Appointing An Independent Administrative Hearing Officer Pursuant To §304-25 Of The Code Of The County Of Ulster, And <u>Amending The 2022 Ulster County Budget</u>

Referred to: The Energy, Environment and Sustainability Committee (Chairwoman Greene and Legislators Hansut, Erner, Maloney, and Stewart), and The Ways and Means Committee (Chairman Gavaris and Legislators Cahill, Fabiano, Ronk, and Walter)

Legislators Laura Petit and Joe Maloney offer the following:

WHEREAS, Local Law Number 8 of 1991 entitled "Ulster County Mandatory Source Separation And Recycling Law" created, established and authorized an independent administrative hearing officer to issue orders assessing civil penalties for violations of this local law; and

WHEREAS, Local Law Number 8 of 1991, after subsequent amendments was codified into §304 of the Code of the County of Ulster; and

WHEREAS, pursuant to §304-25 of the Code of the County of Ulster, the independent administrative hearing officer shall be appointed by the County Legislature to serve at the pleasure of the County Legislature; and

WHEREAS, the Administrative Hearing Officer shall have the power and authority as specified or limited by the local law and/or New York State statute; now, therefore be it

RESOLVED, that **TBD** Kyle Barnett is hereby appointed as Independent Administrative Hearing Officer, pursuant to §304-25 of the Code of the County of Ulster, to serve at the pleasure of the Ulster County Legislature; and, be it further

RESOLVED, the 2022 Ulster County Budget is hereby amended as follows:

	INCREASE	<u>AMOUNT</u>
AA.1010.1001.4300.4385 (App. #)	Prof. Services, Hearing Officer	\$12,000.00
	DECREASE	<u>AMOUNT</u>
AA.1990.1331.4600.4660 (App. #),	Contingent, Misc. Contractual	\$12,000.00
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and move its adoption.

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Resolution No. 18 March 16, 2022

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ADOPTED AS AMENDED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

Postponed in Committee: Energy, Environment and Sustainability on February 3, 2022

Passed Committee: Energy, Environment and Sustainability on March 3, 2022

Postponed in Committee: Ways and Means for one week on March 8, 2022

Passed Committee: Ways and Means as amended on March 16, 2022

FINANCIAL IMPACT: UNKNOWN - \$12,000.00 – 2022 COUNTY DOLLARS

Legislator Petit motioned, seconded by Legislator Ronk, to amend the resolution to add the name Kyle Barnett and adopt the changes as presented.

MOTION ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

STATE OF NEW YORK

ss:

COUNTY OF ULSTER

I, the undersigned Clerk of the Legislature of the County of Ulster, hereby certify that the foregoing resolution is the original resolution adopted by the Ulster County Legislature on the 16th Day of March in the year Two Thousand Twenty-Two, and said resolution shall remain on file in the office of said clerk.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the County of Ulster this 18th Day of March in the year Two Thousand Twenty-Two.

<u>s| Victoria A. Fabella</u> Victoria A. Fabella, Clerk Ulster County Legislature