

Establishing A Policy To Standardize Termination Clause Language Within All Ulster County Contracts

Referred to: The Ways and Means Committee (Chairman Gavaris and Legislators Collins, Hansut, Kovacs, Nolan, and Roberts)

Chairman of the Ways and Means Committee, John Gavaris, offers the following:

WHEREAS, pursuant to the Ulster County Charter and Section A-2-5 (15) of the Administrative Code, it is a power and duty of the Ulster County Legislature to “approve the execution of all contracts and change orders in the amount of \$50,000 or in excess of \$50,000 entered into by the County;” and

WHEREAS, in exercising its fiduciary duties, the Legislature has a responsibility to enact policies to retain flexibility and protect taxpayers; and

WHEREAS, the Legislature believes it is in the best interest of the County and its citizens to enact a policy to standardize termination clause language within all Ulster County contracts; now, therefore, be it

RESOLVED, it shall be the policy of Ulster County, that effective January 1, 2025, each contract executed on behalf of Ulster County shall contain a termination for convenience clause including language that, “The County may, by written notice to the Firm, effective upon mailing, terminate this Agreement in whole or in part at any time for the County’s convenience,” and, be it further

RESOLVED, where such termination for convenience clause is not possible or practical, a detailed explanation shall be provided at the time such contract is submitted to the Legislature for consideration, clarifying why compliance with this policy cannot be achieved,

and move its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

Passed Committee: Ways and Means on October 10, 2024

FINANCIAL IMPACT:
NONE

Resolution No. 549 October 15, 2024

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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 15th Day of October in the year Two Thousand Twenty-Four, 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 17th Day of October in the year Two Thousand Twenty-Four.

[s] Victoria A. Fabella
Victoria A. Fabella, Clerk
Ulster County Legislature

Submitted to the County Executive this
17th Day of October 2024.

Approved by the County Executive this
25th Day of October 2024.

[s] Victoria A. Fabella
Victoria A. Fabella, Clerk
Ulster County Legislature

[s] Jen Metzger
Jen Metzger, County Executive