

Economic Development & Tourism Committee

Regular Meeting Minutes

DATE & TIME: June 5, 2013/6:00 PM
LOCATION: Karen L. Binder Library, 6th Floor, Ulster County Office Building
PRESIDING OFFICER: James Maloney, Chairman
LEGISLATIVE STAFF: Lisa K. Mance
PRESENT: Legislators Maloney, Loughran, Roberts, Maio and Wishnick
ABSENT: None
EXCUSED: None
QUORUM PRESENT: Yes
OTHER ATTENDEES: Leg. Council Langdon Chapman, Planning Director Dennis Doyle, Transportation Director Robert DiBella, UCRRA Members Leon Smith, Timothy Rose, Dominic Tagliafiero and Charles Landi, UCRRA Attorney Ken Gilligan, President UCTAC Geddy Sveikauskas of Ulster Publishing, Kathy Nolan, LWV Observer Vic Melville and special guest James Taylor of Taylor Recycling

- Chairman Maloney called the meeting to order at 6:00 PM.

MOTIONS:

MOTION NO. 1
TEXT OF MOTION: RESOLVED to approve the May 1 and May 7 Meeting Minutes
MOTION MADE BY: Legislator Loughran
MOTION SECONDED BY: Legislator Roberts
ROLL CALL VOTE: No
VOTING IN FAVOR: Legislators Maloney, Loughran, Roberts, Maio and Wishnick
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 5
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passes

MOTION NO. 2
TEXT OF MOTION: RESOLUTION No. 152 – June 18, 2013
RESOLVED to approve Resolution No. 152- Reappointing A Member To The Ulster County Planning Board For The Town Of Olive – Department Of Planning

Resolution Summary: Pursuant to the Ulster County Charter and the Administrative Code, the County Planning Board shall consist of 25 members and alternates that shall be appointed by the Legislature to serve 4-year terms. The Town Board/Village Board of each town and village shall recommend one person and one alternate from that town or village. The Legislature finds that Helen Grant of Shokan, New York in the Town of Olive has met the training requirements for appointment to the Ulster County Planning Board.

MOTION MADE BY: Legislator Roberts
MOTION SECONDED BY: Legislator Maio
ROLL CALL VOTE: No
VOTING IN FAVOR: Legs. Maloney, Roberts, Loughran, Maio and Wishnick
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 5
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passed Unanimously

Discussion: None

MOTION NO. 3**Resolution No. 153-- June 18, 2013**

TEXT OF MOTION: **RESOLVED to approve Resolution No. 153** – Reappointing An Alternate Member To The Ulster County Planning Board for the Town Of Olive – Department Of Planning

Resolution Summary: Pursuant to the Ulster County Charter and the Administrative Code, the County Planning Board shall consist of 25 members and alternates that shall be appointed by the Legislature to serve 4-year terms. The Town Board/Village Board of each town and village shall recommend one person and one alternate from that town or village. The Legislature finds that Daniel LeFever of Shokan, New York in the Town of Olive has met the training requirements for appointment as an alternate to the Ulster County Planning Board.

MOTION MADE BY: Leg. Roberts
MOTION SECONDED BY: Leg. Maio
ROLL CALL VOTE: No
VOTING IN FAVOR: Legs. Maloney, Loughran, Roberts, Maio and Wishnick
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 5
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passed Unanimously

Discussion: None

MOTION NO. 4**Resolution No. 156 – June 18, 2013**

TEXT OF MOTION: **RESOLVED to approve Resolution No. 156** – Supporting the Two Row Wampum Renewal Campaign

Resolution Summary: The Haudenosaunee and other Native people have persistently maintained their spiritual and cultural practices and in some cases, traditional governing structure despite long-term efforts to subvert those practices. The Haudenosaunee have consistently sought diplomatic means to resolve problems with neighboring governments and people. Ulster County and the Haudenosaunee can both benefit from a mutual collaboration and friendship to protect the environment. The Ulster county Legislature expresses support for the year-long Two Row Wampum Renewal Campaign to honor Native Treaties and Protect the Earth and calls for Ulster citizens to build positive and respectful relations with their Native neighbors and with all Native Peoples.

MOTION MADE BY: Leg. Roberts
MOTION SECONDED BY: Leg. Loughran
ROLL CALL VOTE: No
VOTING IN FAVOR: Legs. Maloney, Loughran, Roberts, Maio and Wishnick
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 5
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passed Unanimously

Discussion: None

MOTION NO. 5**Resolution No. 167- June 18, 2013**

TEXT OF MOTION: **RESOLVED to approve Resolution No. 167** – Authorizing The Chairman of The Ulster County Legislature To Execute An Agreement With The Town of Shandaken For The Direct Invoicing Of Bus Fares For Shandaken Summer Day Camp Students – Department Of Public Transportation (Ulster County Area Transit)

Resolution Summary: The Town of Shandaken operates a summer day camp in Pine Hill and wishes to provide a transportation option for students who wish to attend. Pursuant to a MOA, UCAT will transport students for summer recreation program along Route 28 on the "Z" bus route at a rate of \$1.35 per ride (which includes a 10% discount) to be paid by the Town of Shandaken. The total estimated revenue for 2013 is \$3,000 based on an average ridership over the past years.

MOTION MADE BY: Leg. Roberts
MOTION SECONDED BY: Leg. Malo
ROLL CALL VOTE: No
VOTING IN FAVOR: Legs. Maloney, Loughran and Wishnick, Maio and Roberts
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 5
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passed

Discussion: Questions by Legs. Maio and Wishnick answered by Director DiBella.

MOTION NO. 6 **Resolution No. 177- June 18, 2013**

TEXT OF MOTION: **RESOLVED to approve Resolution No. 177** – Scheduling A Public Hearing As Required Under Article 25 AA Of The Agriculture And Markets Law, On The Addition Of Lands To Agricultural Districts, To Be Held July 23, 2013 At 7:00 PM, Or As Soon Thereafter As The Public Can Be Heard, And Providing Direct Notice To Affected Municipalities – Department of Planning

Resolution Summary: Ulster County had established a 30-day review period for the additional of lands to Agricultural Districts in accordance with the NYS Agriculture and Markets Law. The Agricultural Farmland Protection Board received requests from landowners to include parcels of land in Agricultural Districts. The Agricultural and Markets Law requires a Public Hearing to be held concerning the addition(s). The Law also requires directly notifying in writing, those municipalities whose territory encompasses lands proposed for inclusion.

MOTION MADE BY: Leg. Roberts
MOTION SECONDED BY: Leg. Maio
ROLL CALL VOTE: No
VOTING IN FAVOR: Legs. Maloney, Loughran, Roberts, Maio and Wishnick
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 5
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passed Unanimously

Discussion: Leg. Maio asked if this was the same type of addition as made previously. Director Doyle responded that this was a different process, that the last time there was a Public Hearing it was with regard to an 8 year review of a specific district; this is an annual addition process that can be in any district. Same type of material is provided to the Legislature and the adoption is similar but an individual parcel is being added to a district.

Chairman Maloney introduced James Taylor of Taylor Recycling who provided a synopsis of the family business history. Mr. Taylor provided a power point presentation of the processes of Taylor Recycling which included materials handling, various recycling processes and uses for recycled materials. Mr. Taylor introduced new technology known as gasification which was used to eliminate remaining unrecycled materials. Taylor Recycling was in the process of building the world's first gasification plant in Montgomery.

Chairman Maloney thanked Mr. Taylor and Leg. Roberts for making the connection which brought Mr. Taylor to the Committee.

Leg. Wishnick inquired if Mr. Taylor knew how much waste was being received from Ulster County and when did he expect the plant to open. Mr. Taylor responded that he didn't believe they were receiving any recyclables from Ulster County. Mr. Taylor recounted the process to obtain financing for new innovative technology, stating that it would never have been possible if it weren't for the U.S. Dept. Energy Loan Guarantee Program. Expectations were that they would be on the road to financial closing by the end of the following week and would receive the notice to close sometime around October 15 and at that time, would start construction (which construction takes 18 months), with 6 months of startup and commissioning for a total of 18 months, which would have the doors opening in October 2015.

Leon Smith stated that the members of the RRA had met with Mr. Taylor previously and had the utmost respect for what was trying to be accomplished.

Kathy Nolan inquired about the production and use of hydrogen to which Mr. Taylor responded that it was possible between one of the two facilities in the future.

Charles Landi asked if MSW was being accepted from municipalities outside of Orange County to which Mr. Taylor responded negatively. Mr. Landi went on to ask questions with regard to processing capacities and the closing of the Alteri landfill in Orange County and discussion/answers ensued with Mr. Taylor.

Leg. Roberts thanked James Taylor for attending and stated he had conversations with Mr. Taylor and that today was hopefully, the first step in moving forward; that he had shared their vision at the Resource Recovery Board meeting the prior month and in the future, many hours in the Environmental Committee and at the Resource Recovery Agency would be required and that partnering with neighboring Counties was going to be necessary.

Chairman Maloney requested that the 2013 Consolidated Funding Application be e-mailed to all Legislators.

- **There being no further business before the Committee, a motion was made by Legislator Maio seconded by Legislator Roberts, and carried to adjourn the Meeting at 7:15 PM.**

Dated the 11th Day of June, 2013

Lisa K. Mance, Legislative Employee, Ulster County Legislature

Minutes Approved on: July 10, 2013

Environmental, Energy, & Technology Committee

Regular Meeting Minutes

DATE & TIME: June 6, 2013, 5:45 PM

LOCATION: Karen L. Binder Library, 6th Floor, COB, Kingston, NY

PRESIDING OFFICER: Chair Carl Belfiglio

LEGISLATIVE STAFF: Krista J. Barringer, Deputy Clerk

PRESENT: Legislators Tracey Bartels, John Parete, Mary Wawro (arrived 6:10 pm and left 8:01 pm), and Kenneth Wishnick

EXCUSED: Legislator Kenneth Ronk

QUORUM PRESENT: Yes

OTHER ATTENDEES: Legislative Counsel Langdon Chapman, RRA Board Member Charles Landi, RRA Executive Director Tim Rose, and League of Women Voters Observer Corp Member Vic Melville.

- Chair Belfiglio called the meeting to order at 5:50 PM and requested attendees to sign in.

MOTION NO. 1 Approval of Minutes from May 2, 2013

Motion Made By: Legislator Lopez

Motion Seconded By: Legislator Bartels

Discussion:

Legislator Bartels noted corrections to be made to the minutes including, MRF instead of MERF on the second to last page and the motion to adjourn was made by Legislator Parete and not Provenzano.

Roll Call Vote: No

Voting In Favor: Legislators Belfiglio, Bartels, Parete, Wawro and Wishnick

Voting Against: None

No. of Votes in Favor: 5

No. of Votes Against: 0

Disposition: Carried

Motion No. 2 Resolution No. 86 – June 18, 2013

Text of Motion: Resolved to approve Resolution No. 86 - Requesting The Introduction Of Legislation To Amend Article 13-G Of The Public Authorities Law Relating To The Ulster County Resource Recovery Agency

Motion Made By: Legislator Wishnick

Motion Seconded By: Legislator Bartels

Resolution Summary: This Resolution requests the introduction of legislation by representatives of the County of Ulster in the State Senate and Assembly to amend Article 13-G of the Public Authorities Law to provide for the following:

- A. An increase from 5 to 7 in the number of Board Members of the Ulster County Resource Recovery Agency as defined in section 2050-b(1) of the Public Authorities Law (hereinafter, the "Agency");
- B. A provision that the two new Board members of the Agency shall, notwithstanding any other provision of the law, be members of the Ulster County Legislature, appointed by the Chairman of the Legislature and confirmed by the Legislature with one appointee recommended by the Majority Leader of the Ulster County Legislature and one member recommended by the Minority Leader of the Ulster County Legislature and that the Legislative appointees would serve for a term expiring December 31st of the year of the appointment or until their successor is qualified, or unless such Legislator's service on the County Legislature terminates, whichever is earlier; Vacancies would be filled in the same manner as the original appointment;
- C. Amending section 2050-c of the Public Authorities Law to provide that effective January 1, 2016, a total of two members of the five members of the Agency who are not members of the Ulster County Legislature shall be appointed by the Chairman of the Ulster County Legislature upon the recommendation of the Minority Leader of the Ulster County Legislature;
- ~~C. Authorization for the County Legislature to, via local law, form an Advisory Board to the Resource Recovery Agency with the powers and responsibilities as follows:~~
 - ~~1. The Advisory Board, if formed, would be subject to the provisions of Articles 6 and 7 of the Public Officers Law guaranteeing Freedom of Information and Open Meetings requirements;~~
 - ~~2. The Advisory Board's members would serve for a term of one year or until their successors are qualified, who would consist of:~~

- ~~I. Two members appointed by Ulster County Legislature upon the recommendation of a majority of the Supervisors and Mayors of the Towns, Villages, and Cities within the County of Ulster as expressed through an organized association made up of such persons or if no such association exists, as determined by the Ulster County Legislature, then by a signed writing of such Supervisors and Mayors during the first two weeks of January of each calendar year.~~
- ~~II. Two members of the County Legislature who shall not be on the Board of the Agency appointed by the Chairman of the Ulster County Legislature, with one being recommended by the Majority Leader and the other being recommended by the Minority Leader of the Ulster County Legislature.~~
- ~~III. A member appointed by the Ulster County Executive, and if he or she shall decline to make such an appointment within sixty days of the creation of the Advisory Board, then annually thereafter by the Legislature.~~
- ~~3. The responsibilities of the Advisory Board, if formed, are to be described in a local law of the County of Ulster. The Advisory Board would be entitled to:~~
 - ~~I. Notice of all meetings of the Agency from the Executive Director of the Agency;~~
 - ~~II. Elect a Chairperson and Secretary of the Advisory Board;~~
 - ~~III. Counsel as appointed by, if at all, the Ulster County Legislature;~~
 - ~~IV. Coverage by insurance for its actions as prescribed by the Ulster County Legislature for the members of the Advisory Board acting in their capacity as members of such Board;~~
 - ~~V. Reject non-operational decisions of the RRA Board within two weeks of receipt of written notice of such decisions by the Secretary of the Advisory Board (provided that if the Advisory Board rejected any decision of the Agency's Board, the Agency would be able to override such rejection and affirm the rejected policy by a vote of five Board members of the Agency);~~
 - ~~VI. Non-operational decisions capable of being rejected by the Advisory Board shall be described in a local law of the County of Ulster and may include any or all of the following:~~
 - ~~a. Contractual decisions relating to disposal capacity and disposal location of solid waste;~~
 - ~~b. Disposal fee increases;~~

- ~~e. Expanding or reducing what materials are required to be processed through or accepted by the Agency;~~
- ~~d. An annual budget for the Agency;~~
- ~~e. An annual or other capital plan for the Agency;~~
- ~~f. Pre-approval of the issuance of any bonds by the Agency.~~

~~D. The local law may further provide for responsibilities of the Agency with respect to providing administrative support for the Advisory Board by the Agency.~~

~~E. The local law may further authorize the Advisory Board to enact rules of procedure for its own governance and that it shall organize at or by a particular time each year.~~

~~The Resolution authorizes the Chairperson and Deputy Chairperson of the Energy, Environment and Technology Committee to, in consultation with the Majority and Minority Leaders, consult with any member of the New York State Legislature on behalf of the County Legislature to describe and detail any legislative language to be proposed by such member of the New York State Legislature as a result of this Resolution and that a copy of this resolution shall be transmitted to the members of the New York State Legislature who represent Ulster County in the New York State Legislature, the Executive Director and Board Members of the Agency, and New York State Department of Environmental Commissioner Joseph Martens.~~

Discussion:

Legislator Wishnick noted the need for the passage of this Resolution became evident at the last RRA Board meeting at which time, no Legislator were permitted to speak outside of the public comment period. He indicated the only way for Legislators to be a participant at the Board if they were members on the Board. Legislator Lopez disagreed with Legislators sitting on the Board as Legislators inject too much potential for politicizing any particular issue that may come up. He asked if there were any contracts still pending between County and the RRA Board. Chair Belfiglio noted the County has a contract with the RRA that has been amended four times. He noted the discussion to form a committee or commission to amend the contract again. Legislator Lopez felt the amendment to the contract issue should be done before changing the RRA Board membership. He queried if the contract provides the Legislature more oversight over the RRA Agency than the actual established Board. Chair Belfiglio noted the Legislature has requested clarification over the years of what their oversight contained and were told they appoint Board members to do the work of the RRA on the Legislature's behalf as well as pay the Net Service Fee. Legislator Wishnick noted both sides must agree to any amendments to the contract.

Legislative Counsel Chapman discussed the Legislative role and ability to subpoena witnesses and hold hearings. He stated any body can recognize anyone to speak if they so desired and felt the comment at the RRA Board as reported by Legislator Wishnick, although truly had been stated, is nonsense and absurd to think a body, especially a quasi public body, couldn't invite any member of the public to make a comment.

Legislator Bartels concurred with Legislator Wishnick and felt the Legislation was critical based on Legislators experiences and the Legislative Session comment that the Environmental, Energy, and Technology Committee has oversight. She stated this was not true and the Legislators are making statements with no knowledge of the situation. She felt they should be working toward a common goal of RRA for sustainability.

Chair Belfiglio stated there were many initiatives attempted and received push back. He noted a perception when the agency was created to shield the Legislature from the back lash of sitting a landfill. He felt those who do not want Legislative representation on the Board subscribe to the notion of not letting the Legislature to be touched. He indicated this puts a perception that the Legislature does not do anything and has no oversight. He stated if this Resolution went back to the Legislature, it would need support. He suggested tabling the Resolution until January 1, 2014 as the New York State Legislature will require a new Resolution next year. Legislator Bartels noted the Committee can continue to discuss this and work toward it over the time. Legislative Counsel Chapman noted the New York State Legislature is scheduled to adjourn June 20th and are not expected to come back although they may return and take up home rule bills. Chair Belfiglio felt the various amendments proposed by Legislators made a mockery of the Resolution. Legislator Wishnick noted the RRA relationship with the County has improved greatly thanks to the two RRA representatives in attendance at the meeting. He indicated the majority of the Board seems to feel the Legislature has no input into their autonomous operations based on the original Board creation intent. He stated the Board is not doing all they were fully charged to do and not willing to take questions from the Legislature. He felt the Legislature needed to make changes to ensure the oversight as all expected. He felt this Resolution may not be the only way to obtain oversight.

Legislator Wishnick asked Legislative Counsel Chapman if the contract can be amended, with mutual approval, to allow the Legislature to attend RRA Board meetings, including closed meetings, during meetings, when decisions are being made. He noted at the recent meeting a brand new Resolution was presented for a vote without the Legislators in attendance being given an opportunity to comment, even though it directly involved the Legislators. He asked if language could be added to differentiate Legislators from the general public, which the RRA Attorney indicates cannot be done. Legislative Counsel Chapman stated he did not see the conflict under State Law whereby Legislators would be permitted through contract to ask questions. He noted open meetings law allows the body to invite anyone they want into an Executive Session and that this could be done via

contract. He stated would be happy to look at any statutory reason provided by the RRA Counsel. RRA Board Member Landi noted a change taking place at the RRA Board that seeks to ameliorate the issue and increase the collaboration between the Legislature and the Board. Legislative Counsel Chapman asked RRA Executive Director Rose to convey this question of the Legislature to the RRA Attorney and specifically to provide any specific statutory reference that can be reviewed and discussed. Chair Belfiglio noted the RRA Attorney indicated if the Legislators participated they would be considered Ex-Officio Members which was not legal. Legislative Counsel Chapman suggested the agenda include public comment periods before and after each Resolution and effectively invite public comment. RRA Executive Director Rose noted the By-laws, which are filed by the State Authorities Budget Office, state the operation of the meetings and would be the place to look. Legislative Counsel Chapman noted By-laws can be amended and when there is a will for public comment, there is a way. Chair Belfiglio felt there was an area for compromise in the contract negotiation which would be to have 1-2 non-voting Legislative Representatives on the Board to engage in the discussions, if they could not obtain two Legislators on the Board. Legislator Bartels felt if this would be the start of the discussion then the conversation should be expedited with the Board and the Board Attorney to determine the will. Legislator Bartels discussed the general feeling of the Legislature regarding the Resolution last month and felt it was more about the procedure and not necessarily about the content of the Resolution.

Legislator Wishnick stated he would like to have a Resolution that would amend the contract to allow Legislators as ex-officio members. Chair Belfiglio stated they could pass the Resolution and withdraw, if needed. He noted the need for the language in the Resolution to be specific to two standing Legislators every month at the RRA Board meetings. Legislator Bartels, Legislator Wishnick, and Chair Belfiglio concurred the Legislators should come from the Environmental, Energy, and Technology Committee, as it is the Committee with oversight over the RRA, and should be a Minority and a Majority member. Legislative Counsel Chapman noted the difference between ex-officio members and non-voting participants. He noted an ex-officio is appointed by virtue of the title of office and stand as a full member of the Board with all voting rights. He felt the Legislature could not be a non-voting member as they have a Board established under law. He stated a Legislative representative can be established in the Board's By-Laws. He noted the change to add ex-officio members would require a change of State Law.

Legislator Bartels discussed the history of the relationship between the County and the RRA Board when she first joined the Legislature and noted she was appointed and recognized as the representative of the Legislature on the RRA Board that could ask questions through a mutual understanding with then Legislature Chairman Richard Gerentine and the Director of the RRA. She discussed the budget approval process and noted not all is being followed as stated the contract. She noted the current mutual focus toward a common goal. RRA Executive Director Rose stated he was throwing darts at a

board to determine tonnage when he was developing his proposed budget. Legislator Bartels noted it was the RRA Attorney who was holding dates accountable and what the Legislature could or could not do. She noted if they would be holding to the letter of the contract, it is not to the better of other party. She reiterated the need for a common goal.

Chair Belfiglio noted the goal was to have Legislator ability to have input at RRA Board meetings. Legislative Counsel Chapman noted former RRA Attorney Wing found a way for Legislator Bartels to sit in and participate in the meeting. He noted the former Counsel, who helped to establish the agency, might have looked the other way and let life go on with a Legislative representative at the meeting but that the new Counsel is looking at the letter of the law. Legislator Wishnick felt the Resolution, if put forward, would be tabled for discussion and suggested the Committee continue discussing and working on it so research is done in advance of the next RRA Board and Legislative meetings. RRA Board Member Landi agreed to bring this discussion forward at the next RRA Board meeting. Legislator Wishnick respectfully suggested that RRA Counsel be advised in advance of the meeting to allow any research to be done in preparation for discussion at the meeting.

Legislator Wishnick felt this Resolution should be ready to go and postpone it, if needed. Chair Belfiglio noted the Resolution needed to be amended with Legislator Ronk's recommended language to allow a member of the Supervisor's Association.

Legislators and Legislative Counsel Chapman discussed the process of the current Resolution and whether it was being presented for decision for the June 23rd session. Legislative Counsel Chapman suggested passing it in Committee and amending it on the floor. Legislator Bartels suggested amending the Resolution in Committee to add another Section D so that it will be ready to be amended on the Floor.

Legislators and Legislative Counsel Chapman discussed and clarified the original Resolution and the strikes that were included in the Resolution. Legislative Counsel Chapman stated as long as the Resolution was amended on the Floor, the strikes can be removed. He noted this was the entire Section D. Legislator Bartels noted if this can be confirmed she would like this to be removed for cleanness and clarity.

Legislator Bartels motioned to amend Resolution 86 to add a Section D to read one non-voting member who shall be a Town Supervisor appointed by the County Legislature at the request of the Ulster County Supervisors Association concurrent with the two-year Legislative term expiring December 31st of the year of the appointment or until their successor is qualified, or unless such Supervisor's service as a Town Supervisor terminates, whichever is earlier. Legislator Wishnick seconded the motion.

Legislator Lopez asked if this was a default type of Legislation. Chair Belfiglio stated the Committee would work with the Board to seek two Legislative non-voting participants and if they do, the sponsors agree they will withdraw.

RRA Board Member Landi asked Legislative Counsel Chapman if the RRA Attorney's decision is pivotal to this amendment. Legislative Counsel Chapman replied he could only inform his client that in reviewing the RRA's By-Law's Section 4 speaks to the order of business, which is fairly similar to standard order of business, and although there is listed an opportunity for public comment, there does not appear to be anything prohibiting the Board from recognizing a member of the public. He noted Article 4, Section 1 indicates the By-Laws shall only be amended with the approval of at least a majority of all the members of the Agency at a regular or a special meeting but no such amendment shall be adopted unless at least seven days written notice thereof has been previously given to all members of the agency or alternatively all members have waived such notice in writing, as amended December 19, 2011. He noted the RRA Board could simply clarify nothing herein shall prohibit members of the County Legislature designated by the Environmental, Energy, and Technology Committee from speaking upon recognition from the Chairman. RRA Board Member Landi queried there is nothing in law, other than their By-Laws that prohibits them from allowing Legislators to participate in their meeting. Legislative Counsel Chapman noted the RRA Board Member should seek such counsel from the RRA Attorney but if the Committee asked the question, he would reply he did not know of anything in law that would prohibit members of the public from being recognized and speaking, much less members of the Legislature from being recognized and speaking.

Chair Belfiglio noted a few months ago when he requested to be heard at an RRA meeting, RRA Board Member Landi requested a vote on the request to speak and at that time, the RRA Attorney replied he would draft a Resolution for the following month. RRA Board Member Landi and Chair Belfiglio concurred that as per the vote, Chair Belfiglio was allowed to speak at that meeting. Chair Belfiglio noted he requested the same privilege the following month and the RRA Attorney stated no as Chair Belfiglio would be considered an ex-officio member. Legislators discussed the difference between the RRA Attorney's statement and the Chairman of the Board recognizing or not recognizing individuals to speak based on the needs of the meeting.

Chair Belfiglio noted the Resolution before the Legislature would change the Public Authorities Law and then by law, the RRA Board would have to change. He indicated the need to communicate the fact that the Board could have two voting members next year or two non-voting members this year to the Board.

Chair Belfiglio called for a vote on the intent of the amendment as worded by Legislative Counsel Chapman.

Legislator Lopez asked if this amendment would include the one non-voting member of the Board of Supervisors. Legislator Bartels confirmed it would. Chair Belfiglio noted two Legislators would also be full Board members. Legislator Lopez stated he would be a no on the amendment as he is a no on the Resolution.

Roll Call Vote:	No
Voting In Favor:	Legislators Bartels, Belfiglio, Wawro, and Wishnick
Voting Against:	Legislator Lopez
No. of Votes in Favor:	4
No. of Votes Against:	1
Disposition:	Motion to Amend Carried

Chair Belfiglio called for a vote on the Resolution.

Roll Call Vote:	No
Voting In Favor:	Legislators Bartels, Belfiglio, Wawro, and Wishnick
Voting Against:	Legislator Lopez
No. of Votes in Favor:	4
No. of Votes Against:	1
Disposition:	Carried

Motion No. 3	To take Resolutions 139-148 as a packet
Text of Motion:	<u>Resolve to take Resolutions 139-148 as a packet</u>
Motion Made By:	Chair Belfiglio
Motion Seconded By:	Legislator Bartels
<u>Discussion:</u>	Chair Belfiglio noted all ten resolutions were appointments and reappointments to the Environmental Management Council.
Roll Call Vote:	No
Voting In Favor:	Legislators Bartels, Belfiglio, Lopez, Wawro, and Wishnick
Voting Against:	None
No. of Votes in Favor:	5
No. of Votes Against:	0
Disposition:	Carried

Motion No. 4	Resolution Nos. 139-148 – June 18, 2013
Text of Motion:	<u>Resolve to Approve Resolutions No. 139 – 148</u> Confirming Appointment Of A Member To The Environmental Management Council

Motion Made By: Chair Belfiglio

Motion Seconded By: Legislator Bartels

Resolution No. 139 Summary: This Resolution confirms Henry Bartosik as a member of the Environmental Management Council for the term of July 1, 2013 to June 30, 2016.

Resolution No. 140 Summary: This Resolution confirms Ann Brandt as a member of the Environmental Management Council for the term of July 1, 2013 to June 30, 2016.

Resolution No. 141 Summary: This Resolution confirms Joseph Damrath as a member of the Environmental Management Council for the term of July 1, 2013 to June 30, 2016.

Resolution No. 142 Summary: This Resolution confirms Dave Haldeman as a member of the Environmental Management Council for the term of July 1, 2013 to June 30, 2016.

Resolution No. 143 Summary: This Resolution confirms Julie Noble as a member of the Environmental Management Council for the term of July 1, 2013 to June 30, 2016.

Resolution No. 144 Summary: This Resolution confirms Jim Littlefoot as a member of the Environmental Management Council for the term of July 1, 2013 to June 30, 2016.

Resolution No. 145 Summary: This Resolution confirms William More as a member of the Environmental Management Council for the term of July 1, 2013 to June 30, 2016.

Resolution No. 146 Summary: This Resolution confirms Catherine Quick as a member of the Environmental Management Council for the term of July 1, 2013 to June 30, 2016.

Resolution No. 147 Summary: This Resolution confirms Virginia Starke as a member of the Environmental Management Council for the term of July 1, 2013 to June 30, 2016.

Resolution No. 148 Summary: This Resolution confirms Steve Noble as a member of the Environmental Management Council for the term of July 1, 2013 to June 30, 2016.

Discussion:

Chair Belfiglio noted these were reappointments with one appointment.

Legislator Bartels asked if the Environmental Management Council was full. Deputy Clerk Barringer noted it was her understanding every municipality was entitled to one representative and that not all municipalities had made appointments. Legislator Bartels requested a list of current members to be emailed. Deputy Clerk Barringer agreed to provide this.

Roll Call Vote: No

Voting In Favor: Legislators Bartels, Belfiglio, Lopez, Wawro, and Wishnick

Voting Against: None

No. of Votes in Favor: 5

No. of Votes Against: 0

Disposition:

Carried

Motion No. 5 Resolution No. 174 – June 18, 2013

Text of Motion: Resolved to approve Resolution No. 174 - Establishing A Special Committee To Negotiate With The Resource Recovery Agency To Consider A Potential Amendment To Their Operating Agreement With The County Of Ulster

Motion Made By: Legislator Belfiglio for discussion

Motion Seconded By: Legislator Lopez

Resolution Summary: This Resolution establishes a Special Committee to negotiate with the Resource Recovery Agency to consider a potential amendment to their operating agreement with the County Of Ulster. It identifies the membership shall be appointed by the Chairman of the Legislature and shall consist of:

- A representative recommended by the Chairman of the Ways and Means Committee;
- A representative recommended by the Chairman of the Environmental, Energy, and Technology Committee;
- A representative recommended by the Chairman of the Laws and Rules, Governmental Services Committee;
- A representative recommended by the Minority Leader;
- The Chairman of the Legislature or a member appointed to represent her on the Special Committee.

The Resolution requires that the Members of the Special Committee be appointed not later than fifteen days after this Resolution is adopted and that the Chairman of the Ways and Means, Environmental, Energy and Technology, and Laws and Rules, Governmental Services Committees shall make their recommendations to the Chairman of the Legislature within ten days of this Resolution's being adopted. It empowers the Special Committee to originate or consider Resolutions referred to it by the Clerk of the Legislature and report such Resolutions for consideration by the full County Legislature and deems the Special Committee dissolved on December 31, 2013 but may also vote to dissolve itself prior to such date, and if it does so, shall notify the Chairman of the Legislature of the same. The Resolution authorizes the Chairman of the Legislature to designate the Chairman of the Special Committee upon her appointment of the members.

Discussion:

Legislator Bartels queried if this Resolution was the result of the Resolution passed by the RRA Board. Legislative Counsel Chapman indicated it was. Legislative Counsel Chapman clarified the RRA Board passed a Resolution inviting the Legislature to

negotiate with them to amend their contract to have Legislative approval of bonds in the amount of \$500,000 or more and he was directed to prepare a Resolution to accept that invitation should the Legislature choose to do so. He clarified a separate draft Resolution was initiated by Legislator Donaldson for discussion purposes only. Deputy Clerk Barringer highlighted Legislator's Donaldson's draft Resolution was included under New Business on the Committee's agenda based on a letter that was received from RRA Board Chair Smith.

Chair Belfiglio asked if the RRA forwarded their Resolutions to the Environmental, Energy, and Technology Committee members. Deputy Clerk Barringer noted the RRA staff distributed all Resolutions to be discussed at their meeting on the Friday prior to their Monday, May 20th meeting. RRA Executive Director Rose also noted the meeting materials are also posted on their website.

Chair Belfiglio asked why the Legislature needed to form a Commission and asked why they could not just sit at the table. Legislator Wishnick felt this Resolution was created a whole bureaucratic thing with more structure and meetings with people who do not understand the issues. Chair Belfiglio noted the Legislature has a Special Committee on the Future of the RRA and could simply reconvene that Committee.

Legislator Wishnick suggested someone simply draft a proposal to amend the contract and run it by the Committees.

Legislator Bartels suggested representatives from the Committees sit with RRA Board Chair Smith and RRA Executive Director Rose to discuss a proposal.

Legislative Counsel Chapman stated the Legislature could accept the invitation in a couple of ways – one being to accept the submitted Resolution or some form thereof and two the Committee jurisdiction expressly gives the Environmental, Energy, and Technology Committee the jurisdiction over the RRA and thus, if the RRA wants to submit to the Committee Clerk proposed language for consideration, it would come directly to the Environmental, Energy, and Technology Committee.

Legislators discussed the Committee's oversight role, Legislator Parete's request of Counsel and with the RRA Executive Director Rose bonding levels and uses.

Chair Belfiglio stated he was inclined to draft a Resolution which limits the bonding to \$500,000 for consideration next month.

Legislator Wishnick stated this would open up the discussion with the RRA Board and would encourage the Board to discuss it when it comes up at the Environmental, Energy, and Technology Committee. Legislator Bartels felt the Legislators should discuss the

proposal prior to moving a Resolution to the floor to amend the contract. Legislator Wishnick indicated he would like to see the introduction of a Resolution for the next meeting. Legislative Counsel Chapman clarified the Committee was proposing a Resolution to amend the contract. Legislator Bartels indicated a Resolution prior to negotiation would be skipping a step, there was no rush to bring the Resolution in next month and if it did need to come before the Legislature by next month, in the interim there should be a sit down between Environmental, Energy, and Technology Committee and the members as approved by the RRA Board. She felt this Resolution was not necessary and recommended the Committee take no action on this Resolution and respectfully request the Sponsor to withdrawal the Resolution.

RRA Executive Director Rose discussed the operations under the \$500,000 bonding cap per project. He noted Resolution 2298 was voted on and passed at the May 20th meeting of the RRA Board. Chair Belfiglio noted if the Legislature passed a Resolution requiring action by another agency, they would send a copy of the Resolution with a letter highlighting the requested action. RRA Executive Director Rose stated he did believe a letter was sent out by the RRA Attorney to the Legislature. He stated he would check on its distribution.

Chair Belfiglio motioned to postpone the Resolution to the next regular meeting of the Environmental, Energy, and Technology Committee. Legislator Wawro seconded the motion.

Roll Call Vote:	No
Voting In Favor:	Legislators Bartels, Belfiglio, Lopez, Wawro, and Wishnick
Voting Against:	None
No. of Votes in Favor:	5
No. of Votes Against:	0
Disposition:	Motion to Postpone Carried

New Business:

- **Responding to the invitation for a meeting to negotiate with the RRA Board**

Legislators discussed scheduling a negotiation meeting with the RRA Board. Chair Belfiglio stated he would respectfully call RRA Board Chair Smith and asked that Counsel be present. Legislator Bartels recommended Chair Belfiglio ask RRA Board Chair Smith if he would have RRA Attorney Gilligan at the meeting and if so then to schedule Legislative Counsel Chapman to also be in attendance. Chair Belfiglio nominated Legislator Bartels to attend as well as himself. Chair Belfiglio confirmed he would call and schedule a two on two meeting with RRA Board Chair Smith.

- **RRA's Special Committee to Investigate Final Disposal Options for the County's Solid Waste System**

Discussion:

Chair Belfiglio noted the draft Resolution was a response to a letter received from RRA Board Chair Smith from Legislator Donaldson. Legislator Bartels stated she reviewed the proposed membership. Legislative Counsel Chapman stated the RRA letter requested three people from the RRA Board to serve on the Special Committee but that it would then be a quorum of the RRA Board. He noted this Committee would be subject to the open meetings law. RRA Executive Director Rose clarified the intent was for two members of the RRA Board and the RRA Executive Director. Legislator Wishnick felt the Committee should be under the RRA Board's banner and take ownership over what this group is doing. Legislator Bartels felt the Committee replying to the letter would be in effect allowing this Special Committee to be under the umbrella of the RRA but that the Resolution was creating a Legislative Committee. She preferred to reply to the letter. Deputy Clerk Barringer provided the Clerk's office understanding that Legislator Donaldson's intent was the Resolution was for discussion only and if the Committee wanted to move it forward, he was fine with that. She also noted it was the understanding of Legislator Donaldson that the RRA Board By-laws did not allow them to establish Special Committees or any committees at all which was why he felt the Legislature would need to establish the Committee. Legislator Bartels stated her brief review of the RRA's By-laws did not include any reference to Special Committees. She noted the letter from RRA Board Chair Smith indicated they desired to create the Special Committee. Legislator Bartels suggested the Legislature simply send three Legislators as requested in the letter and that two be from the Environmental, Energy, and Technology Committee with the other from Ways and Means as they were a part of the Joint Special Committee.

Legislative Counsel Chapman requested a two minute recess to speak with Legislator Wishnick. Chair Belfiglio agreed.

Legislative Counsel Chapman suggested the Environmental, Energy, and Technology Committee enter into Attorney/Client Session.

Chair Belfiglio motioned to enter into Attorney/Client Session and Legislator Wawro seconded the motion. All Legislators voted in the affirmative with Legislator Bartels voting aye with reservations. The Committee entered Attorney/Client Session at 7:40 pm.

Chair Belfiglio motioned to re-enter general Committee session and Legislator Wishnick seconded the motion. All Legislators voted in the affirmative and the Committee re-entered regular session at 7:45 pm.

Chair Belfiglio stated Legislator Parete had encouraged the Legislature to stay out of the business of the RRA and was now the Legislators opinion is wanted in a very narrow scheme on a very sensitive issue. Legislator Bartels felt the Resolution was a discussion point but did not want to create a County Legislative Committee. She stated there was discussion to create a broader commission and felt this was something to consider as they move forward. She suggested a broader commission have stakeholders such as the League of Women Voters. She noted in regards to the letter which was addressed to the Chair, she felt the Legislature should have a seat at the table for the discussion with the RRA Board. She felt the Legislature needed to take baby steps while still feeling valued and respected by the RRA Board. She noted they needed to start with trust. Ultimately, she felt the Legislature should look at the other proposal first. Legislative Counsel Chapman noted Chairwoman Bernardo referred the letter to the Committee for it's action.

RRA Executive Director Rose noted some of the thought on the final disposal issue by the RRA Board included teaming up with other Counties. He noted it was felt the RRA Board and Towns did not have the kind of networking connections that the County Legislature would have. Legislator Wishnick noted in other areas multi-county RRA's have joined together and included the Executive Directors and Board Chairs. Legislator Wishnick noted among Legislators there would be a need for increased education that would not be necessary with RRA members as they are already in the business as this would avoid the need for consultants. He stated the ideal place to start was with people working for the authorities and then expand to those that would need to buy-in, including Legislators.

Legislative Counsel Chapman suggested a reaction to Legislator Bartels request would be for Chairman Bernardo to write a letter to the other Legislative Chairman and ask them their interest in sitting together and discussing regionalization. RRA Executive Director Rose stated Dutchess County was the only other authority in the region and the other five were County Departments.

Legislator Bartels asked about the status of the new draft solid waste management plan. RRA Executive Director Rose stated that the plan had been submitted for review to the New York State Department of Environmental Conservation (DEC) in the summer of 2011 and that they were just told it was next on the list. He stated after DEC responds, the Ulster County RRA would return comments, followed by another response from the DEC and then a public comment period.

Legislator Bartels asked if the Legislature would have an opportunity to review the draft, the DEC comments and the RRA's response to the comments prior to the public comment period. She expressed concern with the Legislature discussing final disposal options when the landfill option was completely removed from the new plan. She stated

she would comment during the public comment period. She felt it would be difficult to get buy-in for options that are being written out of their own plan. RRA Executive Director Rose replied the Agency did not release the document at the request of DEC as when it has happened in the past, it was a disaster. RRA Board Member Landi concurred with Legislator Bartels the concern of the landfill option not being included in the document and stated he would look into that. RRA Executive Director Rose noted the document was created under a different RRA Board of Directors and in their comments to the DEC, the current Board may request a rewrite to the Board.

In response to the letter, Legislator Bartels stated she was okay with Legislators being at the table and had more concern if they were not a part of the discussion. She noted there was nothing binding in a discussion.

Chair Belfiglio discuss contacting Chairman Bernardo regarding the Committee's discussion and the suggestion of sending out a letter to other Legislative Chairs. He indicated he was not committed to a Commission as it was just another layer of bureaucracy. He stated he was a bit annoyed at not having much oversight and being asked to increase that oversight on a limited basis. He felt he could accept this better if the Legislators were given the ability to speak.

Chair Belfiglio noted the Legislature was chided by the Ulster County Comptroller for the Committees lack of oversight. Legislative Counsel Chapman noted disagreement with the County Comptroller's assessment of the Committee's lack of oversight. He noted RRA Executive Director Rose and many of the RRA Board Members attend and participate the Environmental, Energy, and Technology Committee monthly meeting as well as other meetings of the Legislature. Chair Belfiglio noted two years ago there was no oversight and that the Legislature became involved only after the firing of the RRA Executive Director.

In regards to RRA Board Chair Smith's letter, Legislator Wishnick noted the difference between an active participant and an observer and felt they needed a Legislative Liaison assigned to the role which would facilitate the group doing it's work. He felt the actual discussion of final disposal should be led by the RRA members and that it was their responsibility to form the basis of a plan to move forward.

Chair Belfiglio felt the Committee was not going to resolve the discussion at this meeting and asked the Committee members to continue to mull over the issue and to email or call him with ideas.

Old Business:

- **Climate Smart Committee (For Discussion Purposes Only)**

Discussion:

Chair Belfiglio noted letters were sent to all the Towns and three inquires were received from the Towns of Esopus, Rosendale, and Rochester. He stated he would reply to these inquires. He stated he was asking the Environmental Management Committee Chairman to see if they have possible members.

Legislator Wishnick asked if Kathy Nolan had been contacted to explore possible interest. Legislator Lopez stated he would speak with her.

Chair Belfiglio stated he would be contacting Joseph Liuni from Tillson to see if he can send a resume. Deputy Clerk Barringer noted he was just appointed to the Environmental Management Council and a resume may already be on file. Legislative Counsel Chapman noted he was also the former and possibly current President of the Ulster County Federation of Sportsmen.

Legislator Bartels noted The Solar Energy Consortium could be contacted as a possible business.

Chair Belfiglio stated the Chair of the Public Works Committee, Legislator Fabiano, had indicated in the past he was willing to participate. He stated he would contact Area Transit for a possible appointee and asked the members of the Environmental, Energy, and Technology Committee to please consider it as they need one appointment.

Chair Belfiglio indicated he would like to have a solid membership pool by the next Environmental, Energy, and Technology Committee meeting.

Adjournment

Motion Made By: Legislator Lopez

Motion Seconded By: Legislator Wishnick

No. of Votes in Favor: 5

No. of Votes Against: 0

TIME: 8:10 PM

Dated the 11th day of July, 2013

Krista Barringer, Deputy Clerk

Minutes Approved on: July 11, 2013

Health and Personnel Committee

Regular Meeting Minutes

DATE & TIME: June 3, 2013, 6:00 PM

LOCATION: Karen L. Binder Library, 6th Floor, COB, Kingston, NY

PRESIDING OFFICER: Chairman Robert T. Aiello

LEGISLATIVE STAFF: Krista Barringer, Deputy Clerk

PRESENT: Legislators Jeanette Provenzano, Carl Belfiglio (arrived 6:03), and Kenneth Ronk

ABSENT: Legislator Robert Parete

QUORUM PRESENT: Yes

OTHER ATTENDEES: Legislators Mary Wawro and James Maloney, Legislative Counsel Erica Guerin, Deputy County Executive Ken Crannell, Lee Cane of the League of Women Voters of the Mid Hudson Valley's Observer Corp, Budget Director James Hanson, and Ulster County Comptroller Elliot Auerbach.

Chairman Aiello called the meeting to order at 6:00 PM.

MOTION NO. 1 RESOLVED To Approve the Minutes of April 29, 2013

Motion Made By: Legislator Ronk

Motion Seconded By: Legislator Provenzano

Discussion: None

Roll Call Vote: No

Voting In Favor: Legislators Aiello, Provenzano, Belfiglio, Ronk

Voting Against: None

No. of Votes in Favor: 4

No. of Votes Against: 0

Disposition: Carried

Old Business (Monthly Personnel Report) :

The monthly Personnel Report was distributed at the meeting.

Motion No. 2 Resolution No. 150 – June 3, 2013

Text of Motion: Resolve to Approve Resolution No. 150 - Confirming Appointment Of A Member To The Community Services Board

Motion Made By: Legislator Ronk

Motion Seconded By: Legislator Provenzano

Resolution No. 150 Summary: This Resolution confirms Mary Netter as a member of the Mental Health Subcommittee of the Ulster County Community Services Board for the term of July 1, 2013 to December 31, 2013.

Discussion: Deputy County Executive Crannell noted the recommendations for these appointments had been submitted by the Community Services Board.

Roll Call Vote: No

Voting In Favor: Legislators Aiello, Provenzano, Belfiglio, Ronk

Voting Against: None

No. of Votes in Favor: 4

No. of Votes Against: 0

Disposition: Carried

Motion No. 3 **Resolution No. 151 – June 3, 2013**

Text of Motion: Resolve to Approve Resolution No. 151 - Confirming Appointment Of A Member To The Community Services Board

Motion Made By: Legislator Provenzano

Motion Seconded By: Legislator Ronk

Resolution No. 151 Summary: This Resolution confirms Suzanne Palmer as a member of the Mental Health Subcommittee of the Ulster County Community Services Board for the term of July 1, 2013 to December 31, 2014.

Discussion: None

Roll Call Vote: No

Voting In Favor: Legislators Aiello, Provenzano, Belfiglio, Ronk

Voting Against: None

No. of Votes in Favor: 4

No. of Votes Against: 0

Disposition: Carried

Motion No. 4 **Resolution Nos. 159 – June 3, 2013**

Text of Motion: Resolve to Approve Resolution No. 159 - In Support Of New York State Legislation A05174/S03478, Which Would Require Health Insurance Companies To Provide Coverage For Long Term Medical Care For Lyme Disease And Other Tick Borne Related Pathogens, And Establish Educational Measures Including A Tick Borne Illness Research, Detection and Education Fund

Motion Made By: Legislator Provenzano

Motion Seconded By: Legislator Belfiglio

Resolution No. 159 Summary: This Resolution urges the New York State Governor and Legislature to ensure the passage of A05174/S03478 and directs the Clerk of the Ulster County Legislature to forward copies of this resolution to Governor Andrew Cuomo; New York State Senate Majority Co-Leader Dean Skelos, Majority Co-Leader Jeff Klein, Senate Minority Leader Andrea Stewart-Cousins, Senate Finance Committee Chair John DeFrancisco, and Senators William Larkin, Jr., John Bonacic, Cecelia Tkaczyk and James Seward; New York State Assembly Speaker Sheldon Silver, Assembly Majority Leader Joseph Morelle, Assembly Minority Leader Brian Kolb, Assembly and Assemblymen Claudia Tenney, Peter Lopez, Kevin Cahill and Frank Skartados.

Discussion:

Legislator Provenzano queried if the bill was in both houses of the State Legislature. Legislative Counsel Guerin confirmed the bills were sponsored by Assemblyman Cahill in the Assembly and Senator Gipson in the Senate. Chairman Aiello discussed the various points of the legislation including insurance coverage for lyme disease, coverage under workers compensation and the funding of educational efforts.

Roll Call Vote: No
Voting In Favor: Legislators Aiello, Provenzano, Belfiglio, Ronk
Voting Against: None
No. of Votes in Favor: 4
No. of Votes Against: 0
Disposition: Carried

Motion No. 5 Resolution Nos. 169 – June 3, 2013

Text of Motion: Resolve to Approve Resolution No. 169 - Accepting Additional Funding From The New York State Conference Of Local Mental Hygiene Directors - Amending The 2013 Ulster County Budget – Department Of Mental Health

Motion Made By: Legislator Provenzano

Motion Seconded By: Legislator Ronk

Resolution No. 169 Summary: This Resolution amends the 2013 County Budget as follows:

	INCREASE	AMOUNT
A4 2290 4400	Other Fees for Professional Services	\$5,000.00

A3 2290 2776

Other Mental Health Income

\$5,000.00

Discussion: Legislator Ronk asked Deputy County Executive Crannell to explain where the money will go. Deputy County Executive Crannell indicated he would confirm the exact location for the Legislature but felt it was for the systems of care initiative that provides funding to Family of Woodstock. He indicated this was an unexpected addition of revenue.

Roll Call Vote: No
Voting In Favor: Legislators Aiello, Provenzano, Belfiglio, Ronk
Voting Against: None
No. of Votes in Favor: 4
No. of Votes Against: 0
Disposition: Carried

Abstract (L53-2: Health Department – Health Research, Inc.):

Legislator Ronk indicated this request was for an extension of the existing contract. Deputy County Executive Crannell noted this funded the Department's public health preparedness efforts and indicated it was 100% federally funded.

Voting In Favor: Legislators Aiello, Provenzano, Belfiglio, Ronk
Voting Against: None
No. of Votes in Favor: 4
No. of Votes Against: 0
Disposition: Carried

New Business: None

Adjournment

Motion Made By: Legislator Provenzano
Motion Seconded By: Legislator Belfiglio
No. of Votes in Favor: 4
No. of Votes Against: 0

TIME: 6:09 pm

Dated the 5th day of June, 2013

Krista J. Barringer, Deputy Clerk

Minutes Approved on: July 22, 2013

Law Enforcement & Public Safety Committee

Regular Meeting Minutes

DATE & TIME: June 4, 2013 5:30 PM
LOCATION: Ulster County Law Enforcement Center, The Rotunda
PRESIDING OFFICER: Chairman Richard Parete
LEGISLATIVE STAFF: Krista Barringer
PRESENT: Legislators Carl Belfiglio and Kenneth Ronk
ABSENT: None
EXCUSED: Legislators Mary Beth Maio and Thomas (T.J.) Briggs
QUORUM PRESENT: Yes
OTHER ATTENDEES: Minority Leader David Donaldson, Legislators Tracey Bartels and Hector Rodriguez, Legislative Counsel Langdon Chapman, Undersheriff Frank Faluotico, Sheriff Sgt. Abe Markowitz, Sgt. Perry Soule, Deputy County Executive Bob Sudlow, Dept. of Social Services Attorney Philip Cafaldi, and Emergency Management Director Art Snyder

Chairman Rich Parete called the meeting to order at 5:33 PM

Undersheriff Faluotico offered an update to the recovery of Sheriff Paul VanBlarcum following his recent accident

MOTIONS:

MOTION NO. 1
TEXT OF MOTION: RESOLVED to approve the April 30, 2013 Meeting Minutes
MOTION MADE BY: Legislator Belfiglio
MOTION SECONDED BY: Legislator Ronk
ROLL CALL VOTE: No
VOTING IN FAVOR: Legislators Rich Parete, Belfiglio, and Ronk (Read Only)
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 3
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passes

MOTION NO. 2 **RESOLUTION No. 0138 – June 18, 2013**
TEXT OF MOTION: RESOLVED to Approve Resolution No. 138 – Establishing The Ulster County Law Enforcement Sustainability And Efficiency Commission

MOTION MADE BY: Legislator Belfiglio
MOTION SECONDED BY: Legislator Ronk

Resolution Summary: This Resolution establishes the Ulster County Law Enforcement Sustainability to consist of nine (9) members, whose members shall serve without compensation and that the membership of the Commission shall include the Ulster County Sheriff, or designee; Majority Leader of the Legislature, or designee; Minority Leader of the Legislature, or designee; and the balance of membership shall be appointed equally by the Majority and Minority Leaders of the Legislature respectively. It requires all appointments to the Commission to be made within thirty (30) days from the passage of this resolution, the Commission shall first meet within thirty (30) days thereafter, that the Commission shall comprehensively review the required law enforcement needs of the County and the current inventory of available resources from all law enforcement agencies operating within Ulster County, the Commission is authorized to seek information from the various law

enforcement agencies operating with Ulster County, as well as any other agency or group it deems prudent and within six (6) months of its initial meeting the Commission shall provide a written report, including its recommendations for long term sustainable police protection, to the Ulster County Legislature and the County Executive.

DISCUSSION: Legislator Bartels indicated the discussions at the prior meetings included the desire for specific make-up of the proposed Commission and to keep the total number at nine members. Legislators discussed the short time period offered the Commission to provide recommendations and indicated the need to allow for extensions.

Undersheriff Faluotico clarified a misunderstanding regarding the Ulster County Police Chiefs Association and noted it was not a public meeting. He stated those interested in attending and/or speaking at their meetings, had to make an appointment. He noted anyone could join the Police Chiefs Association and that former Legislator Jack Hayes joined as a member.

Legislator Donaldson shared feedback received regarding the Commission at the recent Intermunicipal Collaborative Council.

Legislator Belfiglio and Undersheriff Faluotico queried why such a Commission was needed, if there were concerns with the current emergency response, and what law enforcement service was currently lacking in the County. Minority Leader Donaldson discussed why the Commission would be needed including the possibility that money may be required to fund an in-depth study and the Law Enforcement and Public Safety Committee's qualifications to conduct such a study. Majority Leader Ronk indicated the Commission's ability to explore ways to improve current services. Minority Leader Donaldson felt there was nothing specifically lacking in law enforcement but that the Commission could provide a global review. He noted in long-term planning, this review is often not done and as a result possible efficiencies may not be found. He felt with so many police departments that a review made sense to explore.

Undersheriff Faluotico asked what binding power the Commission would have over the municipal police departments. He indicated the recommendations of the Commission would affect County run entities only. He felt a study should be conducted by an outside, independent entity and indicated DCJS would only study a County agency and not a County-wide review.

Legislator Bartels suggested the Resolution be amended to strike the examples of who may be designated by the Majority and Minority Leaders.

Sgt. Soule noted the lack of support with the Blue Wing Emergency Communications survey and felt this was a foundation that was needed to be established first. Majority Leader Ronk and Director Snyder discussed various police department communication systems, the need for a common platform that is expected to cost approximately \$27 million, and the fire department resistance based on the additional local costs.

Legislators Bartels and Donaldson felt the communication system may be the first item the Commission determines as a priority.

Legislators discussed specific membership to include:

- Sheriff or designee
- Majority Leader or Legislative designee
- Majority Leader Non-Legislative appointee
- Minority Leader or Legislative designee
- Minority Leader Non-Legislative appointee
- County Executive or designee; if declines membership, Chair of the Legislature or designee
- District Attorney or designee
- Representative of the Ulster County Police Chiefs' Association who shall be an active municipal Police Chief

- Representative of the Supervisors and Mayors' Association who shall have a municipal police department
- Representative of the New York State Police appointed by the Superintendent of the New York State Police; if declines membership, the Commission shall consist of only nine members

ROLL CALL VOTE: No
VOTING IN FAVOR: Legislators Parete and Ronk
VOTING AGAINST: Legislator Belfiglio
NO. OF VOTES IN FAVOR: 2
NO. OF VOTES AGAINST: 1
DISPOSITION: Defeated

MOTION NO. 3 **RESOLUTION No. 172 – June 18, 2013**
TEXT OF MOTION: **RESOLVED to approve Resolution No. 172-** Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement With The New York State Department Of Homeland Security And Emergency Services For Participation In The Local Emergency Management Performance Grant Program For Federal Fiscal Year 2012 – Emergency Communications/ Emergency Management

MOTION MADE BY: Legislator Ronk
MOTION SECONDED BY: Legislator Belfiglio

Resolution Summary: This Resolution authorizes the Chairman of the Ulster County Legislature to execute an agreement, and any amendments thereto, with the New York State Department of Homeland Security and Emergency Services, for participation in the Local Emergency Management Performance Grant program for Federal Fiscal Year 2012, with an annual allocation of \$71,664.00, in the form as filed with the Clerk of the Ulster County Legislature or as modified with the approval of the County Attorney, Counsel to the County Legislature, Chairman of the County Legislature, and the Chairman and Deputy Chairman of the Law Enforcement and Public Safety Committee.

DISCUSSION: Director Snyder discussed the URS Corporation contract included on this month's abstract. He noted this was for a Multi-Jurisdictional All Hazard Mitigation Plan which was needed to stay in compliance with FEMA requirements. He stated the plan needed to be renewed every five years. He stated they were requesting to enter into a contract with the same firm that did the plan five years ago. Majority Leader Ronk queried if municipalities were required to resubmit their plans. Director Snyder indicated participation was not required but if the municipalities wanted to join or remain in the plan as it was very beneficial following a storm, then they would have to submit their plans. He reviewed the list of those Towns that were currently in the plan, including the Towns of Gardiner, Hurley, Kingston, Lloyd, Marletown, Marlboro, Rosendale, Saugerties, Shandaken, Shawangunk, Ulster, and the City of Kingston.

ROLL CALL VOTE: No
VOTING IN FAVOR: Legislators Parete, Belfiglio, and Ronk
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 3
NO. OF VOTES AGAINST: 0
DISPOSITION: Carried

MOTION NO. 4 **RESOLUTION No. 173 – June 4, 2013**
TEXT OF MOTION: **RESOLVED to Approve Resolution No. 173 -** Appropriating Funds From An Insurance Recovery For The Repair Of An Ulster County Sheriff's Corrections Vehicle - Amending The 2013 Ulster County Budget - Ulster County Sheriff

MOTION MADE BY:
MOTION SECONDED BY:

Legislator Ronk
Legislator Belfiglio

Resolution Summary:

This Resolution amends the 2013 Ulster County Budget to cover the expense associated with the repair of to a 2011 Chevrolet Tahoe used by the Ulster County Sheriff's Corrections Division as follows:

INCREASE	AMOUNT	
A4-1855-4603	Auto Repair	\$13,977.00
(App. #)		
A3-1855-2680	Insurance Recoveries	\$13,977.00

DISCUSSION: Undersheriff Faluotico noted the Corrections Division van sustained substantial damage when it collided with a woman who was driving the wrong way on a one way street.

ROLL CALL VOTE:	No
VOTING IN FAVOR:	Legislators Parete, Belfiglio and Ronk
VOTING AGAINST:	None
NO. OF VOTES IN FAVOR:	3
NO. OF VOTES AGAINST:	0
DISPOSITION:	Carried

MONTHLY REPORTS:

Ulster County Sheriff

- Undersheriff Faluotico presented a verbal monthly report and noted the Sheriff would provide a written report the following month. Undersheriff Faluotico noted by the end of April, the Board-In Revenue was \$410,737. He stated the projected count to the end of the year is expected to surpass the budgeted projections. He noted they are seeking Board-Ins from Dutchess County, Greene County, State and Federal. He stated the Ulster County Inmate count was low at around 270-280 with a total inmate count of 340. He warned the Committee that the current rate of Board-Ins would come to a halt and the estimated \$1.2 million revenue for Board-Ins was expected to drop in the next budget cycle as the Dutchess County Dormitory had been approved and was expected to be up and running by the end of 2013. He stated Sullivan County was already moving to Orange County. He stated the County remained in competitive pricing with other jails but that the jail would no longer be the cash maker it had been. Majority Leader Ronk and Undersheriff Faluotico discussed the temporary nature of the dorm approval and the status of a new Dutchess County Jail.
- Undersheriff Faluotico noted the increase of drive through and walk through activity at the schools since Newtown, Connecticut. He stated the Sheriff's office conducted approximately 125 stops weekly and Town and State Police were also conducting visits. He stated the Ulster County Police Chiefs' Association's School Safety Committee were actively working with the School District Superintendents and through this coordination of activity, had been able to deploy resources without additional costs to the taxpayers.
- Undersheriff Faluotico requested the Legislature amend the County's Smoking Ban on County Property to address a safety issue at the Law Enforcement Center. He noted they have a diverse mix of people on site, including inmates, visitors, Correction Officers, and Police Officers. He indicated the common area for smoking off County property was not good for the staff and the public to mix. He requested the Sheriff be able to designate a location in a restricted and secure area, outside of the public view for the employees. Majority Leader Ronk indicated he would offer an amendment at the next meeting of the Law Enforcement and Public Safety Committee.

NEW BUSINESS:

- Mr. Cataldi distributed a "roadmap" of materials in regards to a proposed amendment to Resolution 365 of 1991 which would authorize the transfer of custodianship and DSS funds comprised of stolen property from the Ulster County Commissioner of Finance to the Commissioner of Social Services to include all unclaimed funds held by the Sheriff for a County inmate [on file with the Clerk of the Ulster County Legislature]. He noted the enforcement of warrants issued by Family Court of non-custodial parents in violation of their child support orders was handled by the Sheriff and the District Attorney with no budgetary funds to cover the expense. He noted the travel and lodging costs that can be associated with the return of violators from out of area locations. He noted the unclaimed funds from County inmates were approximately \$6,500 each year. He requested the amendment be made to allow the transfer of funds to the Department of Social Service's Commissioner, who would establish a trust for the reimbursement of the Sheriff and District Attorney's extradition costs. In response to Majority Leader Ronk's question of why the Social Services Commissioner, Mr. Cataldi noted under Social Services Law, Section 37, money can be used to promote Social Services programs, including the enforcement of child support orders. He noted since February, there were over twenty people apprehended and of those five paid the amount owed rather than go to jail. Sgt. Markowitz reported following the press release announcing the arrests of eighteen outstanding child support orders, the Child Support Unit Director, Maria Finger, received numerous other offenders or near offenders who wanted to pay to ensure they were not next on the list. Mr. Cataldi indicated of those arrested, six received orders of violation and established a payment plan and the remaining received three to six months of jail time. Sgt. Markowitz noted the mission was to obtain the child support payments and not to put people in jail. He stated their targets are those that are chronic in their failure to pay their child support. He stated the unclaimed inmate funds are held in his evidence vault and the genesis of this plan was to increase efficiencies. He noted joint effort of the Sheriff and the District Attorney to complete extraditions with very little funding. Chairman Parete indicated a Resolution would be drafted for the next meeting by the Legislative Clerk and Counsel. He requested Mr. Cataldi attend the July Legislative Caucus' to meet with other Legislators.

Committee moved to the Sheriff's Conference Room and Legislator Belfiglio left the meeting at 7:05 PM.

- Sgt. Markowitz reviewed a powerpoint presentation [on file with the Clerk of the Ulster County Legislature]. He noted nuisance alarms are otherwise known as Automated Intrusion Devices (AIDs). He reported twelve municipalities in Ulster County have ordinances to deal with AIDs and twelve do not. He stated they have been proposing a Countywide local law since 2008. He provided statistics that included just the Sheriff and noted the municipal and State police were also expending valuable resources to in effect be the security force for alarm companies. He proposed a county ordinance, modeled at least in part on existing town ordinances that established a progressive fine system for repeat AID offenders. He noted in the Town of Esopus, offenders are allowed two "freebies" in a twelve month period, followed by a \$100 fine for the next response and \$250 for each thereafter. He noted "Acts of God" (e.g. storm related activations) were not counted, all residential and commercial alarms must be registered in central database and an additional fine could be levied for failing to register. He noted there could also be a registration fee. As there are existing municipal ordinances, he proposed if a call was turned over to the Sheriff, the offender would be cited under county ordinance but that if a municipal police office handled the call, the offender would be cited on the municipal ordinance. He presented implementation considerations, benefits to the County, and highlighted the successes of the Town of Esopus ordinance. Chairman Parete requested Legislative Counsel Chapman to draft a proposed local law for the next meeting of the Law Enforcement and Public Safety Committee.

As a quorum was no longer present, Chairman Parete declared the meeting adjourned at 7:38 PM.

**Dated the 5th Day of June, 2013
 Krista Barringer, Deputy Clerk
 Minutes Approved: July 9, 2013**

Laws and Rules, Governmental Services Committee

Committee Meeting Minutes

DATE & TIME: June 17, 2013 / 6:00 PM
LOCATION: Karen L. Binder Library, 6th Floor, County Office Building, 244 Fair Street, Kingston, NY
PRESIDING OFFICER: Kevin Roberts, Chairman
LEGISLATIVE STAFF: Franklin R. Reggero
PRESENT: Legislators Roberts, Donaldson, Loughran, Fabiano, Maio, and Ronk
ABSENT: Legislator Robert Parete
QUORUM PRESENT: Yes
OTHER ATTENDEES: Erica Guerin, Counsel to the Legislature; Ken Crannell, Deputy County Executive; James Hanson, Budget Director; Dennis Doyle, Planning; Victor Melville, League of Women Voters.

- Chairman Roberts called the meeting to order at 6:00 PM.

I. Chairman Roberts recognized Legislator Loughran for a motion to approve the minutes from the May 8, 2013 Committee meeting, seconded by Legislator Fabiano and unanimous vote in favor of approving the minutes.

Chairman Roberts recognized Mr. Vernon Benjamin who presented the committee with the background of Resolution 156, Support The Two Row Wampum Renewal Campaign. Chairman Roberts calls for a vote on support of the Resolution.

II. RESOLUTIONS: Chairman Roberts motions to take Resolutions out of order, unanimous Committee consent:

MOTION NO. 1 Resolution No. 0171 – June 18, 2013

TEXT OF MOTION: RESOLVED to approve Resolution No. 171 - Designating The Ulster County Attorney As The Official To Receive Service Of A Notice Of Claim From The Secretary Of State.

Resolution Summary: County Executive or County Attorney is authorized to execute any form necessary to authorize the Secretary of State to accept service of a Notice of Claim, and designate the Ulster County Attorney as the agent-in-fact for the transmittal of any Notice of Claim served upon the Secretary of State.

MOTION MADE BY: Legislator Donaldson
MOTION SECONDED BY: Legislator Loughran

DISCUSSION: **Chairman Roberts** recognized Ms. Havranek to explain the background on the Resolution.

Chairman Roberts called for further discussion, hearing none.

ROLL CALL VOTE: No
VOTING IN FAVOR: Legislators Roberts, Loughran, Fabiano, Donaldson, Maio and Ronk
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 6
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passed

MOTION NO. 2**LATE Resolution No. 0178 – June 18, 2013****TEXT OF MOTION:**

RESOLVED to approve LATE Resolution No. 178 - Amending The 2013 – 2018 Ulster County Capital Program And Amending Capital Project No. 370 To Include The Costs of Construction Management, And Additional Legal Services For The Implementation Of The STRIVE Project, UCCC Renovation Of Sophie Finn Elementary School And Re-Location of Various County Departments.

Resolution Summary:

Amending the 2013 – 2018 Ulster County Capital Program and Capital Project No. 370 in regards to the lease of Sophie Finn Elementary School.

MOTION MADE BY:**Legislator Donaldson****MOTION SECONDED BY:****Legislator Loughran****DISCUSSION:**

Chairman Roberts recognized Ms Havranek to explain the background on this resolution and the hiring of engineers through the RFP process.

Counsel Guerin asked Mr. Doyle if any under ground oil tanks remain on the property. Mr. Doyle stated that to his knowledge one tank remains that has yet to be assessed. Counsel Guerin asked that the County hold the school district liable for the oil tank and that it is specified in the agreement.

Chairman Roberts called for further discussion, hearing none.

ROLL CALL VOTE:**No****VOTING IN FAVOR:****Legislators Roberts, Donaldson, Loughran, Fabiano, Maio, and Ronk****VOTING AGAINST:****None****NO. OF VOTES IN FAVOR:****6****NO. OF VOTES AGAINST:****0****DISPOSITION:****Motion Passed**

MOTION NO. 3**LATE Resolution No. 0181 – June 18, 2013****TEXT OF MOTION:**

RESOLVED to approve LATE Resolution No. 181 - Authorizing The Chairman Of The Ulster County Legislature To Enter Into A License Agreement With The Kingston City School District For Entry Upon The Grounds Of Sophie Finn School.

Resolution Summary:

The Chairman of the Ulster County Legislature and/or the County Executive is hereby authorized to enter into a license agreement, and any amendments thereto, with the Kingston City School District, permitting the County and its contractors to enter upon the grounds and buildings of Sophie Finn School located at 94 Mary's Avenue in the City of Kingston.

MOTION MADE BY:**Legislator Donaldson****MOTION SECONDED BY:****Legislator Ronk****DISCUSSION:**

Chairman Roberts called for further discussion, hearing none.

ROLL CALL VOTE:**No****VOTING IN FAVOR:****Legislators Roberts, Donaldson, Loughran, Fabiano, Maio, and Ronk****VOTING AGAINST:****None****NO. OF VOTES IN FAVOR:****6****NO. OF VOTES AGAINST:****0****DISPOSITION:****Motion Passed**

MOTION NO. 4

Resolution No. 155 – June 18, 2013

TEXT OF MOTION:

RESOLVED to approve Resolution 0155 - Setting A Public Hearing On Proposed Local Law No. 3 Of 2013 (A Local Law Amending Local Law No. 5 of 1989 (A Local Law Requiring Regulations Regarding The Sale Of Motor Vehicle Fuels) To Establish Certain Consumer Protection Practices In Ulster County), To Be Held On Tuesday, July 16, 2013 At 7:00 PM.

Resolution Summary:

Public Hearing will be held on Tuesday, July 16, 2013 at 7:00 PM in the Legislative Chambers, Ulster County Office Building, 244 Fair Street, Kingston, New York.

MOTION MADE BY:

Legislator R. Parete

MOTION SECONDED BY:

Legislator Ronk

DISCUSSION:

Chairman Roberts recognized **Legislator Donaldson** stated that the intent of this Proposed Local Law is to protect consumers at the pump and force the sellers to display the difference between forms of payment, Cash, Debit or Credit.

Chairman Roberts recognized **Legislators Loughran and Fabiano** who both expressed support for the motion. **Legislator Loughran** stated that he has spoken to the Department of Weights and Measures regarding gas stations and required compliance with established laws and policy

Chairman Roberts asked **Legislator Donaldson** when the Local Law would take effect to which he responded 120 days from adoption. **Chairman Roberts** further asked how long do gas stations have to comply with the Local Law to which the answer is 120 days.

Chairman Roberts recognized **Legislator Ronk** who stated that his experience in the gas industry shows that the gas stations make very little profit on gas sales. **Legislator Ronk** introduced an amendment to allow gas stations to display Cash price on their signs and "indicate said difference".

Chairman Roberts recognized **Legislator Maio** who motioned to change language to allow for signs to be placed on the pump as well reflecting a difference in price for payment methods.

Chairman Roberts recognized **Legislator Donaldson** who motioned with unanimous Committee consent to postpone the resolution and work together with the Committee to address all concerns.

Chairman Roberts called for further discussion, hearing none.

ROLL CALL VOTE:

No

VOTING IN FAVOR:

Legislators Roberts, Donaldson, Loughran, Maio, Ronk and Fabiano

VOTING AGAINST:

None

NO. OF VOTES IN FAVOR:

6

NO. OF VOTES AGAINST:

0

DISPOSITION:

Resolution Postponed

MOTION NO. 5

Resolution No. 168 – June 18, 2013

TEXT OF MOTION:

RESOLVED to approve Resolution 0168 - Setting a Public Hearing On Proposed Local Law No. 4 of 2013 (A Local Law Amending Local Law No. 8 of 2012 "A Local Law Of The County of Ulster Entitled 'Mandate and Taxation Information Act'") To Be Held On Tuesday, July 23, 2013 At 7:10 PM.

Resolution Summary: Public Hearing will be held on Tuesday, July 23, 2013 at 7:10 PM in the Legislative Chambers, Ulster County Office Building, 244 Fair Street, Kingston, New York.

MOTION MADE BY: Legislator Ronk
MOTION SECONDED BY: Legislator Maio

DISCUSSION: Chairman Roberts called for further discussion, hearing none calls for a vote.

ROLL CALL VOTE: No
VOTING IN FAVOR: Legislators Roberts, Donaldson, Fabiano, Loughran, Maio, and Ronk
VOTING AGAINST: Legislator Donaldson
NO. OF VOTES IN FAVOR: 6
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passed

MOTION NO. 6 Resolution No. 176 – June 18, 2013

TEXT OF MOTION: **RESOLVED to approve Resolution 0176** - Rescinding The Rules Of Order Of The Ulster County Legislature Adopted On January 3, 2012 And Establishing New Rules Of Order Of The Ulster County Legislature.

Resolution Summary: Upon an affirmative vote of this body subsequent to two consecutive readings, the Rules of Order of the Ulster County Legislature adopted on January 3, 2012 shall be rescinded and the Rules of Order of the Ulster County Legislature attached hereto shall be the Rules governing this body and its proceedings for the remainder of the year 2013.

MOTION MADE BY: Legislator Ronk
MOTION SECONDED BY: Legislator Donaldson

DISCUSSION: Chairman Roberts recognized Legislator Loughran who stated that he does not support the 120 day rule that all Resolutions regardless of the Committee process.

Chairman Roberts called for further discussion, hearing none calls for a vote.

ROLL CALL VOTE: No
VOTING IN FAVOR: Legislators Roberts, Donaldson, Fabiano, Maio, and Ronk
VOTING AGAINST: Legislator Loughran
NO. OF VOTES IN FAVOR: 5
NO. OF VOTES AGAINST: 1
DISPOSITION: Motion Passed

MOTION NO. 7 LATE Resolution No. 177 – June 18, 2013

TEXT OF MOTION: **RESOLVED to approve LATE Resolution 0177** - Scheduling A Public Hearing As Required Under Article 25AA Of The Agriculture And Markets Law, On The Addition Of Lands To Agricultural Districts, To Be Held July 23, 2013 At 7:00 PM, Or As Soon Thereafter As The Public Can Be Heard, And Providing Direct Notice To Affected Municipalities – Department Of Planning.

Resolution Summary: Public Hearing will be held on July 23, 2013 at 7:00 PM, or as soon thereafter as the public can be heard, in the Legislative Chambers, Ulster County Office Building, 244 Fair Street, Kingston, New York.

MOTION MADE BY: Legislator Donaldson
MOTION SECONDED BY: Legislator Ronk

DISCUSSION: Chairman Roberts called for further discussion, hearing none calls for a vote.

ROLL CALL VOTE: No
VOTING IN FAVOR: Legislators Roberts, Donaldson, Fabiano, Loughran, Maio, and Ronk
VOTING AGAINST: Legislator Donaldson
NO. OF VOTES IN FAVOR: 6
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passed

MOTION NO. 8 LATE Resolution No. 180 – June 18, 2013

TEXT OF MOTION: **RESOLVED to approve LATE Resolution 0180** - Urging The New York State Legislature To Act Upon And Approve A Home Rule Request For Senate Bill No. S4516 And Assembly Bill No. A5130 Authorizing Ulster County To Continue The Additional 1% Rate Of Its Sales And Compensating Use Tax For Two More Years.

Resolution Summary: Ulster County Legislature hereby urges the New York State Senate and Assembly to adopt, as proposed, Ulster County's Home Rule Request (Request by a Local Government for Enactment of a Special Law), pursuant to Article IX of the Constitution, requesting the enactment of Senate Bill No. S4516 and Assembly Bill No. A5130 entitled "An act to amend the tax law and Chapter 200 of the laws of 2002 amending the tax law relating to certain tax rates imposed by the County of Ulster, to impose an additional 1% sales and compensating use tax,".

MOTION MADE BY: Legislator Ronk
MOTION SECONDED BY: Legislator Loughran

DISCUSSION: Chairman Roberts recognized Legislator Ronk who stated his dissatisfaction with the efforts of Assemblyman Cahill to block this legislation and further stated the negative impact to the County Budget.

Chairman Roberts called for further discussion, hearing none calls for a vote.

ROLL CALL VOTE: No
VOTING IN FAVOR: Legislators Roberts, Donaldson, Fabiano, Loughran, Maio, and Ronk
VOTING AGAINST: Legislator Donaldson
NO. OF VOTES IN FAVOR: 6
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passed

II. DISCUSSION

Chairman Roberts asked if there is any other business before the Committee; hearing none, he recognized Legislator Maio for a motion to adjourn, seconded by Legislator Donaldson at 6:58PM.

Dated the 17th day of June, 2013
Franklin R. Reggero, Sr. Legislative Employee
Minutes Approved on: 22nd day of July, 2013 / frr

ULSTER COUNTY LEGISLATURE
Legislative Programs, Education & Community Services Committee
Regular Meeting Minutes

DATE & TIME : June 5, 2013 / 5:00pm
LOCATION : Ulster County Community College, St. John Business Seminar Room, George Clinton Hall, Room 118, Stone Ridge, New York
CHAIRMAN : Wayne Harris, Chairman - Present
RECORDER : Janet Salanitri, Adm. Assistant, SUNY, Ulster Co. Community College
LEGISLATORS PRESENT : Legs. Donald Gregorius, David Donaldson and Mary Wawro (Leg. Wawro had Advised the Clerk of the Legislature she would be late and arrived at 6:55pm)
ABSENT : Leg. Craig Lopez
OTHERS PRESENT : Mark Komdat, Dean of Administration, SUNY Ulster Co. Community College; Kenneth Crannell, Deputy Ulster County Executive; Lee Reidy, Executive Director, Mary Marsters, Program Director, Cornell Cooperative Extension; Victor Melville, Observer for League of Women Voters. Also present were a contingent of veterans representing various VFWs and American Legions in the area. Those present were: Harold Rosenkranse, Leni Williams, Ernest Sorensen, Carl DiLorenzo, John Nilsen, Bruce Terwilliger and Stan Letus.
QUORUM : Yes

A QUORUM BEING PRESENT CHAIRMAN HARRIS CALLED THE MEETING TO ORDER AT 5:04 PM

MOTION #1

Text of Motion : To approve the Minutes of the meeting of this Committee of May 8, 2013
Motion Made : Leg. Gregorius
Seconded : Leg. Donaldson
Voice Vote : Yes
In Favor : Chairman Harris, Leg. Gregorius, Leg. Donaldson
Opposed : None
No. in Favor : 3
No. Opposed : 0
Note : Leg. Wawro was not present for this vote.
Disposition : The motion to approve the minutes of this committee meeting of May 8, 2013 were unanimously approved.

ULSTER COUNTY VETERANS' SERVICES

Report by : Committee, Mr. Crannell and Veterans in attendance

Report and Discussion: : Chairman Harris reminded the committee that at the last meeting Steve Massie, Director of Veterans Services said that there were veterans who were upset about some of the fees being charged and other things relative to the veterans' cemetery in New Paltz and that was why this contingent of veterans was present this evening. The

veterans present said they were all concerned about the cost of the vault and of the opening of the grave for these veterans. They said that there are no fees charged by the federal cemeteries. Ken Crannell, Deputy Ulster County Executive said he and Mike Hein, Ulster County Executive believe the veterans are right. He said they are currently working coming up with a solution by way of the county's annual operating budget. He said they are also working with the funeral directors on indigent burials, some of whom are veterans.

Chairman Harris gave a brief background of the history of the Veterans' Cemetery and how it came into existence. There was discussion of the current cost of the vault and opening the grave. Mr. Crannell cleared up an important point when he pointed out that the county contracted with the ceremony for ten burials a year. He said that did not mean that if eleven people died the last person could not be buried there. The County would just renegotiate their contract. That was a real relief to hear for the people at this meeting. Mr. Crannell said Ulster County will make sure that there will always be an honorable resting place for its veterans. He reminded everyone that not every veteran is in need of these services and many want to be buried elsewhere. He again stressed that the county wants this to happen, the Legislature wants this, the County Executive wants this and it will happen.

The new Veteran's Home on Wurts Street was discussed. Many of those present, and Others, would like to volunteer to help out; however, Mr. Crannell said it is now county property and the county would maintain it and do the necessary repairs. Extraordinary repairs would have to go through the usual route. He said United Way is going to set up a special fund for that building so people can give a donation and get a tax benefit. Mr. Crannell and Chairman Harris and the members of the Committee thanked all of the Veterans present for attending this meeting.

Resolutions : None

SUNY, ULSTER COUNTY COMMUNITY COLLEGE:

Report by : Mark Komdat, Dean of Administration

Dean Komdat advised the committee that the Anita Williams Peck Public Speaking event would be held on Thursday evening at 7:00pm in the College Lounge. Kingston High School students will compete for scholarships and they pick the topics. On budget, the Dean said there is not much of a difference than previously reported. The \$150 increase in state aid is per Full Time Equivalent Student. The increase in tuition is \$50 per semester for full time and \$10 per credit hour for part time as well as a \$15 per course increase in the technology fee in order to keep us current. We will be using a small portion of the College's fund balance and there will be no increase in the amount of the County contribution requested.

The President's residence is under contract and we hope to be able to schedule a closing shortly. The College will be using the portion of the selling price being returned to it to renovate portions of the Kelder Building. This will be done at no cost to the County; however, County approval will be needed by way of resolution to add this to our Capital Projects.

Dean Komdat said the sale of the Sophie Finn School was approved by the Kingston voters at referendum on May 21st, and we will be interviewing architectural firms starting tomorrow. We may not be able to do a January 2014 move and may have to go over to Summer, 2014. The Dean said there will be no interruption in services at the Business Resource Center until we are ready to move into Sophie Finn. Mr. Crannell said the County is looking to move the Health Department to the Mental Health Building where there appears to be sufficient room. Also, since SCORE is vacating the BRC shortly, the County will be moving Veterans' Services into that location in the BRC. Dean Komdat said the pedestrian bridge over the moat by Vanderlyn Hall is failing due to corrosion and has been closed off. It will have to be replaced at an estimated cost of \$120,000. That matter will be for a future meeting of this Committee.

There are four (4) resolutions involving the college and higher education before this Committee. They are:

- 1) to reappoint John Dwyer to the Board of Trustees of Ulster County Community College;
- 2) to amend the college's 2011-12 budget to allow for additional state aid;
- 3) to deal with charge backs at The Fashion Institute of Technology; and
- 4) to approve the College's 2013-2014 budget.

The committee voted on all of these resolutions as set forth hereafter, except for #4, the resolution on the college's 2013-2014 budget, which Chairman Harris said the Committee could vote on following the public hearing scheduled for Tuesday, June 11, 2013 in the College Lounge.

Resolutions : The following Resolution are before this Committee:

- a) Resolution #149 for the June 18, 2013 session of the Legislature
- b) Resolution #158 for the June 18, 2013 session of the Legislature
- c) Resolution #165 for the June 18, 2013 session of the Legislature

MOTION #2

Text of Motion : To confirm the appointment of John Dwyer as a member of the Board of Trustees of Ulster County Community College (Resolution #149)

Motion Made : Leg. Donaldson

Seconded : Leg. Gregorius

Voice Vote : Yes

In Favor : Chairman Harris, Leg. Gregorius, Leg. Donaldson

Opposed : None

No. in Favor : 3

No. Opposed : 0

Note : Leg. Wawro was not present for this vote.

Disposition of : The motion to approve the appointment of John Dwyer as a member of the Board of Trustees of Ulster County Community College was unanimously approved.

MOTION #3

Text of Motion : Approving Ulster County Community College Budget Amendment for the Year 2011-2012 (Resolution #165)

Motion Made : Leg. Donaldson

Seconded : Leg. Gregorius

Voice Vote : Yes

In Favor : Chairman Harris, Leg. Gregorius, Leg. Donaldson

Opposed : None
No. in Favor : 3
No. Opposed : 0
Note : Leg. Wawro was not present for this vote.
Disposition : The motion to approve the Ulster County Community College Budget Amendment for the year 2011-2012 was unanimously approved.

MOTION #4

Text of Motion : A resolution in support of New York State Legislation A934/S1561, An Act Relating To State Reimbursement to Counties for Amounts Paid on Behalf of Non-Resident Students in Attendance at The Fashion Institute of Technology. (Resolution #158)
Motion Made : Leg. Donaldson
Seconded : Leg. Wawro
Voice Vote : Yes
In Favor : Chairman Harris, Leg. Gregorius, Leg. Donaldson and Wawro
Opposed : None
No. in Favor : 4
No. Opposed : 0
Note : Leg. Wawro was present for this vote.
Disposition : The motion to approve the resolution in support of New York State Legislation A934/S1561 was unanimously approved.

CORNELL COOPERATIVE EXTENSION OF ULSTER COUNTY

Report by : Lee Reidy, Executive Director

Ms. Reidy reported on the recent event celebrating Cornell Cooperative Extension's 100th Anniversary held in their parking lot and said the merchants and everyone else have been very supportive. She also discussed some of CCE's agricultural programs involving local farmers and their education programs wherein they are looking to train local farmers.

She said her office has been working on various funding applications for the research laboratory in Highland. She said Cornell University has had major cutbacks in its funding and the laboratory is getting less funding. She said Cornell Cooperative Extension is dependent upon that laboratory for the information it needs to work with the grower's in the area.

Ms. Reidy also said she has been working with the County Executive and the NYC Department of Environmental Conservation who wants to renew its watershed grant for another five years. She said the DEP puts in \$2 million for preserving the water quality in the Upper Esopus Creek, and there may be some additional funding coming in for flood mitigation. She said they have written in a benefit for an Ulster County Planner to work in the Shandaken office to do a lot of the coordination.

Ms. Reidy advised the committee that Cornell University has had cuts from the federal government and they will eventually be cutting back local funding. Also, there have been problems with some of the state contracts because they are also running out of funding. Right now, she said, her office is just trying to be creative and change the focus to more program support and looking more towards private foundations which give you the funding up front.

Resolutions : None

MOTION #5 - TO ADJOURN

There being no further business, a motion to adjourn was made by Leg. Donaldson and seconded by Leg. Wawro and Chairman Harris declared the meeting duly adjourned at 6:12pm.

Dated the 12th day of June, 2013

Janet Salanitri, Recorder

Minutes Approved on July 17, 2013

ULSTER COUNTY LEGISLATURE
Special Joint Meeting of the Ways & Means Committee and
The Legislative Programs, Education & Community Services Committee

DATE & TIME : Tuesday, June 11, 2012 – 6:50pm
LOCATION : College Lounge, Vanderlyn Hall, Ulster County Community College, Stone Ridge, New York
RECORDER : Janet Salanitri, Administrative Assistant, SUNY Ulster County Community College

FOR LEGISLATIVE PROGRAMS, EDUCATION & COMMUNITY SERVICES:

CHAIRMAN : Wayne Harris, Present
LEGISLATORS
PRESENT : Dep. Chair David Donaldson, Leg. Craig Lopez, Leg. Mary Wawro, Leg. Donald Gregorius
ABSENT : None
QUORUM : Yes

FOR WAYS & MEANS COMMITTEE:

CHAIRMAN : Richard A. Gerentine, Present
LEGISLATORS
PRESENT : Dep. Chair Donald Gregorius, Leg. Wayne Harris, Leg. Mary Beth Maio, Leg. James F. Maloney, Leg. Hector Rodriquez, Leg. Jeanette Provenzano
ABSENT : None
QUORUM : Yes

A quorum for both committees being present, and following a public hearing, Chairman Gerentine, on behalf of both committees, called this joint meeting to order at 6:50pm and presented the following proposed resolution:

Resolution #166 – To approve Ulster County Community College budget for the year 2013-2014 calling for a county contribution of \$6,280,863.00.

MOTION #1: A motion to approve said resolution as presented on behalf of the Ways & Means Committee was made by Chairman Gerentine and seconded by Leg. Maloney. Upon roll call vote, the resolution was unanimously approved.

MOTION #2: A motion to approve said resolution as presented on behalf of the Legislative Programs, Education and Community Services Committee was made by Leg. Donaldson and seconded by Leg. Lopez. Upon roll call vote, the resolution was unanimously approved.

There being no further business before this joint meeting, Chairman Gerentine, on behalf of both committees, declared the meeting duly adjourned at 7:00pm.

Dated: June 12, 2013

Janet Salanitri, Recorder

Minutes approved on: July 17, 2013

Public Works & Capital Projects Committee

Regular Meeting Minutes

DATE & TIME: June 5, 2013 @ 5:00 PM
LOCATION: Karen L. Binder Library, 6th Floor County Office Building
PRESIDING OFFICER: Chairman Dean Fabiano
LEGISLATIVE STAFF: Franklin Reggero
PRESENT: Chairman Dean Fabiano, Jim Maloney, John Parete and Kevin Roberts
ABSENT: Thomas Briggs
QUORUM PRESENT: Yes
OTHER ATTENDEES: Bob Sudlow, Deputy County Executive; Joe Whitaker, DPW.

Chairman Fabiano:

- Called the meeting to order at 5:05 PM

MOTION NO. 1

Text Of Motion: RESOLVED to approve the Minutes of the May 1st meeting.
Motion Made By: Legislator Maloney
Motion Seconded By: Legislator J. Parete
Roll Call Vote: No
Voting In Favor: Legislators Fabiano, Maloney, John Parete and Roberts
Voting Against: None
No. Of Votes In Favor: 4
No. Of Votes Against: 0
Disposition: Motion Passes

RESOLUTIONS:

MOTION NO. 1 Resolution No. 170, June 18, 2013

Text Of Motion: RESOLVED to approve Resolution No. 170 – Authorizing an Inter-municipal Agreement With The Village Of Ellenville To Install Automatic Vehicle Locators (AVLS) - Capital Project No. 335 — Department Public Works (Highways And Bridges).

Resolution Summary: The Chairman of the Ulster County Legislature is authorized to enter into an inter-municipal agreement, and any amendments thereto, with the Village of Ellenville for the installation and operation of Automatic Vehicle Locators (AVLS) on Village vehicles as part of the Local Government Efficiency Grant, for a term of one year, at a cost of \$1009.80.

Motion Made By: Legislator Maloney
Motion Seconded By: Legislator J. Parete

Discussion: Chairman Fabiano recognized Mr. Sudlow who stated this agreement will save the municipality time and resources, as well as being safe and efficient.

Chairman Fabiano called for further debate, hearing none called for a vote.

Roll Call Vote: No

Voting In Favor: **Legislators** Fabiano, Maloney, John Parete and Roberts
Voting Against: None
No. Of Votes In Favor: 4
No. Of Votes Against: 0
Disposition: Motion Passes

DISCUSSION:

Chairman Fabiano recognized Mr. Sudlow and Mr. Whitaker who briefed the Committee on the new paver and its capabilities. Mr. Whitaker provided photographs of the new equipment in operation.

Chairman Fabiano questioned Mr. Whitaker on how much the new paver cost to which he stated \$153,000 with a one year warranty. Mr. Whitaker further stated that with this new piece of equipment the County was able to save money by not having to contract out for the work that has been completed with the new paver. Mr. Whitaker updated the Committee on completed projects and near term projections of road work to be conducted.

Chairman Fabiano recognized **Legislator Parete** who stated that he has received a complaint from a constituent who stated that because his truck has an overload permit he is not allowed to go over a bridge when he is empty based on the overload permit. Mr. Sudlow stated that the permit should not apply when he is empty but he will look into it with the State DOT. **Legislator Parete** also stated that on Route 28 between Route 42 and Big Indian there is a big dip in the road that maybe a hazard. Mr Sudlow stated that he will investigate that as well.

Chairman Fabiano called for more discussion, hearing none.

The next Committee Meeting is July 10, 2013 at 5:00 PM.

There being no further business before the meeting, on the motion duly made by **Legislator Maloney**, seconded by **Legislator J. Parete**, and carried, the meeting adjourned at 5:30 pm.

Dated the 5th day of June 2013
Franklin R. Reggero, Committee Clerk
Minutes Approved on: July 10, 2013 / frr

Social Services & Health and Personnel Committees

Joint Meeting Minutes

DATE & TIME: June 3, 2013, 6:30 PM

LOCATION: Karen L. Binder Library, 6th Floor, COB, Kingston, NY

PRESIDING OFFICERS: Chairmen Mary Wawro & Bob Aiello

LEGISLATIVE STAFF: Deputy Clerk Krista Barringer

PRESENT: Legislators Carl Belfiglio, Craig Lopez, Richard Parete, Jeanette Provenzano, and Hector Rodriguez (arrived 6:35 PM)

ABSENT: Legislators Robert Parete and Kenneth Ronk

QUORUM PRESENT: Yes

OTHER ATTENDEES: Legislative Counsel Erica Guerin, Deputy County Executive Crannell, Ulster County Mental Health Program Supervisor Amy McCracken, Ulster County Mental Health and Health Commissioner Dr. Carol Smith, Budget Director James Hanson, Department of Social Services Deputy Commissioner Cynthia Biesel, Times Herald Record Reporter James Nani, and Ulster County Comptroller Elliot Auerbach

Chairmen Wawro and Aiello called the meeting to order at 6:30 PM.

Social Services Committee Motion No. 1 RESOLVED To Approve the Minutes of the Social Services Committee meeting held April 29, 2013

Motion Made By: Legislator Lopez

Motion Seconded By: Legislator Parete

Discussion: None

Roll Call Vote: No

Voting In Favor: Legislators Lopez, Richard Parete, Rodriguez and Wawro

Voting Against: None

No. of Votes in Favor: 4

No. of Votes Against: 0

Disposition: Carried

Joint Health & Personnel and Social Services Presentation (Outsourcing of Adult Mental Health Services - Ulster County Department of Mental Health):

Deputy County Executive Crannell stated this strategic proposal was under the purview of both the Health and Personnel and Social Services Committees. He introduced the team assembled for the presentation and distributed a power point presentation. He highlighted the loss of State and Federal Aid for outpatient clinic services and noted this strategy was seeking to preserve services in the long term. He noted there were 881 total clients served with only a fraction or 192 having their services billed to Medicaid. He noted the balance was third party insurance or self pay. Dr. Smith explained the Medicaid reimbursement was better than third party insurance payments. She stated the State gave them the option to only serve Medicaid recipients but the administration felt that would leave 66% of the current population not being served.

Deputy County Executive Crannell highlighted the other options were to raise property taxes or eliminate other non-mandated services. He noted the proposal hinged on a long transition which would allow the providers to continue the services for the patients. He noted there was a contract on the abstract currently before the Legislature.

Dr. Smith reported there were 220 licensed mental health providers that were contacted with a request for interest in this proposal and discussed the track record of Hudson Valley Mental Health with New York State. She stated they previously provided services in Dutchess County. She spoke about the role of the LGU: Local Government Unit and provided a definition. She noted they are charged with the oversight of all mental health services provided by entities in the County. She noted the State spends approximately \$7-8 million in Ulster County, from the Office of Mental Health, Office of Alcohol and Substance Abuse Services, and Office of People with Developmental Disabilities. She noted this funding is dispersed to agencies throughout the County. She stated the strength and robust services of the LGU is based on what Ulster County receives from the State and Federal governments for services. She noted they reapportion the money as they see fit and are required to submit an annual report. She stated within the proposal, the essential services continue and will be provided by the existing staff. She noted the clinics remain in all three locations and the only difference will be the signage on the door.

Chairman Aiello noted the loss of State and Federal funding for services. Deputy County Executive Crannell confirmed the loss of State funding has resulted in the increase of County share for essential services. He noted the County was forced to close it's substance abuse and children's unit due to funding cuts. He indicated the desire for this proposal was to create a hybrid. He noted there was 1.3 million annually committed for services and instead of cash, this will now be through in-kind services.

Deputy County Executive Crannell stated the current staff will remain as employees of the County and work within the clinics to provide the treatment. He stated State approval was needed and the coordination would need to be seamless as they close out the County clinics and re-open under the private organization. He stated they were budgeting \$150,000 for set-up and transitional costs which included the establishment of a fully electronic medical record. He stated they agreed to a minimum staffing level and if a person left the clinic, the County would subsidize the agency hiring staff.

Legislator Belfiglio asked about the net County share and wondered if the subsidy was included or in addition to the estimated \$3 million. Deputy County Executive Crannell noted the \$5 million dollar subsidy included other mental health services in addition to the \$3 million for clinic services. Legislator Belfiglio noted the County share seemed to have gone down. Budget Director Hanson stated the net County share was the actual total cost and indicated it was the difference between expenses and revenue. He stated this would result in a decline of revenues for the County over the period but highlighted that existing services were getting smaller and has become unsustainable. He noted the plan was to keep the County share flat for five years and possibly even decline in costs.

Legislator Parete confirmed in 2009 the County had \$5.5 million and if the Department had the same programs and services, it might have had to put in \$10 million to maintain the same services.

Legislator Provenzano asked what the County planned to do with the services after 5 years. Deputy County Executive Crannell stated they were trying to put something in place which would allow them to extend the contract but noted in consultation with the State Department of Mental Health, they would only be allowed to contract for a five year lease.

Legislative Counsel Guerin noted there was no provision for lease terms in the contract before the Legislature. Deputy County Executive Crannell noted the lease terms would be similar to the lease the County currently holds with Astor Children and Family Services. Deputy County Executive Crannell explained the County spends \$4.3 million per year to operate the three mental health clinics with only \$1.3 million in revenue. He noted this resulted in a \$3 million County share. He noted of the \$1.3 revenue, about \$200,000 is federal aid to support staffing and this revenue would be maintained whether they operate the clinics or not. He stated the County would need to make up the \$1.1 million revenue cut. He noted there are five positions at the Department that are vacant and they will abolish these positions. He noted \$176,000 in contracted services would no longer be needed which included cleaning and materials. He stated the lease for both the Kingston and Ellenville Clinics would be at market rate of \$10 per square foot for a furnished lease. He noted the need to inform the employees as they would be coming into the building to map out the square

footage. He noted they would terminate the lease between the County and Gateway and that Gateway would give the Agency a direct lease for the New Paltz clinic.

Legislator Provenzano requested a breakdown of all the figures quoted by Deputy County Executive Crannell and he indicated he would provide such documentation.

Deputy County Executive Crannell stated the professional staff would be kept on in the not-for-profit clinics and the back office staff, a total of 13 billing and support staff, would transfer to the Department of Social Services. He noted the Department of Social Services is struggling with a 92% increase in clients that receive HEAP over the last five years at the same time that there has been a cut in staff and used temporary staff. He stated they would create an Energy Assistance Unit at the Department of Social Services and cross trained the incoming staff to be able to perform Social Welfare Examiner work.

Deputy County Executive Crannell reported the Dutchess County unit has dealt with the huge demand and less staff by closing one day a week to do paperwork.

Legislator Rodriguez confirmed the HEAP staff is reimbursable under the Federal program. Deputy County Executive Crannell concurred the County is reimbursed 60% on each employee for approximate revenue of \$122,000.

Deputy County Executive Crannell stated the typical HEAP recipient is a senior citizen that is not otherwise receiving public assistance from the County. He noted the Office for the Aging does not have legal authority to process eligibility applications. He noted as part of this staffing plan, the Department of Social Services will staff a full employee at the Office for the Aging to determine services and Medicaid eligibility.

Deputy County Executive Crannell noted the Mental Health proposal was a public/private hybrid with the services closing down on one day and opening the next day with a change of sponsorship. He noted it would keep the same clients with the same doctors. He highlighted the staff orientation and training that has been occurring. He noted there would be two lease agreements forthcoming to the Legislature for approval.

Deputy County Executive Crannell indicated staff changes would be included as part of the County Executive's budget proposal.

Legislator Rodriguez confirmed this proposal offered a 6 month window for transition and the physical changes would happen on January 1, 2013. Legislative Counsel Guerin noted the contract begins July 1, 2013.

Legislator Parete clarified the Hudson Valley Mental Health employees will work for the County and queried there were any concerns with same title employees making \$10,000 more with benefits. Deputy County Executive Crannell replied there was

another concern with regards to disciplinary issues. He noted the model is a hybrid model of what is currently done in Dutchess County. He stated the discipline function will remain with the Commissioner of Mental Health, Dr. Carol Smith, for Ulster County employees. Legislator Parete asked if there is turnover in the staff of the contracted agency and the residents are therefore not getting the consistency in care that they need. Deputy County Executive Crannell replied Hudson Valley Mental Health has had some experience with this issue and that the agency has indicated it works its self out. He noted in Dutchess County, which began the contracting of services many, many years ago, still has one County employee in the clinics. He noted the flexibility in services provided, the incentives provided for bi-lingual providers, and Saturday clinic hours.

Legislator Rodriguez motioned to move the contract from the joint Health & Personnel and Social Services Committee.

Legislative Counsel Guerin noted a contract was amended based on a change to the law that related to the State billing and asked if this contract was subject to the same requirements. Deputy County Executive Crannell replied that amendment was specific to the early intervention program and this contract was specific to the outpatient adult mental health clinics. He noted the bulk of the contract is addressed during the budget proposal but that the transition would take a good six months to get it right as they did not want any clients falling through the cracks. Ms. McCracken noted to have six months, as opposed to two, for project this massive is a gift and ensures the needed attention to details.

Legislator Belfiglio asked about the building lease and what would be determined is needed. Deputy County Executive Crannell replied the agency built into the model \$10 per square foot. He noted the government unit, the regulatory body, will remain at the Golden Hill location. He highlighted the contract's performance based outcomes to meet the needs of the residents and identified the staffing mix to be determined to meet the needs through the reallocation of funds. Legislative Counsel Guerin noted the contract included this detail and commended the County Executive's staff for the contract being very well done.

Deputy County Executive Crannell noted Personnel Director Brenda Bartholomew did a comparability analysis to ensure everyone maintained the same grade and seniority so they will not have a loss of pay. Legislator Provenzano asked if the Department of Social Services would have the room for the 13 new employees. Deputy County Executive Crannell replied they did and that Commissioner Iapace had done some reorganization of the main processing room when he arrived last year. He stated there were two rows of cubicles in the middle that will fit the staff of the new energy unit. He noted the new unit will be cross trained to fill gaps as needed. He stated as such the set up was ideal for the vision of this new unit.

Chair Wawro sought a second to the motion, Legislator Lopez seconded, and all voted in favor.

At 7:25 pm, the following Legislators left the meeting: Legislator Rodriguez, Legislator Lopez, Legislator Provenzano, and Legislator Belfiglio.

New Business: Comptroller's Day Care Audit

Chair Wawro noted the Committee would request Deputy County Executive Crannell to attend with the Day Care Unit to discuss the Comptroller's recently released Day Care Audit. Deputy County Executive Crannell felt the audit was good and noted the Unit made some corrective actions. He noted there was a different feeling from the press release that came with the release of the audit. He indicated as a result the moral from the Day Care Unit did not match the results of the audit. He noted the unit does not have an automated system. Chair Wawro noted there are a small percentage of providers that are doing their registration through the Internet. Deputy County Executive Crannell noted the State has had difficulties with the online system and the County has not been able to rely on the data and must do an all manual backup until they know the information is correct. He highlighted a situation where Family of Woodstock thought a day care provider was closed but did not official close out the home. Chair Wawro noted Family of Woodstock only licensed family day care and that group day care is licensed by the Office of Children and Family Services. Chair Wawro stated she did not feel there was any carelessness on the part of staff as indicated in the headline of the press release. Deputy County Executive Crannell noted the senior worker of the unit, is one of the most organized and responsible employees of the department. Chair Wawro noted the system is very complicated and the paperwork is a nightmare. Ms. Beisel indicated some providers have pulled out of the system due to errors in the system. She noted the corrective action plan includes the Office of Children and Family Services notice to come to a providers session to encourage providers to sign up for the online system. She noted the four people in the department must manually input everything if the providers will not buy into using it. Chair Wawro noted VOICE, the day care union, is interested in helping the County help the providers. She noted they would like to attend the Committee meeting to discuss their review of the Comptroller's audit. Deputy County Executive Crannell stated he would have the staff at the next meeting to respond to the audit. Chair Wawro discussed the quality standard expected for those that are licensed and noted money should be given to help people who don't qualify for services to get licensed. She noted many do not understand the complexity of the system. She noted family members may be entitled to a payment for services that is different than the rate of a licensed day care.

Adjournment

Chair Wawro noted the Joint Committee was unable to officially adjourn the meeting due to a lack of quorum.

TIME: 7:32 PM

Dated the 3rd day of July, 2013

Krista Barringer, Deputy Clerk

Minutes Approved on: July 8, 2013

Ways & Means Committee

Regular Meeting Minutes

DATE & TIME: June 11, 2013 5:00 PM
LOCATION: Vanderlyn Hall, Room 203, Ulster County Community College
PRESIDING OFFICER: Richard Gerentine, Chairman
LEGISLATIVE STAFF: Franklin R. Reggero
PRESENT: Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.
ABSENT: None
QUORUM PRESENT: Yes
OTHER ATTENDEES: Legislators Bartels; Erica Guerin, Legislative Counsel; Ken Crannell, Deputy County Executive; James Hanson and Lisa Cutten Budget Office; Burt Gulnick, Commissioner of Finance; Beatrice Havranek, Sue Plonski and Roland Bloomer, County Attorney Office; Mr. Arthur Smith, Emergency Management.

- Chairman Gerentine called the meeting to order at 5:10 PM.
-

I. RESOLUTIONS:

MOTION NO. 1 Resolution No. 154
TEXT OF MOTION: RESOLVED, Authorizing Distribution Of Mortgage Tax Receipts Pursuant To Section 261 Of The Tax Law.
MOTION MADE BY: Legislator Maloney
MOTION SECONDED BY: Legislator Harris
DISCUSSION: Chairman Gerentine calls for further discussion, hearing none.
ROLL CALL VOTE: No
VOTING IN FAVOR: Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 7
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passed

MOTION NO. 2 Resolution No. 155
TEXT OF MOTION: RESOLVED, Setting A Public Hearing On Proposed Local Law No. 3 Of 2013 (A Local Law Amending Local Law No. 5 of 1989 (A Local Law Requiring Regulations Regarding The Sale Of Motor Vehicle Fuels) To Establish Certain Consumer Protection Practices In Ulster County), To Be Held On Tuesday, July 16, 2013 At 7:00 PM.
MOTION MADE BY: Legislator Gregorius
MOTION SECONDED BY: Legislator Rodriguez
DISCUSSION: Chairman Gerentine stated that he believes that this Local Law will have a negative impact on the smaller businesses.
Legislator Gregorius believes that this is further consumer protection.
Chairman Gerentine calls for further discussion, hearing none.

ROLL CALL VOTE: No
VOTING IN FAVOR: Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 7
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passed

MOTION NO. 3 Resolution No. 160

TEXT OF MOTION: **RESOLVED**, Authorizing The Chairman Of The Ulster County Legislature To Convey A Parcel Of County-Owned Property Previously Offered At Public Auction To The Village Of Ellenville – Department Of Finance.

MOTION MADE BY: Legislator Provenzano
MOTION SECONDED BY: Legislator Maloney

DISCUSSION: Chairman Gerentine recognized Commissioner of Finance Mr. Gulnick who stated that this parcel was offered at auction but received no bids therefore requests that it be transferred to the Village of Ellenville.

Chairman Gerentine calls for further discussion, hearing none.

ROLL CALL VOTE: No
VOTING IN FAVOR: None
VOTING AGAINST: Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.
NO. OF VOTES IN FAVOR: 0
NO. OF VOTES AGAINST: 7
DISPOSITION: Motion Passed

MOTION NO. 4 Resolution No. 161

TEXT OF MOTION: **RESOLVED**, Authorizing The Chairman Of The Ulster County Legislature To Convey A Parcel Of County-Owned Property Previously Offered At Public Auction To The Town Of Ulster – Department Of Finance.

MOTION MADE BY: Legislator Maloney
MOTION SECONDED BY: Legislator Harris

DISCUSSION: Chairman Gerentine recognized Legislator Maloney who stated that this property has been the subject of litigation for several years in regards to back taxes.

Chairman Gerentine calls for further discussion, hearing none.

ROLL CALL VOTE: No
VOTING IN FAVOR: Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 7
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passed

MOTION NO. 5**Resolution No. 162****TEXT OF MOTION:**

RESOLVED, Authorizing The Commissioner Of Finance To Accept And Reject Bids For Purchase Of Parcels Of County-Owned Property At The April 16, 2013 Public Auction - Department Of Finance.

MOTION MADE BY:

Legislator Rodriguez

MOTION SECONDED BY:

Legislator Maio

DISCUSSION:

Chairman Gerentine recognized Mr. Hanson who clarified some changes to properties listed.

Chairman Gerentine stated that the amendment to this Resolution will be done on the floor before the entire legislative body.

Chairman Gerentine calls for further discussion, hearing none.

ROLL CALL VOTE:

No

VOTING IN FAVOR:

Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.

VOTING AGAINST:

None

NO. OF VOTES IN FAVOR:

7

NO. OF VOTES AGAINST:

0

DISPOSITION:

Motion Passed

MOTION NO. 6**Resolution No. 163****TEXT OF MOTION:**

RESOLVED, Authorizing The Ulster County Commissioner of Finance To Assign Rights On A Parcel Of Property Previously Offered At Public Auction – Department Of Finance.

MOTION MADE BY:

Legislator Maloney

MOTION SECONDED BY:

Legislator Rodriguez

DISCUSSION:

Chairman Gerentine calls for further discussion, hearing none.

ROLL CALL VOTE:

No

VOTING IN FAVOR:

Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.

VOTING AGAINST:

None

NO. OF VOTES IN FAVOR:

7

NO. OF VOTES AGAINST:

0

DISPOSITION:

Motion Passed

MOTION NO. 7**Resolution No. 164****TEXT OF MOTION:**

RESOLVED, Authorizing The Conveyance Of County-Owned Property To Original Owner – Department Of Finance.

MOTION MADE BY:

Legislator Provenzano

MOTION SECONDED BY:

Legislator Harris

DISCUSSION:

Chairman Gerentine calls for further discussion, hearing none.

ROLL CALL VOTE:

No

VOTING IN FAVOR: Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 7
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passed

MOTION NO. 8 Resolution No. 167

TEXT OF MOTION: **RESOLVED**, Authorizing The Chairman of The Ulster County Legislature To Execute An Agreement With The Town Of Shandaken For The Direct Invoicing Of Bus Fares For Shandaken Summer Day Camp Students – Department Of Public Transportation (Ulster County Area Transit).

MOTION MADE BY: Legislator Provenzano
MOTION SECONDED BY: Legislator Maio

DISCUSSION: Chairman Gerentine calls for further discussion, hearing none.

ROLL CALL VOTE: No
VOTING IN FAVOR: Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 7
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passed

MOTION NO. 9 Resolution No. 168

TEXT OF MOTION: **RESOLVED**, Setting a Public Hearing On Proposed Local Law No. 4 of 2013 (A Local Law Amending Local Law No. 8 of 2012 "A Local Law Of The County of Ulster Entitled 'Mandate and Taxation Information Act'") To Be Held On Tuesday, July 16, 2013 At 7:10 PM.

MOTION MADE BY: Legislator Gregorius
MOTION SECONDED BY: Legislator Maloney

DISCUSSION: Chairman Gerentine calls for further discussion, hearing none.

ROLL CALL VOTE: No
VOTING IN FAVOR: Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 7
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passed

MOTION NO. 10 Resolution No. 169

TEXT OF MOTION: **RESOLVED**, Accepting Additional Funding From The New York State Conference Of Local Mental Hygiene Directors - Amending The 2013 Ulster County Budget – Department Of Mental Health.

MOTION MADE BY: Legislator Rodriguez
MOTION SECONDED BY: Legislator Harris

DISCUSSION: Chairman Gerentine calls for further discussion, hearing none.

ROLL CALL VOTE: No

VOTING IN FAVOR: Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.

VOTING AGAINST: None

NO. OF VOTES IN FAVOR: 7

NO. OF VOTES AGAINST: 0

DISPOSITION: Motion Passed

MOTION NO. 11 Resolution No. 170

TEXT OF MOTION: **RESOLVED**, Authorizing an Inter-municipal Agreement With The Village Of Ellenville To Install Automatic Vehicle Locators (AVLS) - Capital Project No. 335 — Department Public Works (Highways And Bridges).

MOTION MADE BY: Legislator Provenzano

MOTION SECONDED BY: Legislator Harris

DISCUSSION: Chairman Gerentine calls for further discussion, hearing none.

ROLL CALL VOTE: No

VOTING IN FAVOR: Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.

VOTING AGAINST: None

NO. OF VOTES IN FAVOR: 7

NO. OF VOTES AGAINST: 0

DISPOSITION: Motion Passed

MOTION NO. 12 Resolution No. 172

TEXT OF MOTION: **RESOLVED**, Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement With The New York State Department Of Homeland Security And Emergency Services For Participation In The Local Emergency Management Performance Grant Program For Federal Fiscal Year 2012 – Emergency Communications/ Emergency Management.

MOTION MADE BY: Legislator Maloney

MOTION SECONDED BY: Legislator Maio

DISCUSSION: Chairman Gerentine calls for further discussion, hearing none.

ROLL CALL VOTE: No

VOTING IN FAVOR: Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.

VOTING AGAINST: None

NO. OF VOTES IN FAVOR: 7

NO. OF VOTES AGAINST: 0

DISPOSITION: Motion Passed

MOTION NO. 13 Resolution No. 173

TEXT OF MOTION: **RESOLVED**, Appropriating Funds From An Insurance Recovery For The Repair Of An Ulster County Sheriff's Corrections Vehicle - Amending The 2013 Ulster County Budget - Ulster County Sheriff.

MOTION MADE BY: Legislator Maloney
MOTION SECONDED BY: Legislator Harris

DISCUSSION: Chairman Gerentine recognized Mr. Hanson to explain the circumstances regarding the damage to this particular vehicle. Mr. Hanson further stated that the damage caused to this vehicle was not the fault of the Deputy driving.

Chairman Gerentine instructed Committee Clerk to obtain the details regarding this vehicle and forward to the Committee members.

Chairman Gerentine calls for further discussion, hearing none.

ROLL CALL VOTE: No
VOTING IN FAVOR: Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 7
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passed

MOTION NO. 14 Resolution No. 175

TEXT OF MOTION: **RESOLVED**, Approving The Execution Of Various Contracts And Change Orders In The Amount Of \$50,000.00 Or In Excess Of \$50,000.00 Entered Into By The County.

MOTION MADE BY: Legislator Rodriguez
MOTION SECONDED BY: Legislator Maloney

DISCUSSION: Chairman Gerentine recognized Mr. Art Smith to explain L53-6 regarding a contract for asbestos abatement with Taylor Recycling.

Chairman Gerentine calls for further discussion, hearing none.

ROLL CALL VOTE: No
VOTING IN FAVOR: Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 7
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passed

MOTION NO. 15 Resolution No. 177

TEXT OF MOTION: **RESOLVED**, Scheduling A Public Hearing As Required Under Article 25AA Of The Agriculture And Markets Law, On The Addition Of Lands To Agricultural Districts, To Be Held July 23, 2013 At 7:00 PM, Or As Soon Thereafter As The Public Can Be Heard, And Providing Direct Notice To Affected Municipalities – Department Of Planning.

MOTION MADE BY: Legislator Harris
MOTION SECONDED BY: Legislator Rodriguez

DISCUSSION: Chairman Gerentine calls for further discussion, hearing none.

ROLL CALL VOTE: No
VOTING IN FAVOR: Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.

VOTING AGAINST:	None
NO. OF VOTES IN FAVOR:	7
NO. OF VOTES AGAINST:	0
DISPOSITION:	Motion Passed

II. MISCELLANEOUS DISCUSSION:

Chairman Gerentine stated that the Committee should start considering the second 1/3 take-over of the local share of Safety Net. **Legislator Provenzano** stated that due to the budgetary impacts of the proposed takeover it is important to work with the County Budget Office to assist in providing the financial information regarding Safety Net.

Chairman Gerentine stated that it is his belief that the County takeover proposal would only be possible with negligible impact to the overall 2014 budget. **Legislator Harris** stated that by waiting to the 2014 budget process it will bind the Legislature to make a policy decision and the Legislature should be proactive in this process. Mr. Hanson stated that it is too early to determine exactly how much the proposed takeover will cost due to the increase in costs.

Chairman Gerentine recognized **Legislator Rodriguez** who stated that he believes the Legislature has a responsibility to move forward with the proposal. **Chairman Gerentine** agreed provided it could be accomplished in a fiscally responsible manner.

Chairman Gerentine stated that himself and **Deputy Committee Chairman Gregorius** will work with the County Executives staff in the coming weeks and report back to the Committee their findings.

Chairman Gerentine recognized **Legislator Maloney** stated that the Towns are counting on the proposal that will have a direct impact their budgets.

Chairman Gerentine calls for further discussion, hearing none.

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- There being no further business before the Committee, a motion was made by **Legislator Rodriguez** seconded by **Legislator Gregorius** and carried to adjourn the meeting at 5:42 PM.
-

Dated the 11th Day of June, 2013
Franklin R. Reggero, Legislative Staff
Minutes Approved On: July 16, 2013(frr)

Ways & Means Committee

Regular Meeting Minutes

DATE & TIME: June 18, 2013 5:30 PM
LOCATION: Karen L. Binder Library, Sixth Floor, County Office Building
PRESIDING OFFICER: Richard Gerentine, Chairman
LEGISLATIVE STAFF: Franklin R. Reggero
PRESENT: Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.
ABSENT: None
QUORUM PRESENT: Yes
OTHER ATTENDEES: Legislators Bartels; Erica Guerin, Legislative Counsel; Ken Crannell, Deputy County Executive; James Hanson and Lisa Cutten Budget Office; Burt Gulnick, Commissioner of Finance; Beatrice Havranek, Sue Plonski and Roland Bloomer, County Attorney Office; Mr. Dennis Doyle, Planning; Mr. Frank Faluotico, Under Sheriff; Town of Saugerties Supervisor Ms. Myers; Town of Rochester Supervisor Mr. Chipman; Town of Wawarsing Supervisor Mr. Carlson; Mr. Bill Kimble, Daily Freeman.

- Chairman Gerentine called the meeting to order at 5:30 PM.
-

I. RESOLUTIONS:

MOTION NO. 1 Resolution No. 178

TEXT OF MOTION: **RESOLVED**, Amending The 2013 – 2018 Ulster County Capital Program And Amending Capital Project No. 370 To Include The Costs of Construction Management, And Additional Legal Services For The Implementation Of The STRIVE Project, UCCC Renovation Of Sophie Finn Elementary School And Re-Location of Various County Departments.

MOTION MADE BY: Legislator Rodriguez
MOTION SECONDED BY: Legislator Maio

DISCUSSION: Chairman Gerentine recognized Legislator Maloney who asked Mr. Hanson to explain the distribution of funds as outlined in the Resolution.

Chairman Gerentine recognized Ms. Havranek who further outlined the process on how Sophie Finn Elementary school was approved to be a part of the S.T.R.I.V.E. project. Ms. Havranek further stated that the County at large approved the sale of the school to the County and explained the way forward regarding acquiring an engineering firm to satisfy the New York State Environmental Quality Review Act requirements.

Chairman Gerentine recognized Legislator Provenzano who asked Mr. Doyle what the composition of the RFP committee was who selected the engineering firm. Mr. Doyle stated that the RFP committee was made up of five members from Ulster County Community College and two representatives from the County. Chairman Gerentine asked Mr. Doyle to briefly explain the RFP process regarding this particular project.

Chairman Gerentine recognized Legislator Harris who asked Mr. Doyle to clarify the timeline for completion or when UCCC will begin classes in the new facility. Ms. Havranek stated that the timeline has shifted later based on the amount of work that still has to be completed. Legislator Harris asked if classes would begin later than September 2014, to which Ms. Havranek stated yes.

Chairman Gerentine calls for further discussion, hearing none.

ROLL CALL VOTE: No

VOTING IN FAVOR: Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 7
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passed

MOTION NO. 2 Resolution No. 179

TEXT OF MOTION: **RESOLVED**, Authorizing The Issuance Of An Additional \$160,700 Bonds Of The County Of Ulster, New York In Connection With The Conversion Of The Sophie Finn Elementary School For County Use In Kingston, New York.

MOTION MADE BY: Legislator Harris
MOTION SECONDED BY: Legislator Provenzano

DISCUSSION: Chairman Gerentine calls for further discussion, hearing none.

ROLL CALL VOTE: No
VOTING IN FAVOR: Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.

VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 7
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passed

MOTION NO. 3 Resolution No. 180

TEXT OF MOTION: **RESOLVED**, Urging The New York State Legislature To Act Upon And Approve A Home Rule Request For Senate Bill No. S4516 And Assembly Bill No. A5130 Authorizing Ulster County To Continue The Additional 1% Rate Of Its Sales And Compensating Use Tax For Two More Years.

MOTION MADE BY: Legislator Gerentine
MOTION SECONDED BY: Legislator Gregorius

DISCUSSION: Chairman Gerentine recognized Legislator Provenzano who stated the urgency of receiving support from the State Legislature. Legislator Gregorius stated the failure of the State Legislature to act on this bill would result in the total cost be borne by the property tax payers in the County.

Chairman Gerentine calls for further discussion, hearing none.

ROLL CALL VOTE: No
VOTING IN FAVOR: Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.

VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 7
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passed

MOTION NO. 4**Amended Abstract**

TEXT OF MOTION: Adding two additional contracts to Resolution Number 175, Approving all contracts in the Amount Of \$50,000 or greater.

MOTION MADE BY: **Legislator Rodriguez**
MOTION SECONDED BY: **Legislator Harris**

DISCUSSION: **Chairman Gerentine** calls for further discussion, hearing none.

ROLL CALL VOTE: **No**
VOTING IN FAVOR: **Legislators Gerentine, Gregorius, Harris, Maloney, Maio, Provenzano and Rodriguez.**

VOTING AGAINST: **None**
NO. OF VOTES IN FAVOR: **7**
NO. OF VOTES AGAINST: **0**
DISPOSITION: **Motion Passed**

II. MISCELLANEOUS DISCUSSION:

Chairman Gerentine recognized Ms. Havranek who stated the College Presidents residence sale is complete and is no longer property of the County.

Chairman Gerentine recognized Supervisor Chipman who spoke on behalf of the Association of Supervisors regarding the proposed County takeover of Safety Net. Mr. Chipman stated the Association is in support of the County's current plan to take over the costs in the next two years.

Chairman Gerentine recognized Supervisor Carlson who also stated that he is in support of the take over due to the current \$1,000,000 burden to the Town of Wawarsing, which is ten percent of the entire town budget. Ms. Myers also stated how important it is to the Towns that the proposal continues for the full take over of safety net.

Chairman Gerentine stated that he understands the implications and stated that if the County can afford to fund the proposal then he has asked the Committee and the Legislature for their support. **Chairman Gerentine** stated that at this moment he cannot commit to a certain amount due to the fiscal situation but will definitely keep the Supervisors concerns in the forefront of the discussion.

Chairman Gerentine recognized **Legislator Harris** who clarified the three year plan and stated that the costs are continuing to rise. **Chairman Gerentine** recognized **Legislator Gregorius** who stated that the Safety costs must be borne by the Municipalities as mandated by New York State, and further stated that whether it comes from the Towns or the County as a whole the costs must be levied against the property tax payers.

Chairman Gerentine recognized **Legislator Rodriguez** who stated the Committee has committed to address the problem and is more than willing to assist the Towns and the City of Kingston provided it can be done in a fiscally responsible manner. **Legislator Provenzano** stated that she has supported the take over for many years and asked the Town Supervisors for their support in contacting the State Legislature to inform them of the impact of the mandate.

Chairman Gerentine calls for further discussion, hearing none.

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- There being no further business before the Committee, a motion was made by Legislator Rodriguez seconded by Legislator Gregorius and carried to adjourn the meeting at 6:05 PM.
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Dated the 18th Day of June, 2013
Franklin R. Reggero, Legislative Staff
Minutes Approved On: August 13, 2013 / frr