

**Laws & Rules, Governmental Services Committee
Regular Meeting Minutes**

DATE & TIME: June 18, 2018 – 6:30 PM
LOCATION: KL Binder Library, 6th Floor, County Office Building
PRESIDING OFFICER: Chairman Roberts
LEGISLATIVE STAFF: Jay Mahler, Deputy Clerk
PRESENT: Legislators Donaldson (arrived 6:37 PM,) Haynes, Heppner, James Maloney & Ronk (arrived 6:50 PM)
ABSENT: None
QUORUM PRESENT: Yes

OTHER ATTENDEES: Legislators Nolan, Petit, Rodriguez & Woltman, Legislative Counsel Pascale, Minority Counsel Ragucci, Deputy Director White – UC Planning Department, Jennifer Clark – UC Attorney’s Office

Chairman Roberts called the meeting to order at 6:30 PM.

Motion No. 1: Moved to **APPROVE** the Minutes of the May 14, 2018 Special & Regular meeting minutes

Motion By: Legislator James Maloney

Motion Seconded By: Legislator Haynes

Discussion: None

Voting In Favor: Legislators Haynes, Heppner, James Maloney & Roberts

Voting Against: None

Votes in Favor: 4

Votes Against: 0

Disposition: Minutes **APPROVED**

Resolutions for the June 19, 2018 Session of the Legislature

Chairman Roberts advised the members that because Deputy Director White from the Planning Department was in attendance to speak to the late Resolutions he would be taking them out of order.

LATE Resolution No. 276: Amending Capital Project No. 334 - Kingston Rail Trail (PIN 8758.04) - Authorizing The Chairman Of The Ulster County Legislature To Execute Agreements, Certifications And Reimbursement Requests For Federal Aid On Behalf Of Ulster County With The New York State Department Of Transportation For Funding Right-Of-Way Acquisition And – Amending The 2018 Capital Fund Budget - Department Of Planning

Resolution Summary: This resolution amends Capital Project No. 334 and the 2018 Capital Fund Budget in the amount of \$60,000 to cover the cost of participation in the right-of-way acquisition

phase of the Project and authorizes the Chairman to execute all necessary agreements, certifications and reimbursement requests.

Motion No. 2: **Moved for DISCUSSION**
Motion By: Legislator James Maloney
Motion Seconded By: Legislator Heppner

Discussion:

Deputy Planning Director White informed the members that the project is to connect the Hurley O&W Rail Trail to the City of Kingston at Washington Avenue via a 1.8 mile, 10' wide paved trail. He added that the NYS DOT is funding the project and they are working on obtaining the easements necessary to move forward. He informed the members that a Resolution to authorizing the work should be before the Legislature in the Fall with projected completion date in early 2019. Legislator Haynes asked for clarification on the location of the trail.

Motion No. 3: **Moved to ADOPT Resolution No. 276**
Motion By: Legislator James Maloney
Motion Seconded By: Legislator Heppner

Discussion: None

Voting In Favor: Legislators Donaldson, Haynes, Heppner, James Maloney & Roberts
Voting Against: None
Votes in Favor: 5
Votes Against: 0
Disposition: **Resolution ADOPTED**

LATE Resolution No. 278: Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Harrison & Burrowes Bridge Constructors, Inc. – Department Of Public Works

Resolution Summary: This resolution approves the execution of a contract with Harrison & Burrowes Bridge Constructors, Inc. in the amount of \$1,542,532.53 for the construction of the Frost Valley S Turn project.

Motion No. 4: **Moved for DISCUSSION**
Motion By: Legislator James Maloney
Motion Seconded By: Legislator Haynes

Discussion:

Deputy Planning Director White explained that the resolution is for bank stabilization, culvert replacement and raising the road in that location. He added that they would be working with Soil & Water to increase the flood plain so that the road isn't worn away each time the creek floods. Legislator Heppner asked for the reason for the resolution's lateness. Mr. White explained that there

was a miscommunication prior to resolution deadline filing. He added that the work must be completed before September. Legislator Rodriguez asked if the resolutions were discussed with the Public Works & Capital Projects Committee and requested that committee be informed when late resolutions are received pertaining to construction projects.

Motion No. 5: **Moved to ADOPT Resolution No. 278**

Motion By: Legislator James Maloney

Motion Seconded By: Legislator Haynes

Discussion: None

Voting In Favor: Legislators Donaldson, Haynes, Heppner, James Maloney & Roberts

Voting Against: None

Votes in Favor: 5

Votes Against: 0

Disposition: **Resolution ADOPTED**

LATE Resolution No. 277: Authorizing The Financing Of The Acquisition Of Land Or Rights-In-Land For The Kingston Rail Trail Project, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$60,000.00, And Authorizing The Issuance Of \$60,000.00 Bonds Of Said County To Pay The Cost Thereof

Resolution Summary: This resolution approves an additional \$60,000 in serial bonds to finance the acquisition of land for the Kingston Rail Trail Project described in Resolution No. 276 of 2018.

Motion No. 6: **Moved for DISCUSSION**

Motion By: Legislator James Maloney

Motion Seconded By: Legislator Heppner

Discussion:

Chairman Roberts explained that the Resolution is the Bond Resolution for the project previously adopted in Late Resolution No. 276.

Motion No. 7: **Moved to ADOPT Resolution No. 277**

Motion By: Legislator Ronk

Motion Seconded By: Legislator Heppner

Discussion: None

Voting In Favor: Legislators Donaldson, Haynes, Heppner, James Maloney & Roberts

Voting Against: None

Votes in Favor: 5

Votes Against: 0

Disposition: Resolution ADOPTED

Resolution No. 154: Setting A Public Hearing On Proposed Local Law No. 12 Of 2018, Establishing The Ulster County Contractor Licensing Board And Providing For The Qualifications, Examination, Licensing And Regulation Of Home Improvement Contractors In Ulster County, New York, To Be Held On Tuesday, July 10, 2018 At 6:00 PM

Resolution Summary: This resolution sets a public hearing for Tuesday, July 10, 2018 At 6:00 PM to allow the public to offer comments on Proposed Local Law Number 12 of 2018.

Motion No. 8: Moved for DISCUSSION
Motion By: Legislator Heppner
Motion Seconded By: Legislator James Maloney

Discussion:

Chairman Roberts asked Deputy Chairman Donaldson to take over the meeting as he needed to abstain from the conversation and vote on the Resolution. Legislator James Maloney asked Legislator Petit, sponsor of the proposed law, if she was prepared to move forward with it. Legislator Petit responded that she has not received any support to move forward and would like to hear what concerns the members have. She added that she had heard some interest in forming a subcommittee to work on a consumer protection law. Legislator Haynes asked if Legislator Petit would be in favor of establishing a subcommittee. Legislator Petit responded that she would be. Legislator James Maloney asked if Legislator Petit could share some of the concerns about the law that have been shared with her. Legislator Petit responded that there were concerns about impacts on small businesses, licenses were expensive, recommendations for a registration rather than a license, ability/staffing to administer, difficulties for contractors who do not speak English as their first language.

Deputy Chairman Donaldson stated that he was hesitant to move forward because of the number of people who do small side jobs that would be effected. Legislator Rodriguez stated that the Legislation has been considered on and off since 2009 and he would be willing to help work on it. He added that at one point there was a dollar amount associated with a job in order to differentiate between the people doing side jobs and contractors completing bigger projects. Legislator Nolan suggested county bonding as a way to further protect homeowners.

Deputy Chairman Donaldson suggested Legislator Petit work with the Legislators who have expressed concerns with the law and asked if she would like the members to postpone the law or if she would like to withdraw it to work on it. Legislator Petit stated that she would withdraw the law in this form and would reintroduce it later. Legislator James Maloney said that he understood Legislator Petit's disappointment, but emphasized the enormity of the task. Legislator Heppner stated that he agreed with Legislator James Maloney. He added that the current definitions use a very broad brush and felt that differentiations should be made for college kids painting houses in the summer and contractors building multi-million dollar houses.

Deputy Chairman turned the meeting back over to Chairman Roberts.

Resolution No. 155: Setting A Public Hearing On Proposed Local Law No. 13 Of 2018, A Local Law Establishing The Ulster County Electrical Licensing Board And Providing For The Qualifications, Examination, Licensing And Regulation Of Electricians In Ulster County, New York, To Be Held On Tuesday, July 10, 2018 At 6:05 PM

Resolution Summary: This resolution sets a public hearing for Tuesday, July 10, 2018 At 6:05 PM to allow the public to offer comments on Proposed Local Law Number 13 of 2018.

Motion No. 9: Moved for **DISCUSSION**

Motion By: Legislator Donaldson

Motion Seconded By: Legislator Heppner

Discussion:

Chairman Roberts recognized Legislator Rodriguez, sponsor of the proposed law. Legislator Rodriguez advised the members that they should have received a table which provided fee schedules and other information on electrical licensing laws in neighboring counties. Chairman Roberts asked if there was more support for electrical licensing than contractor licensing. The members responded they were. Chairman Roberts reminded the members that Mr. Fratto from the IBEW Local 363 sent a letter to the committee the previous month expressing his support for the law.

Chairman Ronk stated that he would support moving the law to a Public Hearing but stated he felt it was a duplication because electrical work performed by electricians is already subject to inspection. He added that fires and other issues from shoddy electrical work is most often from work completed by homeowners. Legislator Rodriguez stated that he was in favor of joining the neighboring counties in enacting the licensing requirements. Legislator Nolan asked whether the Ulster County Law would qualify for reciprocity with the neighboring counties. Legislator Rodriguez responded that he believed it would and added that a resolution authorizing reciprocity would be required. He added that he was open to amending the fees if that was the members desire. Legislator Nolan stated she would support lowering the fees. Chairman Ronk asked if Legislator Rodriguez would be willing to wave fees if the electrician had already paid for a license in another county. Legislator Rodriguez stated he was willing to reduce the fees.

Chairman Roberts asked the attorneys present whether another public hearing would be required if amendments to fees were made after the initial public hearing. Counselors Pascale and Ragucci responded that another public hearing would not be required if the fees were lowered. Legislator Heppner stated that he has been contacted by electricians in his district who were master electricians in the City of Kingston and asked if they would be grandfathered in. Legislator Heppner asked if those licensed in the City of Kingston would have to pay for a license in the City as well as the county. Legislator Rodriguez responded that they would have to pay for both licenses. Legislator James Maloney expressed concern with the time frame to get a license by reciprocal counties. Legislator Donaldson suggested working with the City of Kingston who has been managing licensing of electricians for many years. Legislator Rodriguez stated that the Village of Saugerties might take issue with that. Legislator Donaldson pointed out that the City of Kingston has a paid fire department with staff to manage licensing.

Legislator Haynes asked if there was still an exam requirement. Legislator Rodriguez responded that no exam was required for those licensed in a reciprocating jurisdiction. He added that any electrician applying for a license in Ulster County who is not licensed elsewhere would have to take an exam. Legislator Donaldson recommended sending notification to neighboring counties advising them that a reciprocity request is forthcoming. Legislator James Maloney stated that every local building department must be advised so that they can inform homeowners that they have to hire a licensed electrician.

Chairman Ronk stated that he would be voting no adding that he does not support measures which make it harder to do business in the county. Legislator Haynes stated that she would support moving the proposed law to a public hearing.

Motion No. 10: Moved to ADOPT Resolution No. 155

Motion By: Legislator Donaldson

Motion Seconded By: Legislator Heppner

Discussion: None

Voting In Favor: Legislators Donaldson, Haynes, Heppner, James Maloney & Roberts

Voting Against: Legislator Ronk

Votes in Favor: 5

Votes Against: 1

Disposition: **Resolution ADOPTED**

Resolution No. 211: Adopting Proposed Local Law No. 11 Of 2018, A Local Law Prohibiting Conversion Therapy Upon A Minor Within Ulster County

Resolution Summary: This Resolution adopts Proposed Local Law No. 11 Of 2018, A Local Law Prohibiting Conversion Therapy Upon A Minor Within Ulster County

Motion No. 11: Moved to ADOPT Resolution No.211

Motion By: Legislator Ronk

Motion Seconded By: Legislator Donaldson

Discussion:

Legislator Heppner reminded the members of the gentleman from Long Island who attended the public hearing to speak about his experience as someone who was subjected to conversion therapy. He added that the law passed the Public Health Committee unanimously.

Voting In Favor: Legislators Donaldson, Haynes, Heppner, James Maloney, Roberts & Ronk

Voting Against: None

Votes in Favor: 6

Votes Against: 0

Disposition: Resolution ADOPTED

Resolution No. 212: Setting A Public Hearing On Proposed Local Law No. 16 Of 2018, A Local Law Regarding Campaign Finance Reform in Ulster County, To Be Held On Tuesday, July 10, 2018 At 6:10 PM

Resolution Summary: This resolution sets a public hearing for Tuesday, July 10, 2018 At 6:10 PM to allow the public to offer comments on Proposed Local Law Number 16 of 2018.

Motion No. 12: Moved for DISCUSSION

Motion By: Legislator Ronk

Motion Seconded By: Legislator Heppner

Discussion:

Chairman Roberts recognized Legislator Nolan, sponsor of the proposed local law. Legislator Nolan stated that any reform to campaign finance must be comprehensive, including public financing, to be effective. She added that it would have a minor budget impact and not every candidate would qualify for public financing under the proposed law. Legislator Donaldson stated that the Legislature has been working on campaign finance reform legislation for a few years and took issue with the introduction of this law which did not take into consideration any of that work. He added that the law reversed a number of changes the subcommittee made. He asked for the formation of a subcommittee to pick up where the last subcommittee left off. Legislator Nolan stated that she felt the formation of a subcommittee would set the law back. She added that she has worked with members of the Democratic Caucus and felt that it is in its best form.

Chairman Roberts asked Legislator Donaldson if there were major differences between the current law and the last version of the subcommittees. Legislator Donaldson stated that the current law is the County Executive's previous proposal and that he would have to check on the differences between the laws. He added that he could support public financing but certain checks must be in place. He added that they may have to split the law into one that includes public financing and one that does not. Legislator James Maloney asked of the other law included public financing and stated that he could not support the use of taxpayer dollars for political campaigns. Legislator Nolan stated that she compiled a list of the differences between the prior and current versions of the law and asked that a subcommittee work off the current law. Chairman Ronk advised the members that his constituents have stated their opposition to public financing. He added that the contributions for Legislators are being reduced by 50% compared to far less for county wide candidates. Legislator Nolan responded that countywide campaigns require more money.

Legislator Donaldson stated that the prior subcommittee's review was incomplete and he would like to have a subcommittee formed to complete the work. Chairman Roberts asked who would like to serve on the subcommittee. Legislators Donaldson, Heppner and Ronk volunteered. Legislator Nolan requested to be advised on meetings so she may attend and participate. Chairman Roberts appointed Legislator Donaldson as Chair of the subcommittee.

Motion No. 13: Moved to POSTPONE Resolution No. 212

Motion By: Legislator Donaldson

Motion Seconded By: Legislator Ronk

Discussion: None

Voting In Favor: Legislators Donaldson, Haynes, Heppner, James Maloney, Roberts & Ronk

Voting Against: None

Votes in Favor: 6

Votes Against: 0

Disposition: **Resolution POSTPONED**

Resolution No. 213: Setting A Public Hearing On Proposed Local Law No. 17 Of 2018, A Local Law Establishing An Ulster County Human Rights Law, To Be Held On Tuesday, July 10, 2018 At 6:15 PM

Resolution Summary: This resolution sets a public hearing for Tuesday, July 10, 2018 At 6:15 PM to allow the public to offer comments on Proposed Local Law Number 17 of 2018.

Motion No. 14: **Moved for DISCUSSION**

Motion By: Legislator Ronk

Motion Seconded By: Legislator Donaldson

Discussion:

Chairman Roberts recognized Chairman Ronk who advised the members that the work of the committee established to work on the law was collaborative and productive. He added that each of the members provided insight from different perspectives and created a law that he feels fits Ulster County. He informed the members that the focus is on mediation rather than adjudication. He stated that he felt the damages were too high. Legislator Heppner complimented the work of the committee members, adding that there was an extensive process with a lot of give and take. He added that the emphasis on mediation and local options came from the community representatives on the committee. Legislator Rodriguez commended the members of the committee. Legislator Donaldson stated his support for local remedies because of a past instance when an individual was accused through the Albany system and did not have his name cleared for many months.

Chairman Roberts stated his support for the law but agreed with Chairman Ronk that the damages were too high and asked the members if they would consider reducing it. The members discussed damages and award amounts in various civil cases. Chairman Ronk stated that there should be more involved as proof if an award of \$25,000 is granted. Legislative Counsel Pascale informed the members that awards can be appealed under the provisions of the law. Chairman Ronk suggested sending the law to public hearing in the current form and then discuss amendments to damages. Legislator Rodriguez commented that discussion in committee about awards determined that an award over \$25,000 would be handled at a different level. Legislator Nolan commented that the damages should be high as a deterrent. Chairman Ronk stated that having the \$25,000 might entice someone who has been severely aggrieved to have the matter adjudicated locally instead of in Albany out of convenience despite the possibility of a much greater award through the state division.

Chairman Roberts asked if there was any support for reducing the award amount from \$25,000. Legislator Heppner stated that the issue was discussed at length in the committee and he would be supporting the committee's decision of \$25,000.

Motion No. 15: **Moved to ADOPT Resolution No. 213**

Motion By: Legislator Heppner

Motion Seconded By: Legislator Ronk

Discussion: None

Voting In Favor: Legislators Donaldson, Haynes, Heppner, James Maloney, Roberts & Ronk

Voting Against: None

Votes in Favor: 6

Votes Against: 0

Disposition: **Resolution ADOPTED**

Resolution No. 257: Setting A Public Hearing On Proposed Local Law No. 18 Of 2018, A Local Law Amending Ulster County Charter Section 44-8 And Ulster County Administrative Code Section A33-2, Board Of Ethics, To Be Held On Tuesday, July 10, 2018 At 6:20 PM

Resolution Summary: This resolution sets a public hearing for Tuesday, July 10, 2018 At 6:20 PM to allow the public to offer comments on Proposed Local Law Number 18 of 2018.

Motion No. 16: **Moved for DISCUSSION**

Motion By: Legislator Ronk

Motion Seconded By: Legislator Donaldson

Discussion:

Chairman Roberts recognized Legislator Donaldson who stated that the County Executive appoints all members of the Ethics Board and, while he believes they would give fair consideration to matters brought before them, it creates a potential issue if a matter that the Executive's Office has a strong opinion on comes before them. The members discussed the pros and cons of having all countywide elected officials make appointments and whether an appointee's party enrollment should be considered.

Chairman Ronk asked if anyone corresponded with the other countywide elected officials about their thoughts on making appointments. Legislator Donaldson responded that the County Clerk was undecided, the Sheriff and Comptroller both supported the idea. Chairman Roberts questioned whether any complaints have been received regarding the appointment process. Chairman Ronk pointed out that the Legislature confirms the appointments. The members discussed Ethics Board make ups in other counties. Legislative Counsel commented that the Legislature should also consider amending the Charter to reflect the suggested additional duties of the Legislative Counsel. He added that the Legislature would be best served by the hiring of independent counsel which is authorized by state law. Minority Counsel Ragucci concurred. Legislator Donaldson questioned the additional cost. Legislative Counsel Pascale stated that higher number of instances of conflict in the case of the

Legislative Counsel versus the County Attorney. Chairman Roberts asked if another referendum question would be required to amend the duties of Legislative Counsel in the Charter. Legislative Counsel Pascale responded that it would not.

Chairman Ronk stated that he supported the Suffolk County appointment process which includes appointments by the Executive and Legislature. He added that he was not supportive of having the District Attorney and Sheriff as the chief law enforcement authorities making appointments. He added that he was not sure what authority they have to add duties to those offices. The members discussed potential conflicts of interest by the various appointing authorities.

Legislator Donaldson advised the members that he would like to amend the proposed local law to mirror the appointment process in Suffolk County, and read the proposed changes. The members discussed the order of the appointing authorities to ensure the Majority and Minority Leaders make appointments during the same term.

Motion No. 17: **Moved to AMEND Proposed Local Law Number 18 of 2018 in the form as attached**

Motion By: Legislator Donaldson

Motion Seconded By: Legislator Heppner

Discussion: None

Voting In Favor: Legislators Donaldson, Haynes, Heppner, James Maloney, Roberts & Ronk

Voting Against: None

Votes in Favor: 6

Votes Against: 0

Disposition: **Amendments ADOPTED**

Motion No. 18: **Moved to ADOPT Resolution No. 257 with Proposed Local Law As Amended**

Motion By: Legislator Donaldson

Motion Seconded By: Legislator Heppner

Discussion: None

Voting In Favor: Legislators Donaldson, Haynes, Heppner, James Maloney, Roberts & Ronk

Voting Against: None

Votes in Favor: 6

Votes Against: 0

Disposition: **Resolution ADOPTED**

Resolution No. 275: Amending The Rules Of Order To Permit Memorializing Resolutions

Resolution Summary: This resolution amends the Rules of Order to allow for Memorializing Resolutions.

Motion No. 19: Moved for **DISCUSSION**
Motion By: Legislator Donaldson
Motion Seconded By: Legislator Heppner

Discussion:

Chairman Roberts recognized Chairman Ronk who stated that he does not support resolution as written. He added that he felt the definition of Memorializing Resolutions should not be stricken. Legislative Counsel explained that there have been occasions when the Rules were consulted to determine whether a resolution was memorializing in nature and felt the Rules could be amended in to accomplish the intention of the resolution by simply striking the words “shall be prohibited” but leaving the definition.

Chairman Ronk stated that he was disappointed there was no willingness to compromise.

Motion No. 20: Moved to **POSTPONE Resolution No. 275**
Motion By: Legislator Ronk
Motion Seconded By: Legislator James Maloney

Discussion:

Legislator Donaldson questioned whether any compromises were offered. Chairman Ronk stated that a number of options were offered including having the same number of sponsors on a Memorializing Resolution as on a Petition to Discharge with at least one sponsor being a member of the opposite party. Chairman Roberts stated there were a number of options offered in previous meetings which he felt many of the members were receptive to.

Chairman Roberts proposed setting up a subcommittee to evaluate a compromise that the committee would support. Legislators James Maloney and Donaldson were appointed to the subcommittee with Legislator James Maloney serving as Chair. Legislator Donaldson stated that his caucus wants memorializing petitions reinstated, but he would see if there was any room for amending the resolution. Legislator Rodriguez stated that he would also speak to his caucus for compromise options.

Voting In Favor: Legislators Haynes, James Maloney, Roberts & Ronk
Voting Against: Legislators Donaldson & Heppner
Votes in Favor: 4
Votes Against: 2
Disposition: **Resolution POSTPONED**

Chairman Roberts asked the members if there was any new or old business, and hearing none;

Adjournment

Motion Made By: Legislator James Maloney

Motion Seconded By: Legislator Haynes

No. of Votes in Favor: 6

No. of Votes Against: 0

TIME: 8:22 PM

Respectfully submitted: Jay Mahler, Deputy Clerk

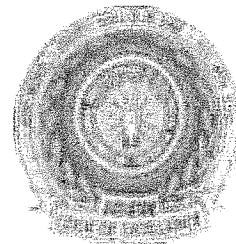
Minutes Approved: July 16, 2018

LOCAL UNION 363

INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS

REPRESENTING THE HUDSON VALLEY
AND UPPER NEW YORK STATE
TELEPHONE MEMBERS

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5-11-18

To: Ulster County Legislator Kevin Roberts, Chairman and all Committee Members of the Legislature's Standing Committee on Laws & Rules, Governmental Services

From: Sam Fratto, Business Manager, IBEW Local 363 Electricians

I apologize that I cannot attend the Committee's May 14th meeting where you will be discussing the Proposed Local Law Number 13 of 2018 - Establishing The Ulster County Electrical Licensing Board and Providing For The Qualifications, Examination, Licensing And Regulation Of Electricians In Ulster County, New York.

I reviewed the entire 21 pages and I have to say that I think the committee is very close, if not right on, to what you would need to establish a fairly administered Electrical License that will take into account the desire for some home owners to do some more basic installations on their primary residence if they choose to. It also addresses the needs of small businesses who perform a small amount of electrical work in their daily tasks that are related to the product they service or install.

I will point out to you in **SECTION 9. EXEMPTIONS FROM LICENSE REQUIREMENT**, Paragraph "F" on page 8 – bottom of page - : "No homeowner shall engage in:" Those words need to be carried over to page 9 and placed above (i) and (ii) so it is clear that the words "No homeowner shall engage in:" applies to the two items listed below it. I am writing that because as it is printed, I first thought (i) and (ii) were "exemptions", which would be a mistake allowing homeowners to wire pools and generators. Moving the words to page 9 just makes it clearer.

In regard to reciprocation of electrical licenses: I would agree that there has to be reciprocation with any Hudson Valley Municipality that also requires an electrical license and that is only if they reciprocate and accept an Ulster County License in their area under the same guidelines. I would not attempt to reciprocate with any licenses or boards that are not local and not accessible or familiar to you. There are boards that exist that are not going to test as stringent as you may test and you will not know this or be close enough to find out what the real requirements are or if someone is just giving credentials to people. As with many things, it is better to keep it as local as possible.

As far as I see, I think you have a very good template here and I see no other issues with what I read. I and IBEW Local 363 support the establishment of the Ulster County Electrical License.

Sincerely,

Sam Fratto
Business Manager

IBEW Local 363
Hudson Valley Electricians

"Anything can be accomplished when people work together."

012345

Proposed Local Law Number 18 Of 2018

County of Ulster

A Local Law Amending Ulster County Charter Section 44-8 And Ulster County Administrative Code Section A 33-2, Board Of Ethics

BE IT ENACTED, by the Legislature of the County of Ulster, as follows:

SECTION 1. LEGISLATIVE INTENT AND FINDINGS.

The Ulster County Legislature hereby determines that the process by which members are appointed to the Ulster County Board of Ethics needs to be modified to **permit the Ulster County Executive to appoint two members, the Chairman of the Legislature to appoint one member, the Majority Leader of the Legislature to appoint one member, and the Minority Leader of the Legislature to appoint one member.** ~~provide each of the following public officers with one (1) appointment to the five person Board, *inter alia*: Ulster County Executive, Ulster County Comptroller, Ulster County District Attorney, Ulster County Sheriff and Ulster County Clerk.~~

SECTION 2. BOARD OF ETHICS

Sections 44-8 of the Ulster County Charter and A 33-2 of the Ulster County Administrative Code shall be amended as follows:

§ 44-8 Board of Ethics.

A. Establishment.

*1. There shall be a Board of Ethics consisting of five members who, prior to January 1, 2009, shall be appointed by the Ulster County Legislature and **from January 1, 2009 until December 31, 2018, shall be appointed by the Ulster County Executive. Beginning January 1, 2019, vacancies on the Board of Ethics shall be appointed by the following public officers in the order expressly set forth in this Section, with each of the following public officers having one appointment, appointment subject to confirmation of the County Legislature:***

- a. Term ending on December 31, 2018: **Ulster County Executive;***
- b. Term ending on December 31, 2019: ~~Ulster County Comptroller~~ **Chairman of the Legislature;***
- c. Term ending on December 31, 2020: ~~Ulster County District Attorney~~ **Majority Leader of the Legislature;***

Proposed Local Law Number 18 Of 2018

County of Ulster

A Local Law Amending Ulster County Charter Section 44-8 And
Ulster County Administrative Code Section A 33-2, Board Of Ethics

- d. Term ending on December 31, 2021: ~~Ulster County Sheriff~~ Minority Leader of the Legislature;
- e. Term ending on December 31, 2022: ~~Ulster County Clerk~~ Ulster County Executive.

2. ~~Board of Ethics members shall serve without compensation and at the pleasure of the public officer that is empowered with appointment authority as set forth in this Local Law.~~ may be removed from office by a majority vote of the County Legislature for failure to fulfill the duties of the office or for any violation of this chapter, and shall be given written notice and an opportunity to be heard.

3. Deleted.

~~4.3.~~ Members of the Board of Ethics shall receive no compensation for services rendered but shall be entitled to their reasonable and necessary expenses incurred in the performance of their duties, within appropriations made for such purposes.

~~5. 4.~~ There shall be support staff and funds as may be appropriated annually toward the Ethics Board's maintenance and operation.

~~6. 5.~~ The County Attorney or Attorney(s) and Legislative Counsel shall each provide legal and advisory services to the Board of Ethics as it may require in the performance of its duties. If the County Attorney or Attorney(s) for the County and/or Legislative Counsel has a potential conflict of interest, the County shall make funds available for outside counsel.

~~7. 6.~~ The Board of Ethics shall elect a Chairperson from among its members. The Chairperson or a majority of the Board may call a meeting of the Board. The Board of Ethics shall meet a minimum of two times a year.

~~8. 7.~~ Three members of the Board shall constitute a quorum and shall be required for the purpose of conducting a meeting. A concurring vote of three members shall be required for the Board to take action.

Proposed Local Law Number 18 Of 2018

County of Ulster

**A Local Law Amending Ulster County Charter Section 44-8 And
Ulster County Administrative Code Section A 33-2, Board Of Ethics**

9. Deleted.

B. Qualifications.

1. All members of the Board of Ethics shall reside in the County of Ulster, be over 25 years of age, and be a registered voter for at least five years prior to appointment.

2. Deleted.

~~3.~~ 2. No member shall hold office in a political party or hold elective office in the County. For purposes of this section, "office in a political party" shall mean all offices in any political party including the office of committee person or committee member.

~~4.~~ 3. A member may make campaign contributions but not otherwise participate in any Ulster County election campaign.

~~5.~~ 4. One member may be an appointed officer or employee of the County.

A33-2 Membership; Appointment; Compensation:

A. There shall be a Board of Ethics consisting of five members, ~~with one member appointed by each of the following public officers, inter alia, the Ulster County Executive (two members), the Chairman of the Legislature (one member), the Majority Leader of the Legislature (one member), and the Minority Leader of the Legislature (one member), Ulster County Comptroller, Ulster County District Attorney, Ulster County Sheriff and the Ulster County Clerk, subject to the confirmation of the County Legislature. Board of Ethics members shall serve without compensation and for a term of five years. Members of the Board of Ethics shall receive no compensation for services rendered but shall be entitled to their reasonable and necessary expenses incurred in the performance of their duties, within appropriations made for such purposes. Vacancies shall be filled for the unexpired term.~~

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**A Local Law Amending Ulster County Charter Section 44-8 And
Ulster County Administrative Code Section A 33-2, Board Of Ethics**

B. The County Legislature shall vote on any nominee to the Board of Ethics. The Legislature shall vote on the confirmation of such individual at its next regular meeting at least 30 days after such nomination has been made by the given public officer. If the Legislature fails to vote upon the proposed appointment or appointments, the proposed appointment or appointments shall be deemed confirmed. When an appointment is not confirmed by the Legislature, but such appointment was considered at a regular meeting of the Legislature, the appointment of the same individual for the same position may not be resubmitted by the public officer for 12 months after the Legislature votes upon the proposed appointment.

C. Deleted.

SECTION 3. MANDATORY REFERENDUM QUESTION.

The question that shall be submitted to the voters is as follows:

Shall the amendment to the Ulster County Charter approved as Proposed Local Law # 18 of 2018, **changing the appointing authority of Ulster County Ethics Board members to the following: two (2) appointments by the Ulster County Executive, and one (1) appointment each by the Chairman, Majority Leader, and Minority Leader of the Legislature** ~~allowing for the Ulster County Executive, Ulster County Comptroller, Ulster County Sheriff, Ulster County District Attorney and Ulster County Clerk to each appoint one member to the 5 member Ulster County Ethics Board,~~ be adopted and become part of the Ulster County Charter?

SECTION 4. SEVERABILITY.

If any word, phrase, clause, sentence, paragraph, section or part of this article shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the word, phrase, clause, sentence, paragraph, section of part thereof directly involved in the controversy in which such judgment shall have been rendered.

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SECTION 5. EFFECTIVE DATE.

Pursuant to Municipal Home Rule Law Section 23, this Local Law shall not become operative unless and until this Local Law is approved by the duly qualified voters of Ulster County in a manner prescribed by law at the general election on November 6, 2018, and thereafter filed with the Secretary of State.