

Ways & Means Committee Regular Meeting Minutes

DATE & TIME: November 14, 2017 – 5:00
LOCATION: KL Binder Library, 6th Floor, County Office Building,
244 Fair Street, Kingston, NY
PRESIDING OFFICER: Richard Gerentine, Chairman
LEGISLATIVE STAFF: Amber Feaster
PRESENT: Legislators Thomas Briggs, Tracey Bartels, Carl Belfiglio,
Mary Beth Maio, and James F. Maloney
ABSENT: Legislator Chris Allen
QUORUM PRESENT: Yes
OTHER ATTENDEES: Legislators John Parete, Manna Jo Greene, and Hector
Rodriguez; Nicholas Pascale, Legislative Counsel; Kyle Barnett,
Legislative Counsel; Chris Ragucci, Minority Counsel; Ken
Crannell, Deputy County Executive; Burt Gulnick,
Commissioner of Finance; Marie Bing, and Jennifer Clark,
County Attorney’s Office; Dennis Doyle, Director of Planning;
Chris White, Deputy Director of Planning; Marc Rider, Director
of Purchasing; Mike Ham, IUOE Local 825; Dean Tamburri,
LiUNA Local 17; Kevin Smith and Maxanne Resnick,
Woodstock Land Conservancy; Kathy Nolan, UC Trails
Advisory Committee & UC Tourism Advisory Committee; Steve
Rice, UC Trails Advisory Committee; Harry Alicarlin, Town of
Wawarsing Parks & Recreation; John Adams, Town of
Wawarsing Environmental Conservation Commission; Paul
Brooks, Times Herald-Record; Meg Carey, Hans Taylor, Lee
Kalish, Peter Fluchere, and Nick Mercurio, Residents

- **Chairman Gerentine called the meeting to order at 5:05 PM**
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Motion No. 1: To approve the Minutes of October 10, 2017

Motion Made By: Legislator Maloney
Motion Seconded By: Legislator Briggs
Discussion: None
Voting In Favor: Legislators Gerentine, Briggs, Allen, Bartels, Maio, and Maloney
Voting Against: None
No. of Votes in Favor: 6
No. of Votes Against: 0
Disposition: Approved

Motion No. 2: To postpone Resolution No. 294 - Adopting Proposed Local Law No. 4 Of 2017, (A Local Law To Provide For The Collection Of Village Real Property Taxes)

Resolution Summary: This Resolution approves the adoption of Local Law No. 4 of 2017, a Local Law to provide for the collection of village real property taxes.

Motion Made By: Legislator Maio
Motion Seconded By: Legislator Briggs

Discussion: Chairman Gerentine explained that representatives from the affected Villages are scheduled to meet with Committee members and the Resolution's Sponsor, Legislator J. Parete, for discussion and that the Resolution will be held until the meeting has taken place. Legislator J. Parete confirmed consent.

Voting In Favor: Legislators Gerentine, Briggs, Bartels, Belfiglio, Maio, and Maloney
Voting Against: None
No. of Votes in Favor: 6
No. of Votes Against: 0
Disposition: Postponed

Motion No. 3: To discuss Resolution No. 374, as Amended - Amending Resolution No. 319 Of 2001, Amending The Policy Of The County Of Ulster With Regard To Project Labor Agreements

Resolution Summary: This Resolution amends the Ulster County Project Labor Agreement Policy to require the Purchasing Director's and the appropriate Ulster County Department Head's recommendation to be filed with the Clerk of the Legislature and to subject such recommendation to review and ratification by the Ulster County Legislature. Furthermore, this resolution requires that the \$3,500,000.00 threshold be reviewed and amended as deemed necessary by the appropriate Standing Committee of the Ulster County Legislature.

Motion Made By: Legislator Belfiglio
Motion Seconded By: Legislator Allen

Discussion: Chairman Gerentine explained that the Resolution's sponsor, Legislator J. Parete, and the Director of Purchasing, Marc Rider, were working towards an amendment to the Resolution. Legislator J. Parete explained that the Resolution has been amended to move the threshold for a due diligence study from \$3,500,000.00 to \$5,000,000.00 for projects requiring the services of three or more contractors for completion, excepting road and bridge projects, and that the threshold is required to be reviewed by the Legislature on an on-going basis. Burt Gulnick, Commissioner of Finance,

explained that there were three projects over the past five years which would have exceeded the thresholds of this Resolution, as amended, thus requiring the completion of a due diligence study. Marc Rider, Director of Purchasing, expressed his concerns over the possibility of unintended consequences, explaining that the Resolution does not require an analysis to be performed to determine whether a due diligence study is necessary and a PLA may be beneficial, which may result in unnecessary spending to conduct a study which will not result in cost savings. Further, Marc Rider stated that he doesn't agree with the exemption of all road and bridge projects. Legislator Bartels explained that the Resolution does not prevent the completion of a due diligence study for projects which do not exceed the stated threshold(s). Legislator Bartels requested the Resolution clarify that amendment to the Resolution must be brought to the entire legislative body, not just to the appropriate Standing Committee. Chairman Gerentine asked Marc Rider what his comfort level is regarding the Amendments proposed. Marc Rider stated that his preference is to continue performing his analysis and suggested a compromise of requiring an analysis, rather than a due diligence study, which would then be required to be presented to a Standing Committee for review and approval. Mike Ham, IUOE Local 825, stated that he agrees with legislator J. Parete that in the past analyses conducted by the Director of Purchasing were inadequate, stating that since Marc Rider has become the Director of Purchasing the process of completing an adequate analysis has been restored. Mike Ham affirmed agreement with the threshold of \$3,500,000.00 to \$5,000,000.00, expressing support for the concept of the Resolution while also expressing awareness that an analysis is often sufficient as professionals often know ahead of time if a cost-savings is possible, thus emphasizing the value of performing an analysis versus the \$20,000 cost of a due diligence study. Members of the committee discussed possible amendments to the Resolution to compromise both sides. Legislator Bartels suggested solidifying a policy in which the Purchasing Department's analyses are always communicated to the Legislature. Committee members and Legislator Rodriguez were in agreement.

Motion No. 4: To Postpone Resolution No. 374, as Amended - Amending Resolution No. 319 Of 2001, Amending The Policy Of The County Of Ulster With Regard To Project Labor Agreements

Motion Made By: Legislator Briggs
Motion Seconded By: Legislator Maio

Voting In Favor: Legislators Gerentine, Briggs, Bartels, Belfiglio, Maio, and Maloney
Voting Against: None
No. of Votes in Favor: 6

No. of Votes Against: 0
Disposition: Postponed

Motion No. 5: To approve Resolution No. 405 -- Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Today Media Custom Communications – Department Of Tourism

Resolution Summary: This Resolution approves the execution of a contract with Today Media Custom Communications for design and production of travel guide for \$80,000.00.

Motion Made By: Legislator Maio
Motion Seconded By: Legislator Belfiglio

Discussion: Legislator Bartels confirmed receipt of requested documentation.

Voting In Favor: Legislators Gerentine, Briggs, Bartels, Belfiglio, Maio, and Maloney
Voting Against: None
No. of Votes in Favor: 6
No. of Votes Against: 0
Disposition: Approved

Motion No. 6: To approve Resolution No. 411 – Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – HealthAlliance Hospital – Department Of Mental Health

Resolution Summary: This Resolution approves the execution of a contract with HealthAlliance Hospital for the Methadone Program for \$100,000.00.

Motion Made By: Legislator Maloney
Motion Seconded By: Legislator Allen

Discussion: Legislator Bartels questioned whether the methadone clinic is open seven days a week, stating that a policy was previously created requiring the clinic to be open seven days a week and that it has been explained to her that this policy is not currently being adhered to due to conflicting State Regulations. Ken Crannell, Deputy County Executive, explained that the program is highly regulated by State OASAS, which does not allow for the clinic to be open seven days a week, and that the program is open six days a week. Ken Crannell informed Committee members that the County does not operate the program but rather provides a \$100,000.00 subsidy, that last year the County was able to obtain additional state funding which increased the capacity of individuals who could be provided services, that his understanding was that there is still a 30 person

waiting list, and that the physical space at HealthAlliance cannot accommodate more people. Legislator Bartels expressed concerns that the standing policy cannot be enforced, stating that this issue should be addressed, as well as over the waiting list, suggesting that the possibility of further funding may cover the original intention of the seven day policy. Ken Crannell explained that methadone programs take place on a regional basis, so as capacity increases at HealthAlliance, availability may be used by residents of neighboring Counties and there is no way of guaranteeing services to residents of Ulster County. Legislator Briggs emphasized that involvement within a methadone program doesn't guarantee the prevention of an overdose and expressed concern that individuals within Ulster County will not travel for such services. Ken Crannell ensured Committee members that the program is more efficient in comparison to the past and that the waiting list is being moved through more efficiently and more quickly.

Voting In Favor:	Legislators Gerentine, Briggs, Bartels, Belfiglio, Maio, and Maloney
Voting Against:	None
No. of Votes in Favor:	6
No. of Votes Against:	0
Disposition:	Approved

Motion No. 7: To approve Resolution No. 418 – Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Health Research Inc. – Department Of Health

Resolution Summary: This Resolution approves the execution of a contract with Health Research, Inc. for the Emergency Preparedness Program for \$115,472.00.

Motion Made By:	Legislator Maio
Motion Seconded By:	Legislator Briggs

Discussion:	Chairman Gerentine confirmed that the Schedule A to this contract was received.
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Voting In Favor:	Legislators Gerentine, Briggs, Bartels, Belfiglio, Maio, and Maloney
Voting Against:	None
No. of Votes in Favor:	6
No. of Votes Against:	0
Disposition:	Approved

Motion No. 8: To approve Resolution No. 422 -- Amending Capital Project No. 459 – Ashokan Rail Trail Project - To Include Costs for Construction and Construction Inspection– Department of Planning

Resolution Summary: This Resolution amends Capital Project No. 459 to approve the removal of the railroad tracks from Basin Road in West Hurley to Route 28A in Boiceville for the purposes of constructing the Ashokan Rail Trail for \$1,173,000.00.

Motion Made By: Legislator Briggs

Motion Seconded By: Legislator Maio

Discussion: None

Voting In Favor: Legislators Gerentine, Briggs, Bartels, Belfiglio, Maio, and Maloney

Voting Against: None

No. of Votes in Favor: 6

No. of Votes Against: 0

Disposition: Approved

Motion No. 9: To approve Resolution No. 423 -- Approving The Execution Of A Contract Amendment In Excess Of \$50,000.00 Entered Into By The County – Barton & Loguidice, DPC– Department Of Planning

Resolution Summary: This Resolution approves the execution of a contract amendment with Barton & Loguidice, DPC to expand the scope of services to include oversight and support during the removal of the rail, hardware, and ties along the Ashokan Rail Trail for an additional \$118,500.00, making the contract total \$668,000.00.

Motion Made By: Legislator Maio

Motion Seconded By: Legislator Briggs

Discussion: None

Voting In Favor: Legislators Gerentine, Briggs, Bartels, Belfiglio, Maio, and Maloney

Voting Against: None

No. of Votes in Favor: 6

No. of Votes Against: 0

Disposition: Approved

Motion No. 10: To approve Resolution No. 424 -- Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Taylor-Montgomery, LLC– Department Of Planning

Resolution Summary: This Resolution approves the execution of a contract with Taylor-Montgomery, LLC for the removal of rails, hardware, and ties along the Ashokan Rail Trail for \$943,000.00.

Motion Made By: Legislator Maio
Motion Seconded By: Legislator Briggs

Discussion: None

Voting In Favor: Legislators Gerentine, Briggs, Bartels, Belfiglio, Maio, and Maloney
Voting Against: None
No. of Votes in Favor: 6
No. of Votes Against: 0
Disposition: Approved

Motion No. 11: To approve Resolution No. 432 -- Authorizing The Renovation And Reconstruction Of The Ulster County Probation Building, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$420,000.00, And Authorizing The Issuance Of \$420,000.00 Bonds Of Said County To Pay The Cost Thereof

Resolution Summary: This Resolution authorizes the issuance of \$420,000.00 in Serial Bond Proceeds in order to fund Capital Project No. 512 for the renovation of the Ulster County Probation Building, located on Broadway in Kingston, to provide rehabilitative and restorative justice for adolescents.

Motion Made By: Legislator Briggs
Motion Seconded By: Legislator Belfiglio

Discussion: None

Voting In Favor: Legislators Gerentine, Briggs, Bartels, Belfiglio, Maio, and Maloney
Voting Against: None
No. of Votes in Favor: 6
No. of Votes Against: 0
Disposition: Approved

Motion No. 12: To approve Resolution No. 434 -- Authorizing The Chairman Of The Ulster County Legislature To Execute An Amendment To A License Agreement With The Ulster County Agricultural Society, Inc., Granting It The Use Of The Ulster County Fairgrounds For An Additional Term Of One (1) Year – Department Of Public Works (Buildings & Grounds)

Resolution Summary: This Resolution authorizes the Chairman of the Legislature to execute an amendment to the revocable License Agreement with the Ulster County Agricultural Society, Inc., granting it the use of the Ulster County Fairgrounds for an additional one year.

Motion Made By: Legislator Briggs
Motion Seconded By: Legislator Belfiglio

Discussion: Nicholas Pascale, Legislative Counsel, stated that the revised contract language has been reviewed and that the contract in discussion requires the Agricultural Society to submit a monthly report indicating what events are being held at the Fair Grounds so that the County can ensure that appropriate certificates of insurance are being obtained. Legislator Bartels confirmed that this is a one year contract and that the County is currently working on a revised contract moving forward.

Voting In Favor: Legislators Gerentine, Briggs, Bartels, Belfiglio, Maio, and Maloney
Voting Against: None
No. of Votes in Favor: 6
No. of Votes Against: 0
Disposition: Approved

Motion No. 13: To approve Resolution No. 438 - Setting A Public Hearing On Proposed Local Law No. 10 Of 2017, A Local Law Amending Local Law No. 7 Of 2008 (A Local Law To Provide For An Exemption From Real Property Taxes For Real Property Owned By Veterans Who Rendered Military Service To The United States During The “Cold War”), To Be Held On Tuesday, December 12, 2017 At 6:15 PM

Resolution Summary: This Resolution authorizes a public hearing to be held on Tuesday, December 12, 2017 at 6:15 PM in the Legislative Chambers, Ulster County Building, 6th Floor, 244 Fair Street, Kingston, New York concerning Local Law No. 10 of 2017, A Local Law Amending Local Law No. 7 of 2008 (A Local Law To Provide For An Exemption From Real Property Taxes For Real Property Owned By Veterans Who Rendered Military Service To The United States During The “Cold War”).

Motion Made By: Legislator Briggs
Motion Seconded By: Legislator Maloney

Discussion: Legislator Maloney explained that the “Cold War” Veterans Exemption has been in place for approximately 10 years and back on September 12th Governor Cuomo signed a law removing the 10 year sunset so that this exemption can go on indefinitely, similar to other veteran exemptions. Legislator Maloney further explained that this Law is at local option and does require enactment by the County and all of its townships to be in effect.

Voting In Favor: Legislators Gerentine, Briggs, Bartels, Belfiglio, Maio, and Maloney
Voting Against: None

No. of Votes in Favor: 6
No. of Votes Against: 0
Disposition: Approved

New Business: None

Old Business: Legislator Rodriguez stated that he intends to amend Resolution No. 422 on the floor during Session to add two new resolves. Legislator Rodriguez disclosed these amendments to the committee. Legislator Maloney asked if the amendment makes rails available to buildings and grounds personnel who have previously asked for them to be set aside in the event that a repair on the rail is necessary. Ken Crannell, Deputy County Executive, said that some tracks are in storage for this purpose. Discussion pursued on the amount of rail ties available for this purpose.

Chairman Gerentine asked if there was any other business or questions and asked that all Budget Amendments be submitted by November 21st. There being no further business before the Committee, a motion was made to adjourn.

Adjournment

Motion Made By: Legislator Maloney
Motion Seconded By: Legislator Belfiglio
No. of Votes in Favor: 6
No. of Votes Against: 0

Time: 5:46pm

Respectfully submitted: Amber Feaster
Minutes Approved: December 12, 2017