

Resolution No. 217 August 14, 2012

Authorizing the Creation of a Special Legislative Committee on the Future of the RRA

Referred to: The Ways and Means Committee (Chairman Gerentine and Legislators Harris, Maio, Maloney, Gregorius, Provenzano and Rodriguez); and The Laws and Rules, Governmental Services Committee (Chairman Roberts and Legislators Fabiano, Maio, Ronk, Donaldson, Loughran and Robert Parete)

The Chairman of the Environmental, Energy and Technology Committee, Carl Belfiglio, offers the following:

WHEREAS, the Ulster County Resource Recovery Agency (“RRA”) was formed under authorization by the New York State Legislature; and

WHEREAS, as a result of various decisions, the RRA requires Ulster County taxpayers to financially assist the RRA in meeting its obligations; and

WHEREAS, the annual subsidy provided by the Ulster County taxpayers now exceeds \$1 million and reasonable projections contemplate such subsidy growing to over \$2 million; and

WHEREAS, this Legislative body wishes to form a Special Legislative Committee to explore the path of (a) flow control as well as (b) a potential sale of the assets of the RRA or operating agreement, as well (c) the concept or setting up a fee or tax based system to finance the RRA, or (d) any combination thereof, the second (b) of which may require approval of the New York State Legislature, and the third (c) of which may also depending on how it is structured require state Legislative approval; now therefore be it

RESOLVED, that, pursuant to Rule 5 of the Rules of Order of the Ulster County Legislature, there shall be a Special Legislative Committee on the Future of the RRA to evaluate flow control, a potential sale of the assets of the RRA or operating agreement, a fee or tax based system to finance the RRA, or any combination thereof; and be it further

RESOLVED, this Special Legislative Committee shall be authorized and encouraged to explore any and all alternatives that may present a viable solution.

RESOLVED, this Special Legislative Committee shall consist of up to fourteen (14) members to be comprised of any members who wish to serve on such Special Committee and who also serve on the Environmental, Energy and Technology Committee or the Ways and Means Committee; and be it further

RESOLVED, that a quorum shall consist of half plus one of the total members of the Special Legislative Committee on the Future of the RRA; and be it further

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RESOLVED, that the members of the Environmental, Energy and Technology Committee and Ways and Means Committee shall notify the Clerk of the Legislature not later than 5:00 PM on August 17, 2012 if they wish to serve on the Special Legislative Committee; and be it further

RESOLVED, that such Special Legislative Committee shall thereafter be immediately appointed pursuant to this Resolution and the Rules of the Legislature; and be it further

RESOLVED, that the first meeting of the Special Legislative Committee shall be called by the Chairman of the Ways and Means Committee and at that meeting the permanent Chairman of the Committee shall be elected; and be it further

RESOLVED, that such Committee shall hold its first meeting no later than September 2, 2012 and shall submit in writing any recommendations not later than October 31, 2012 to the full County Legislature and County Executive; unless a 20-day extension request is submitted in writing to the Clerk of the Legislature, which shall be granted automatically upon receipt; and be it further

RESOLVED, that all meetings of the Committee shall be governed by the Open Meetings Law; and be it further

RESOLVED, a Legislative staff person shall be assigned to the Committee on for the purpose of providing support and recording services as requested by the Committee on, and moves its adoption

ADOPTED BY THE FOLLOWING VOTE:

AYES: 21 NOES: 0
(Absent: Legislators Richard Parete and
Robert Parete)

Passed Committee: Ways and Means on August 14, 2012

Passed Committee: Laws & Rules, Governmental Services on August 14, 2012

FINANCIAL IMPACT:
NONE

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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 14th day of August, 2012, 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 15th Day of August in the year Two Thousand and Twelve.

|s| Victoria A. Fabella
Victoria A. Fabella, Clerk
Ulster County Legislature