

Setting A Public Hearing On The Sale And/Or Transfer Of The Golden Hill Health Care Center To A Local Development Corporation Or Another Not-For-Profit Local Development Corporation

Legislators Harris and Lomita offer the following:

WHEREAS, a Public Hearing is required to be held pursuant to Section 1411(d) of the Not-for-Profit Law of the State of New York to consider the advisability of adoption of a resolution authorizing the sale and/or transfer of the Golden Hill Health Care Center to Golden Hill Local Development Corporation, a local development corporation, or another not-for-profit local development corporation, a Public Hearing will be held on **Tuesday, November 29, 2011 at 7:00 PM** in the Legislative Chambers, Ulster County Office Building, 244 Fair Street, Kingston, New York, and

WHEREAS, in the event a quorum of the Ulster County Legislature is not present at the November 29, 2011 Public Hearing, then in that event, the Public Hearing shall be rescheduled and held on **Monday, December 5, 2011 at 6:30 PM** in the Legislative Chamber, Ulster County Office Building, 244 Fair Street, Kingston, New York, and

WHEREAS, the Ways and Means Committee has met and reviewed said request with a majority of members voting approval, now, therefore, be it

RESOLVED, that said Public Hearing will be held on **Tuesday, November 29, 2011 at 7:00 PM** in the Legislative Chambers, Ulster County Office Building, 244 Fair Street, Kingston, New York, and

RESOLVED, that in the event a quorum of the Ulster County Legislature is not present at the November 29, 2011 Public Hearing, then in that event, the Public Hearing shall be rescheduled and held on **Monday, December 5, 2011 at 6:30 PM** in the Legislative Chambers, Ulster County Office Building, 244 Fair Street, Kingston, New York, and

RESOLVED, that the Clerk of the Ulster County Legislature is hereby charged with the posting and publishing of sufficient legal notice of both hearings as required by New York State Law and the Ulster County Charter,

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and move its adoption.

ADOPTED AS AMENDED BY THE FOLLOWING VOTE:

AYES: 24 NOES: 5
(1 Abstention: Legislator Rodriguez)
(NOES: Legislators Aiello, Belfiglio, Donaldson, Robert Parete and Zimet)
(Absent: Legislators Felicello, Frey and Sheeley)

Legislator Provenzano motioned, seconded by Legislator Ronk to suspend the Rules of Order to amend the Designation of Official Newspapers (Resolution No. 1 dated January 4, 2011) to allow legal notice of the above referenced Public Hearings to be published in the **Daily Freeman** due to the time constraints and the importance of these Public Hearings.

MOTION ADOPTED BY THE FOLLOWING VOTE:

AYES: 28 NOES: 2
(NOES: Legislators Robert Parete and Terrizzi)
(Absent: Legislators Felicello, Frey and Sheeley)

Legislator Lomita motioned, seconded by Legislator Harris to amend the resolution to include the following "WHEREAS" and amending the "RESOLVED" to reflect the two Public Hearing dates:

"WHEREAS, a Public Hearing is required to be held pursuant to Section 1411(d) of the Not-for-Profit Law of the State of New York to consider the advisability of adoption of a resolution authorizing the sale and/or transfer of the Golden Hill Health Care Center to Golden Hill Local Development Corporation, a local development corporation or another not-for-profit local development corporation, a Public Hearing will be held on **Tuesday, November 29, 2011 at 7:00 PM** in the Legislative Chambers, Ulster County Office Building, 244 Fair Street, Kingston, New York, and

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WHEREAS, in the event a quorum of the Ulster County Legislature is not present at the November 29, 2011 Public Hearing, then in that event, the Public Hearing shall be rescheduled and held on **Monday, December 5, 2011 at 6:30 PM** in the Legislative Chamber, Ulster County Office Building, 244 Fair Street, Kingston, New York, and.”

MOTION ADOPTED BY THE FOLLOWING VOTE:

AYES: 26 NOES: 3
(1 Abstention: Legislator Rodriguez)
(NOES: Legislators Aiello, Belfiglio and Robert Parete)
(Absent: Legislators Felicello, Frey and Sheeley)

Legislator Gregorius motioned, seconded by Legislator Provenzano to amend the resolution to include “or another not-for-profit local development corporation” in the title and the body after “Golden Hill Local Development Corporation, a local development corporation.”

MOTION ADOPTED BY THE FOLLOWING VOTE:

AYES: 28 NOES: 1
(1 Abstention: Legislator Rodriguez)
(NOES: Legislator Robert Parete)
(Absent: Legislators Felicello, Frey and Sheeley)

Legislator Maloney offered a friendly amendment to amend the actual Public Hearing Notice adding the City of Kingston to the tax map id, SBL No. 56.40-1-19. All in favor.

FINANCIAL IMPACT:

\$300.00 – APPROXIMATE ADVERTISING COSTS

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**Setting A Public Hearing On The Sale And/Or Transfer Of The
Golden Hill Health Care Center To A Local Development
Corporation Or Another Not-For-Profit Local Development
Corporation**

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 15th day of November, 2011, 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 17th Day of November in the year Two Thousand and Eleven.

/s/ Karen L. Binder

Karen L. Binder, Clerk
Ulster County Legislature