

**Ways & Means Committee
Regular Meeting Minutes**

DATE & TIME: December 19, 2022 – 5:00 PM
LOCATION: KL Binder Library, 6th Floor, County Office Building
PRESIDING OFFICER: Chairman Gavaris
LEGISLATIVE STAFF: Natalie Kelder, Legislative Financial Analyst
PRESENT: Legislators Cahill, Ronk & Walter
ABSENT: Legislator Fabiano
QUORUM PRESENT: Yes

OTHER ATTENDEES: Legislators Erner, Greene, Hansut, Heppner, Maloney, Nolan, & Uchitelle, Legislative Counsel Gordon, Deputy County Executive Kelly, Comptroller Gallagher & Deputy Comptroller DeMarco – UC Comptroller’s Office, Director Doyle – UC Planning, Sheriff Figueroa – UC Sheriff, Molly Holm, Geoff Baer, Susan Wayman, Randy Harwood – UC Residents

Chairman Gavaris called the meeting to order at 5:01 PM

Resolutions for the December 19, 2022 Session of the Legislature

Resolution No. 400: Amending The 2022 Budget To Establish And Fund The Ulster County Agricultural Crisis Relief Program - Department Of Finance, Division Of Recovery And Resilience

Resolution Summary: This Resolution amends the 2022 Budget to fund the Ulster County Agricultural Crisis Relief Program in the amount of \$2,000,000 of American Rescue Plan funds.

Motion No. 1: MOTION TO DISCUSS Resolution No. 400
Motion By: Legislator Walter
Motion Seconded By: Legislator Cahill

Discussion: Legislator Nolan informed the committee that there are minor amendments to be distributed in the new year.

Motion No. 2: MOTION TO POSTPONE Resolution No. 400
Motion By: Legislator Cahill
Motion Seconded By: Legislator Walter

Discussion: None

Voting In Favor: Legislators Cahill, Gavaris, Ronk, Walter
Voting Against: None
Votes in Favor: 4
Votes Against: 0
Disposition: Resolution POSTPONED

Resolution No. 546: Authorizing The Chair Of The Ulster County Legislature To Enter Into An Agreement With The Hudson River Drinking Water Intermunicipal Council (The “Hudson 7”) To Include Ulster

County As A Member And To Provide Financial Assistance For The Hiring Of A Full Time “Protection Coordinator” – Department Of The Environment

Resolution Summary: This Resolution authorizes the Chair of the Ulster County Legislature to enter into an agreement with the Hudson River Drinking Water Intermunicipal Council to include Ulster County as a voting member and provide annual assistance in the amount of \$25,000.

Motion No. 3: MOTION TO APPROVE Resolution No. 546
Motion By: Legislator Walter
Motion Seconded By: Legislator Ronk

Discussion: None

Voting In Favor: Legislators Cahill, Gavaris, Ronk, Walter
Voting Against: None
Votes in Favor: 4
Votes Against: 0
Disposition: Resolution ADOPTED

Resolution No. 615: Authorizing The Chair Of The Ulster County Legislature To Enter Into An Agreement With The Ulster County Soil And Water Conservation District For The 2023 Appropriation – Legislature

Resolution Summary: This Resolution authorizes the Chair of the Ulster County Legislature to enter into an agreement with the Ulster County Soil and Water Conservation District in the amount of \$131,500.

Motion No. 4: MOTION TO APPROVE Resolution No. 615, AS PRESENTED
Motion By: Legislator Walter
Motion Seconded By: Legislator Ronk

Discussion: None

Voting In Favor: Legislators Cahill, Gavaris, Ronk, Walter
Voting Against: None
Votes in Favor: 4
Votes Against: 0
Disposition: Resolution ADOPTED

Resolution No. 625: Authorizing Design, Testing And Construction Of Window Replacements In Vanderlyn Hall At The Ulster County Community College Campus At SUNY Ulster Stone Ridge, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$3,975,466.00, And Authorizing The Issuance Of \$3,975,466.00 Bonds Of Said County To Pay The Cost Thereof

Resolution Summary: This Resolution authorizes the issuance of \$3,975,466 of bonds for the design, testing, and construction of window replacements in Vanderlyn Hall at the Ulster County Community College Campus at SUNY Ulster Stone Ridge.

Resolution No. 627: Authorizing Design Testing And Construction Of The Student Life Center Roof At The Ulster County Community College Campus At SUNY Ulster Stone Ridge, In And For The County Of

Ulster, New York, At A Maximum Estimated Cost Of \$2,402,311.00, And Authorizing The Issuance Of \$2,402,311.00 Bonds Of Said Count To Pay The Cost Thereof

Resolution Summary: This Resolution authorizes the issuance of \$2,402,311 of bonds for the design, testing, and construction of the Student Life Center Roof at the Ulster County Community College Campus at SUNY Ulster Stone Ridge.

Resolution No. 629: Authorizing The Construction And Installation Of The Main Entry Doorway In Vanderlyn Hall At The Ulster County Community College Campus At SUNY Ulster, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$280,000.00, And Authorizing The Issuance Of \$280,000.00 Bonds Of Said County To Pay he Cost Thereof

Resolution Summary: This Resolution authorizes the issuance of \$280,000 of bonds for the construction and installation of the main entry doorway in Vanderlyn Hall at the Ulster County Community College Campus at SUNY Ulster.

Resolution No. 631: Authorizing The Acquisition And Installation Of Emergency Response Equipment At Ulster County Community College - SUNY Ulster, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$350,000.00, And Authorizing The Issuance Of \$350,000.00 Bonds Of Said County To Pay The Cost Thereof

Resolution Summary: This Resolution authorizes the issuance of \$350,000 of bonds for the acquisition and installation of emergency response equipment at Ulster County Community College.

Resolution No. 637: Authorizing The County's Share Of The UCAT Rooftop Solar Installation At The UCAT Bus Garage, In And For The County Of Ulster, New York, At A Maximum Estimated Cost OF \$457,531.00, And Authorizing The Issuance Of \$457,531.00 Bonds Of Said County To Pay The Cost Thereof

Resolution Summary: This Resolution authorizes the issuance of \$457,531 of bonds for the county's share of the UCAT rooftop solar installation at the UCAT bus garage.

Resolution No. 639: Authorizing The Preliminary Design Expenses For The Hall Of Records Rooftop Solar Array Project, In And For The County Of Ulster, New York, At A Maximum Estimated Cost \$48,500.00, And Authorizing The Issuance Of \$48,500.00 Bonds Of Said County To Pay The Cost Thereof

Resolution Summary: This Resolution authorizes \$48,500 of bonds for the preliminary design expenses for the Hall of Records rooftop solar array project.

Resolution No. 642: Authorizing The Replacement Of Superstructures And Reconstructions Of Various Bridges, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$916,000.00, And Authorizing The Issuance Of \$916,000.00 Bonds Of Said County To Pay The Cost Thereof

Resolution Summary: This Resolution authorizes the issuance of \$916,000 of bonds for the replacement of superstructures and reconstructions of various bridges

Resolution No. 645: Authorizing Stormwater Drainage Improvements In Th Parking Lot Surrounding The Ulster County Court House, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$182,600.00, And Authorizing The Issuance Of \$182,600.00 Bonds Of Said County To Pay The Cost Thereof

Resolution Summary: This Resolution authorizes the issuance of \$182,600 of bonds for stormwater drainage improvements in the parking lot surrounding the Ulster County Court House.

LATE Resolution No. 676: Authorizing The Preliminary Design And Environmental Review Expenses For A New Government Operations Center, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$365,500.00, And Authorizing The Issuance Of \$365,500.00 Bonds Of Said County To Pay The Cost Thereof

Resolution Summary: This Resolution authorizes the issuance of \$365,500 of bonds for the preliminary design and expenses associated with an environmental review for a new government operations center.

Motion No. 5: MOTION TO BLOCK Resolution Nos. 625, 627, 629, 631, 637, 639, 642, 645 & 676

Motion By: Legislator Ronk
Motion Seconded By: Legislator Walter

Discussion: None

Voting In Favor: Legislators Cahill, Gavaris, Ronk, Walter

Voting Against: None

Votes in Favor: 4

Votes Against: 0

Disposition: Resolutions BLOCKED

Motion No. 6: MOTION TO APPROVE Resolution Nos. 625, 627, 629, 631, 637, 639, 642, 645 & 676

Motion By: Legislator Ronk
Motion Seconded By: Legislator Walter

Discussion: None

Voting In Favor: Legislators Cahill, Gavaris, Ronk, Walter

Voting Against: None

Votes in Favor: 4

Votes Against: 0

Disposition: Resolutions ADOPTED

Resolution No. 648: Approving The Execution Of A Contract Amendment For \$21,720.00, Causing The Aggregate Contract Plus Amendment Amount To Be In Excess Of \$50,000.00, Entered Into By The County – Dutchess Overhead Doors, Inc. – Department Of Public Works

Resolution Summary: This Resolution approves the execution of a contract amendment with Dutchess Overhead Doors, Inc. in the amount of \$21,720 to increase the funding for “as-needed” repair services on overhead doors at various county locations.

Motion No. 7: MOTION TO APPROVE Resolution No. 651
Motion By: Legislator Ronk

Motion Seconded By: Legislator Walter
Discussion: None
Voting In Favor: Legislators Cahill, Gavaris, Ronk, Walter
Voting Against: None
Votes in Favor: 4
Votes Against: 0
Disposition: **Resolution ADOPTED**

Resolution No. 651: Approving The Execution Of A Contract Amendment For \$50,000.00 Entered Into By The County – Rail Explorers Corporation – Department Of Public Works

Resolution Summary: This Resolution approves an amendment for a revenue agreement to update the terms and extend the permit for operation of a tourist rail-based bicycle excursion business through 12/31/2023 in the amount of \$50,000.

Motion No. 8: **MOTION TO APPROVE Resolution No. 651**
Motion By: Legislator Walter
Motion Seconded By: Legislator Ronk

Discussion: Legislator Maloney expressed concern regarding the addition of the rubber to dampen the sound, specifically the enforcement and timing surrounding it, as well as operational concerns during electrical storms and varying reimbursement methods.

Legislator Nolan reminded the committee that this agreement is not a standard contract but a ‘permit for use’, adding that the reimbursement method is more clearly addressed in the proposed permit extension. Legislator Nolan stated that moving ahead with this extension will allow for more sound dampening trials and provisions for a noise study.

Legislator Ronk inquired if their current permit for use would continue if the extension was not approved. Director Doyle was not aware of that potential as this resolution is an extension of the current agreement. Legislator Ronk noted that if a current agreement was not in place, the vendor would likely have to remove their property at their expense.

Legislator Cahill clarified the \$5,000 of capital improvements, per year maximum, following approval from the Department of Public Works, that has been added to the permit of use agreement.

Legislator Nolan reminded the committee that this company won this permit for use through a formal Request for Proposal process to benefit the county.

Comptroller Gallagher warned the committee that on revenue contracts, such as this agreement, where there are deductions from payment, the Comptroller’s

Office is unable to review these expenditures that are completed by a third party.

Voting In Favor: Legislators Cahill, Gavaris, Ronk, Walter
Voting Against: None
Votes in Favor: 4
Votes Against: 0
Disposition: **Resolution ADOPTED**

Resolution No. 654: Approving The Execution Of A Contract For Rates Anticipated To Exceed \$50,000.00 Entered Into By The County – Aramark Correctional Services, LLC – Ulster County Sheriff

Resolution Summary: This Resolution approves the execution of a contract with Aramark Correctional Services, LLC for a food service program for the inmates and staff at the Ulster County Jail with a term of 1/11/23-12/31/25.

Motion No. 9: **MOTION TO APPROVE Resolution No. 654**
Motion By: Legislator Ronk
Motion Seconded By: Legislator Walter

Discussion: None

Voting In Favor: Legislators Cahill, Gavaris, Ronk, Walter
Voting Against: None
Votes in Favor: 4
Votes Against: 0
Disposition: **Resolution ADOPTED**

Resolution No. 665: Amending The 2023 Ulster County Budget To Accept Funds From The New York State Department Of Education For A Local Government Records Management Improvement Fund (LRMIF) Grant For The Purchase Of A Printer – County Clerk

Resolution Summary: This Resolution amends the 2023 Ulster County Budget to accept funds from the New York State Department of Education, in the amount of \$13,726, for a local government records management improvement fund grant for the purchase of a printer.

Motion No. 10: **MOTION TO APPROVE Resolution No. 665**
Motion By: Legislator Walter
Motion Seconded By: Legislator Ronk

Discussion: None

Voting In Favor: Legislators Cahill, Gavaris, Ronk, Walter
Voting Against: None
Votes in Favor: 4
Votes Against: 0
Disposition: **Resolution ADOPTED**

Resolution No. 666: Approving The Execution Of A Contract For \$1,111,339.00 Entered Into By The County – Health Research, Inc. – Department Of Health

Resolution Summary: This Resolution approves the execution of a contract in the amount of \$1,111,339 for public health emergency preparedness program funding from 7/1/22 to 6/30/23.

Motion No. 11: MOTION TO APPROVE Resolution No. 666

Motion By: Legislator Walter

Motion Seconded By: Legislator Ronk

Discussion: Legislator Maloney confirmed that the committee received answers to the questions previously asked in the Health, Human Services, and Housing Committee meeting.

Voting In Favor: Legislators Cahill, Gavaris, Ronk, Walter

Voting Against: None

Votes in Favor: 4

Votes Against: 0

Disposition: Resolution ADOPTED

Chairman Gavaris moved on to the Forthcoming Local Laws portion of the agenda.

Resolution No. 11 - Requesting Enactment Of A Senate Bill And Assembly Bill In The New York State Legislature For A Special Law In Relation To The Hotel And Motel Room Occupancy Tax Rates In Ulster County

(Postponed for a month in Ways & Means Committee on 12/13/2022)

Resolution No. 189 - Establishing A Policy Prohibiting The Housing Of Incarcerated Individuals Transferred From Facilities Outside Of Ulster County, ~~The “No More Incarceration For Profit Policy”~~
The Ulster County Board-In Policy

(Postponed in Law Enforcement and Public Safety Committee on 12/8/2022)

Resolution No. 461 - Adopting Revised Ulster County Fund Balance Policy To Dedicate Funding To Housing Justice

(No Action Taken in Health, Human Services and Housing Committee on 12/7/2022)

Resolution No. 486 - Adopting The Ulster County Information Services/ Information Technology Security Policy – Department Of Information Services

(Postponed for a month in Ways & Means Committee on 12/13/2022)

Resolution No. 541 - Amending The 2022 - 2027 Capital Improvement Program – Amending Capital Project No. 604 – ARPA Water And Sewer Infrastructure – Amending The 2022 Capital Fund Budget – Department Of Finance

(No Action Taken in American Rescue Plan Act Special Committee on 11/30/2022)

Resolution No. 553 – Establishing A Policy To Require Public Notification Of Changes To Ulster County Area Transit Bus Routes And Schedules

(No Action in Public Works, Capital Projects & Transportation Committee on 12/12/2022)

Comptroller Gallagher noted there was a risk assessment survey that was sent to all Legislators and stated that more time can be allowed if necessary and the Legislature's input is welcome any time.

Comptroller Gallagher informed the committee that full access to the New World financial system continues to be an issue and is unacceptable from an internal audit perspective.

Chairman Gavaris and Legislator Ronk discussed the possibility of a resolution to allow appropriate access to the financial system, however determined that an article 78 may be the only course of action.

Deputy Executive Kelly noted that the current acting executive team has been trying to sort through the issue, it is not however, as easy as just checking boxes.

Legislator Cahill questioned if there is resistance from the Executive's Office and confirmed that cooperation is happening, albeit slowly.

Legislator Ronk expressed concern acting prior to the new executive taking office and was in favor of providing the incoming executive time as there appear to be a different philosophy.

All present parties appeared to agree that bringing in New World personnel, to provide appropriate access, is the best course of action.

Legislator Maloney expressed interest in paying the City of Kingston and towns for the sales tax excess prior to the end of February 2023 so the amount could be included in the overall year-end figures for 2022 and not 2023.

Deputy Executive Kelly noted that sales tax receipts are not certified until the end of February 2023 for year-end 2022. In addition, Deputy Executive Kelly explained that the books are not fully closed for the County until the end of April, which is why the current agreement states that the meeting would not occur any later than May 1st.

Legislator Walter stated this is different than the current agreed upon process and a resolution may be needed to change that process.

Legislator Cahill noted that the payment is still coming from fund balance, and therefore the 2022 excess, and we would need to change our current agreement with the city and towns in order to act any sooner.

Chairman Gavaris asked if there was any old or new business.

Adjournment

Motion Made By: Legislator Cahill

Motion Seconded By: Legislator Ronk

No. of Votes in Favor: 4
No. of Votes Against: 0

TIME: 5:36 PM

Respectfully submitted: Natalie Kelder
Minutes Approved: February 7, 2023