

**Confirmation Of Appointment – Michael Iapoce As Commissioner Of The Department Of Social Services**

The Laws and Rules, Governmental Services Committee (Chairman Roberts and Legislators Fabiano, Maio, Ronk, Donaldson, Loughran and Robert Parete) offers the following:

WHEREAS, pursuant to Article XI Department of Social Services, Section C-62(A), of the Ulster County Charter and Section A11-1(A) of the Administrative Code, Commissioner of Social Services: *“There shall be a Department of Social Services under the direction of a Commissioner of Social Services, who shall be appointed by the County Executive, subject to confirmation by the County Legislature. He or she shall be appointed on the basis of his or her professional experience and other qualifications for the responsibilities of his or her office. The Commissioner shall be appointed in accordance with the provisions of § 116 of the Social Service Law of the State of New York or other provisions of law relating to the appointment of such commissioner. He or she shall also be a resident of Ulster County. He or she shall be directly responsible to and serve at the pleasure of the County Executive, except that if the Commissioner of Social Services is appointed for a fixed term of years pursuant to a provision of state law, he or she may only be removed for cause, after written notice of charges and an opportunity to be heard,”* and

WHEREAS, the County Executive has appointed Michael Iapoce, as Commissioner of the Department of Social Services, pending approval of his appointment by the New York State Department of Social Services, and

WHEREAS, pursuant to Article II Legislative Branch, Section C-15 and Section A2-10, of the Administrative Code, Confirmation of appointments: *“A proposed appointment or proposed appointments to County office by the County Executive that require confirmation by the County Legislature under provisions of the Charter shall be presented by the County Executive to the Clerk of the Legislature in writing in sufficient time to allow the Clerk to inform the full Legislature of the proposed appointment or appointments at least two weeks prior to the Legislature's next scheduled meeting. If the Legislature fails to confirm or reject the proposed appointment or appointments by majority vote of all its elected members by the next regular meeting occurring more than 15 days after the filing of the appointment with the Clerk, the appointment or appointments shall be deemed confirmed. When an appointment is rejected by the Legislature, the appointment of the same individual for the same position may not be resubmitted by the County Executive during his or her term of office,”*

**Resolution No. 41 February 21, 2012**

**Confirmation Of Appointment – Michael Iapoce As Commissioner  
Of The Department Of Social Services**

WHEREAS, the Laws and Rules, Governmental Services 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 Ulster County Legislature hereby confirms and/or rejects the appointment of Michael Iapoce, as Commissioner of the Department of Social Services, pending approval of his appointment by the New York State Department of Social Services; confirmation is indicated by the majority of “AYES” votes or rejection of the appointment is indicated by the majority of “NOES” votes,

and moves its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES: 21            NOES: 1  
(NOES: Legislator Roberts)  
(Absent: Legislator Harris)

FINANCIAL IMPACT:

\$101,709.00 – 2012 BUDGETED COUNTY DOLLARS

0225

**Resolution No. 41 February 21, 2012**

**Confirmation Of Appointment – Michael Iapoce As Commissioner  
Of The Department Of Social Services**

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 21<sup>st</sup> day of February, 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 24<sup>th</sup> Day of February in the year Two Thousand and Twelve.

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

Submitted to the County Executive this

24<sup>th</sup> Day of February, 2012.

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

Approved by the County Executive this

29<sup>th</sup> Day of February, 2012.

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