

Ways & Means Committee Regular Meeting Minutes

DATE & TIME: April 9, 2019 – 5:00
LOCATION: KL Binder Library, 6th Floor, County Office Building,
244 Fair Street, Kingston, NY
PRESIDING OFFICER: Lynn Archer, Chairwoman
LEGISLATIVE STAFF: Amber Feaster, Natalie Kelder
PRESENT: Legislators Richard Gerentine, Joseph Maloney, Laura Petit,
and Hector Rodriguez
ABSENT: Legislator Mary Beth Maio, and James F. Maloney
QUORUM PRESENT: Yes
OTHER ATTENDEES: Legislators Manna Jo Greene, Kathy Nolan, Kenneth J. Ronk,
Jr.; David Gordon, Legislative Counsel; Marc Rider, Deputy
County Executive; Burt Gulnick, Commissioner of Finance;
Evan Gallo, Deputy Comptroller; Alicia DeMarco, Director of
Internal Audit & Control; Frank Cardinale, Resident

- **Chairwoman Archer called the meeting to order at 5:07 PM**

Motion No. 1: To discuss Resolution No. 15 – Setting A Public Hearing On Proposed Local Law No. 1 Of 2019, A Local Law Amending The Code Of The County Of Ulster In Relation To Local Law No. 5 Of 1991 (A Local Law Adopting A Hotel And Motel Room Occupancy Tax) To Clarify The Tax Law’s Application To Short-term And Vacation Rentals, To Be Held On Tuesday, May 14, 2019 At 6:00 PM

Resolution Summary: This Resolution sets a public hearing on Proposed Local Law No. 1 of 2019, A Local Law Amending The Code Of The County Of Ulster In Relation To Local Law No. 5 Of 1991 (A Local Law Adopting A Hotel And Motel Room Occupancy Tax) To Clarify The Tax Law’s Application To Short-term And Vacation Rentals for Tuesday, May 14, 2019 at 6:00 PM in the Legislative Chambers, Ulster County Office Building, 6th Floor, 244 Fair Street, Kingston, NY.

Motion Made By: Legislator Rodriguez
Motion Seconded By: Legislator Petit

Discussion: Legislator Joseph Maloney presented a worksheet containing the percentage of hotel/motel occupancy tax broken down by County and displayed the Counties within New York State which do not charge a hotel/motel occupancy tax. Further Legislator Maloney stated interest in adjusting the determination of tax on all inclusive properties. Legislator Joseph Maloney stated support for the Resolution by siting other Countries who participate in similar agreements and referencing the amount of work and physical paper

that the County will not be required to disperse if engaged in such an agreement. Deputy Comptroller Evan Gallo affirmed that he is in communication with Air BnB regarding their interest in amending their standard contractual terms. Discussion perused on the amount of paper required for the County to contact and collect the tax from homeowners, the County's current process for the collection of hotel/motel occupancy tax, and the effectiveness of such collection efforts. Legislator Rodriguez requested that Committee members create a list of questions relating to the Resolution to obtain answers prior to voting, which should include the level of satisfaction participating Counties have with their current agreements with the Company. Commissioner of Finance Burt Gulnick vocalized concerns regarding the collection of Air BnB taxes by zip code which does not always correlate to County boundaries.

Motion No. 2: To postpone Resolution No. 15 – Setting A Public Hearing On Proposed Local Law No. 1 Of 2019, A Local Law Amending The Code Of The County Of Ulster In Relation To Local Law No. 5 Of 1991 (A Local Law Adopting A Hotel And Motel Room Occupancy Tax) To Clarify The Tax Law's Application To Short-term And Vacation Rentals, To Be Held On Tuesday, May 14, 2019 At 6:00 PM

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Motion Made By: Legislator Maloney, Joseph

Motion Seconded By: Legislator Petit

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez

Voting Against: None

No. of Votes in Favor: 5

No. of Votes Against: 0

Disposition: Postponed

Motion No. 3: To approve the Minutes of March 12, 2019 and March 19, 2019.

Motion Made By: Legislator Gerentine

Motion Seconded By: Legislator Rodriguez

Discussion: None

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez
Voting Against: None
No. of Votes in Favor: 5
No. of Votes Against: 0
Disposition: Approved

Motion No. 4: To approve Resolution No. 91 – Authorizing The Chair Of The Ulster County Legislature To Enter Into An Agreement With Awareness, Inc. For The 2019 Appropriation - Legislature

Resolution Summary: This Resolution authorizes the Chair of the Legislature to execute an agreement in the amount of \$12,500.00, towards administrative costs associated with providing counseling services to at risk youth, and authorizes the Comptroller any/or any and all officers of the County of Ulster, their agents and representatives, full access upon reasonable notice and at reasonable times to the books, papers, and records, and premises of Awareness, Inc., during this period.

Motion Made By: Legislator Rodriguez
Motion Seconded By: Legislator Petit

Discussion: None

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez
Voting Against: None
No. of Votes in Favor: 5
No. of Votes Against: 0
Disposition: Approved

Motion No. 5: To discuss Resolution No. 119 – Adopting The Ulster County Sexual Harassment Prevention Policy And The Discriminatory Harassment Prevention Policy And Complaint Procedure – Department Of Personnel

Resolution Summary: This Resolution adopts the Ulster County Sexual Harassment Prevention Policy and the Discriminatory Harassment Prevention Policy and Complaint Procedure.

Motion Made By: Legislator Rodriguez
Motion Seconded By: Legislator Petit

Discussion: Chairwoman Archer stated that she has met with the Personnel Department, Deputy County Executive Marc Rider, and the County Attorney, and that amendment to the policies is desired and currently under discussion. Legislator Petit asked what the concerns are with the policy. Chairwoman Archer agreed to share all notes with Legislator Petit.

Motion No. 6: To postpone Resolution No. 119 – Adopting The Ulster County Sexual Harassment Prevention Policy And The Discriminatory Harassment Prevention Policy And Complaint Procedure – Department Of Personnel

Resolution Summary: This Resolution adopts the Ulster County Sexual Harassment Prevention Policy and the Discriminatory Harassment Prevention Policy and Complaint Procedure.

Motion Made By: Legislator Archer

Motion Seconded By: Legislator Petit

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez

Voting Against: None

No. of Votes in Favor: 5

No. of Votes Against: 0

Disposition: Postponed

Motion No. 7: To approve Resolution No. 123 – Authorizing The County Of Ulster To Dedicate County Bridge Number 136, Also Known As The Alligerville Bridge, The Bridge That Spans The Rondout Creek On CR 6 Located In The Town Of Rochester, New York In Memory Of Arthur D. Lapp, Sr.

Resolution Summary: This Resolution resolves that County Bridge No. 136, also known as the Alligerville Bridge, spanning the Rondout Creek on CR 6 located in the Town of Rochester shall be dedicated to and hereby proclaimed the “Arthur D. Lapp, Sr. Bridge.”

Motion Made By: Legislator Rodriguez

Motion Seconded By: Legislator Gerentine

Discussion: None

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez

Voting Against: None

No. of Votes in Favor: 5

No. of Votes Against: 0

Disposition: Approved

Motion No. 8: To approve Resolution No. 130 – Amending The 2019 Ulster County Budget To Accept An Allocation Of Child Abuse Or Neglect Prevention And Treatment Act (CAPTA) Comprehensive Addiction And Recovery Act Of 2016 (CARA) Funds From The New York State Office Of Children And Family Services – Department Of Social Services

Resolution Summary: This Resolution amends the 2019 Ulster County Budget in response to notification received from the New York State Office of Children and Family Services (OCFS)

of the availability of Federal Child Abuse or Neglect Prevention and Treatment Act (CAPTA) Comprehensive Addiction and Recovery Act of 2016 (CARA) funds to help states improve their response to families and infants affected by substance use disorders (both alcohol and drugs) in the amount of \$70,000.00.

Motion Made By: Legislator Petit
Motion Seconded By: Legislator Rodriguez

Discussion: Chairwoman Archer noted that quarterly reporting is required by the contract, inquiring if this information is shared with the standing Committee, and requesting that they be copied on these communications.

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez
Voting Against: None
No. of Votes in Favor: 5
No. of Votes Against: 0
Disposition: Approved

Motion No. 9: To approve Resolution No. 131 – Amending The 2019 Ulster County Budget To Accept An Allocation Of Funds From The New York State Office Of Temporary And Disability Assistance To Support Actions Related To The Development Of Homeless Services Plans – Department Of Social Services

Resolution Summary: This Resolution amends the 2019 Ulster County Budget in response to notification from the New York State Office of Temporary and Disability Assistance (OTDA) of the availability of funds to support the development of the required homeless services plan and the reporting requirements associated with those plans in the amount of \$45,000.00.

Motion Made By: Legislator Gerentine
Motion Seconded By: Legislator Petit

Discussion: None

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez
Voting Against: None
No. of Votes in Favor: 5
No. of Votes Against: 0
Disposition: Approved

Motion No. 10: To approve Resolution No. 132 – Amending The 2019 Ulster County Budget To Accept An Allocation Of Funds From The New York State Office Of Temporary And Disability Assistance To Support Activities Associated With Sheltering The Homeless During Inclement Winter Weather (Code Blue Plan) – Department Of Social Services

Resolution Summary: This Resolution amends the 2019 Ulster County Budget in response to the receipt of notification from the New York State Office of Temporary and Disability Assistance (OTDA) of its approval of the County’s plan to support activities associated with sheltering the homeless during inclement winter weather (Code Blue Plan) in the amount of \$279,269.00.

Motion Made By: Legislator Gerentine
Motion Seconded By: Legislator Rodriguez

Discussion: None

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez
Voting Against: None
No. of Votes in Favor: 5
No. of Votes Against: 0
Disposition: Approved

Motion No. 11: To approve Resolution No. 133 – Approving The Execution Of A Contract Amendment Causing The Aggregate Amendment Amount To Be In Excess Of \$50,000.00 Entered Into By The County – American Tower Management, LLC – Emergency Management

Resolution Summary: This Resolution approves the execution of a contract amendment with American Tower Management, LLC to extend the term of the lease agreement for antenna space on Illinois Mountain Towner – Fire Frequency from May 31, 2019 through May 31, 2024 for an additional \$42,142.08, making the contract total \$128,747.56.

Motion Made By: Legislator Gerentine
Motion Seconded By: Legislator Petit

Discussion: None

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez
Voting Against: None
No. of Votes in Favor: 5
No. of Votes Against: 0
Disposition: Approved

Motion No. 12: To approve Resolution No. 134 – Approving The Execution Of A Contract Amendment In Excess Of \$50,000.00 Entered Into By The County – American Tower Management, LLC – Emergency Management

Resolution Summary: This Resolution approves the execution of a contract amendment with American Tower Management, LLC to extend the term of the lease agreement for antenna space

on Illinois Mountain Tower – Fire Frequency 2 from May 31, 2019 through May 31, 2024 for an additional \$57,198.24, making the contract total \$174,611.76.

Motion Made By: Legislator Petit
Motion Seconded By: Legislator Gerentine

Discussion: Chairwoman Archer confirmed with Deputy County Executive Marc Rider that there are three separate and unique towers, all at different price points.

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez
Voting Against: None
No. of Votes in Favor: 5
No. of Votes Against: 0
Disposition: Approved

Motion No. 13: To approve Resolution No. 135 – Approving The Execution Of A Contract Amendment Causing The Aggregate Amendment Amount To Be In Excess Of \$50,000.00 Entered Into By The County – New York Communications Company, Inc. – Emergency Management

Resolution Summary: This Resolution approves the execution of a contract amendment with New York Communications Company, Inc. to extend the term of the lease agreement for common police radio frequency equipment from April 30, 2019 through April 30, 2020 for an additional \$23,112.00, making the contract total \$184,896.00.

Motion Made By: Legislator Gerentine
Motion Seconded By: Legislator Rodriguez

Discussion: Legislator Petit inquired of the related inter-operable grants. Deputy County Executive Marc Rider affirmed that equipment is received from these grants on an on-going basis.

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez
Voting Against: None
No. of Votes in Favor: 5
No. of Votes Against: 0
Disposition: Approved

Motion No. 14: To approve Resolution No. 136 – Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – PrimeCare Medical Of New York, Inc.– Ulster County Sheriff

Resolution Summary: This Resolution approves the execution of a contract with PrimeCare Medical of New York, Inc. for inmate medical services from May 1, 2019 through April 30, 2022 in the amount of \$3,162,880.88 with CPI Increases to be added for years two (2) and three (3).

Motion Made By: Legislator Rodriguez
Motion Seconded By: Legislator Gerentine

Discussion: Deputy County Executive Marc Rider explained that 4 proposals were received in response to a request for proposal (RFP) and PrimeCare was selected from this process. Legislator Petit questioned if there were any red flags associated with this organization. Discussion pursued on the existence of concerns and the previously completed analysis of the former provider.

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez
Voting Against: None
No. of Votes in Favor: 5
No. of Votes Against: 0
Disposition: Approved

Motion No. 15: To approve Resolution No. 138 – Authorizing The Chair Of The Ulster County Legislature To Execute An Agreement With The New York State Department Of Transportation To Accept The New York State Share For Mass Transportation Projects For Federal Fiscal Year 2019 - Department Of Public Transportation (Ulster County Area Transit)

Resolution Summary: This Resolution authorizes the Chair of the Legislature to execute an agreement, and any related amendments, with the New York State Department of Transportation in order to accept the New York State Share for Federal Fiscal Year 2019 Mass Transportation Capital Projects, in the total amount of \$336,711.00.

Motion Made By: Legislator Rodriguez
Motion Seconded By: Legislator Gerentine

Discussion: None

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez
Voting Against: None
No. of Votes in Favor: 5
No. of Votes Against: 0
Disposition: Approved

Motion No. 16: To approve Resolution No. 139 – Authorizing The Chair Of The Ulster County Legislature To Enter Into An Agreement With The City Of Kingston To Provide Expanded

Transit Service In The City In Response To The Dissolution Of CitiBus And Elimination Of Transit Service By The City – Department of Public Transportation (Ulster County Area Transit)

Resolution Summary: This Resolution authorizes the Chair of the Legislature to execute a Memorandum of Agreement (MOA) with the City of Kingston, and any related amendments, as well as execute all necessary agreements, certifications, or requests from the FTA, NYSDOT, or the City of Kingston to effectuate the dissolution of the transit service by the City and the initiation of expanded service by the County beginning on or about July 1, 2019 for initial funding from the City in the amount of \$112,500.00 for 2019, and thereafter \$225,000.00 annually for a period of five (5) years.

Motion Made By: Legislator Rodriguez
Motion Seconded By: Legislator Gerentine

Discussion: Legislator Rodriguez vocalized concerns with the maps displaying the planned bus routes. Legislator Archer explained that the maps needed to be enlarged and would hopefully be available prior to session. Legislator Petit informed the committee that constituents have reached out to her vocalizing concerns regarding the planned routes. Legislator Nolan stated support for the planned routes. Legislator Rodriguez expressed interest in hearing public input as it relates to individuals' daily needs.

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), and Rodriguez
Voting Against: Legislator Petit
No. of Votes in Favor: 4
No. of Votes Against: 1
Disposition: Approved

Motion No. 17: To approve Resolution No. 140 – Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – West Publishing Corporation – Information Services

Resolution Summary: This Resolution approves the execution of a contract with West Publishing Corporation for on-line subscription to West Complete Library and Westlaw Pro from April 1, 2019 through May 31, 2022 in the amount of \$209,634.68.

Motion Made By: Legislator Gerentine
Motion Seconded By: Legislator Petit

Discussion: None

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez
Voting Against: None
No. of Votes in Favor: 5

No. of Votes Against: 0
Disposition: Approved

Motion No. 18: To approve Resolution No. 141 – Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – United Way Of Ulster County Inc. – Office Of Employment And Training

Resolution Summary: This Resolution approves the execution of a contract with United Way of Ulster County, Inc. for summer youth employment payroll services from July 1, 2019 through October 31, 2019 in the amount of \$295,395.00.

Motion Made By: Legislator Rodriguez
Motion Seconded By: Legislator Gerentine

Discussion: None

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez
Voting Against: None
No. of Votes in Favor: 5
No. of Votes Against: 0
Disposition: Approved

Motion No. 19: To approve Resolution No. 142 – Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – United Way Of Ulster County Inc. – Office Of Employment And Training

Resolution Summary: This Resolution approves the execution of a contract with United Way of Ulster County, Inc. for year-round youth employment payroll services from July 1, 2019 through June 30, 2020 in the in amount of \$85,500.00.

Motion Made By: Legislator Gerentine
Motion Seconded By: Legislator Petit

Discussion: None

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez
Voting Against: None
No. of Votes in Favor: 5
No. of Votes Against: 0
Disposition: Approved

Motion No. 20: To approve Resolution No. 143 – Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Dell Marketing, L.P. – Information Services

Resolution Summary: This Resolution approves the execution of a contract with Dell Marketing, L.P. for Microsoft Office 365 suite subscription (Outlook, Word, Excel, PowerPoint, etc...) from July 1, 2019 through June 30, 2022 in the amount of \$1,112,291.79.

Motion Made By: Legislator Gerentine

Motion Seconded By: Legislator Rodriguez

Discussion: Legislator Rodriguez verified with Marc Rider, Deputy County Executive, that due diligence and research was completed accordingly.

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez

Voting Against: None

No. of Votes in Favor: 5

No. of Votes Against: 0

Disposition: Approved

Motion No. 21: To approve Resolution No. 147 – Approving The Work Order With The Dormitory Authority Of The State Of New York (DASNY) For Construction Phase Services For Phase 1 Of Campus Roof Project For John Vanderlyn Hall Skylight, MacDonald Dewitt Library And Burroughs Hall (Minus Lecture Hall) Related To The Campus Roofs Capital Project No. 489 – Campus Roofs And Amending the 2019 Ulster County Capital Fund – Ulster County Community College

Resolution Summary: This Resolution approves the Work Order with the Dormitory Authority Of The State of New York (“DASNY”) which totals \$1,407,000.00 (inclusive of DASNY Construction Fee of \$97,000.00) for construction phase services for Phase 1 of Campus Roofs Project – John Vanderlyn Hall Skylight, MacDonald Dewitt Library and Burroughs Hall (minus Lecture Hall) for construction administration services related to the Campus Roofs Capital Project No. 489 – Campus Roofs – SUNY Ulster. Further, this Resolution amends the 2019 Ulster County Capital Fund budget accordingly.

Motion Made By: Legislator Gerentine

Motion Seconded By: Legislator Petit

Discussion: None

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez

Voting Against: None

No. of Votes in Favor: 5

No. of Votes Against: 0

Disposition: Approved

Motion No. 22: To approve Resolution No. 149 – Establishing Capital Project No. 541 SUNY Ulster – Facilities Equipment And Amending The 2019 Capital Project Fund – Ulster County Community College

Resolution Summary: This Resolution establishes Capital Project No. 541 SUNY Ulster – Facilities Equipment for the replacement of old equipment and vehicles for campus maintenance staff necessary to maintain the roads, sidewalks, grounds and parking lots in the amount of \$153,000.00, and amends the 2019 Ulster County Capital Fund Budget accordingly.

Motion Made By: Legislator Gerentine

Motion Seconded By: Legislator Petit

Discussion: None

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez

Voting Against: None

No. of Votes in Favor: 5

No. of Votes Against: 0

Disposition: Approved

Motion No. 23: To approve Resolution No. 151 – Authorizing The Chair Of The Ulster County Legislature To Execute A Grant Application With Required Assurances For The Medicare Improvements For Patients And Providers Act (MIPPA) And Amending The 2019 Ulster County Budget To Include Additional Funding From The New York State Office For The Aging (NYSOFA) – Office For The Aging

Resolution Summary: This Resolution authorizes the Chair of the Legislature to execute an application with required assurances, and any related amendments, with the New York State Office for the Aging (NYSOFA) for the Federal Medicare Improvements for Patients and Providers Act (MIPPA) program, for the term beginning September 30, 2018 and ending September 29, 2019 in the amount of \$4,690.00, and amends the 2019 Ulster County Budget accordingly.

Motion Made By: Legislator Gerentine

Motion Seconded By: Legislator Rodriguez

Discussion: None

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez

Voting Against: None

No. of Votes in Favor: 5

No. of Votes Against: 0

Disposition: Approved

Motion No. 24: To approve Resolution No. 152 – Authorizing The Chair Of The Ulster County Legislature To Execute A Lease Agreement With Lily Lake LLC – Department Of Public Works (Buildings And Grounds)

Resolution Summary: This Resolution authorizes the execution of a lease agreement and any related amendments with Lily Lake LLC for offices located at 280 State Route 299, Suite No. 3, Highland, NY, for a five-year term beginning May 1, 2019 and ending April 30, 2024, at an annual cost of \$14.73/square foot, totaling \$16,200.00 annually for the first three years of the lease, and a cost of \$15.05/square foot, totaling \$16,560.00 annually for the final two years of the lease.

Motion Made By: Legislator Petit
Motion Seconded By: Legislator Rodriguez

Discussion: None.

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez
Voting Against: None
No. of Votes in Favor: 5
No. of Votes Against: 0
Disposition: Approved

Motion No. 25: To approve Resolution No. 153 – Establishing Capital Project No. 537 - Purchase Of County Fleet Vehicles — Department of Public Works (Central Garage)

Resolution Summary: This Resolution establishes Capital Project No. 537 - Purchase Of County Fleet Vehicles to purchase a total of sixteen (16) vehicles in the amount of \$805,000.00: five (5) vehicles for the Sheriff’s Office (Criminal Division), two (2) vehicles for the Department of Social Services, four (4) vehicles for the Department of Probation, six (6) vehicles for the Department of Buildings & Grounds, and one (1) vehicle for the Department of Health. Further, this Resolution amends the 2019 Capital Fund Budget accordingly.

Motion Made By: Legislator Gerentine
Motion Seconded By: Legislator Rodriguez

Discussion: None

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez
Voting Against: None
No. of Votes in Favor: 5
No. of Votes Against: 0
Disposition: Approved

Motion No. 26: To approve Resolution No. 155 – Establishing Capital Project No. 538 - Purchase Of Highway Equipment — Department of Public Works (Highways And Bridges)

Resolution Summary: This Resolution establishes Capital Project No. 538 – Purchase of Highway Equipment for the Department of Public Works (Highways and Bridges) in the amount of \$2,545,000.00, and amends the 2019 Capital Fund Budget accordingly.

Motion Made By: Legislator Gerentine

Motion Seconded By: Legislator Rodriguez

Discussion: None

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez

Voting Against: None

No. of Votes in Favor: 5

No. of Votes Against: 0

Disposition: Approved

Motion No. 27: To approve Resolution No. 157 – Establishing Capital Project No. 539 – For The Shawangunk Kill Bridge Rehabilitation In The Town Of Shawangunk (PIN 8762.16) – Bridge NY Program – Authorizing The Chair Of The Ulster County Legislature To Execute Agreements, Certifications Or Reimbursement Requests For Federal Aid On Behalf Of Ulster County With The New York State Department Of Transportation –Department Of Public Works (Highways And Bridges)

Resolution Summary: This Resolution establishes Capital Project No. 539 – For the Shawangunk Kill Bridge Rehabilitation in The Town Of Shawangunk (PIN 8762.16) which has reached the end of its service life and is eligible for funding under Title 23 U.S. Code, as amended, at the ratio of 95% Federal funds and 5% non-federal funds, and appropriates the sum of \$595,000.00 from serial bond funding to cover the cost of participation in the preliminary engineering and right of way incidental phases of the Project. Further, this Resolution states that Ulster County agrees that construction of the Project shall begin no later than 24 months after award and the construction phase shall be completed within 30 months, authorizes the Chair of the Legislature to execute all necessary agreements, certifications, or reimbursement requests for Federal Aid and/or State Aid, if available, on behalf of Ulster County with the NYSDOT in connection with the advancement or approval of the Project, authorizes the Commissioner of Finance to make payments associated with the preliminary engineering and right of way incidental phases, and amends the 2019 Ulster County Capital Fund Budget accordingly.

Motion Made By: Legislator Gerentine

Motion Seconded By: Legislator Petit

Discussion: None

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez
Voting Against: None
No. of Votes in Favor: 5
No. of Votes Against: 0
Disposition: Approved

Motion No. 28: To approve Resolution No. 159 – Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Hudson Valley Engineering Associates, P.C. – Department Of Public Works

Resolution Summary: This Resolution approves the execution of a contract with Hudson Valley Engineering Associates, P.C. for design services for the Shawangunk Kill Bridge from May 1, 2019 through May 1, 2021 in the amount of \$560,455.00.

Motion Made By: Legislator Gerentine
Motion Seconded By: Legislator Petit

Discussion: None

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez
Voting Against: None
No. of Votes in Favor: 5
No. of Votes Against: 0
Disposition: Approved

Motion No. 29: To approve Resolution No. 160 – Establishing Capital Project No. 540 – For The Samsonville Road Culvert In The Town of Rochester (PIN 8762.35) – Bridge NY Program – Authorizing The Chair Of The Ulster County Legislature To Execute Agreements, Certifications Or Reimbursement Requests For Federal Aid On Behalf Of Ulster County With The New York State Department Of Transportation– Department Of Public Works (Highways And Bridges)

Resolution Summary: This Resolution establishes Capital Project No. 540 – For The Samsonville Road Culvert In The Town of Rochester (PIN 8762.35) which will replace the existing Samsonville Road Culvert and is eligible for reimbursement of qualified cost from Bridge NY funding in the amount of \$550,000.00 with a 0% local share. Further, this Resolution appropriates \$550,000.00 from serial bond funding to cover the cost of participation in the preliminary engineering and right of way incidental phases of the Project, authorizes the Chair of the Legislature to execute all necessary agreements, certifications, or reimbursement requests for Federal Aid and/or State Aid, if available, on behalf of Ulster County with the NYSDOT in connection with the advancement or approval of the Project, authorizes the Commissioner of Finance to make payments associated with the preliminary engineering and right of way incidental phases, and amends the 2019 Ulster County Capital Fund Budget accordingly.

Motion Made By: Legislator Gerentine
Motion Seconded By: Legislator Petit

Discussion: Legislator Petit inquired who submits the applications for this grant funding. Marc Rider, Deputy County Executive, explained that the Planning Department, The Transportation Council, and DPW may all be responsible for various grant submissions.

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez
Voting Against: None
No. of Votes in Favor: 5
No. of Votes Against: 0
Disposition: Approved

Motion No. 30: To approve Resolution No. 162 – Approving The Execution Of A Contract Amendment Causing The Aggregate Amendment Amount To Be In Excess Of \$50,000.00 Entered Into By The County – Red Hawk Fire & Security (NY), LLC – Department Of Public Works

Resolution Summary: This Resolution approves the execution of a contract amendment with Red Hawk Fire & Security (NY), LLC to extend the term of agreement for fire and safety inspection services for UCLEC from April 30, 2019 through April 30, 2020 for an additional \$26,670.00, making the contract total \$117,680.00.

Motion Made By: Legislator Petit
Motion Seconded By: Legislator Gerentine

Discussion: None

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez
Voting Against: None
No. of Votes in Favor: 5
No. of Votes Against: 0
Disposition: Approved

Motion No. 31: To approve Resolution No. 163 – Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Highway Rehabilitation Corp. – Department Of Public Works

Resolution Summary: This Resolution approves the execution of a contract with Highway Rehabilitation Corp. for hot in-place asphalt recycling from April 22, 2019 through April 30, 2021 for rates anticipated to exceed a total contractual value of \$50,000.00.

Motion Made By: Legislator Gerentine
Motion Seconded By: Legislator Petit

Discussion: None

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez
Voting Against: None
No. of Votes in Favor: 5
No. of Votes Against: 0
Disposition: Approved

Motion No. 32: To approve Resolution No. 164 – Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – GeoStabilization International, LLC – Department Of Public Works

Resolution Summary: This Resolution approves the execution of a contract with GeoStabilization International, LLC for slope stabilization and soil nailing services from May 1, 2019 through June 30, 2019 for rates anticipated to exceed a total contractual value of \$50,000.00.

Motion Made By: Legislator Gerentine
Motion Seconded By: Legislator Rodriguez

Discussion: None

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez
Voting Against: None
No. of Votes in Favor: 5
No. of Votes Against: 0
Disposition: Approved

Motion No. 33: To discuss Resolution No. 166 – Authorizing The Chair Of The Ulster County Legislature To Execute A Payment In Lieu Of Taxes Agreement With New Beginnings Solar, LLC For Solar Energy Systems Pursuant To Real Property Tax Law Section 487

Resolution Summary: This Resolution authorizes the Chair of the Legislature to enter into a PILOT Agreement, and any amendments thereto, with New Beginnings Solar, LLC for the building and operations of a Solar Energy System.

Motion Made By: Legislator Gerentine
Motion Seconded By: Legislator Petit

Discussion: Legislator Petit noted that the resolution approves a payment in lieu of taxes. Marc Rider, Deputy County Executive, explained that

solar projects are initially exempt from taxes and that the only way to get any tax revenue on these types of projects are to offer a Payment In Lieu Of Taxes (PILOT). Legislator Rodriguez questioned how this PILOT compares those of similar projects. Burt Gulnick, Commissioner of Finance explained that there is a percentage split amongst applicable local governments based upon real property taxes. Legislator Rodriguez asked Alicia DeMarco, Director of Internal Audit & Control, whether or not the Office of the Comptroller monitors the various PILOT programs. Alicia DeMarco explained that pilot programs are scheduled to be audited in 2019 but they are not a regular part of the review process. Legislator Greene also noted that these are technically reverse PILOTS and the increased volume of solar projects indicates a transition to a renewal energy economy. Legislator Rodriguez mentioned that there is an opportunity cost to using this land for solar panels as opposed to other endeavors.

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez
Voting Against: None
No. of Votes in Favor: 5
No. of Votes Against: 0
Disposition: Postponed

Motion No. 34: To discuss Resolution No. 167 – Authorizing The Chair Of The Ulster County Legislature To Execute A Payment In Lieu Of Taxes Agreement With Reisender Solar, LLC For Solar Energy Systems Pursuant To Real Property Tax Law Section 487

Resolution Summary: This Resolution authorizes the Chair of the Legislature to enter into a PILOT Agreement, and any amendments thereto, with Reisender Solar, LLC for building and operations of a Solar Energy System.

Motion Made By: Legislator Gerentine
Motion Seconded By: Legislator Rodriguez

Discussion: None

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez
Voting Against: None
No. of Votes in Favor: 5
No. of Votes Against: 0
Disposition: Postponed

Motion No. 35: To discuss Resolution No. 168 – Authorizing The Chair Of The Ulster County Legislature To Enter Into An Agreement With The New York Environmental Protection And

Spill Compensation Fund For Distribution Of Proceeds From Tax Foreclosure Sale For A Parcel Of County Owned Property At 454 Hurley Avenue, In The Town of Ulster, Tax Map Number 48.17-1-41.100 – Department Of Finance

Resolution Summary: This Resolution authorizes the Chair of the Legislature to enter into an agreement with the New York Environmental Protection and Spill Compensation Fund (“the fund”) for payment of 50% of the sale price received at auction relative to a parcel on Hurley Avenue which owes the County \$117,196.00 in real property and school taxes, together with, as applicable, accrued interest and penalties as of April 30, 2019 in exchange for releasing the County of any liability relating to the fund’s remediation and cleanup of the site which was required to deem the site “clean”.

Motion Made By: Legislator Rodriguez

Motion Seconded By: Legislator Gerentine

Discussion: Legislator Rodriguez asked Burt Gulnick, Commissioner of Finance to explain the history of this resolution in greater detail. Burt Gulnick clarified that the Department of Environmental Protection (DEP) came in to clean up the former gas station after a fire. Legislator Rodriguez noted that the normal process would include the Department of Environmental Conservation (DEC).

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez

Voting Against: None

No. of Votes in Favor: 5

No. of Votes Against: 0

Disposition: Postponed

Motion No. 36: To discuss Resolution No. 169 – Approving The Memorandum Of Agreement Between The County Of Ulster And The Ulster County Staff Association, Represented By New York State United Teachers (NYSUT), For 2019 And 2020

Resolution Summary: This Resolution approves the executed Memorandum of Agreement (MOA) covering the period beginning January 1, 2019 and ending December 31, 2020, between the County of Ulster and the Ulster County Staff Employee’s Association, authorizes the Acting County Executive to execute a Collective Bargaining Agreement with the Ulster County Staff Association in accordance with the executed MOA, amends the 2019 Ulster County Budget accordingly, and authorizes the Commissioner of Finance to make any and all 2019 budget adjustments necessary to transfer and appropriate the necessary funds into the appropriate budget lines.

Motion Made By: Legislator Rodriguez

Motion Seconded By: Legislator Petit

Discussion: Legislator Gerentine asked how many people this resolution would affect. Burt Gulnick, Commissioner of Finance answered that it is roughly 40 people. Discussion ensued on the history of this labor union.

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez
Voting Against: None
No. of Votes in Favor: 5
No. of Votes Against: 0
Disposition: Postponed

Motion No. 37: To discuss Resolution No. 170 – Authorizing The Chair Of The Ulster County Legislature To Execute An Intermunicipal Agreement For The Sharing Of Information Relating To Short-Term Rental Properties With The Town Of Shawangunk – Department Of Finance

Resolution Summary: This Resolution authorizes the Chair of the Legislature to execute an Intermunicipal Agreement, and any amendments thereto, with the Town of Shawangunk for the sharing of inventory of all properties within the Town of Shawangunk that have been identified as advertising short term rentals.

Motion Made By: Legislator Rodriguez
Motion Seconded By: Legislator Petit

Discussion: None

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez
Voting Against: None
No. of Votes in Favor: 5
No. of Votes Against: 0
Disposition: Postponed

Motion No. 38: To discuss Resolution No. 171 – Authorizing The Conveyance Of County-Owned Properties To The Original Owners – Department Of Finance

Resolution Summary: This Resolution authorizes the Commissioner of Finance to accept payment as set forth therein with respect to the disclosed parcels, and authorizes the Chair of the Legislature upon receipt of such payment to each parcel to make, execute, and deliver to the owner making payment, a quitclaim deed conveying the interest of the County in the parcel.

Motion Made By: Legislator Gerentine
Motion Seconded By: Legislator Rodriguez

Discussion: None

Voting In Favor: Legislators Archer, Gerentine, Maloney (Joseph), Petit, and Rodriguez
Voting Against: None
No. of Votes in Favor: 5
No. of Votes Against: 0
Disposition: Postponed

New Business: Chairwoman Archer shared one memorandum from Burt Gulnick, Commissioner of Finance, and two memorandums from Adele Rider, Acting County Executive, concerning the status of the actual Ulster County results for the first Quarter of 2019 in comparison to the budget expectations. Legislator Joseph Maloney suggested that increasing the hotel / motel occupancy tax rate would help close the budget gap. Legislator Rodriguez explained that closing one pod at the jail may help alleviate some of the costs associated with the jail. Marc Rider, Deputy County Executive, noted that the process of closing a pod at the jail is quite lengthy and will not have an impact on this year's budget but could potentially be factored in for 2020. Legislator Nolan suggested an alternative idea to use the excess pod to house inmates with heroin or other drug addictions which would allow Ulster County to work on multiple problems at the same time. She also mentioned that re-opening a pod brings difficulties as well. Legislator Petit asked if the price per inmate charged to outside correctional facilities is negotiable and Burt Gulnick, Commissioner of Finance, answered yes. Legislator Gerentine asked Burt Gulnick if there were other expenditures that could be reduced and if he was working with the Sheriffs' office to identify those. Legislator Gerentine also noted that internet sales tax is very low and statewide reforms may have a negative financial impact on the County, cautioning that department heads should be proactive in searching for additional areas to save.

Old Business: None

Chairwoman Archer asked if there was any other business or questions. There being no further business before the Committee, a motion was made to adjourn.

Adjournment

Motion Made By: Legislator Gerentine
Motion Seconded By: Legislator Petit

No. of Votes in Favor: 5
No. of Votes Against: 0

Time: 6:17 PM

Respectfully submitted: Amber Feaster
Minutes Approved: May 14, 2019