

**Amending The Rules Of Order Of The Ulster County Legislature To Change Resolution Deadline And The Rules For Committees And Fix By Rule The Time And Place Of Its Regular Meetings**

Chairman Wadnola and Legislators Hansut and Ronk offer the following:

WHEREAS, in order to establish a time and place of its regular meetings, it is hereby necessary to amend the following Rules and Sections of the Rules of Order of the Ulster County Legislature: Rule 3 (C1, 2, and 5); Rule 7 (E); and Rule 10 (A1), and

WHEREAS, Rule 3 (C1, 2, and 5) of the Rules of Order of the Ulster County Legislature, entitled “*RESOLUTIONS; RULES FOR PROCEDURE FOR PRESENTATION AND CONSIDERATION*,” is set forth as follows, as adopted January 1, 2009 and/or updated by the Ulster County Legislature:

C. Rules for Procedure. Time for presentation of resolutions to the Clerk is as follows:

1. All resolutions to be considered at a Regular Meeting of this County Legislature shall be filed with the Clerk of the Legislature by not later than 12:00 Noon of the ninth day prior to the Regular Meeting.
2. Any exception to the requirement for filing of resolutions shall only be made by the affirmative majority of the Laws and Rule Committee so long as any resolution which has a financial impact has been or is approved by the Ways and Means Committee prior to presentation to the Legislature.
5. Notwithstanding any other rules herein contained for the period of time from the close of business on the day preceding the annual session of the County Legislature, all resolutions to be considered during the Annual Session shall be presented to the Clerk and time and date-stamped at least 48 hours prior to any meeting or adjourned meeting in annual session, and shall not be considered by the County Legislature unless the consideration thereof has been approved by a majority vote of the total membership of the Laws and Rules Committee,

and

WHEREAS, Rule 7 (E) of the Rules of Order of the Ulster County Legislature, entitled “*RULES FOR COMMITTEES*,” is set forth as follows, as adopted July 8, 2009 by the Ulster County Legislature:

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E. Each committee may make such rules as may be necessary and proper to effectuate its duties so long as they do not conflict with the Rules of Order of the County Legislature.

1. Routing Process Of A Proposed Local Law Before Adoption By The Ulster County Legislature,” as follows:

a. Committee or Legislator originates or modifies local law. Committee approval of a local law automatically refers the law to Laws & Rules.

b. Laws & Rules reviews the law for completeness and technical flaws. At this point Laws & Rules does not make any recommendations on the advantages/ disadvantages of a proposed law. If the proposed law needs modifications it is sent back to the originating committee with a recommendation for changes. If minor changes are required, Laws and Rules will make the proposed changes in consultation with the originating committee chair or main sponsor of the proposed law. Laws & Rules does not have the authority to block a proposed law before a public hearing. When the proposed law is satisfactory, Laws & Rules approves the proposed law and generates a resolution for consideration by the full Legislature setting a time and date for a public hearing.

c. Full Legislature votes on public hearing.

d. Public Hearing

e. Laws & Rules Committee considers the efficacy of proposed law considering the input from the public at the hearing. Laws & Rules may approve the proposed law for consideration by the full Legislature at a subsequent Legislature Session or may send the law back to the originating committee for further changes or reconsideration. Note that proposed changes may or may not be substantive. Substantive changes would require another public hearing.

f. Originating committee approves the proposed law for consideration by the full Legislature at a subsequent Legislature session.

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g. Legislature votes for proposed law, sending the law to County Executive as per Charter. [*Amended pursuant to Resolution No. 195 dated July 8, 2009*].

WHEREAS, Rule 10 (A1) of the Rules of Order of the Ulster County Legislature, entitled "*MONTHLY AND SPECIAL MEETINGS; NOTICE; RULES OF ORDER*," is set forth as follows, as adopted January 1, 2009 and/or updated by the Ulster County Legislature:

A. Monthly Meetings.

1. *The County Legislature shall fix by rule the time and place of its regular meetings, which shall be conducted at least once each calendar month. No prior notice of such meetings shall be required.* Regular sessions of the Legislature shall be held on the second Wednesday of each month in the Legislative Chambers,

NOW, THEREFORE, BE IT RESOLVED, Rule 3 (C1, 2, and 5) of the Rules of Order of the Ulster County Legislature, entitled "*RESOLUTIONS; RULES FOR PROCEDURE FOR PRESENTATION AND CONSIDERATION*," be amended as follows:

C. Rules for Procedure. Time for presentation of resolutions to the Clerk is as follows:

1. All resolutions to be considered at a Regular Meeting of this County Legislature shall be filed with the Clerk of the Legislature by not later than 12:00 Noon of the ~~Friday~~ Wednesday **preceding the first scheduled committee meeting of the month.** ~~ninth day prior to the Regular Meeting.~~
2. Any exception to the requirement for filing of resolutions shall only be made by the affirmative majority of the **Governmental Services, Environmental and Administrative Committee** ~~Laws and Rules Committee~~ so long as any resolution which has a financial impact has been or is approved by the **Budget and Finance Committee** ~~Ways and Means Committee~~ prior to presentation to the Legislature.

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5. Notwithstanding any other rules herein contained for the period of time from the close of business on the day preceding the annual session of the County Legislature, all resolutions to be considered during the Annual Session shall be presented to the Clerk and time and date-stamped at least 48 hours prior to any meeting or adjourned meeting in annual session, and shall not be considered by the County Legislature unless the consideration thereof has been approved by a majority vote of the total membership of the **Governmental Services, Environmental and Administrative Committee** ~~Laws and Rules Committee,~~

and, be it further

RESOLVED, Rule 7 (E) of the Rules of Order of the Ulster County Legislature, entitled "RULES FOR COMMITTEES," be amended as follows:

- E. Each committee may make such rules as may be necessary and proper to effectuate its duties so long as they do not conflict with the Rules of Order of the County Legislature.

1. Routing Process Of A Proposed Local Law Before Adoption By The Ulster County Legislature," as follows:

- a. Committee or Legislator originates or modifies local law. Committee approval of a local law automatically refers the law to the **Governmental Services, Environmental and Administrative Committee** ~~Services, Environmental and Administrative Committee Laws & Rules.~~

- b. **The Governmental Services, Environmental and Administrative Committee** ~~Services, Environmental and Administrative Committee Laws & Rules~~ reviews the law for completeness and technical flaws. At this point **the Governmental Services, Environmental and Administrative Committee** ~~Laws & Rules~~ does not make any recommendations on the advantages/ disadvantages of a proposed law. If the proposed law needs modifications it is sent back to the originating committee with a recommendation for changes. If minor changes are required, **the Governmental Services, Environmental and Administrative Committee** ~~Laws and Rules~~ will make the proposed changes in consultation with the originating committee chair or main sponsor of the proposed law.

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**The Governmental Services, Environmental and Administrative Committee** ~~Laws & Rules~~ does not have the authority to block a proposed law before a public hearing. When the proposed law is satisfactory, **the Governmental Services, Environmental and Administrative Committee** ~~Laws & Rules~~ approves the proposed law and generates a resolution for consideration by the full Legislature setting a time and date for a public hearing.

c. Full Legislature votes on public hearing.

d. Public Hearing

e. **The Governmental Services, Environmental and Administrative Committee** ~~Laws & Rules Committee~~ considers the efficacy of proposed law considering the input from the public at the hearing. **The Governmental Services, Environmental and Administrative Committee** ~~Laws & Rules~~ may approve the proposed law for consideration by the full Legislature at a subsequent Legislature Session or may send the law back to the originating committee for further changes or reconsideration. Note that proposed changes may or may not be substantive. Substantive changes would require another public hearing.

f. Originating committee approves the proposed law for consideration by the full Legislature at a subsequent Legislature session.

g. Legislature votes for proposed law, sending the law to County Executive as per Charter. [*Amended pursuant to Resolution No. 195 dated July 8, 2009*],

and, be it further

RESOLVED, Rule 10 (A1) of the Rules of Order of the Ulster County Legislature, entitled "*MONTHLY AND SPECIAL MEETINGS; NOTICE; RULES OF ORDER*," be amended as follows:

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**Amending The Rules Of Order Of The Ulster County Legislature To Change Resolution Deadline And The Rules For Committees And Fix By Rule The Time And Place Of Its Regular Meetings**

A. Monthly Meetings.

1. *The County Legislature shall fix by rule the time and place of its regular meetings, which shall be conducted at least once each calendar month. No prior notice of such meetings shall be required.* Regular sessions of the Legislature shall be held on the **third Tuesday** ~~second Wednesday~~ of each month **with the exception of June 2010 when regular session will be held on the fourth Tuesday of the month,** in the Legislative Chambers (schedule based on the first full week of each month),

and, be it further

RESOLVED, that these changes to the Rules of Order of the Ulster County Legislature shall take effect upon an affirmative vote of this body subsequent to two consecutive readings,

and move its adoption.

**FIRST READING: JANUARY 6, 2010**

**SECOND READING: MARCH 2, 2010**

ADOPTED AS AMENDED BY THE FOLLOWING VOTE:

AYES: 32 NOES: 0  
(Absent: Legislator Aiello)

Legislator Donaldson motioned, seconded by Legislator Hansut, to make a friendly amendment to the resolution removing “**with the exception of June 2010 when regular session will be held on the fourth Tuesday of the month,**” “(schedule based on the first full week of each month),” from the last “RESOLVED” and changing resolution deadline to Wednesday rather than Friday before the first committee meeting of the month.

MOTION ADOPTED BY THE FOLLOWING VOTE:

AYES: 32 NOES: 0  
(Absent: Legislator Aiello)

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FINANCIAL IMPACT:  
NONE

0102

STATE OF NEW YORK  
ss:  
COUNTY OF ULSTER

This is to certify that I, the undersigned Clerk of the Legislature of the County of Ulster have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 2<sup>nd</sup> day of March, 2010, and that the same is a true and correct transcript of said resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the County of Ulster this 4<sup>th</sup> Day of March in the year Two Thousand and Ten.

/s/ Karen L. Binder  
Karen L. Binder, Clerk  
Ulster County Legislature