

Ulster County Legislature
Standing Committee Meeting Minutes

September 2013

Economic Development and Tourism
Environmental, Energy & Technology
Health & Personnel
Law Enforcement & Public Safety
Laws & Rules, Governmental Services
Legislative Programs, Education & Community Services
Public Works & Capital Projects
Social Services
Ways & Means

Economic Development & Tourism Committee

Regular Meeting Minutes

DATE & TIME: September 10, 2013/6:30 PM
LOCATION: Karen L. Binder Library, 6th Floor, County Office Building
PRESIDING OFFICER: James Maloney, Chairman
LEGISLATIVE STAFF: Lisa K. Mance
PRESENT: Legislators Maloney, Loughran, Maio and Roberts
ABSENT: Legislator Loughran
EXCUSED: None
QUORUM PRESENT: Yes
OTHER ATTENDEES: UCAT Director Robert DiBella, League of Women Voters Observer Vic Melville, Legislative Counsel Langdon Chapman and Kathy Nolan

Chairman Maloney called the meeting to order at 6:32 PM.

MOTIONS:

MOTION NO. 1
TEXT OF MOTION: RESOLVED to approve the August 14, 2013 Meeting Minutes
MOTION MADE BY: Legislator Roberts
MOTION SECONDED BY: Legislator Maio
ROLL CALL VOTE: No
VOTING IN FAVOR: Legislators Maloney, Wishnick, Roberts and Maio
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 4
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passes

MOTION NO. 2
TEXT OF MOTION: **RESOLUTION No. 249 – September 24, 2013**
RESOLVED to approve Resolution No.249 – Appropriating Grant Funds –Amending The 2013 Ulster County Budget – Department of Tourism

Resolution Summary: Resolution Submitted on behalf of the Ulster County Department of Tourism which had been awarded a NYS Department of Local Government Efficient Grant in 2012 to help fund a tourism shared service agreement with the City of Kingston. As part of that Agreement, improvements were planned and made to the Kingston Heritage Area Visitor's Center which allowed the Department of Tourism to re-locate to that space. Some of the improvements to the Center included construction of offices, updated computer systems, wireless internet access and signage. The money wasn't included in the 2013 Ulster County Budget but is now available from NYS.

DISCUSSION: Legislator Wishnick made an inquiry as to the funds being last years' monies which weren't included in the 2013 budget.

MOTION MADE BY: Legislator Roberts
MOTION SECONDED BY: Legislator Maio
ROLL CALL VOTE: No
VOTING IN FAVOR: Legs. Maloney, Wishnick, Maio and Roberts
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 4
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passed Unanimously

MOTION NO. 3
TEXT OF MOTION:

RESOLUTION No. 250 – September 24, 2013

RESOLVED to approve Resolution No. 250 - Appointing Member To The Ulster County Planning Board – Town of Gardiner

Resolution Summary:

Pursuant to Section C-49(A) of the Ulster County Charter and Section A7-5(A) of the Administrative Code, County Planning Boards shall consist of 25 members and associated alternate members appointed by the County Legislature to serve for 4-year terms. The Town Board/Village Board of each town and village in Ulster County shall make recommendations to the Legislature, one person and one alternate from the town or village for consideration and appointment. The Town of Gardiner Town Board recommended Raymond Sokolov, Gardiner, NY to represent the Town on the Ulster County Planning Board.

MOTION MADE BY: Legislator Roberts
MOTION SECONDED BY: Legislator Maio

Discussion: None

ROLL CALL VOTE: No
VOTING IN FAVOR: Legs. Maloney, Maio, Roberts, and Wishnick
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 4
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passed Unanimously

MOTION NO. 4
TEXT OF MOTION:

RESOLUTION No. 251- September 24, 2013

RESOLVED to approve Resolution No. 251 – Approving and Re-Adopting The Department of Public Transportation Substance Abuse Policy – Department Of Public Transportation (UCAT)

Resolution Summary:

The Director of Public Transportation has recommended approval of an updated UCAT Substance Abuse Policy in accordance with 49CFR Part 655 and 49 CFR Part 40. In order to comply with the Federal Transit Administration regulations, UCAT is required to have a written substance abuse policy in place which is continuously reviewed and updated as needed.

MOTION MADE BY: Legislator Maio
MOTION SECONDED BY: Legislator Roberts

Discussion: Chairman Maloney called upon Director DiBella to elaborate. Director DiBella indicated that there were changes in wording of the Substance Abuse Policy which addressed making the "Refusal to Test" more stringent, elaborating on "Directly Observed" tests to allow a better understanding to individuals, changes were made to "Employee Access to Records" which allowed more access than prior with specific procedure to obtain records and there were formatting changes made throughout the document which were minor.

Legislator Wishnick inquired as to how often drug tests were given to drivers to which Director DiBella replied that there were random tests given to five (5) drivers per month, which resulted in each driver being tested once a year. Director DiBella indicated that the tests were completely random without prior notice. Legislator Wishnick also asked the Director what was the impact of the use of prescription drugs (prescription or generic), to which the response was that the driver is immediately taken off the road, using either personal/sick time. Director DiBella added that every October, safety training was provided to all employees to review all requirements of the Department and their expectations. Lastly, Legislator Wishnick inquired as to the number of incidents in which drivers were found to be under the influence of drugs to which Director DiBella responded that there were none in the 4 ½ years in which he was Director.

ROLL CALL VOTE: No
VOTING IN FAVOR: Legs. Roberts, Maio, Maloney and Wishnick
VOTING AGAINST: None

NO. OF VOTES IN FAVOR: 4
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passed Unanimously

Legislator Wishnick made a request that a report of the UCDC be provided to the Economic Development Committee with an additional request by Legislator Roberts asking Legislative Employee Mance to provide future meeting dates to members.

In addition, Legislator Maloney confirmed that he attended meetings for the IDA but that a request should be made to the IDA if Legislator Wishnick wanted to obtain a report of the proceedings. Legislator Wishnick asked for Chairman Maloney could provide a summary of the meetings to which Chairman Maloney stated could be possible but that he would not be present at the next meeting of the IDA.

There being no further business before the Committee, a motion was made by Legislator Roberts, seconded by Legislator Maio, and carried to adjourn the Meeting at 6:40 PM.

Dated the 16th day of September, 2013

Lisa K. Mance, Legislative Employee, Ulster County Legislature

Minutes Approved on: October 9, 2013

Environmental, Energy, & Technology Committee

Regular Meeting Minutes

DATE & TIME: September 12, 2013, 5:45 PM

LOCATION: Karen L. Binder Library, 6th Floor, COB, Kingston, NY

PRESIDING OFFICER: Chair Carl Belfiglio

LEGISLATIVE STAFF: Krista J. Barringer, Deputy Clerk

PRESENT: Legislators Tracey Bartels, Craig Lopez, Mary Wawro, and Chairman Terry Bernardo

EXCUSED: Legislator Kenneth Wishnick

QUORUM PRESENT: Yes

OTHER ATTENDEES: Legislator MaryBeth Maio, Legislative Counsel Langdon Chapman, Senior Legislative Employee Frank Reggero, RRA Board Member Charles Landi, RRA Executive Director Tim Rose, County Attorney Bea Havranek, League of Women Voters Representatives Vic Melville and Dare Thompson, Lower Esopus Creek Residents John Sullivan, Rosemarie Sullivan, and Joanne Powers.

Chair Belfiglio called the meeting to order at 5:49 PM.

MOTION NO. 1 Approval of Minutes from August 8, 2013

Motion Made By: Legislator Lopez

Motion Seconded By: Legislator Bartels

Discussion: None

Roll Call Vote: No

Voting In Favor: Legislators Belfiglio, Bartels, Lopez, and Wawro

Voting Against: None

No. of Votes in Favor: 4

No. of Votes Against: 0

Disposition: Carried

Guest Presenters John & Rosemarie Sullivan and Joanne Powers

Mrs. Sullivan provided her comments in writing (comments attached to minutes). Legislator Belfiglio asked when the Sullivans' first put their house up for sale. Mrs. Sullivan replied in August 2010.

Legislator Bernardo concurred with Mrs. Sullivan's view and noted it was the same experience with the Town of Wawarsing home owners as they were unable to sell the homes that were being flooded due to the actions of the DEP.

In response to questioning by Chair Belfiglio, Mr. and Mrs. Sullivan replied they received an appraisal on the house two months before they put in on the market and was appraised at \$220,000. They noted they had not had the home reappraised since then.

Chair Belfiglio noted he received documents from Mr. and Mrs. Sullivan and he would submit them for the Committee minutes. Mrs. Sullivan noted they are just one family along the lower Esopus Creek being affected by this and that there were thousands more.

Ms. Powers, a neighbor of the Sullivans, indicated the property along the lower Esopus Creek has been in her family since 1945. She described the changes that have occurred to the creek over that time. She noted they are members of the Glenerie Lake Park Association. Chair Belfiglio noted a Google Earth view of the area still shows the muddy water. (The Google Earth picture is attached to the minutes.)

Chair Belfiglio highlighted the Committee's upcoming Public Hearing on the Department of Health's Filtration Avoidance Determination to be held on September 25, 2013 beginning at 4:00 pm and ending 7:30 pm. He invited the presenters to attend.

Motion No. Resolution No. 241 – September 24, 2013

Text of Motion: **Resolved to approve Resolution No. 241** - Authorizing the County Attorney To Commence An Article 78 Proceeding To Challenge The New York State Department Of Environmental Conservation's Continued Delay In Entering Into A Consent Order With The New York City Department Of Environmental Protection Regarding Polluted Releases Into The Esopus Creek

Motion Made By: Legislator Lopez for discussion

Motion Seconded By: Legislator Bartels

Resolution Summary: This Resolution authorizes and directs the County Attorney to commence an Article 78 proceeding to challenge the New York State Department of Environmental Conservation's continued delay in entering into a Consent Order with the New York City Department of Environmental Protection regarding polluted releases into the Esopus Creek and it's complete disregard of the EPA's requirement that it address the turbidity levels in the Esopus Creek.

Discussion:

Chair Belfiglio noted County Attorney Havranek had indicated the Committee will need to enter into Executive Session. County Attorney Havranek felt some of the remarks of the

Committee would have something to do with the litigation and that they would need to preserve the County's confidentiality in light of the fact that they are discussing litigation. Legislative Counsel Chapman suggested they enter into an Attorney/Client session first.

Legislator Bartels inquired the difference between an Executive Session and an Attorney/Client Session. County Attorney Havranek and Legislative Counsel Chapman discussed the difference between an Executive Session and an Attorney/Client Session. County Attorney Havranek felt she would be stifled in what she could discuss in an Attorney/Client Session as all attendees would not be bound to the level of confidentiality mandated in an Executive Session. Chair Belfiglio clarified County Attorney Havranek would be invited into an Attorney/Client Session. County Attorney Havranek stated legal strategy could be discussed in Executive Session that could not be discussed in an Attorney/Client Session.

Chair Belfiglio motioned for the Committee to enter into Executive Session to discuss a specific lawsuit before the Committee regarding the NYC DEP, seconded by Legislator Wawro and with all voting in agreement, the Committee moved into Executive Session at 6:03 PM.

Chair Belfiglio motioned for the Committee to exit Executive Session and return to the public meeting, seconded by Legislator Bartels and with all voting in agreement, the Committee moved into Executive Session at 6:29 PM.

Legislator Lopez motioned to make an amendment to Resolution No. 241 to delete the RESOLVE and replace it with the following:

RESOLVED, that the County Attorney is authorized and directed to commence an Article 78 proceeding and/or such other proceeding as the County Attorney deems appropriate, to challenge the New York State Department of Environmental Conservation's continued delay in entering into a Consent Order with the New York City Department of Environmental Protection regarding polluted releases into the Esopus Creek and/or its complete disregard of the EPA's requirement that it address the turbidity levels in the Esopus Creek, and/or such other and further relief as the County Attorney deems appropriate in relation to the quality of water in the Esopus Creek,

Legislator Bartels seconded the motion and with all voting in the affirmative, the Resolution was amended.

Legislative Counsel Chapman noted he discussed the proposed amendment with the other Resolution sponsor, Legislator Aiello, who consented to the change.

Chair Belfiglio noted County Attorney Havranek offered her time and expertise to the Committee to answer any questions and requested she keep the Committee apprised of what the County plans to do as long as it does not impact the County's litigation efforts. He noted the Committee has been "in the dark" as to what is happening with the County's actions and/or plans for stopping the turbid releases. He indicated he would appreciate more open communication between the County Executive and the Committee. County Attorney Havranek indicated she was available at the Committee's request and would, if she had not already, file with the Clerk of the Legislature, the two letters submitted to the DEC on behalf of the County Executive and the County Legislature. She noted these letters included the Legislature's Resolution and concerns. She noted there were a lot of asks in the letters.

Roll Call Vote:	No
Voting In Favor:	Legislators Belfiglio, Bartels, Lopez, and Wawro
Voting Against:	None
No. of Votes in Favor:	4
No. of Votes Against:	0
Disposition:	Carried

Chair Belfiglio discussed a history of this Resolution's progress through the Legislature which included a meeting in June 2013 with the Committee Chair and Deputy Chair with the RRA Board Chair and Executive Director to discuss this amendment. He noted based on this meeting, the Committee Chair and Deputy Chair requested Legislative Counsel Guerin to draft an amendment to the operating agreement with the Ulster County RRA. He noted this was presented to the Committee last month and then the County Attorney was approached to also review the amendment. He indicated the County Attorney Havranek submitted a letter to Bond Counsel to which he received a copy. County Attorney Havranek stated the letter included questions regarding the County assuming liability and obligation of the bonds. She stated she would follow-up with Bond Counsel regarding a response as it had been two weeks since she sent the letter. Chair Belfiglio noted following the Ulster County Comptrollers paper regarding the sustainability of the RRA and the bonds was that the County would be responsible for the bonds as it was guaranteed by the County. County Attorney Havranek concurred the County was responsible under the Service Agreement but this was a reasonability of Bond Counsel and felt it would be better to get the opinion in advance should there be any items that need to be addressed or modified. She stated she had no objections to the plan that the Legislature had.

Motion No. 2 Resolution No. 182 – September 24, 2013

Text of Motion: Resolved to approve Resolution No. 182 - Authorizing
Counsel To The Legislature To Prepare A Potential

Amendment To The Ulster County Resource Recovery Agency
Operating Agreement With The County Of Ulster

Motion Made By: Legislator Bartels for the purposes of discussion

Motion Seconded By: Legislator Lopez

Resolution Summary: This Resolution authorizes and directs Counsel to the Legislature to prepare an amendment to the current RRA Operating agreement with the County of Ulster, in cooperation with the County Attorney and the Counsel to the RRA, that embodies legislative intent in regards to the RRA's bonding rights and that said amendment shall be presented to the Legislature no later than fifteen (15) days after the adoption of this resolution to allow for review and possible modification by any/all members of the Legislative Body.

Discussion:

Legislator Bartels felt one additional potential problem is that the Resolution indicates no later than 15 days the amendment would be presented to the Legislature for it's review. She felt the Legislature would want the Bond Counsel's response no later than 15 days from the passage of the Resolution.

Legislative Counsel Chapman noted the Committee directed Counsel to prepare a document that has since been prepared and present it to the Legislature, which they also have done. He felt the Resolution instructs the Legislature to do something that has already been done and it is now out for Bond Counsel opinion. He felt the Resolution was mute at this point.

Legislator Bartels concurred it was mute last month as they were in the process of doing the actions.

Chair Belfiglio noted the minutes reflect that the Committee held a lengthy discussion on the topic last month and the month before.

Legislator Bartels expressed concern in the conundrum that the Resolution is totally unnecessary and the instinct is to vote no but should the sponsor obtain the needed signatures, the Legislature will be discussing it anyway. She wondered if voting yes would put it in the consent package and they would not have to do any further discussion on it. She felt it was ridiculous that the Committee is discussing a Resolution that is already passed. She felt this was a memorializing resolution.

Chair Belfiglio noted the resolution sponsor had not attended any Committee meetings and felt with the information regarding Bond Counsel, the sponsor might have withdrawn the Resolution. He noted the Sponsor had done nothing to follow up on the Resolution except introduce the Resolution to the Committee for a vote. He stated he would not postpone the

Resolution any longer. Legislator Bartels noted the first Resolved the authorization to prepare an amendment that has happened and a second Resolve that states the amendment will be presented to the Legislature which has also happened to the Committee. Legislator Lopez concurred with this position that this Resolution has not made a lot of sense from the beginning and that the Committee has been discussing the Resolution for three months. Legislator Bartels noted her dilemma in voting no to the amendment as she lived and believed in the actions that have already been taken by the Committee. Chair Belfiglio noted this Resolution was coming from a Sponsor who had previously indicated the Legislature did not need Agreements or Resolutions but just handshakes and discussions. He called for a long roll.

Roll Call Vote:	Yes
Voting In Favor:	Legislators Bartels and Wawro
Voting Against:	Legislator Belfiglio and Lopez
No. of Votes in Favor:	2
No. of Votes Against:	2
Disposition:	Defeated

Follow-up Discussion: Chair Belfiglio asked if the Sponsor can be sent the results of the votes and a copy of the proposed amendment. Legislator Bartels suggested the proposed amendment with an explanation be sent to the full legislature. Legislative Counsel Chapman indicated that would be acceptable as it was a draft document and can be released. Legislator Bartels felt it should be send in relation to the Resolution. Chair Belfiglio noted the amendment had not yet been sent to the RRA. Legislative Counsel Chapman replied there were no State secrets and could be released. Chair Belfiglio confirmed the Committee's desire to send the vote with the Resolution, the amendment, and an explanation. He stated he would direct that the Legislature receive a copy of the existing Resolution that was voted down, the long roll vote, the amendment and an explanation of the Committee process to decisions. Legislative Counsel Chapman felt the explanation would be:

"The RRA invited the Legislature to enter into an amended contract in relation to Legislative approval for bonds over \$500,000 or more, this is a draft contract for your perusal. Should you have any comments, please file them with..."

Legislator Bartels felt it should also include that the Environmental, Energy, and Technology Committee authorized members to negotiate with the RRA Board members and that the Committee authorized Counsel to draft the amendment.

Chair Belfiglio noted this process initiated from a Resolution submitted by the RRA.

Motion No. **Resolution No. 236 – September 24, 2013**

Text of Motion: **Resolved to approve Resolution No. 236** - Setting A Public Hearing On Proposed Local Law No. 7 of 2013, A Local Law Amending Local Law No. 2 Of 2006(A Local Law Adopting A County Charter Form of Government For The County Of Ulster, State Of New York) And Amending Local Law No. 10 of 2008(A Local Law Adopting An Administrative Code for the County of Ulster, State of New York), To Update The Term Of Membership To The Environmental Management Council, To Be Held On Tuesday, October 22, 2013 At 7:00 PM

Motion Made By: Legislator Lopez

Motion Seconded By: Legislator Bartels

Resolution Summary: This Resolution submits and tables Introductory Local Law No. 7 of 2013 pending the holding of a Public Hearing, directs the Clerk of the Ulster County Legislature to cause a legal notice of said Public Hearing to be published according to law, and indicates the Public Hearing will be held on October 15, 2013 at 7:00 PM in the Legislative Chambers, Ulster County Office Building, 244 Fair Street, Kingston, New York.

Discussion:

Deputy Clerk Barringer noted the draft local law was distributed to the Committee last month. Legislator Bartels reiterated her position that this should be discussed with the County Executive immediately and know before going into session that there are no problems. County Attorney Havranek stated she did not know if it was shared with the County Executive or his Deputies. She stated she reviewed the Resolution and understood it was to ensure the terms conform. Legislator Bartels noted it was initiated as it is currently a two term limit and the desire to keep membership on the Council up at a time that volunteers are not readily available. County Attorney Havranek stated she would bring this Resolution to the County Executive's attention. Legislator Bartels noted there are currently people on the Council that have been on for over 10 years.

Chair Belfiglio felt the Resolutions was submitted timely and was in the packet. He noted the date for the public hearing was October 22nd which would allow plenty of time for the County Executive to look it over. He felt the County Executive's staff had already looked it over as it was posted online. He felt the County Executive could call anytime with any questions. He stated he would reach out to the County Executive with a copy of the Resolution including a cover letter stating for your review.

Roll Call Vote:	No
Voting In Favor:	Legislators Bartels, Belfiglio, Lopez, and Wawro
Voting Against:	None
No. of Votes in Favor:	4
No. of Votes Against:	0
Disposition:	Carried

New Business:

▪ Ulster County Resource Recovery Agency (UCRRA) 2014 Proposed Budget

Chair Belfiglio noted he sent a letter to the Ulster County RRA Executive Director Rose and RRA Board Chair Smith on August 28, 2013 to discuss the budget and received no response. He noted RRA Executive Director Rose was in attendance and invited him to sit at the Committee's table as it discusses the RRA's 2014 budget.

Chair Belfiglio felt this was a stellar year, following the enactment of flow control and very important to County taxpayers, haulers, and towns. He noted the draft budget was received on the 29th of July was fourteen days late and then the RRA Board accepted budget was exactly the same. He stated the Committee wanted to ask questions of the budget back in July but was told by the Executive Director that the RRA Attorney directed him not to answer any questions on the budget at last month's Committee meeting.

Chair Belfiglio stated it was a good budget and he liked it. He stated it did not have a net service fee. He asked why the tonnage was going down with flow control in place. RRA Board Member Landi replied the trash flow is an indicator of the economy over the last five years. He stated why they anticipated an increase of tonnage through flow control, the economy sliding had negated that increase. Chair Belfiglio noted that 187,000 people still produce waste. Legislator Bartels felt they would need to see a five year trend to determine if the numbers were trending down equally the previous five years. RRA Executive Director Rose stated when the economy crashed in 2008, people were not buying new products. Legislator Bartels stated that would be the five year mark and asked if since 2008, the County has been going down. RRA Executive Director Rose stated this figure was all over the board. He noted most flow control laws include C&D: construction and demolition but that the law approved by the Legislature does not. He stated they use to take in C&D but they stopped after Waste Management opened it's facility up the road and they now bring C&D to their own facility. Legislator Bartels asked if they were to plug in the C&D numbers from last year, if that was the difference. RRA Executive Director Rose stated C&D was about 20% and they do take in some C&D. He noted the focus on the volume should be secondary to the estimated tipping fee that was a theory at the time flow control was initiated. Chair Belfiglio clarified the C&D was mixed in with the MSW which is why the tonnage was changed. RRA Executive Director Rose noted they previously charged for C&D. He felt the focus

should be whether the RRA Board's decision for a \$100 per ton fee. He noted as a service fee, this was the bottom line. He noted they are unable to maintain a profit as a public authority. He stated this was regardless of the volume as when the volume dropped, so does all the other expenses. He stated they are not shipping as much, there is not as much overtime, and there is not as much wear and tear on the equipment. He indicated it appeared the number they picked was correct. He stated for the next year, given the economy does not bottom out, they are expecting about 120,000 tons of MSW based on the 6 months worth of data which was backed out by the RRA Comptroller to a \$103 tipping fee. He stated they projected out to 2015 with \$250,000 off the debt. He noted with \$450,000 coming off the debt, the tipping fee would be reduced by about \$4 per ton or an estimated tipping fee in 2015 of \$99 per ton. Chair Belfiglio clarified the operating budget of \$12,318,000 is at \$103 per ton or a 3% increase. RRA Executive Director Rose confirmed this.

Chair Belfiglio inquired about the fund balance. RRA Executive Director Rose noted there is \$1.4 million in the fund balance even after taking out the \$36,000 for the 2014 budget. He stated he worries about the State Comptroller's opinions regarding the fund balance. He stated the State Comptroller is looking for an average of 10-15% of the operating budget in their fund balance. He noted they will be developing a strategy to build their fund balance back up over 10%. He stated if the economy tanks, the budget is based on the MSW volume coming in.

Chair Belfiglio inquired about the union contract negotiations. RRA Executive Director Rose replied there was a 2% increase included in the budget. RRA Board Member Landi stated the Board is using the Consumer Price Index as the norm for pay increases. He stated they are hung up on the percentage that they are seeking for the employees to pay for health insurance. He stated they are seeking 15% and currently, the employees pay no contribution at all, at a time that new County employees are paying 20%.

RRA Executive Director Rose stated a salary change in a fifteen million dollar budget, with an increase of 3% or decrease of 1%, will not affect the tipping fee. Chair Belfiglio asked if these contract negotiation drag on for a year or two and they must provide retroactive pay increases, is the budget prepared for this. RRA Executive Director Rose replied that was such a minor figure, the bigger concern for the budget is the increase of fuel prices or the economy tanking. He stated they would be in a better place if they had 10-15% of the operating budget in reserves.

Chair Belfiglio stated he spoke with the County Comptroller, over the last couple of years, regarding the contract and he felt the taxpayers would like a plan to put money aside to pay down the net service fees that were subsidized by the County. He noted in the contract it states the Agency must repay and with respect to the fact that it is a lot of money, to which the County Comptroller did not have an accounting to the dime, he asked the RRA to please consider. RRA Executive Director Rose stated it would need to

be a Board discussion. He stated it would probably raise the tipping fee. He noted for every \$1 in tipping fee, it would raise \$120,000.

RRA Executive Director Rose discussed changes in recycling. He noted the decreases they are receiving per ton in recycled materials. He noted at one time, they were making \$1 million per year in recycled materials. Legislator Bartels noted they are making \$800,000 which is still a lot of money. RRA Executive Director Rose discussed the volatile recycling commodities market.

In response to questioning from Chair Belfiglio, RRA Executive Director Rose noted the Seneca Meadows contract is up next year and the hauling/final disposal contracts are being put to bid next summer and they could see some cost savings. He discussed possible trucking alternatives.

RRA Executive Director Rose stated the 2014 tipping rates were changing from \$100 to \$103 for 80% of their waste. He stated the other 15% is the municipalities and their tipping fees were changing from \$90 per ton for Towns to \$93 per ton; \$40 pull charge for Towns to \$43; and for the self-haul municipalities of City of Kingston and Town of New Paltz from \$80 - \$86. He stated on Monday, the Board would be setting a public hearing date for the budget to be held before 10/15/13. Chair Belfiglio and Legislator Bartels discussed their dislike of the staggered rates. Chair Belfiglio confirmed a citizen taking their own trash to the RRA would pay the \$100 per ton rate. RRA Executive Director Rose replied one rate is applied to all those coming across the scale at the facility, except the Towns and the City. Legislator Bartels felt the goal should be one fee. Chair Belfiglio felt this was unfair as the City of Kingston was receiving a break on the fee which meant the users of their system was getting a break and the other users were not getting a break. Legislator Bartels noted the City of Kingston pays to haul their waste to the facility. RRA Executive Director Rose noted the RRA is not using their personnel to pick up the waste. Legislator Bartels noted there is no pull charge or use of trucks. She understood there was a three tiered system but did not like the two tiered private/public system as she felt it should be one fee. RRA Executive Director Rose stated he would informed a year ago that everyone should pay one fee and noted the self-haul rate was increasing an additional \$3 with the intent of bringing everyone to the same fee. He expected this one fee to occur faster if by 2015 they were able to bring the debt fee down and he would then be able to bring the \$103 down to \$98. Chair Belfiglio discussed the change should the City of Kingston allow the private haulers to take over the trash service. RRA Executive Director Rose felt the other Counties with flow control have a single fee. He noted this fee goes up and down depending on the debt service fee and disposal. Legislator Bartels noted Attorney Cahill suggested the same and then indicated a different perspective. Deputy Clerk Barringer clarified the tipping fee is \$86 across the scale and they are charging \$7 per ton for the RRA staff to pick it up. RRA Executive Director Rose noted they also charge a \$43 pull charge. Legislator Bartels noted the pull charge is not per ton. RRA Executive Director Rose reiterated today's

rates were \$90 per ton with a \$40 pull charge. He indicated they receive approximately 4 tons in a roll off and with the \$40 equating to about \$10 per ton, the Towns were paying a total of \$100 per ton. He noted as the system exists currently, the Towns were paying the same as the private haulers but they are also receiving the RRA's servicing of the facilities. Deputy Clerk Barringer noted the presentation by Attorney Cahill indicated the goal was to have everyone pay the same but that the agency would charge for the extra services.

Chair Belfiglio inquired if the RRA consulted with the City to set the tipping fees. RRA Executive Director Rose noted the Board set the fee without consulting the City. He stated they were in contract with the City of Kingston until March 2014. Legislator Bartels asked why the City of Kingston was receiving a sweet deal. RRA Executive Director Rose noted when he arrived at the RRA there had historically been a division in the tipping fees and they have worked to close the gap. He noted the City of Kingston Mayor has an opportunity at the public hearing to voice his opinion on the increase to the tipping fee. He stated all municipalities will receive a letter indicating the public hearing date to voice any opinions with the Board of Directors. He indicated in his term as Executive Director, no one has attended the public hearing. He further noted the Town contracts were expiring in three weeks and all had signed on except for Gardiner, Marlboro, Shandaken and Rochester. He indicated the following have indicated intent to sign on: Gardiner, Rochester, and Shandaken for recycling only as they use Saugerties for MSW.

Legislator Bartels indicated the difference in the deliver or not deliver trash difference should be in the pull charge and felt the City of Kingston should be at the exact same place as the municipalities without a pull charge. RRA Executive Director Rose noted the users of the system are all one category but that for the City of Kingston, their garbage service is paid for in their taxes. He noted second home owners who take their trash back to the City are considered taxpayers but are not users of the system. He noted the Town of Kingston also provides trash service as part of the Town budget and they go to bid with County Waste currently their waste provider. He indicated all other municipalities use the Town Transfer Stations. Legislator Bartels and RRA Executive Director Rose discussed possible alternatives to the use of Town Transfer Stations and the County's Solid Waste Management Plan. Legislator Bartels asked about the status of the County's Solid Waste Management Draft Plan. RRA Executive Director Rose replied it was still in the hands of the New York State Department of Environmental Conservation (DEC). He stated he was updated two days prior and informed that the Ulster County plan was next on their list. Legislator Bartels requested that RRA Executive Director Rose keep the Committee informed when the plan moves to the next stage. He noted the next stage would be to request public comment on the plan. Legislator Bartels inquired if the document was currently foil able and if the Committee could receive a copy of it. RRA Board Member Landi replied it was not foilable while the DEC has it. RRA Executive Director Rose noted there were some legal questions on

this last year and that it probably was foitable. He noted if it was released to the public it screws the whole situation and would make the process a disaster as the DEC has run into this in other counties. RRA Board Member Landi indicated the plan is currently a draft. RRA Executive Director Rose stated the DEC informed him that the experience in other counties has been that the public input on the draft conflicts with the DEC comments which may delay the process. Legislator Bartels asked about the time frame as she would like time to ensure due diligence and give comment. RRA Executive Director Rose stated the public comment period would ensure enough time for people to read it as it is a big document and felt the comment period would be months long. He noted changes would be required by the DEC prior to it being released to the public. He also noted that since the document was drafted in 2011, the County has now implemented flow control and the document will need to be revised when finally returned with comments from the DEC.

RRA Board Member Landi noted the new tipping fee rates will not take effect until January 1, 2014. He noted there was still time for meaningful input at the next three RRA Board meetings. RRA Executive Director Rose noted the County Executive's office reviewed the 2014 Budget and felt fine with the document. Legislators discussed the dates and time for the upcoming RRA Board meetings and public hearing.

New Business:

▪ New York City Filtration Avoidance Determination (FAD)

Chair Belfiglio discussed the press conference held by the Environmental, Energy, and Technology Committee on August 30, 2013 to announce the public hearing to be held September 25, 2013 from 4:00 to 7:30 PM in the Legislative Chambers. He noted the public hearing was established to allow the public an opportunity to state it's opinions on the FAD. Legislator Bartels noted the 4:00 start time was difficult but would try to attend on time. Chair Belfiglio indicated there was media coverage on this including Mid Hudson News, RNN, an article in the Wall Street Journal and the New York Times contacted the County Executive. He indicated this event could be a foundation for a lawsuit. He wondered how long it would take the DEC to make a determination on the draft consent order that was presented last year as well as this FAD. He pondered if there would be any relief to Ulster County and if it would be acceptable to the Legislature. He felt the Resolution sponsored by Legislator Aiello and co-sponsored by Legislator Lopez was a step in the right direction to bring the Legislature's voice on the topic. Chair Belfiglio noted at the public hearing there would not be any answers from the Committee but simply a hearing to hear people's concerns. Legislator Bartels asked about the seating arrangements for the hearing. Chair Belfiglio indicated his plan for the layout of the public hearing. He noted there was a request to live stream the event but Deputy Clerk Barringer noted the response was that live stream would be unavailable due to the extra cost. Chair Belfiglio indicated there would be audio of the event. Legislator

Bartels inquired into the cost and Deputy Clerk Barringer replied \$1,500 as well as the need to have this cost authorized. Legislator Bartels inquired about the Daily Freeman's live stream capabilities. Chair Belfiglio inquired to the ability to video the event. Deputy Clerk Barringer indicated the Legislature did not own such equipment. Chair Belfiglio noted it was not the responsibility of the Legislature to video the event and felt it was a huge undertaking for the Legislature to hold the hearing when no one else would, to give the public an opportunity to speak. He encouraged the public to come and speak. Legislator Wawro inquired as to the time limit for speakers. Chair Belfiglio indicated latitude would be given based on the number of attendees seeking to make comment. He stated the County Executive would be given first opportunity to comment. Legislator Wawro asked if there was any opportunity to turn the microphones off to silence them when the time is up. Chair Belfiglio felt the Chairman's microphone would silence all other microphones. Legislators discussed strategies to make the public comment more efficient. Legislator Bartels asked about additional staff from the Legislative office. Chair Belfiglio noted official letters were being sent out to organizations and the Towns in addition to the public hearing announcement. He noted the approval needed to pay and post a legal notice. The Committee discussed the press releases for the event. Ms. Thompson asked if this hearing would be similar to the one held last year at SUNY Ulster to which she was the moderator. She offered advice to the Committee regarding the public comments. Legislator Lopez noted the Fire Advisory Board starts at 8:00 pm on the night of the public hearing. Chair Belfiglio noted the Sheriff's Office would be informed if they felt additional Deputies were needed. Ms. Thompson recalled that most of the speakers were really respectful, it was enlightening to hear all the opinions, and it was only one person in particular who was unbelievably rude and others ran over their allotted time.

Old Business:

- **Climate Smart Committee (For Discussion Purposes Only)**

Discussion:

Legislator Bartels mentioned to Dare Thompson the Committee's desire to contact the League of Women Voters to seek possible recommendations for appointments and they agreed to further discuss this in the future. Ms. Thompson noted it was the League of Women Voters that encouraged the formation of the Committee.

Adjournment

Motion Made By: Legislator Belfiglio

Motion Seconded By: Legislator Bartels

No. of Votes in Favor: 4

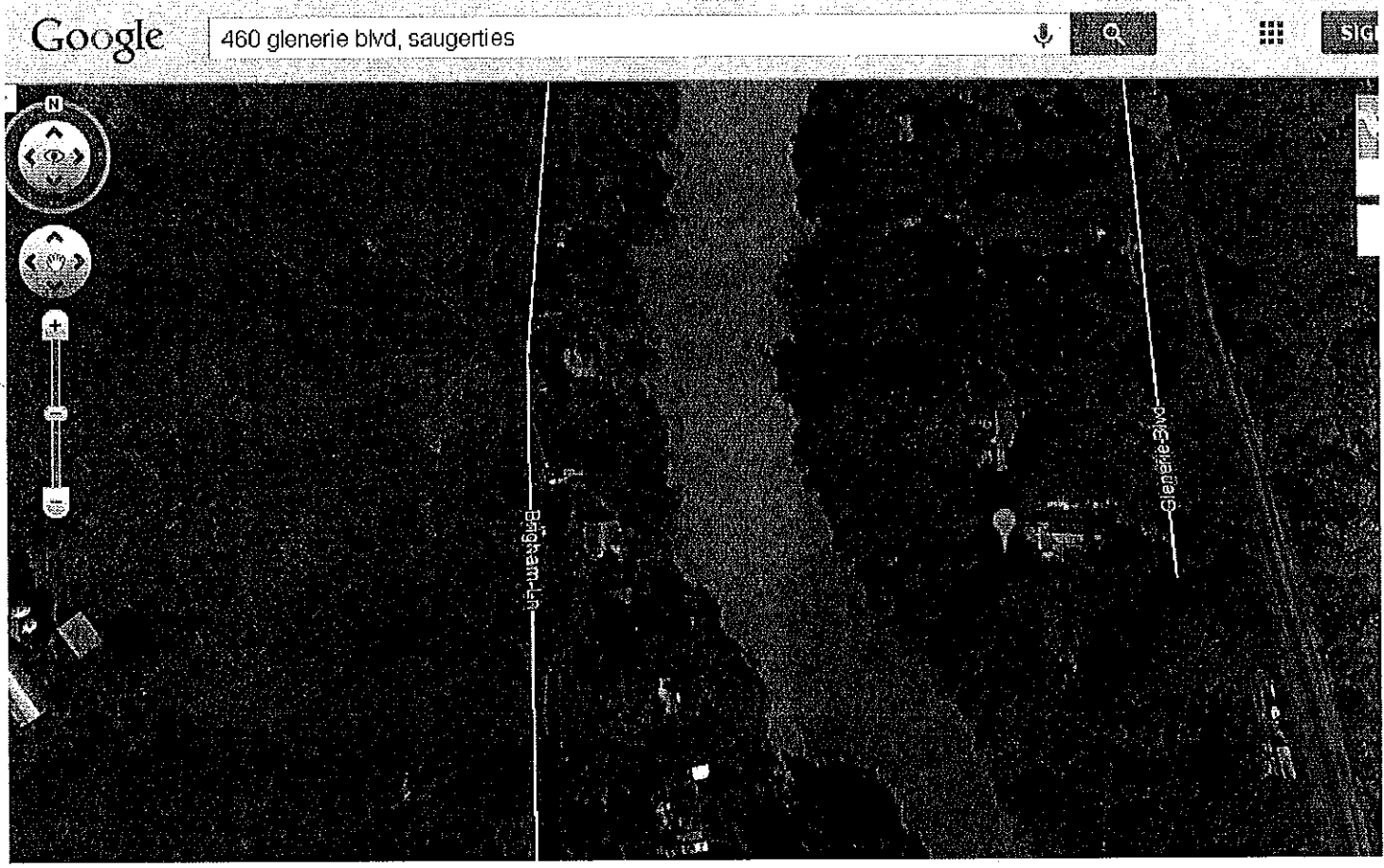
No. of Votes Against: 0

TIME: 7:49 PM

Dated the 8th day of October, 2013

Krista Barringer, Deputy Clerk

Minutes Approved on: October 10, 2013



Health and Personnel Committee

Regular Meeting Minutes

DATE & TIME: September 24, 2013, 6:45 PM
LOCATION: Majority Conference Room, 6th Floor, COB, Kingston, NY
PRESIDING OFFICER: Chairman Robert T. Aiello
LEGISLATIVE STAFF: Krista Barringer, Deputy Clerk
PRESENT: Legislators Carl Belfiglio, Jeanette Provenzano (arrived 6:51 PM) and Kenneth Ronk
ABSENT: Legislators Robert Parete
QUORUM PRESENT: Yes
OTHER ATTENDEES: Legislators Dean Fabiano and Hector Rodriguez, Legislative Counsel Erica Guerin and League of Women Voters Observer Lee Cane

Chairman Aiello called the meeting to order at 6:46 PM.

Old Business (Monthly Personnel Report) :

Chairman Aiello noted this report is distributed by email.

Motion No. 1 Resolution No. 246 – September 24, 2013

Text of Motion: Resolve to Approve Resolution No. 246 - Approving The Exercise Of An Option To Extend The Primary Term Of The Lease Agreement With Willow Park, Inc. For Office Space For The Department Of Health – Department of Public Works (Buildings & Grounds)

Resolution No. 246 Summary: This Resolution approves the exercising of the option to extend the primary term of the Lease with Willow Park, Inc. for Department of Health office/clinic space at Willow Park Office Complex, 230 Aaron Court, Kingston, NY, for a renewal term of three (3) years, commencing November 1, 2013 and ending October 31, 2016, at an annual rental cost of \$34,274.75 for the first year term, \$35,004.00 annual rental cost for the second year term, and \$35,004.00 annual rental cost for the third year term, and authorize the Chairman of the Legislature to sign the same, in the form as filed with the Clerk of the Legislature or as modified with the approval of the County Attorney and as pursuant to the terms of the Lease, the County of Ulster maintains the option to terminate the Lease for any reason or no reason, upon sixty days written notice to the Landlord.

Discussion:

Legislators discussed the cost of this one year lease. Chairman Aiello noted an increase of the cost over three years. Legislative Counsel Guerin noted this lease is currently held by the County and the County was exercising the one year renewal option.

Motion Made By: Legislator Ronk

Motion Seconded By: Legislator Belfiglio

Roll Call Vote: No

Voting In Favor: Legislators Aiello, Belfiglio, Provenzano, and Ronk

Voting Against: None

No. of Votes in Favor: 4

No. of Votes Against: 0

Disposition: Carried

Motion No. 3 Resolution No. 247 – September 24, 2013

Text of Motion: Resolve to Approve Resolution No. 247 - Authorizing The Chairman Of The Ulster County Legislature To Execute A Contract With The New York State Department Of Health, Center For Environmental Health To Enforce Adolescent Tobacco Use Prevention Act And The Clean Indoor Air Act – Department Of Health

Motion Made By: Legislator Belfiglio

Motion Seconded By: Legislator Ronk

Resolution No. 247 Summary: This Resolution authorizes the Chairman of the Ulster County Legislature to execute a contract (C-028544) and any amendments thereto, with the NYSDOH, Center for Environmental Health to provide funds to enforce the Adolescent Tobacco Use Prevention Act and the Clean Indoor Air Act, for the period of April 1, 2013 through March 31, 2018, in the form as filed with the Clerk of the Ulster County Legislature or modified with the approval of the County Attorney and states if funding for this program is reduced or eliminated, the program will be eliminated as well.

Discussion:

Legislator Ronk explained the clean indoor air act.

Legislator Belfiglio noted a change to the financial impact between 2013 compared with 2014. Legislator Ronk indicated the difference was due to the 2013 expenses not beginning until April 2013, thus not being a full fiscal year of expenditures.

Roll Call Vote: No

Voting In Favor: Legislators Aiello, Belfiglio, Provenzano, and Ronk
Voting Against: None
No. of Votes in Favor: 4
No. of Votes Against: 0
Disposition: Carried

MOTION NO. 1 RESOLVED To Approve the Minutes of July 22, 2013 & August 5, 2013

Motion Made By: Legislator Ronk

Motion Seconded By: Legislator Belfiglio

Discussion: None

Roll Call Vote: No

Voting In Favor: Legislators Aiello, Belfiglio, Provenzano, and Ronk

Voting Against: None

No. of Votes in Favor: 4

No. of Votes Against: 0

Disposition: Carried

New Business: None

Old Business:

- ❖ The discussions of a Elevated Cancer Concern in Highland and the Status of HealthAlliance Changes introduced at the August meeting of the Health and Personnel Committee will be revisited at the October meeting of the Health and Personnel Committee.
-

Adjournment

Motion Made By: Legislator Belfiglio

Motion Seconded By: Legislator Ronk

No. of Votes in Favor: 4

No. of Votes Against: 0

TIME: 6:33 pm

Dated the 1st day of October, 2013

Krista J. Barringer, Deputy Clerk

Minutes Approved on: November 14, 2013

Law Enforcement & Public Safety Committee

Regular Meeting Minutes

DATE & TIME: September 10, 2013 5:30 PM
LOCATION: Ulster County Office Building, 6th Floor
PRESIDING OFFICER: Chairman Richard Parete
LEGISLATIVE STAFF: Lisa K. Mance
PRESENT: Legislators MaryBeth Maio, Carl Belfiglio, Kenneth Ronk and Thomas (T.J.) Briggs
ABSENT: None
QUORUM PRESENT: Yes
OTHER ATTENDEES: Sheriff Paul VanBlarcum Sheriff Frank Faluotico, Legislative Counsel Langdon Chapman, Captain Michael Freer

Chairman Richard Parete called the meeting to order at 5:40 p.m.

MOTIONS:

MOTION NO. 1
TEXT OF MOTION: RESOLVED to approve the August 6, 2013 Meeting Minutes
MOTION MADE BY: Legislator Belfiglio
MOTION SECONDED BY: Legislator Briggs
ROLL CALL VOTE: No
VOTING IN FAVOR: Legislators Rich Parete, Ronk, Maio, Briggs and Belfiglio
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 5
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion passed

MOTION NO. 2
TEXT OF MOTION: RESOLUTION NO. 217A – September 24, 2013
RESOLVED to Approve Resolution No. 217A – Setting Public Hearing On Proposed Local Law No. 6 of 2013, (A Local law Of The County Of Ulster, New York, Known As the "False Alarm Reduction Act"), To Be Held On Tuesday, October 22, 2013 At 7:05 PM

Resolution Summary: Public Hearing is required to be held regarding Proposed Local Law No. 6 of 2013, known as the "False Alarm Reduction Act" to be held Tuesday, October 22, 2013 at 7:05 PM in the Legislative Chambers, UCOB, Kingston.

DISCUSSION: Chairman Parete asked the Committee if they desired to wait on the Resolution. The impact the possible loss of sales tax could have on the execution of the Law if passed was discussed. Chairman Parete suggested that a portion of the fines could be allocated to cover the costs of executing the collection of fines. Legislator Belfiglio suggested that the Public Hearing, bring the proposed Local Law to the Legislative floor, and then notice the municipalities that the Law had been put into place but that there would be a grace period. Counsel Chapman provided his input that amendments the month prior had been made and that the sponsor had drafted additional minor amendments that could be approved in Committee and go forward to a public hearing.

Legislator Ronk confirmed a major change was that the money was going into a dedicated fund for the benefit of the Sheriff's Office and Counsel Chapman indicated the verbiage that could be inserted as "(G)" on page "5" of the Proposed Local Law and that other changes were simply technical amendments.

Legislator Ronk wished to offer a change that the fine shouldn't be an "either/or" with the municipal fines already in place; that the fine should not preclude a municipality from levying a similar fine which would allow the law to be enforced Countywide and not supersede another government. Chairman Parete asked if two agencies responded, would a fine be incurred twice. Legislator Belfiglio stated that his position was that if the Town already had a law in place, they should be allowed to collect. Discussion ensued with regard to agencies responding and the entity entitled to the collection of the fine. Counsel Chapman's interpretation was that nothing would prohibit a double charge and did not see a problem with the Town and County prosecuting. Legislator Ronk stated that his main objective was to save resources in reducing the amount of calls. Counsel Chapman stated that he had spoken with the County Attorney who expressed concerns in creating an obligation and that none was being creating.

Counsel Chapman reviewed the changes recited were clarifying that the civil penalties payable to the Ulster County Commissioner of Finance deposited by the Commissioner to a segregated fund, clarification there must have been a dispatch and that the Sheriff entered into a process with local police chiefs to the extent necessary to deal with any "glitches" that may arise, authorizing the Chairman to sign intermunicipal agreements if needed.

MOTION TO APPROVE LOCAL LAW WITH AMENDMENTS

MOTION MADE BY:	Legislator Briggs
MOTION SECONDED BY:	Legislator Ronk
ROLL CALL VOTE:	No
VOTING IN FAVOR:	Legislators Rich Parete, Ronk, Maio, Briggs and Belfiglio
VOTING AGAINST:	None
NO. OF VOTES IN FAVOR:	5
NO. OF VOTES AGAINST:	0
DISPOSITION:	Motion passed

Legislator Ronk wanted to indicate consent to the amendments for the record.

MOTION NO. 3	RESOLUTION No. 237 – September, 24, 2013
TEXT OF MOTION:	<u>RESOLVED to approve Resolution No. 237</u> – Recognizing October 15, 2013 As "White Cane Awareness Day"

Resolution Summary: White Cane Laws are on the books of every U.S. state and many other countries, providing blind persons a legal status in traffic. The cane now universally acknowledges that the bearer is blind. NYS VTL provides: "Every driver of a vehicle approaching an intersection or crosswalk shall yield the right of way to a pedestrian crossing or attempting to cross the roadway when such pedestrian is accompanied by a guide dog or using a cane which is metallic or white in color or white with a red tip." There are many residents residing in Ulster County that are blind and/or visually impaired and those residents strive for their own independence and the opportunity to participate in public activities. The Ulster County Legislature recognizes the accomplishments of those individuals, the significance of the white cane and the Federal and State laws that protect their rights.

DISCUSSION:

MOTION MADE BY:	Legislator Ronk
MOTION SECONDED BY:	Legislator Maio
ROLL CALL VOTE:	No
VOTING IN FAVOR:	Legislators Parete, Ronk, Maio, Belfiglio and Briggs
VOTING AGAINST:	None
NO. OF VOTES IN FAVOR:	5
NO. OF VOTES AGAINST:	0
DISPOSITION:	Motion passed

MOTION NO. 4
TEXT OF MOTION:

RESOLUTION No. 252 – September 24, 2013

RESOLVED to approve Resolution No. 252 – Authorizing the Chairman Of The Ulster County Legislature To Execute An Agreement With the Ulster County Board Of Cooperative Educational Services To Provide A Deputy Sheriff As A School Resource Officer – Ulster County Sheriff

Resolution Summary: The Ulster County Board of Cooperative Educational Services (BOCES) has requested a Deputy Sheriff be assigned as a School Resource Officer (SRO) at its Center for Alternative Education. BOCES will pay Ulster County an amount not less than \$45,000.00 for the services of the part-time Deputy Sheriff assigned as the SRO. The term of the agreement shall be July 1, 2013 through June 30, 2014.

DISCUSSION: Legislator Ronk raised question of what was being expended and if it was covering benefits to which Sheriff VanBlarcum responded that the Sheriff's office had someone at BOCES for years, adding that a part-time Deputy retired from Kingston was not receiving benefits and was placed in the position which was cost saving.

MOTION MADE BY:	Legislator Maio
MOTION SECONDED BY:	Legislator Ronk
ROLL CALL VOTE:	No
VOTING IN FAVOR:	Legislators Parete, Ronk, Maio, Belfiglio and Briggs
VOTING AGAINST:	None
NO. OF VOTES IN FAVOR:	5
NO. OF VOTES AGAINST:	0
DISPOSITION:	Motion passed

MOTION NO. 5
TEXT OF MOTION:

RESOLUTION No. 253 – September, 24, 2013

RESOLVED to approve Resolution No. 253 – Authorizing the Chairman Of The Ulster County Legislature To Execute An Agreement With the Rondout Valley Central School District To Provide A Deputy Sheriff As A School Resource Officer - Ulster County Sheriff

Resolution Summary: The Rondout Valley Central School District (RVCS) has requested a Deputy Sheriff be assigned as a School Resource Officer (SRO) at various locations within the District. RVCS will reimburse Ulster County 100% of the salary plus benefits of the Deputy Sheriff assigned as the SRO. The cost of salary plus benefits of the Deputy totals \$68,806.31 and the County will invoice RVCS for payment as per the contract. The term of the Agreement shall be September 1, 2013 through June 30, 2014.

DISCUSSION: Sheriff confirmed in response to Legislator Maio's inquiry that an SRO had been assigned previously to RVSD. Legislator Ronk also confirmed that there was a provision in the Contract for the officer to be able to leave the premises in an emergency.

MOTION MADE BY:	Legislator Maio
MOTION SECONDED BY:	Legislator Belfiglio
ROLL CALL VOTE:	No
VOTING IN FAVOR:	Legislators Parete, Ronk, Maio, Belfiglio and Briggs
VOTING AGAINST:	None
NO. OF VOTES IN FAVOR:	5
NO. OF VOTES AGAINST:	0
DISPOSITION:	Motion passed

SHERIFF'S REPORT: (On file with the Clerk of the Legislature). Legislator Ronk reflected that he had read that nationally, laws were being changed with regard to telephone revenue. Sheriff VanBlarcum replied that it did not affect NYS to date and would only deal with long distance calls. Sheriff stated that over \$2 million would

be brought in by years' end in revenue. The Sheriff was looking to work with Green and Sullivan County for board-ins in the coming year.

OLD BUSINESS: Legislator Belfiglio had contacted an Illinois company with regard to a presentation on installation of traffic ticket cameras, indicating that there was a question of the legality of cameras in small municipalities to which he has not received a response from the company representative. Captain Freer indicated that there had been a lot of negative press regarding the use of the cameras especially with regard to the location of stop signs/lights and white line placement at intersections.

NEW BUSINESS: Legislator Parete had seen in the news about a drug that was being used by police agencies and emergency service personnel known as Narcan to reverse the effects of a drug overdose. Legislator Parete was going to provide information with regard to the use and administering of the drug to the Committee.

Legislator Ronk relayed the content of a conversation had with DA Carnright with regard to an individual protesting at the Courthouse and what action(s) if any, could be taken. Specifically, what was being sought were the specifics of the County building use policy, whether the gentleman was in violation and if it was possible to create a further policy to disallow the use of County property for such purpose. Discussion ensued regarding the issue and what or who would be the correct entity to look into the matter.

There being no further business before the Committee, a motion was made by Legislator Maio, seconded by Legislator Parete, and carried to adjourn the meeting at 6:15 P.M.

Dated the 19th Day of September, 2013
Lisa K. Mance, Legislative Employee
Minutes Approved: October 8, 2013

Laws and Rules, Governmental Services Committee

Committee Meeting Minutes

DATE & TIME: September 23, 2013 / 6:00 PM
LOCATION: Karen L. Binder Library, 6th Floor, County Office Building, 244 Fair Street, Kingston, NY
PRESIDING OFFICER: Kevin Roberts, Chairman
LEGISLATIVE STAFF: Franklin R. Reggero
PRESENT: Legislators Roberts, Fabiano, Loughran, Maio, and Ronk
ABSENT: Legislators Donaldson and Robert Parete.
QUORUM PRESENT: Yes
OTHER ATTENDEES: Fawn Tantillo, Deputy Clerk of the Legislature; Victor Melville, League of Women Voters; Patricia Doxsey, Daily Freeman.

- Chairman Roberts called the meeting to order at 6:00 PM.

I. Chairman Roberts recognized **Legislator Loughran** for a motion to approve the minutes from the August 19, 2013 Committee meeting, seconded by **Legislator Fabiano** and unanimous vote in favor of approving the minutes.

II. RESOLUTIONS:

MOTION NO. 1 Resolution No. 236 – September 24, 2013

TEXT OF MOTION: **Resolution No. 236** - Setting A Public Hearing On Proposed Local Law No. 7 of 2013, A Local Law Amending Local Law No. 2 Of 2006 (A Local Law Adopting A County Charter Form Of Government For The County Of Ulster, State Of New York) And Amending Local Law No. 10 Of 2008 (A Local Law Adopting An Administrative Code For The County Of Ulster, State Of New York), To Update The Term Of Membership To The Environmental Management Council, To Be Held On Tuesday, October 22, 2013 at 7:00 PM.

Resolution Summary: A Public Hearing will be held on Tuesday, October 22, 2013 at 7:00 PM in the Legislative Chambers, Ulster County Office Building, 244 Fair Street, Kingston, New York.

MOTION MADE BY: Legislator Loughran
MOTION SECONDED BY: Legislator Maio

DISCUSSION: Chairman Roberts called for further discussion, hearing none.

ROLL CALL VOTE: No
VOTING IN FAVOR: Legislators Roberts, Loughran, Fabiano, Maio, and Ronk
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 5
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passed

MOTION NO. 2

Resolution No. 238 – September 24, 2013

TEXT OF MOTION:

RESOLVED to approve Resolution No. 238 - Adopting Proposed Local Law No. 4 of 2013, A Local Law Amending Local Law No. 8 of 2012 (A Local Law Entitled "Mandate and Taxation Information Act".

Resolution Summary:

Proposed Local Law #4 is hereby adopted by the Ulster County Legislature, and, pending the approval of the County Executive, hereinafter will be known as Local Law Number 3 of 2013.

MOTION MADE BY:
MOTION SECONDED BY:

Legislator Fabiano
Legislator Ronk

DISCUSSION:

Chairman Roberts called for further discussion, hearing none.

ROLL CALL VOTE:
VOTING IN FAVOR:
VOTING AGAINST:
NO. OF VOTES IN FAVOR:
NO. OF VOTES AGAINST:
DISPOSITION:

No
Legislators Roberts, Loughran, Fabiano, Maio, and Ronk
None.
5
0
Motion Passed

MOTION NO. 3

Resolution No. 217A – September 24, 2013

TEXT OF MOTION:

RESOLVED to approve Resolution No. 217A - Setting a Public Hearing On Proposed Local Law No. 6 of 2013, (A Local Law Of The County Of Ulster, New York, Known As The "False Alarm Reduction Act"), To Be Held On Tuesday, October 22, 2013 at 7:05 PM.

Resolution Summary:

Public Hearing will be held on Tuesday, October 22, 2013 at 7:05 PM in the Legislative Chambers, Ulster County Office Building, 244 Fair Street, Kingston, New York.

MOTION MADE BY:
MOTION SECONDED BY:

Legislator Ronk
Legislator Loughran

DISCUSSION:

Chairman Roberts recognized **Legislator Ronk** who read an email from Legislator Donaldson because he was not present at the meeting. Email was provided to the Committee.

Chairman Roberts recognized **Legislator Fabiano** who asked **Legislator Ronk** if he has knowledge of existing laws at the City and Town level. **Legislator Ronk** stated that some municipalities do have false alarm laws; however the fines would only be leveled if the Sheriff responds to a false alarm. Legislator Ronk also stated that Legislative Counsel advised that nothing precludes multiple municipalities from levying fines for violations;

Legislator Loughran has concerns regarding the City of Kingston and residents being fined twice for the same incident. **Legislator Ronk** stated that violations are reviewed by an appointed arbiter and fines are based on the number of concurrent violations with the first two violations are not fined. **Legislator Ronk** stated that the goal of the local law is to reduce the amount of false alarms, not as a revenue stream for the Sheriffs Office. **Legislator Ronk** further stated that the Town of Esopus has a ordinance that addresses false alarms that the Sheriff enforces and the Building Department levies fines. A multi year graph shows a reduction in false alarms based on the fines of the local ordinance. **Legislator Loughran** asked if there is a difference between commercial and residential fines to which **Legislator Ronk** stated no.

Legislator Fabiano asked if this local law includes fire department false alarms to which **Legislator Ronk** stated no. **Legislator Loughran** asked who receives the money from the fines to which Counsel stated the Sheriffs Office.

Chairman Roberts opens discussion on the appeals process and does not agree that the Sheriff can be an impartial hearing officer for appeals. **Legislator Loughran** does not agree with the Sheriff issuing the violations and being the hearing officers during the appeals process. **Legislator Ronk** stated that he is open for discussion on the specifics of the Law and further that the purpose is to reduce the amount of false alarms.

Chairman Roberts recognized Counsel Guerin who stated that the County is ultimately responsible and appeals to fines the County should be represented by the County Attorney.

Legislator Ronk motioned to send the resolution back to Law Enforcement for further discussion, seconded by Legislator Fabiano with Unanimous Committee consent.

Chairman Roberts called for further discussion, hearing none.

DISPOSITION: **Referred back to Law Enforcement Committee**

MOTION NO. 4 **Resolution No. 239 – September 24, 2013**

TEXT OF MOTION: **RESOLVED to approve Resolution 239** - Adopting Proposed Local Law No. 3 of 2013, A Local Law Amending Local Law No. 5 of 1989 (A Local Law Requiring Regulations Regarding The Sale Of Motor Vehicle Fuels) To Establish Certain Consumer Protection Practices In Ulster County

Resolution Summary: Proposed Local Law #3, A Local Law Requiring Regulations Regarding The Sale Of Motor Vehicle Fuels, is hereby adopted by the Ulster County Legislature, and, pending the approval of the County Executive, will be assigned a local law number consecutive to the last local law adopted and approved in 2013.

MOTION MADE BY: **Legislator Ronk**
MOTION SECONDED BY: **Legislator Maio**

DISCUSSION: **Chairman Roberts** opened discussion on the local law and recognized **Legislator Ronk** who stated a concern with the new sign provision that may conflict with local town zoning ordinances throughout the County.

Chairman Roberts recognized Counsel Guerin who stated that a possible conflict does exist and further no provisions in the new law allow for home rule of local municipalities in regards to new signs. **Legislator Fabiano** stated that he is also concerned with the possible conflict between County and Local law given the history in his district with regarding signs.

Chairman Roberts directed Committee Clerk Reggero to contact the local zoning boards to obtain feedback on the proposed local law.

Chairman Roberts recognized **Legislator Ronk** who motioned to postpone for one month until feedback is received from the municipalities, seconded by **Legislator Fabiano**, with unanimous committee consent.

Chairman Roberts called for further discussion, hearing none.

DISPOSITION: Resolution postponed

MOTION NO. 5 LATE Resolution No. 240 – September 24, 2013

TEXT OF MOTION: **RESOLVED to approve Resolution 240** - Adopting Proposed Local Law No. 5 of 2013, A Local Law Amending Local Law No. 5 of 1989 (A Local Law Requiring Regulations Regarding The Sale Of Motor Vehicle Fuels), To Provide Consumers With A Convenient And Accessible Way To File Complaints Regarding The Practices Of Motor Fuel Dealers.

Resolution Summary: Regarding The Sale Of Motor Vehicle Fuels), To Provide Consumers With A Convenient And Accessible Way To File Complaints Regarding The Practices Of Motor Fuel Dealers. Proposed Local Law #5 is hereby adopted by the Ulster County Legislature, and, pending the approval of the County Executive, will be assigned a local law number consecutive to the last local law adopted and approved in 2013.

MOTION MADE BY: Legislator Ronk
MOTION SECONDED BY: Legislator Loughran

DISCUSSION: **Chairman Roberts** asked what the cost of the law will be. **Legislator Ronk** stated that it will be a one time cost to the County of approximately \$500 and is well worth time and effort in the best interest of the consumers in Ulster County.

Chairman Roberts called for further discussion, hearing none calls for a vote.

ROLL CALL VOTE: No
VOTING IN FAVOR: Legislators Roberts, Fabiano, Loughran, Maio, and Ronk
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 5
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passed

MOTION NO. 5 LATE Resolution No. 254 – September 24, 2013

TEXT OF MOTION: **RESOLVED to approve Resolution 254** - Authorizing A Sixty (60) Day Extension For Reporting To The Ulster County Legislature The Full Findings Of The Ulster County Public Safety Advisory Committee.

Resolution Summary: The Ulster County Public Safety Advisory Committee, is hereby authorized a sixty (60) day extension to November 21, 2013, to report its full findings to the Ulster County Legislature.

MOTION MADE BY: Legislator Ronk
MOTION SECONDED BY: Legislator Loughran

DISCUSSION: **Chairman Roberts** called for further discussion, hearing none calls for a vote.

ROLL CALL VOTE: No
VOTING IN FAVOR: Legislators Roberts, Fabiano, Loughran, Maio, and Ronk
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 5
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passed

MOTION NO. 5

LATE Resolution No. 255 – September 24, 2013

TEXT OF MOTION:

RESOLVED to approve Resolution 255 - Approving The Execution Of A Contract In The Amount Of/ Or In Excess Of \$50,000.00 Entered Into By The County – Legislature.

Resolution Summary:

A contract for execution by the County with O'Connor Davies, LLP has been submitted for approval by the Ulster County Legislature to conduct the Independent Analysis of the Proposed 2014 Executive Budget.

MOTION MADE BY:

Legislator Ronk

MOTION SECONDED BY:

Legislator Maio

DISCUSSION:

Chairman Roberts called for further discussion, hearing none calls for a vote.

ROLL CALL VOTE:

No

VOTING IN FAVOR:

Legislators Roberts, Fabiano, Loughran, Maio, and Ronk

VOTING AGAINST:

None

NO. OF VOTES IN FAVOR:

5

NO. OF VOTES AGAINST:

0

DISPOSITION:

Motion Passed

II. DISCUSSION

Chairman Roberts asked if there is any other business before the Committee; hearing none, he recognized **Legislator Fabiano** for a motion to adjourn, seconded by **Legislator Ronk** at 6:45PM.

Dated the 23rd day of September, 2013

Franklin R. Reggero, Sr. Legislative Employee

Minutes Approved on: October 21, 2013/ frr

ULSTER COUNTY LEGISLATURE

Legislative Programs, Education & Community Services Committee Regular Meeting Minutes

DATE & TIME : September 18, 2013 / 5:00pm
LOCATION : Ulster County Community College, St. John Business Seminar Room, George Clinton Hall, Room 118, Stone Ridge, New York
CHAIRMAN : Wayne Harris, Chairman - Present
RECORDER : Janet Salanitri, Adm. Assistant, SUNY, Ulster Co. Community College
LEGISLATORS PRESENT : Legs. Donald Gregorius, David Donaldson, Mary Wawro and Craig Lopez
OTHERS PRESENT : Marianne Collins, Dean of Advancement & Continuing Education, SUNY Ulster Co. Community College; Kenneth Crannell, Deputy Ulster County Executive; Mr. Lopez's Assistant; Lee Reidy, Executive Director, Mary Marsters, Program Director, Cornell Cooperative Extension.
QUORUM : Yes

A QUORUM BEING PRESENT CHAIRMAN HARRIS CALLED THE MEETING TO ORDER AT 5:04 pm

MOTION #1

Text of Motion : To approve the Minutes of the meeting of this Committee of July 23, 2013
Motion Made : Leg. Lopez
Seconded : Leg. Wawro
Voice Vote : Yes
In Favor : Chairman Harris, Leg. Gregorius, Leg. Lopez, Leg. Wawro.
Abstained : Leg. Donaldson (not present at the July 23, 2013 meeting)
Opposed : None
No. in Favor : 4
No. Opposed : 0
Disposition : The motion to approve the minutes of this committee meeting of July 23, 2013 were unanimously approved.

SUNY, ULSTER COUNTY COMMUNITY COLLEGE:

Report by : Marianne Collins, Dean of Advancement and Continuing Education

Report : Dean Collins distributed various materials showcasing the college's 50th Anniversary events, including the new 18-mth. calendar. She also reported on the recent Chamber of Commerce breakfast at which SUNY Chancellor Nancy Zimpher was the guest speaker. Dean Collins said the UCC Foundation annual Howard C. St. John Distinguished Lecture Series, sponsored by an endowment from Ulster Savings Bank, will be held on October 21st at 7:30am with guest speaker Financial Advisor Marc Penziner. She invited everyone to attend and said this breakfast is free and open to the public. Also, said the Dean, the Foundation's Annual Gala will be on October 4th at Hillside Manor, and more than 230 tickets have already been sold.

Chairman Harris said he attended a lecture here last evening on "Intelligence, Surveillance and the Constitution" given by Dr. Schuyler Foerster, a professor at the U.S. Air Force Academy and was very impressed. Dean Collins said it was part of our Institute For Constitutional Studies Lecture Series.

Chairman Harris presented the resolution before this committee to amend a previous Resolution and correct the percentages affecting the distribution of proceeds from the sale of the President's residence. Dean Collins said President Katt is at a Chancellor's Meeting in New York City and Dean Komdat is ill with a summer flu and she would be reporting for the resolution. She said that at the time the original resolution was passed there were expenses not fully included in the accounting, among them various repairs, the appraisal, the home inspection and a fuel adjustment. Dean Collins said that now that these figures have been included, there will be a slight bit more for both the county and the college. A motion to approve the resolution was made, seconded and unanimously carried as set forth hereafter.

Resolutions : Resolution #248 for the September 24, 2013 session of the Legislature

MOTION #2

Text of Motion : To Amend Resolution No. 83 of March 19, 2013 to correct the percentages affecting the distribution of proceeds from the sale of the Ulster County Community College President's residence.

Motion Made : Leg. Lopez

Seconded : Leg. Wawro

Voice Vote : Yes

In Favor : Chairman Harris, Leg. Gregorius, Leg. Donaldson, Leg. Wawro, Leg. Lopez

Opposed : None

No. in Favor : 5

No. Opposed : 0

Disposition : The motion to approve the resolution to correct the percentages affecting the distribution of proceeds from the sale of the UCCC President's residence was unanimously approved.

CORNELL COOPERATIVE EXTENSION OF ULSTER COUNTY

Report by : Lee Reidy, Executive Director

Report : Ms. Reidy said Cooperative Extension has been celebrating its 100th Anniversary and events are on-going. There will be a chicken BBQ and pig roast at the Fairgrounds on Friday, Sept. 20th with the awards ceremony for Friends of Extension. This event is a joint venture with the UC Farm Bureau. She said Sept. 21st and 22nd is the Hudson Valley Harvest Festival, also at the Fairgrounds and also a joint venture, this time with Family of Woodstock. Ms. Reidy said there would be 43 bands (on 3 stages), about 28-30 food and craft vendors, a kid-friendly activity area, a farmers' market, and many other events, including 4-H milk shake booth and agricultural exhibits. She said there would be a ceremony honoring 4-H volunteers and also the Ulster Corps Volunteer Recognition Ceremony.

On October 9th there will be 2 UCAT buses for a farm tour for state and county officials and anyone who would like to attend should contact her office. Ms. Reidy said State Sen. Cecilia Tkaczyk is particularly interested in this County and in agriculture.

Ms. Reidy said the red folders contained her budget request and has asked for level funding. She said she had received from the County Executive the same letter as the other not-for-profits. Chairman Harris said there was a meeting today with Assemblyman Cahill, the County Executive and some others so there is some communication

which hopefully will lead somewhere. Ms. Reidy said that Ulster County Cooperative Extension receives one of the lowest amounts of support from its sponsor and has one of the highest budgets. She said that for every \$1 we get from the county we are able to leverage that to \$11 from other sources through grants and contracts. She said she will not really know how they are going to proceed until they know how much they are funded. Any reduction will mean losing grant funded programs.

Chairman Harris said he agreed absolutely but it is not in the hands of the Legislature and is a manufactured problem. Mr. Crannell said he was disappointed in the results of today's meeting also, but wanted to thank the Legislators for attending. Ms. Reidy said she had asked for a meeting with Assemblyman Cahill and had one scheduled for Friday but his office just called today and cancelled. There was a general discussion on the many problems surrounding the sales tax snafu.

Resolutions : None

OTHER BUSINESS:

Mr. Crannell said one of the problems there has been in the past is with people trying to fill out the application forms for HEAP assistance and other forms. To that end, there has been a reorganization of the Office for the Aging, an area of which is now being staffed by an employee of the Department of Social Services to assist people in filling out the HEAP applications and also determine eligibility. This person can also give assistance with Medicaid, Medicare and other forms. Chairman Harris said UC Community Action, which administers the HEAP program, is hoping to be able to supply a part-time person to help with this application process.

MOTION #3- ADJOURNMENT:

There being no further business, a motion to adjourn was made by Leg. Lopez and seconded by Leg. Donaldson and Chairman Harris declared the meeting duly adjourned at 5:42pm.

Dated the 24th day of September, 2013

Janet Salanitri, Recorder

Minutes Approved on October 16, 2013

Public Works & Capital Projects Committee

Regular Meeting Minutes

DATE & TIME: September 10, 2013 @ 5:00 PM
LOCATION: Karen L. Binder Library, 6th Floor County Office Building
PRESIDING OFFICER: Chairman Dean Fabiano
LEGISLATIVE STAFF: Franklin Reggero
PRESENT: Chairman Dean Fabiano, Thomas Briggs, Jim Maloney, John Parete and Kevin Roberts
ABSENT: None
QUORUM PRESENT: Yes
OTHER ATTENDEES: Langdon Chapman, Legislative Counsel; Robert Sudlow, Deputy County Executive; Sue Ronga, David Bolles, Department of Public Works.

Chairman Fabiano:

- Called the meeting to order at 5:00 PM

MOTION NO. 1

Text Of Motion: RESOLVED to approve the Minutes of August 14th meeting.
Motion Made By: Legislator Maloney
Motion Seconded By: Legislator Parete
Roll Call Vote: No
Voting In Favor: Fabiano, Briggs, Maloney, J. Parete and Roberts
Voting Against: None
No. Of Votes In Favor: 5
No. Of Votes Against: 0
Disposition: Motion Passes

RESOLUTIONS:

MOTION NO. 2 Resolution No. 245, September 24, 2013

Text Of Motion: RESOLVED to approve Resolution No. 245 – Approving The Execution Of A Contract In Excess of \$50,000 Entered Into By The County- Department Of Public Works. Taylor Recycling.

Resolution Summary: The Ulster County Legislature has examined the contract, and hereby approves the amendment in the form as filed with the Clerk of the Ulster County Legislature or as modified with the approval of the County Attorney and Legislative Counsel.

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

Discussion: Chairman Fabiano called for further debate, hearing none called for a vote.

Roll Call Vote: No
Voting In Favor: Fabiano, Briggs, Maloney, J. Parete and Roberts.
Voting Against: None

No. Of Votes In Favor: 5
No. Of Votes Against: 0
Disposition: Motion Passes

MOTION NO. 3 Resolution No. 246, September 10, 2013

Text Of Motion: RESOLVED to approve Resolution No. 246 – Approving The Exercise Of An Option To Extend The Primary Term Of The Lease Agreement With Willow Park, Inc. For Office Space For The Department Of Health – Department of Public Works (Buildings & Grounds).

Resolution Summary: The Ulster County Legislature hereby approves exercising the option to extend the primary term of the Lease with Willow Park, Inc. for Department of Health office/clinic space at Willow Park Office Complex, 230 Aaron Court, Kingston, NY, for a renewal term of three (3) years, commencing November 1, 2013 and ending October 31, 2016, at an annual rental cost of \$34,274.75 for the first year term, \$35,004.00 annual rental cost for the second year term, and \$35,004.00 annual rental cost for the third year term, **and authorize the Chairman of the Legislature to sign the same**, in the form as filed with the Clerk of the Legislature or as modified with the approval of the County Attorney. Pursuant to the terms of the Lease, the County of Ulster shall have the option to terminate the Lease for any reason or no reason, upon sixty days written notice to the Landlord.

Motion Made By: Legislator Maloney
Motion Seconded By: Legislator Parete

Discussion: **Chairman Fabiano** recognized Mr. Chapman who offered an amendment to the first resolved clause by adding "and authorizing the Chairman of the Legislature to sign the same."

Chairman Fabiano calls for further debate on the amendment, hearing none amendment moved by **Chairman Fabiano** and seconded by **Legislator Briggs**, adopted by unanimous Committee consent.

Chairman Fabiano called for further debate, hearing none called for a vote.

Roll Call Vote: No
Voting In Favor: Fabiano, Briggs, Maloney, J. Parete and Roberts.
Voting Against: None
No. Of Votes In Favor: 5
No. Of Votes Against: 0
Disposition: Motion Passes

DISCUSSION:

Chairman Fabiano opens discussion by reading an email from a constituent, on file with the Clerk of The Legislature. The email is regarding property damage allegedly due to the temporary bridge in Denning, across from the Denning town hall.

Chairman Fabiano recognized Mr. Sudlow who stated that he has spoken to this gentleman on several occasions and explained to him exactly what the issues are including speaking with the Denning Town Supervisor regarding the same. Mr. Sudlow stated that the bridge project is in the design phase now but not related to this gentlemen's underlying problem. Mr. Sudlow agreed that the project has taken some time to get moving; however, is certain that the bridge in question is not the sole problem for the flooding that is happening in this area and several other areas throughout the County.

Mr. Sudlow further explained that although the property is in Ulster County, it is in an adjacent water region that requires additional coordination. Mr. Sudlow did acknowledge the bridge in question is a County bridge; however the water flowing through is not a County responsibility.

Chairman Fabiano recognized Mr. Bolles who stated that the bridge is in the second stage of design and is scheduled to break ground in 2014; however, this is mostly a federally funded Transportation Improvement Program (TIP) project and has been delayed several times. Mr. Bolles also stated that water flow restrictions do exist above the bridge and does not believe that the bridge itself is the cause of the flooding.

Chairman Fabiano recognized Ms. Ronga and Mr. Bolles for a DPW update:

Ms. Ronga and Mr. Bolles submitted a Highway and Bridges report to the Committee. Mr. Bolles stated that one of the major problems within the County is the fact that the streams are changing effecting the road ways and properties. Ms Ronga stated the County Executive is utilizing interdepartmental cooperation to save money and reduce outside contracting.

Chairman Fabiano asked Mr. Bolles the status of the resurfacing projects. Mr. Bolles stated that it would have been complete today however operations stopped due to the rain. Mr. Bolles stated that he expects all the years resurfacing projects to be complete in the near future.

Chairman Fabiano asked the Committee when they would like to go to Frost Valley. **Chairman Fabiano** stated that he will inform the Committee but most likely the week of 23-27 September 2013. Legislative Counsel advised the Chairman that if a quorum of the Committee is in attendance the Clerk of the Legislature needs to know to properly publish the meeting.

Chairman Fabiano called for more discussion, hearing none.

The next Committee Meeting is October 9th, 2013 at 5:00 PM.

There being no further business before the meeting, on the motion duly made by **Legislator Briggs**, seconded by **Legislator Maloney**, and carried, the meeting adjourned at 5:20 pm.

Dated the 10th day of September 2013
Franklin R. Reggero, Committee Clerk
Minutes Approved on: October 9, 2013 / frr

Social Services Committee

Meeting Minutes

DATE & TIME: September 9, 2013, 6:00 PM
LOCATION: Karen L. Binder Library, 6th Floor, COB, Kingston, NY
PRESIDING OFFICERS: Chairmen Mary Wawro
LEGISLATIVE STAFF: Clerk Victoria Fabella
PRESENT: Legislators Richard Parete, and Kenneth Ronk
ABSENT: Legislators Craig Lopez and Hector Rodriguez
QUORUM PRESENT: Yes
OTHER ATTENDEES: Deputy County Executive Ken Crannell

Chairmen Wawro called the meeting to order at 6:10 PM.

Motion No. 1 RESOLVED To Approve the Minutes of the Social Services Committee meeting held August 5, 2013

Discussion:

Legislator Ronk noted he was not at the August 5th meeting. Chair Wawro noted the approval of the minutes would be held over until the October meeting of the Social Services Committee.

Motion No. 2 Resolution No. 220 – September 24, 2013

Text of Motion: Resolve to Approve Resolution No. 220 - Approving The Execution Of A Contract Amendment In Excess Of \$50,000.00 Entered Into By The County – Department Of Social Services (Rondout Services Amendment)

Motion Made By: Legislator Parete

Motion Seconded By: Legislator Ronk

Resolution No. 220 Summary: This Resolution reports the Ulster County Legislature has examined the stated contract amendment with Rondout Services and approves the contract amendment in the form as filed with the Clerk of the Ulster County Legislature or as modified with the approval of the County Attorney and Legislative Counsel.

Discussion:

Deputy County Executive Crannell noted this was a contract that began in September 2011 and was extended in the past year. He provided details of the services provided and the County Executive's recommendation that the County pick them up for another year's contract.

Legislator Ronk requested to view the scoring from the bids that were done in 2011. Deputy County Executive Crannell stated he would provide this information.

Deputy County Executive Crannell, in response to a clarifying question from Legislator Parete, noted the contract was for the serving of legal notices on behalf of the Department of Social Services.

Legislator Ronk inquired as to services provided outside of the county boundaries. Deputy County Executive Crannell stated he was not sure of the details as he did not have the contract at hand.

Legislators discussed the impact of putting the contract out to bid. Chair Wawro inquired the cost of putting the contract out to bid if the County already had an option with Rondout Legal Services. Deputy County Executive Crannell replied he could not quantify the staff expenses to put the bid out and assemble the review committee. Chair Wawro queried if it was put to bid earlier, would there be less expense. Deputy County Executive Crannell indicated it would have been the same cost.

Legislator Parete noted the County expense is 17% which equates to approximately \$12-13,000. He felt the State or Federal Government would not pay the cost if they felt it inappropriate.

Legislator Ronk noted he was an advocate for putting the contract out to bid and had been contacted by a potential bidder who felt they would do it for less than Rondout Legal Services. He indicated in a communication with the County Executive that the County Executive expressed the importance that this contract not go out to RFP for this year but agreed to ensure it would go out to RFP next year.

Roll Call Vote:	No
Voting In Favor:	Legislators Parete and Ronk
Voting Against:	Legislator Wawro
No. of Votes in Favor:	2

No. of Votes Against: 1
Disposition of Motion: Defeated

Follow-Up Discussion: Legislator Ronk indicated there was a good possibility that there would be a petition to discharge for this Resolution. Clerk Fabella clarified the sponsor could file a petition to discharge and noted as the Social Services Committee is the primary committee, it would not be put on the Ways and Means agenda.

Legislator Parete inquired as to who would do the work if the contract does not move forward. Legislator Ronk replied the contract would hold over. Deputy County Executive Crannell noted the contract would continue on a month to month basis. Legislative Counsel Guerin noted it was up to the vendor and they could chose not to continue to provide the service without a contract.

In response to Legislator Parete's question of if the Committee can review the Resolution next month, Legislative Counsel Guerin noted the 120 day rule was still available.

Clerk Fabella clarified the sponsors of the Resolutions before the Committee.

Motion No. 3 Resolution No. 242 – September 24, 2013

Text of Motion: Resolve to Approve Resolution No. 242 - Approving The Execution Of A Contract Amendment In Excess Of \$50,000.00 Entered Into By The County – Department Of Social Services (Gateway Community Industries, Inc.)

Motion Made By: Legislator Parete

Motion Seconded By: Legislator Ronk

Resolution No. 242 Summary: This Resolution reports the Ulster County Legislature has examined the stated contract amendment with Gateway Community Industries, Inc. and approves the contract amendment in the form as filed with the Clerk of the Ulster County Legislature or as modified with the approval of the County Attorney and Legislative Counsel.

Discussion:

Deputy County Executive Crannell noted this contract was for the food stamp employment and training program.

Chair Wawro inquired as to the success rate of the program. Deputy County Executive Crannell stated he did not have this information at hand and indicated he would provide this information to the Chair.

Legislator Ronk indicated the County utilized Gateway to clean buildings and noted the superior quality of the organization.

Roll Call Vote:	No
Voting In Favor:	Legislators Parete, Ronk and Wawro
Voting Against:	None
No. of Votes in Favor:	3
No. of Votes Against:	0
Disposition:	Carried

Motion No. 4 Resolution No. 243 – September 24, 2013

Text of Motion: Resolve to Approve Resolution No. 243 - Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Department Of Social Services (Family of Woodstock, Inc.)

Motion Made By: Legislator Parete

Motion Seconded By: Legislator Ronk

Resolution No. 243 Summary: This Resolution reports the Ulster County Legislature has examined the stated contract with Family of Woodstock, Inc. and approves the contract amendment in the form as filed with the Clerk of the Ulster County Legislature or as modified with the approval of the County Attorney and Legislative Counsel.

Discussion:

Legislator Ronk noted this contract was retroactive to April 2013.

Chair Wawro asked Deputy County Executive Crannell if he had any statistics on this program. He indicated the service was a case management service for persons in need of supervision (pins).and noted he did not have statistics on hand. He noted the reason the contract was back dated was because the State allocation was not received until recently.

Legislative Counsel Guerin noted there appeared to be a \$28,000 reduction in the State allocation from last year.

Roll Call Vote:	No
Voting In Favor:	Legislators Parete, Ronk and Wawro
Voting Against:	None
No. of Votes in Favor:	3
No. of Votes Against:	0
Disposition:	Carried

Motion No. 5 Resolution No. 244 – September 24, 2013

Text of Motion: Resolve to Approve Resolution No. 244 - Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Department Of Social Services (Jewish Child Care Association of New York)

Motion Made By: Legislator Parete

Motion Seconded By: Legislator Ronk

Resolution No. 244 Summary: This Resolution reports the Ulster County Legislature has examined the stated contract with Jewish Child Care Association of New York and approves the contract amendment in the form as filed with the Clerk of the Ulster County Legislature or as modified with the approval of the County Attorney and Legislative Counsel.

Discussion:

Chair Wawro indicated her interest in seeing statistics on this program. Deputy County Executive Crannell noted this was the placement for one child. He noted it was an expensive placement for a severely mentally ill child that has spent quite a bit of time in a psychiatric hospital. He noted the child was in the custody of the Commission of Social Services and needed significant inpatient psychiatric hospitalization and the hospital was prepared to release the child and it became a challenge for the County to locate an appropriate foster care placement. He noted this was the facility identified that could provide the necessary services that this child needs. Legislator Ronk noted the cost was \$550,000. Legislator Parete noted the contract was for three years. Legislative Counsel Guerin noted the contract was until 2016 but that the contract must be evaluated every year and determines if the program should continue. She noted this was “an option to renew”.

Chair Wawro noted this placement was for a minor and asked what would happen when they were no longer a minor. Deputy County Executive Crannell replied they would no longer be the responsibility of the Commissioner of Social Services. Legislative Counsel Guerin indicated they would move to the mental health system.

Deputy County Executive Crannell confirmed they would be the responsibility of the New York State Office of Mental Health.

Legislator Parete queried the location of the facility. Deputy County Executive Crannell indicated it was located in Brooklyn. Legislative Counsel Guerin indicated the organization also had several campuses in Westchester County. She also noted they could receive services up until the age of 21.

Roll Call Vote:	No
Voting In Favor:	Legislators Parete, Ronk and Wawro
Voting Against:	None
No. of Votes in Favor:	3
No. of Votes Against:	0
Disposition:	Carried

Follow-Up Discussion: Legislative Counsel Guerin noted the total amount was a not to exceed amount for the three years of the contract and noted in the contract, it included per diem rates for the various services being provided.

New Business (Status of Safety Net):

Deputy County Executive Crannell indicated he prepared a longer report but with the limited number of Committee members in attendance, he suggested reviewing two specific graphs. He distributed the documents which are attached to the minutes. He noted the changes of the Safety Net caseload occurs when the temporary assistance (TANF) maximum lifetime benefit (60 months or 5 years) is reached and they move to the New York State Safety Net program and the economic slump resulting in those ending their unemployment benefits moving onto the Safety Net program. He indicated on the "dollars" change it shows the change from 2006 to 2010, the Safety Net program's local share was split equally between the State and the County. He noted New York State law indicates Towns and Cities pay the local share of Safety Net unless the County Legislature passes a Resolution assuming all or a portion of those costs. He noted the County began doing this in January 2013. He noted changes occurred radically in 2011 and 2012. He stated in 2011, the New York State Legislature voted to increase the local share of Safety Net from 50% to 71% and thereby lowered their share from 50% to 29%. He stated this was a piece of the big jump that occurred. He noted this offered a one time savings to the County as the State had increased the Federal money that went into the TANF program. He stated in 2012, the local share number jumped as the caseload increased, the poor economy had also impacted the cost increase of

Safety Net and the ending, on April 1, 2012, of a State offset to address the State Legislature's vote in 2009 to increase the welfare benefits by 30% with a gradual increase of 10% in 2009, 2010, and 2011. He clarified communications that were being shared to the public by Assemblyman Kevin Cahill. He noted all recipients of Safety Net benefits are required to participate in work activities unless they are exempt based on one of the particular criteria laid out by the State Legislature. He noted those criteria exempt 61% of the caseload from work activities. He noted they have no control over this decision. He stated the Department manages the program aggressively. He noted the Commissioner's emphasis on the work requirements to the extent that they can. He indicated they did force some culture change on the recipient population.

Chair Wawro queried if there was a way to get information out to the public as there was a lot of misinformation and assumptions. She noted a constituent recently reported on a Greene County had a welfare fraud arrest and indicated Ulster County did not have such activity. Deputy County Executive Crannell noted the Department makes fraud arrests all the time. Legislator Ronk noted the County had a \$250,000 Food Stamp fraud case. Chair Wawro indicated the Ulster County fraud arrests did not seem to be published as much as they could. Deputy County Executive Crannell indicated the public perception regarding the State determined rate for shelter allowance and that the rates are set by the State of New York. Legislator Ronk discussed the family housing allowance in Safety Net mandates each child must have their own room. Deputy County Executive Crannell indicated he would ensure the myths of Safety Net were debunked in an upcoming news feature.

Legislator Parete reiterated his long-term position that the County should be taking over Safety Net. Legislator Ronk indicated his disagreement with this position. Deputy County Executive Crannell felt it is ridiculous that Ulster County has Towns involved in the administration of social services.

Legislator Parete requested the numbers of individual on Safety Net and indicated a perception that Ulster County has the highest number of people on Safety Net compared to counties in the State with more poverty. Deputy County Executive Crannell replied this was incorrect and indicated he would provide the statistics that demonstrate this. He highlighted the County's RISE program which is a partnership with SUNY Ulster to bring individuals on welfare to self sufficiency and career opportunities. He indicated there were very few counties providing this level of programming. He felt these were good investments.

Chair Wawro noted the temporary nature of Safety Net. Deputy County Executive Crannell noted New York State was one of only a handful of States that provide benefits to able bodied single people after Federal benefits are exhausted. He

believed people traveled to New York State after their Federal benefits in other States are exhausted. He noted a research they had been doing on this topic at his previous employer on Long Island.

Deputy County Executive Crannell reiterated everyone is required to work unless exempted. Legislator Ronk noted the requirement could not be in excess of the State requirement. Deputy County Executive Crannell reminded 68% of the Safety Net population is exempt for various reasons. He noted all are required to report to the Department on a weekly basis of their job search progress and document that they spent 20 hours making at least ten contacts. He noted the County has contracts with Towns and other not-for-profits to put welfare recipients to work. He stated the Department values all work opportunities and noted the need to be careful of the County's union contract.

Legislator Ronk suggested having staff from the Safety Net Office to explain the nuances that make Ulster County's program more costly that is governed by New York State decisions.

Adjournment

Motion Made By: Legislator Ronk

Motion Seconded By: Legislator Parete

No. of Votes in Favor: 3

No. of Votes Against: 0

TIME: 6:52 PM

Dated the 12th day of September, 2013

Krista Barringer, Deputy Clerk

Minutes Approved on: October 7, 2013

Ways & Means Committee

Special Meeting Minutes

DATE & TIME: September 12, 2013 5:00 PM
LOCATION: Karen L. Binder Library, Sixth Floor, County Office Building
PRESIDING OFFICER: Richard Gerentine, Chairman
LEGISLATIVE STAFF: Franklin R. Reggero
PRESENT: Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.
ABSENT: None
QUORUM PRESENT: Yes
OTHER ATTENDEES: Carol Ann Armstrong, Purchasing Department.

- Chairman Gerentine called the meeting to order at 5:20 PM.
-

I. DISCUSSION:

1) **Chairman Gerentine** opens discussion on Request For Proposal (RFP) UC-13-60, 2014 Proposed Executive Budget Analysis.

Chairman Gerentine stated that only two firms have provided responses to the RFP and recognized Ms. Armstrong who explained the grading process.

Chairman Gerentine stated that the Committee should complete all required documentation for next week's regular meeting of the Ways & Means Committee on Tuesday, September 17, 2013, at which time the interviews will be conducted.

Chairman Gerentine recognized **Legislator Rodriguez** who stated that since both responders have worked for the Legislature in the past he would like to ensure that everyone is agreement with a final product and presentation to the full legislature.

2) **Chairman Gerentine** started discussion regarding RFP UC-13-59, Ulster County Legislature Audit Services. Ms. Armstrong stated that six companies have responded to the RFP. **Chairman Gerentine** stated that he would like the Committee rank the companies and then they will select the top two or three for interviews. Agreed with unanimous committee consent.

Chairman Gerentine called for further discussion, hearing none.

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- There being no further business before the Committee, a motion was made by Legislator Rodriguez seconded by Legislator Maio and carried to adjourn the meeting at 5:36 PM.
-

Dated the 12th day of September, 2013
Franklin R. Reggero, Legislative Staff
Minutes Approved On: October 15, 2013/ fr

Ways & Means Committee

Regular Meeting Minutes

DATE & TIME: September 17, 2013 5:00 PM
LOCATION: Karen L. Binder Library, Sixth Floor, County Office Building
PRESIDING OFFICER: Richard Gerentine, Chairman
LEGISLATIVE STAFF: Franklin R. Reggero
PRESENT: Legislators Gerentine, Harris, Maloney, Maio, Provenzano and Rodriguez.
ABSENT: Legislator Gregorius
QUORUM PRESENT: Yes
OTHER ATTENDEES: Legislator Ronk, Erica Guerin, Legislative Counsel; Ken Crannell, Deputy County Executive; Burt Gulnick, Commissioner of Finance; Beatrice Havranek, Sue Plonski and Roland Bloomer, County Attorney Office; David Bolles, Highways and Bridges, DPW.

- Chairman Gerentine called the meeting to order at 5:05 PM.
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I. RESOLUTIONS:

MOTION NO. 1 Resolution No. 220

TEXT OF MOTION: **RESOLVED**, Approving The Execution Of A Contract Amendment In Excess Of \$50,000.00 Entered Into By The County – Department Of Social Services. Rondout Legal Services Amendment.

MOTION MADE BY: Legislator Gregorius
MOTION SECONDED BY: Legislator Rodriguez

DISCUSSION: Chairman Gerentine calls for further discussion, hearing none.

ROLL CALL VOTE: No
VOTING IN FAVOR: Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 7
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passed

MOTION NO. 2 Resolution No. 217A

TEXT OF MOTION: **RESOLVED**, Setting a Public Hearing On Proposed Local Law No. 6 of 2013, (A Local Law Of The County Of Ulster, New York, Known As The "False Alarm Reduction Act"), To Be Held On Tuesday, October 22, 2013 at 7:05 PM.

MOTION MADE BY: Legislator Maio
MOTION SECONDED BY: Legislator Maloney

DISCUSSION: Chairman Gerentine recognized Legislator Ronk who requested that the resolution be postponed until next weeks meeting allowing more time to be discussed at the Law Enforcement and Public Safety Committee.

Moved by Legislator Rodriguez, Seconded by Legislator Maio with unanimous Committee consent.

Chairman Gerentine calls for further discussion, hearing none.

DISPOSITION: **Postponed until September 24, 2013 Ways and Means Meeting.**

MOTION NO. 3 **Resolution No. 236**

TEXT OF MOTION: **RESOLVED**, Setting A Public Hearing On Proposed Local Law No. 7 of 2013, A Local Law Amending Local Law No. 2 Of 2006 (A Local Law Adopting A County Charter Form Of Government For The County Of Ulster, State Of New York) And Amending Local Law No. 10 Of 2008 (A Local Law Adopting An Administrative Code For The County Of Ulster, State Of New York), To Update The Term Of Membership To The Environmental Management Council, To Be Held On Tuesday, October 22, 2013 at 7:00 PM.

MOTION MADE BY: **Legislator Maio**
MOTION SECONDED BY: **Legislator Maloney**

DISCUSSION: **Chairman Gerentine** calls for further discussion, hearing none.

ROLL CALL VOTE: **No**
VOTING IN FAVOR: **Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez**
VOTING AGAINST: **None**
NO. OF VOTES IN FAVOR: **7**
NO. OF VOTES AGAINST: **0**
DISPOSITION: **Motion Passed**

MOTION NO. 4 **Resolution No. 238**

TEXT OF MOTION: **RESOLVED**, Adopting Proposed Local Law No. 4 of 2013, A Local Law Amending Local Law No. 8 of 2012 (A Local Law Entitled "Mandate and Taxation Information Act").

MOTION MADE BY: **Legislator Gregorius**
MOTION SECONDED BY: **Legislator Maloney**

DISCUSSION: **Chairman Gerentine** recognized Mr. Crannell who described the issue with the tax bill not fitting in the window of the envelope therefore requiring the font to be changed.

Chairman Gerentine calls for further discussion.

ROLL CALL VOTE: **No**
VOTING IN FAVOR: **Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez**
VOTING AGAINST: **None**
NO. OF VOTES IN FAVOR: **7**
NO. OF VOTES AGAINST: **0**
DISPOSITION: **Motion Passed**

MOTION NO. 5 **Resolution No. 239**

TEXT OF MOTION: **RESOLVED**, Adopting Proposed Local Law No. 3 of 2013, A Local Law Amending Local Law No. 5 of 1989 (A Local Law Requiring Regulations Regarding The Sale Of Motor Vehicle Fuels) To Establish Certain Consumer Protection Practices In Ulster County.

MOTION MADE BY: **Legislator Gregorius**
MOTION SECONDED BY: **Legislator Provenzano**

DISCUSSION: Chairman Gerentine calls for further discussion, hearing none.

ROLL CALL VOTE: No
VOTING IN FAVOR: Legislators Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez
VOTING AGAINST: Legislator Gerentine
NO. OF VOTES IN FAVOR: 6
NO. OF VOTES AGAINST: 1
DISPOSITION: Motion Passed

MOTION NO. 6 Resolution No. 240

TEXT OF MOTION: RESOLVED, Adopting Proposed Local Law No. 5 of 2013, A Local Law Amending Local Law No. 5 of 1989 (A Local Law Requiring Regulations Regarding The Sale Of Motor Vehicle Fuels), To Provide Consumers With A Convenient And Accessible Way To File Complaints Regarding The Practices Of Motor Fuel Dealers

MOTION MADE BY: Legislator Provenzano
MOTION SECONDED BY: Legislator Maloney

DISCUSSION: Chairman Gerentine calls for further discussion, hearing none.

ROLL CALL VOTE: No
VOTING IN FAVOR: Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 7
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passed

MOTION NO. 7 Resolution No. 242

TEXT OF MOTION: RESOLVED, Approving The Execution Of A Contract In Excess of \$50,000 Entered Into By The County- Department Of Social Services. Gateway.

MOTION MADE BY: Legislator Rodriguez
MOTION SECONDED BY: Legislator Provenzano

DISCUSSION: Chairman Gerentine calls for further discussion, hearing none.

ROLL CALL VOTE: No
VOTING IN FAVOR: Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 7
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passed

MOTION NO. 8 Resolution No. 243

TEXT OF MOTION: RESOLVED, Approving The Execution Of A Contract In Excess of \$50,000 Entered Into By The County- Department Of Social Services. Family of Woodstock.

MOTION MADE BY: Legislator Harris
MOTION SECONDED BY: Legislator Provenzano

DISCUSSION: Chairman Gerentine calls for further discussion, hearing none.

ROLL CALL VOTE: No

VOTING IN FAVOR: Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.

VOTING AGAINST: None

NO. OF VOTES IN FAVOR: 7

NO. OF VOTES AGAINST: 0

DISPOSITION: Motion Passed

MOTION NO. 9 **Resolution No. 244**

TEXT OF MOTION: **RESOLVED**, Approving The Execution Of A Contract In Excess of \$50,000 Entered Into By The County- Department Of Social Services. Family of Woodstock.

MOTION MADE BY: **Legislator Harris**

MOTION SECONDED BY: **Legislator Rodriguez**

DISCUSSION: Chairman Gerentine calls for further discussion, hearing none.

ROLL CALL VOTE: No

VOTING IN FAVOR: Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.

VOTING AGAINST: None

NO. OF VOTES IN FAVOR: 7

NO. OF VOTES AGAINST: 0

DISPOSITION: Motion Passed

MOTION NO. 10 **Resolution No. 245**

TEXT OF MOTION: **RESOLVED**, Approving The Execution Of A Contract In Excess of \$50,000 Entered Into By The County- Department Of Public Works. Taylor Recycling.

MOTION MADE BY: **Legislator Harris**

MOTION SECONDED BY: **Legislator Rodriguez**

DISCUSSION: Chairman Gerentine calls for further discussion, hearing none.

ROLL CALL VOTE: No

VOTING IN FAVOR: Legislators Gerentine, Gregorius Harris, Maloney, Maio, Provenzano and Rodriguez.

VOTING AGAINST: None

NO. OF VOTES IN FAVOR: 7

NO. OF VOTES AGAINST: 0

DISPOSITION: Motion Passed

MOTION NO. 10 **Resolution No. 246**

TEXT OF MOTION: **RESOLVED**, Approving The Exercise Of An Option To Extend The Primary Term Of The Lease Agreement With Willow Park, Inc. For Office Space For The Department Of Health – Department of Public Works (Buildings & Grounds).

MOTION MADE BY: **Legislator Provenzano**

MOTION SECONDED BY: Legislator Harris

DISCUSSION: Chairman Gerentine calls for further discussion, hearing none.

ROLL CALL VOTE: No

VOTING IN FAVOR: Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.

VOTING AGAINST: None

NO. OF VOTES IN FAVOR: 7

NO. OF VOTES AGAINST: 0

DISPOSITION: Motion Passed

MOTION NO. 10 Resolution No. 247

TEXT OF MOTION: **RESOLVED**, Authorizing The Chairman Of The Ulster County Legislature To Execute A Contract With The New York State Department Of Health, Center For Environmental Health To Enforce Adolescent Tobacco Use Prevention Act And The Clean Indoor Air Act – Department Of Health.

MOTION MADE BY: Legislator Harris

MOTION SECONDED BY: Legislator Provenzano

DISCUSSION: Chairman Gerentine calls for further discussion, hearing none.

ROLL CALL VOTE: No

VOTING IN FAVOR: Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.

VOTING AGAINST: None

NO. OF VOTES IN FAVOR: 7

NO. OF VOTES AGAINST: 0

DISPOSITION: Motion Passed

MOTION NO. 10 Resolution No. 248

TEXT OF MOTION: **RESOLVED**, Amending Resolution No. 83 Of March 19, 2013 To Correct The Percentages Affecting The Distribution Of Proceeds From The Sale Of The Ulster County Community College President's Residence-- Ulster County Community College.

MOTION MADE BY: Legislator Harris

MOTION SECONDED BY: Legislator Gregorius

DISCUSSION: Chairman Gerentine calls for further discussion, hearing none.

ROLL CALL VOTE: No

VOTING IN FAVOR: Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.

VOTING AGAINST: None

NO. OF VOTES IN FAVOR: 7

NO. OF VOTES AGAINST: 0

DISPOSITION: Motion Passed

MOTION NO. 10 Resolution No. 249

TEXT OF MOTION: **RESOLVED**, Appropriating Grant Funds - Amending The 2013 Ulster County Budget – Department Of Tourism.

MOTION MADE BY: Legislator Provenzano

MOTION SECONDED BY: **Legislator Maloney**

DISCUSSION: **Chairman Gerentine** calls for further discussion, hearing none.

ROLL CALL VOTE: **No**

VOTING IN FAVOR: **Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.**

VOTING AGAINST: **None**

NO. OF VOTES IN FAVOR: **7**

NO. OF VOTES AGAINST: **0**

DISPOSITION: **Motion Passed**

MOTION NO. 10 **Resolution No. 252**

TEXT OF MOTION: **RESOLVED**, Authorizing the Chairman Of The Ulster County Legislature To Execute An Agreement With The Ulster County Board Of Cooperative Educational Services To Provide A Deputy Sheriff As A School Resource Officer – Ulster County Sheriff.

MOTION MADE BY: **Legislator Gregorius**

MOTION SECONDED BY: **Legislator Harris**

DISCUSSION: **Chairman Gerentine** recognized Legislator Provenzano does not support the fact that it takes an officer off the patrol where they may be needed more at the discretion of the Sheriff.

Chairman Gerentine recognized Ms. Havranek who stated that this program also assists with juvenile delinquent problems within the school districts.

Chairman Gerentine calls for further discussion, hearing none.

ROLL CALL VOTE: **No**

VOTING IN FAVOR: **Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.**

VOTING AGAINST: **None**

NO. OF VOTES IN FAVOR: **7**

NO. OF VOTES AGAINST: **0**

DISPOSITION: **Motion Passed**

MOTION NO. 10 **Resolution No. 243**

TEXT OF MOTION: **RESOLVED**, Authorizing the Chairman Of The Ulster County Legislature To Execute An Agreement With The Rondout Valley Central School District To Provide A Deputy Sheriff As A School Resource Officer – Ulster County Sheriff.

MOTION MADE BY: **Legislator Harris**

MOTION SECONDED BY: **Legislator Rodriguez**

DISCUSSION: **Chairman Gerentine** calls for further discussion, hearing none.

ROLL CALL VOTE: **No**

VOTING IN FAVOR: **Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.**

VOTING AGAINST: **None**

NO. OF VOTES IN FAVOR: **6**

NO. OF VOTES AGAINST: **0**

DISPOSITION: **Motion Passed**

II. MISCELLANEOUS DISCUSSION:

Chairman Gerentine requested that the Request for Proposals for the County Auditor be distributed.

Chairman Gerentine set a meeting of the Audit Committee to discuss proposals for 24 September at 5:00PM.

Chairman Gerentine recognized **Legislator Gregorius** who motioned to recommend the firm of O'Connor Davies for the 2014 Proposed Budget Analysis, Seconded by **Legislator Provenzano** with unanimous Committee Consent.

Chairman Gerentine calls for further discussion, hearing none.

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- **There being no further business before the Committee, a motion was made by Legislator Rodriguez seconded by Legislator Maio and carried to adjourn the meeting at 5:20 PM.**
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Dated the 17TH Day of September, 2013

Franklin R. Reggero, Legislative Staff

Minutes Approved On: November 12, 2013 / frr

Ways & Means Committee

Regular Meeting Minutes

DATE & TIME: September 24, 2013 5:45 PM
LOCATION: Karen L. Binder Library, Sixth Floor, County Office Building
PRESIDING OFFICER: Richard Gerentine, Chairman
LEGISLATIVE STAFF: Franklin R. Reggero
PRESENT: Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.
ABSENT: None
QUORUM PRESENT: Yes
OTHER ATTENDEES: Erica Guerin, Legislative Counsel; Ken Crannell, Deputy County Executive

- Chairman Gerentine called the meeting to order at 5:45 PM.
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I. RESOLUTIONS:

MOTION NO. 1 LATE Resolution No. 255

TEXT OF MOTION: **RESOLVED**, Approving The Execution Of A Contract In The Amount Of/ Or In Excess Of \$50,000.00 Entered Into By The County – Legislature.

MOTION MADE BY: Legislator Harris
MOTION SECONDED BY: Legislator Provenzano

DISCUSSION: Chairman Gerentine calls for further discussion, hearing none.

ROLL CALL VOTE: No
VOTING IN FAVOR: Legislators Gerentine, Gregorius, Harris, Maloney, Maio, and Provenzano.
VOTING AGAINST: Legislator Rodriguez
NO. OF VOTES IN FAVOR: 6
NO. OF VOTES AGAINST: 1
DISPOSITION: Motion Passed

II. MISCELLANEOUS DISCUSSION:

Chairman Gerentine distributed the 2014 Draft Budget Schedule.

Chairman Gerentine calls for further discussion, hearing none.

- There being no further business before the Committee, a motion was made by Legislator Rodriguez seconded by Legislator Gregorius and carried to adjourn the meeting at 5:53 PM.
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Dated the 24th day of September, 2013
Franklin R. Reggero, Legislative Staff
Minutes Approved On: November 12, 2013 / frr