

**Requesting Transfer Of Funds From The Contingent Account For Inmate Medical Services (To Be Encumbered) – Amending The 2009 Ulster County Budget – Ulster County Sheriff (Corrections)**

The Criminal Justice and Safety Committee (Chairman Dart and Legislators Briggs, Richard Parete, Zimet, Hansut, Maloney and Ronk) and co-sponsors: The Ways and Means Committee (Chairman Lomita and Legislators Cahill, Dart, Gregorius, Provenzano, Rodriguez, Cummings, Gerentine and Noonan) offer the following:

WHEREAS, this resolution has been submitted by the County Executive on behalf of the Ulster County Sheriff, and

WHEREAS, it is the responsibility of the Ulster County Sheriff to provide medical care to inmates of the Ulster County Law Jail, and

WHEREAS, there was an ongoing catastrophic case that is well over the \$10,000.00 limit set by the County's contract with Correctional Medical Services (CMC), and

WHEREAS, the amount in excess of the \$10,000.00 cap ~~from the most recent billing period which ended on or about June 3, 2009, is \$187,978.39~~ **is \$213,812.00 and is the total bill due at the current Medicaid rate, and**

WHEREAS, the inmate was in custody and required medical care; the inmate has now been sentenced and transferred, and

WHEREAS, the County is attempting to recover all or a portion of the expenses associated with this inmate's medical care through a retroactive Medicaid claim and other potential sources; however, Ulster County will not be able to seek Medicaid reimbursement until the outstanding bills are paid; at that point, this bill will be submitted to the State for approval and reimbursement, and

WHEREAS, the Criminal Justice and Safety Committee has met and reviewed said request with a majority of the members voting approval, and

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

RESOLVED, that the year 2009 Ulster County Budget is hereby amended as follows:

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**TRANSFER**

<b><u>FROM</u></b>		<b><u>AMOUNT</u></b>
A4-1331-4553 (App. #)	Contingent Account	\$187,978.39 <b>\$213,812.00</b>
<b><u>TO</u></b>		<b><u>AMOUNT</u></b>
A4-1855-4362 (App. #)	Medical Services	\$187,978.39 <b>\$213,812.00</b>

and, be it further

RESOLVED, that should any monies be recovered from any source, to offset these medical expenses, such monies will be returned to the County's ~~Contingent Account~~ ~~#A4-1331-4553~~ Fund Balance, immediately upon receipt, **and, be it further**

**RESOLVED, that these funds will be encumbered as 2009 appropriations, to be paid out only after the thorough review by the Ulster County Comptroller is completed and presented to the Ways and Means Committee for further consideration,**

and move its adoption.

ADOPTED AS AMENDED BY THE FOLLOWING VOTE:

AYES: 28                      NOES: 0  
(Absent: Legislators Aiello, Felicello, Richard Parete and Roberti)

Legislator Lomita motioned, seconded by Legislator Provenzano to amend resolution as follows with all changes appearing in **bold font** in the body of the resolution:

deleting in the fourth WHEREAS, "from the most recent billing period which ended on or about June 3, 2009", and adding: " is \$213,812.00 and is the total bill due at the current Medicaid rate"; and

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changing the amount from \$187,978.39 to \$213,812.00 in the TRANSFER FROM: AMOUNT, and the TRANSFER TO AMOUNT: and in the FINANCIAL IMPACT; and

replacing in the RESOLVED, the words “Contingent Account #A4-1331-4553” with the words “Fund Balance”; and

adding “and, be it further RESOLVED, that these funds will be encumbered as 2009 appropriations, to be paid out only after the thorough review by the Ulster County Comptroller is completed and presented to the Ways and Means Committee for further consideration,

MOTION ADOPTED BY THE FOLLOWING VOTE:

AYES: 28

NOES: 0

(Absent: Legislators Aiello, Felicello, Richard Parete and Roberti)

FINANCIAL IMPACT:

~~\$187,978.39~~ – TRANSFER FROM CONTINGENT ACCOUNT  
\$213,812.00

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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 16<sup>th</sup> Day of December, 2009, 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 17<sup>th</sup> Day of December in the year Two Thousand and Nine.

/s/ Mary L. Carey  
Mary L. Carey, Clerk  
Ulster County Legislature

Submitted to the County Executive this

18<sup>th</sup> Day of December, 2009.

/s/ Mary L. Carey  
Mary L. Carey, Clerk  
Ulster County Legislature

Approved by the County Executive this

22<sup>nd</sup> Day of December, 2009.

/s/ Michael P. Hein  
Michael P. Hein, County Executive