hourly rate thereafter
  - c. Sunday and Holidays: 2.0 times the regular hourly rate for the first 8 hours and 2.5 times the hourly rate thereafter
11. A cancellation charge, equal to half-day unit rate (4 hour minimum), will be charged if the scheduled ADVANCE personnel are provided and are not utilized or cannot perform their work because of weather conditions, site conditions, and/or forces beyond their control.
12. Weekend and holiday cancellation charge will be billed at the applicable full-day rate.
13. Travel expenses for inspection services will be charged from the inspector's home and/or laboratory (whichever is closer) at a rate of \$0.50/per mile. ~~Tolls and parking fees will be charged separately at cost.~~
14. Reimbursable expenses shall include transportation and per diem expense for out-of-town work, long distance communications, special delivery services, unusual reproduction expenses and facsimile transmissions.
15. CLIENT is responsible for notifying ADVANCE of all contracted requested controlled testing and inspection services at least 24 hours prior to the date such services are required, as well as for re-inspection of all non-conforming items.
16. ~~ADVANCE reserves the right to adjust the rates quoted herein if this agreement is not approved and returned by the CLIENT within 30 days.~~
17. Professional Engineering services will be invoiced at \$ 125.00 per hour subject to adjustment as provided herein.
18. Free and clear access to the work must be provided to ADVANCE personnel by the CLIENT. The CLIENT represents that it has the full legal right, as an owner, tenant, contractor or representative of such party to engage ADVANCE for the services requested and to provide ADVANCE legal access to the premises in order to perform the services, and shall indemnify and hold harmless ADVANCE and its employees against all claims, loss, injury and damage including without limitation ADVANCE'S reasonable legal fees and costs in the event such representation is not true.
19. ADVANCE shall not be responsible for continuous or exhaustive inspection or testing, it being understood that ADVANCE shall conduct such inspections and testing in accordance with prevailing industry standards.
20. No party other than the CLIENT shall be entitled to rely or claim reliance on services performed by ADVANCE hereunder.
21. This document embodies the complete integration of the parties' agreement and all prior representations, promises and conditions are merged herein. This agreement may not be changed or modified except in a writing signed by both parties.

This AGREEMENT is effective on the last signed date.

Sullivan County Office of Purchasing  
100 North Street  
Monticello, NY 12701-1160

ADVANCE TESTING COMPANY, INC.  
3348 Route 208  
Campbell Hall, NY 10916

BY: \_\_\_\_\_  
NAME: \_\_\_\_\_  
TITLE: \_\_\_\_\_  
DATE: \_\_\_\_\_

BY: \_\_\_\_\_  
NAME: James P. Smith, Jr.  
TITLE: President  
DATE: \_\_\_\_\_

JP

ADVANCE \_\_\_\_\_ CLIENT \_\_\_\_\_  
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