



Ulster County Legislature
Standing Committee Meeting Minutes

May 2012

Economic Development and Tourism
Environmental, Energy & Technology
Health & Personnel
Law Enforcement & Public Safety
Laws & Rules, Governmental Services
Legislative Programs, Education & Community Services
Public Works & Capital Projects
Ways & Means

Economic Development & Tourism Committee

Regular Meeting Minutes

DATE & TIME: May 2, 2012 @ 6:00 PM
LOCATION: Library, 6th Floor, County Office Bldg
PRESIDING OFFICER: Chairman James Maloney
LEGISLATIVE STAFF: Lisa K. Mance
PRESENT: Legislators Peter Loughran, Kevin Roberts, Kenneth Wishnick
ABSENT: Legislator Mary Beth Maio (excused)
QUORUM PRESENT: Yes
OTHER ATTENDEES: Langdon Chapman (Legislative Counsel); Dennis Doyle (Planning Board Director), Lee Ridgway (LWV)

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

MOTIONS:

MOTION NO. 1 RESOLVED to approve the Minutes of April 4, 2012.
Motion Made By: Chairman Maloney
Motion Seconded By: Legislator Loughran
Roll Call Vote: No
Voting In Favor: Legislators Maloney, Loughran, Roberts and Wishnick
Voting Against: None
No. Of Votes In Favor: 4
No. Of Votes Against: 0
Disposition: Motion Passes

MOTION NO. 2 **Resolution No. 111– May 15, 2012**
TEXT OF MOTION: Resolved to approve Resolution No. 111- 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 June 19, 2012 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 established a 30-day review period for the addition of lands to Agricultural Districts pursuant to NYS Agriculture and Markets Law Article 25AA, Section 303-b, which period ended on March 30, 2012. The Agricultural Farmland Protection Board received requests from landowners to include parcels of land in Agricultural Districts. The Agriculture and Markets Law requires a Public Hearing to be held for the addition of one or more parcels in addition to direct notification in writing indicating the municipalities whose territory encompasses lands proposed for the inclusion in Agricultural Districts.

MOTION MADE BY: Chairman Maloney
MOTION SECONDED BY: Legislator Roberts
ROLL CALL VOTE: No
VOTING IN FAVOR: Maloney, Loughran, Roberts, and Wishnick
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 4
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passes

MOTION NO. 2
TEXT OF MOTION:

Resolution No. 113 – May 15, 2012
RESOLVED to approve Resolution No. 113 – Appointing Member To The Ulster County Planning Board – City Of Kingston – Department of Planning

Resolution Summary: Ulster County Charter and Section A7-5(A) of the Administrative Code requires a 25 member Planning Board with associated alternate members. Members and alternates shall be appointed by the Legislature to serve a four-year term. The Town Board/Village Board shall recommend for consideration and appointment by Legislature one person and one alternate.

Additional questions and/or comments:

Legislator Loughran inquired as to whom the individual being appointed was. Chairman Maloney responded that it was Gregg Swanzy, 28 Presidents Place, Kingston, New York and the Recommendation was received from Common Counsel.

MOTION MADE BY: Legislator Loughran
MOTION SECONDED BY: Legislator Roberts
ROLL CALL VOTE: No
VOTING IN FAVOR: Maloney, Loughran, Roberts, and Wishnick
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 4
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passes

MOTION NO. 3
TEXT OF MOTION:

Resolution No. 114- May 15, 2012
RESOLVED to approve Resolution No. 114 – Appointing Alternate Member To The Ulster County Planning Board – Town of Esopus

Resolution Summary: Ulster County Charter and Section A7-5(A) of the Administrative Code requires a 25 member Planning Board with associated alternate members. Members and alternates shall be appointed by the Legislature to serve a four-year term. The Town Board/Village Board shall recommend for consideration and appointment by Legislature one person and one alternate.

Additional questions and/or comments:

Chairman Maloney indicated the individual to be appointed was Fred Zimmer, 152 Minturn Street, Port Ewen, New York In the Town of Esopus.

MOTION MADE BY: Legislator Loughran
MOTION SECONDED BY: Legislator Ronk
ROLL CALL VOTE: No
VOTING IN FAVOR: Maloney, Loughran, Roberts and Wishnick
NO. OF VOTES IN FAVOR: 4
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passes

Old Business:

Legislator Wishnick inquired as to the list of parcels involved with the first Resolution.

Chairman Maloney indicated that the Resolution set public hearing but asked Director Doyle if he had list of parcels.

Doyle responded that applications are transmitted to Chairman of Legislature and the Chairman then transmits back to the Farmland Protection Board. The reason being was that the transmittal to the Farmland Protection Board started the 30-day timeframe. The Planning Board does have the parcels, approximately 16 or 20. Indicated this number of parcels

was typical on an annualized basis. He also indicated that the recommendation was being taken to the Board at next meeting, make recommendations and the Planning Board will bring back recommendations to the Legislature.

Legislature Wishnick reviewed his understanding of what had been conveyed by Dennis Doyle. Asked if a Public Hearing was on entire package.

Director Doyle indicated that Hearing was on the entire package but were only recommendations from the Farmland Protection Board which can be accepted/rejected by the County Legislature. The Legislature's yay/nay is only a recommendation to the Commissioner of Agriculture who in turn has final approval.

Chairman Maloney indicated that when recommendation have been returned to the Legislature, he has seen parcels removed allowing Legislators a further say in the process.

New Business:

Leg. Wishnick reflected on Chairman presenting press release with regard to the streamlining of economic development. Since that time, there has been a resignation of the Economic Development Director and Legislator Wishnik asked to be brought up to date.

Chairman Maloney indicated that there had been several meetings of the IDA and UCDC and County Executive's office. Objective was to find a smaller, more efficient relationship that would benefit Ulster County. The groups were in the process of gathering input and are still a work in progress. Chairman believed that there would be a better resolution at the outcome but indicated the timeframe to revolve issue would be another three to four months.

Legislator Wishnick asked what could be done and was informed that it was being done and was a work in progress.

There being no further business before the meeting, on the motion duly made by Legislator Loughran, seconded by Legislator Wishnick and carried, the meeting adjourned at 6:15 p.m.

Leg. Loughran wished to note for the record his objection to the termination of a legislative secretary.

Dated the 9th day of May, 2012

Lisa K. Mance, Legislative Employee, Ulster County Legislature

Minutes Approved on: June 4, 2012

Environmental Energy & Technology Committee

Regular Meeting Minutes

DATE & TIME: May 3, 2012 / 5:45 PM
LOCATION: Library Conference Room, 6th Floor, COB, Kingston, NY
PRESIDING OFFICER: Carl Belfiglio, Chairman
LEGISLATIVE STAFF: Karen L. Binder
PRESENT: Legislators Tracey Bartels, Craig Lopez, John Parete, Mary Wawro, Ken Wishnick
ABSENT: Legislator Ken Ronk, Jr.
QUORUM PRESENT: Yes
OTHER ATTENDEES: Erica Guerin, Esq., Legislative Counsel, Sandy Mathes, Deputy Clerk of Finance, Ken Crannell, Deputy County Executive, Leon Smith, UCRRRA Board Chairman, Charles Landi, UCRRRA Board Member, Tim Rose, UCRRRA Executive Director, Kathy Nolan, Catskill Mountainkeeper, Susan Holland Observer, Karen Schneller-McDonald, Hickory Creek Consulting, LLC, Peggy Atwood, Jean Walker, Gloria Waslyn, Marianne Kearney, Lenore Ridgway, LWV, Jay Wenk, Woodstock Town Board

- Chairman Belfiglio called the meeting to order at 5:52 PM.
- All members in attendance. Legislator Lopez left at 6:08 PM.

MOTIONS:

MOTION NO. 1 **RESOLVED To Approve the Minutes of April 5, 2012**

MOTION MADE BY: Legislator John Parete
MOTION SECONDED BY: Legislator Mary Wawro
ROLL CALL VOTE: No
VOTING IN FAVOR: Belfiglio, Lopez, Bartels, John Parete, Wawro, Wishnick
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 6
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passes

Resource Recovery Agency Discussion:

Chairman Belfiglio introduced Board Chairman Leon Smith.

Board Chairman Leon Smith presented the 5 year forecast with flow control and the 5 year forecast without flow control. Copies of both reports were distributed to all committee members and a copy of these reports are attached.

Tim Rose, Executive Director has met with town officials and 13 of 15 have agreed to renew their contracts for one more year with the RRA. The Supervisors will present the proposals to their respective town boards.

Legislator Bartels spoke about providing the necessary tools to other Legislators so that they have an understanding of how the RRA operates. She also discussed the tipping fee with flow control and how the net service fee

MOTION NO. 4 **ADDITIONAL amendments to Proposed Local Law No. 1 of 2012**
TEXT OF MOTION: **Proposed Local Law No. 1 of 2012 (A Local Law Known As The Hydraulic Fluid Brine Prohibition Act)**

The following additional amendments were proposed:

Page 1. Under definition for "Brine" the word through should be deleted.

Page 3. Section 306-4 should read "thereof and/or therefor apply or supply."

MOTION MADE BY: **Ken Wishnick**
MOTION SECONDED BY: **Tracey Bartels**
ROLL CALL VOTE: **No**
VOTING IN FAVOR: **Legislators Belfiglio, Bartels, John Parete, Wawro, Wishnick**
VOTING AGAINST: **None**
NO. OF VOTES IN FAVOR: **5**
NO. OF VOTES AGAINST: **0**
DISPOSITION: **Motion Passes**

Other Business: Chairman Belfiglio then allowed members of the public to speak on the proposed local law.

The following members of the public addressed the hydraulic fluid law: Joan Atwood, Jean Walker, Susan Holland, Kathy Nolan, Jay Wenk, Karen Schneller-McDonald, Gloria Waslyn, and Marianne Kearney. Their comments echoed overall support of the proposed local law and the amendments. Some expressed their concern that the local law should include standards while others thought that standards might weaken the intent. Random testing of any product purchased by the County can be done. Many counties are looking to use this local law as an example when it is adopted. Erica Guerin, Esq., Counsel to the Legislature reminded everyone that the County has to follow Corporate Compliance and that vendors have to be checked on a regular basis. Vendors will be signing a sworn statement and they will not be cloaked in immunity if a corporation is involved. Public comment concluded.

The next Environmental Energy & Technology meeting is scheduled to meet **Thursday, June 7, 2012, 5:45 PM**, Library Conference Room, 6th Floor, COB.

There being no further business before the Committee, a motion was made by Chairman Belfiglio, seconded by Legislator Bartels and carried, the meeting adjourned at 8:38 PM.

Dated the 10th day of May, 2012

Karen L. Binder, Clerk
Ulster County Legislature

Minutes Approved On: June 7, 2012

Health and Personnel Committee

Regular Meeting Minutes

DATE & TIME: April 30, 2012 / 5:30 PM
LOCATION: Library Conference Room, 6th Floor, COB, Kingston, NY
PRESIDING OFFICER: Robert T. Aiello, Chairman
LEGISLATIVE STAFF: Tammy Wilson
PRESENT: Legs. Jeanette Provenzano, Carl Belfiglio, Kenneth Ronk (5:45 p.m.) and Robert Parete
EXCUSED: None
QUORUM PRESENT: Yes
OTHER ATTENDEES: Mary Wawro, Legislator; Erica Guerin, Legislative Counsel; Ken Crannell, Deputy Executive; Amy Russell, Concerned Parents for Mental Health; Lee Cane, League of Women Voters, Mid-Hudson Region

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

MOTIONS:

MOTION NO. 1
TEXT OF MOTION: RESOLVED To Approve the Minutes of April 30, 2012
MOTION MADE BY: Aiello
MOTION SECONDED BY: Ronk
ROLL CALL VOTE: No
VOTING IN FAVOR: Aiello, Provenzano, Belfiglio, Ronk and Parete
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 5
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passes

MOTION NO. 2 **Resolution No. 115 - May 15, 2011**
TEXT OF MOTION: RESOLVED to approve Resolution No. 115 - Confirming Appointment Of Carol M. Smith, MD, MPH As Commissioner Of Health And Commissioner Of Mental Health
MOTION MADE BY: Belfiglio
MOTION SECONDED BY: Provenzano
ROLL CALL VOTE: No
VOTING IN FAVOR: Aiello, Provenzano, Belfiglio, Ronk and Parete
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 5
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passes

Questions:

Belfiglio: Q/Is salary the same as Dr. Hasbrouck's?

Crannell: A/Indicated it was slightly less - \$150,015.00 with \$10,000.00 Mental Health Stipend.

MOTION NO. 3 **Resolution No. 122 - May 15, 2011**

TEXT OF MOTION: RESOLVED to approve Resolution No. 122 - In Support Of New York State Assembly Bill No. A07478 And New York State Senate Bill No. S4934 To Amend The State Finance Law, In Relation To The Monies Of The Spinal Cord Injury Research Trust Fund.

MOTION MADE BY: Ronk
MOTION SECONDED BY: Parete
ROLL CALL VOTE: No
VOTING IN FAVOR: Aiello, Provenzano, Belfiglio, Ronk and Parete
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 5
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passes

Discussion:

Ronk: Q/Asked Legislator Lopez if he knew who the Assembly Sponsor was on both scripts
Lopez: A/Assemblyman Cahill, so there's a majority in both houses.

New/Old Business:

1) Resolution for Discussion Only: Resolution No. 117 – Appropriating Funds From The Contingency Account And Transferring Funds From Various Departmental Accounts To cover The Additional Cost of Casualty Insurance – Amending The 2012 Ulster County Budget

Hanson: Increase in the County's Casualty insurance 319,000.00. Solution based upon losses which were driving losses assigned to Departments that drove increase. Proposing to take half from contingency and half from various lines from each of the Departments.

Ronk: Is it a 3 year contract with the provider of the insurance.

Hanson: New carrier that gave a better price. Old carrier came in much higher.

Ronk: Is a 1 year contract with extensions. Curious as to why loss runs went 3 years back.

Hanson: Would have to check contract. 3 year worth of loss runs used to forecast what the price would be.

Belfiglio: Questioned responsibility to Urgent and what was the responsibility to other agencies.

Crannell: Sheriff's Office doesn't want to contribute to any of the insurance losses.

Ronk: Understanding that URGENT leases the vehicles.

Resolution doesn't have to be passed by Health & Personnel.

Hanson: Addressed Chairman that this is an unfortunate situation that the premium is higher than what was budgeted. Reality is that increase was driven from the loss and Departments with the larger losses will get share charge to their department and by limiting programmatic impact by half of the amount being from contingency.

2) Chairman Aiello reviewed discussions at the Lyme Disease Advisory Committee meeting on Thursday, April 27, 2012 at the Health Dept.

- Meeting lasted about 2 ½ hours with education being a priority
- Potential issue with regard to disparity in types of treatment for the disease

- Meeting was initially for the introduction of himself, Legislator Provenzano and other members and what the mission statement of the Committee was to be
 - Erica Guerin expressed that she attended as a representative of the Chairman
 - Ms. Guerin wanted to express kudos to Legislator Aiello for his creation of the Committee.
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Legislator Provenzano made a request that they go into an Executive Session to discuss personnel.

Motion was made by Legislator Belfiglio, seconded by Legislator Ronk, and was carried unanimously.

Committee called to Executive Session at 6:04 PM and ended at 6:49 PM

DISCUSSION:

Discussions pursuant to April 27, 2012 letter from Jeanette Provenzano and Robert Aiello's request of current staffing of the County Legislature. Responsibilities of the Public Health and Personnel Committee in setting policy reviewed.

James Uhl spoke on behalf of Frank Reggero. Dialogue passed between Mr. Uhl and Chairman Aiello and Legislator Provenzano.

Frank Reggero introduced himself to the Committee. Mr. Reggero expressed his desire to be available for questions regarding his qualifications and wished to address concerns regarding the Chairman's decision to select him for the position. Mr. Reggero reviewed his past experiences as a Legislative Assistant for the NYS Senate wherein part of his job duties included research with the City Council of City of Buffalo to pinpoint critical programs and determine how funds would be distributed. Mr. Reggero ended with his desire to return to Ulster County and be of service to the people of Ulster County and the area in which he grew up. Legislator Aiello wished Mr. Reggero good luck and expressed that he would have preferred to have been informed of Mr. Reggero's attendance to the meeting earlier than the present.

Legislator Ronk was excused at 7:22 p.m.

Robert K. Ryan addressed the Committee on behalf of Frank Reggero and his own personal experience with a position that he had applied for with the Veteran's Administration the year prior.

There being no further business before the Committee, a motion was made by Legislator Belfiglio, seconded by Chairman Aiello, and carried to adjourn the Meeting at 7:50 PM.

Dated the 3rd day of May, 2012

Lisa K. Mance, Legislative Employee, Ulster County Legislature

Minutes Approved on: June 4, 2012

Law Enforcement & Public Safety Committee

Regular Meeting Minutes

DATE & TIME: May 1, 2012 @ 5:30 PM
LOCATION: Sheriff's Conference Room, UC Law Enforcement Center
PRESIDING OFFICER: Chairman Richard Parete
LEGISLATIVE STAFF: Karen Binder
PRESENT: Chairman Richard Parete, Legislators Thomas Briggs, Mary Beth Maio, Kenneth Ronk
ABSENT: Legislator Belfiglio (Excused)
QUORUM PRESENT: Yes
OTHER ATTENDEES: Langdon Chapman (Legislative Counsel), Sheriff Paul VanBlarcum, Undersheriff Frank Faluotico, Deputy County Executive Robert Sudlow, Elliott Auerbach (Comptroller), Art Snyder (UC EM/EC), James Tiano (UCDSPBA), Barbara O'Brien (UCSO), Michael Freer (UCSO), Laura Kaempf, Jade Schwartz, Dominique LaRosa, Jill Spadafora, and Kayla DiPaulo, Eve Waltermaurer

- **Chairman Parete called the meeting to order at 5:40 PM.**

MOTIONS:

MOTION NO. 1

Text Of Motion: RESOLVED to approve the Minutes of April 3, 2012.
Motion Made By: Legislator Ronk
Motion Seconded By: Legislator Briggs
Roll Call Vote: No
Voting In Favor: Briggs, Maio, Parete, Ronk
Voting Against: None
No. Of Votes In Favor: 4
No. Of Votes Against: 0
Disposition: Motion Passes

MOTION NO. 2

Text Of Motion: **Resolution No. 118, May 15, 2012**
RESOLVED to approve Resolution No. 118 – Amending The 2012 Ulster County Budget - Appropriating Unexpended Funds From The New York State Office Of Homeland Security And Emergency Services For The Law Enforcement Terrorism Prevention Program - Ulster County Sheriff's Office

Resolution Summary: Pursuant to Resolution No. 189 dated August 16, 2011, the Chairman of the Ulster County Legislature executed an agreement with the New York State Homeland Security and Emergency Services for the Law Enforcement Terrorism Prevention Contract (NYS Contract No. C835302) in the amount of \$151,551.00, for the period August 1, 2010 through July 31, 2013. This contract is a federally funded program (CFDA# 97.067) to be administered by the New York State Homeland Security and Emergency Services Agency and which requires no matching County funds. The goal of the State Law Enforcement Terrorism Prevention Program is to prevent, prepare for and recover from terrorist attacks. During the year 2011, the Sheriff's Office spent \$00.00 of the \$151,551.00 leaving an unexpended balance of \$ 151,551.00. The Sheriff requests that the unexpended funds be appropriated and the 2012 Ulster County Budget be amended accordingly. The funds will be used to purchase information sharing software for a terrorism intelligence/early warning system and the requisite training for use of the software.

Additional Questions and/or Comments: Monies approved previously and carried over.

Motion Made By: Legislator Ronk
Motion Seconded By: Legislator Maio

Roll Call Vote: No
Voting In Favor: Briggs, Maio, Parete, Ronk
Voting Against: None
No. Of Votes In Favor: 4
No. Of Votes Against: 0
Disposition: Motion Passes

MOTION NO. 2 **Resolution No. 123, May 15, 2012**
Text Of Motion: RESOLVED to approve Resolution No. 123 – Amending The 2012-2017 Capital Program To Provide An Increase In Capital Project No. 357, The Purchase Of Vehicles For The County Sheriff – Amending The 2012 Ulster County Capital Project Fund Budget (Requires a Bond Resolution – Res. No. 124)

Resolution Summary: The Ulster County Legislature adopted the Capital Program for the Years 2012 to 2017 which included the purchase of five police vehicles at a cost of \$161,500.00 to supplement the aging fleet of existing vehicles. The Ulster County Legislature established Capital Project No. 357 to purchase patrol vehicles by Resolution No. 274 dated December 19, 2011. The amount budgeted for the purchase of the five vehicles, \$161,500.00, did not include the funds necessary to fully equip the vehicles with the required patrol vehicle equipment. The cost of the patrol vehicles with the equipment needed in order to place the vehicles in service is \$227,000.00. The Sheriff's Office has in its inventory equipment valued at \$21,000.00 which will be installed in the new patrol vehicles, resulting in a funding shortfall of \$44,500.00. The cost of the vehicles originally selected for purchase, and identified in the Capital Program as 3 sedans and 2 SUV's, has increased, and a re-evaluation of needs has determined that the purchase of 4 sedans and 1 SUV will meet the needs of the Sheriff's Office, while containing costs.

Additional Questions and/or Comments: Floor given by the Chairman to Comptroller Auerbach who wanted to go on record that the Comptroller's Office was not opposed to the purchase of new vehicles for the Sheriff's Office however, wanted to raise a certain issues specific to the purchase. Recounted that it was originally legislated in 12/19/2011 for \$161,500.00 with specific vehicles indicated – 3 marked patrol cars, 1 SUV and 1 unmarked hybrid SUV. The purchase was approved by the Legislature at the time. The Resolution explicitly stated that it was to purchase patrol cars with police equipment. Purchase orders were already in place encumbering the \$161,500.00 but nowhere was there an original inventory of vehicles to be purchased. Based upon Resolution presented, appears problem will be corrected. Increase has driven up cost 40 % which Comptroller found alarming. Instead of bonding additional 40% increase, Comptroller suggested going back into Sheriff's Office to locate excess monies, possibly from the telephone commissions.

Sheriff VanBlarcum indicated frustrations due to process that had to be gone through. One negative result of how the process had affected transaction was that Hybrid was no longer available. Sheriff indicated budgeting was not the issue. Sheriff was told equipment for technology could not be budgeted through Sheriff's Office but that request had to go through IS and then was told the IS budget had been cut. Sheriff suggested that everything should be budgeted through Sheriff's Office to avoid this issue next year.

Deputy Executive Sudlow conveyed reasons for funds for vehicle equipment having been cut.

Sheriff VanBlarcum stated that the Comptroller had not approached them the past with issues relating to the purchase and that in future, communication should take place.

Motion was also made to approve the Bond (Resolution No. 123, May 15, 2012)

Motion Made By: Legislator Ronk
Motion Seconded By: Legislator Briggs
Roll Call Vote: No
Voting In Favor: Briggs, Maio, Parete, Ronk
Voting Against: None
No. Of Votes In Favor: 4

No. Of Votes Against: 0
Disposition: Motion Passes

Legislator Ronk reviewed Resolution No. 117 and the recommendations of Budget Director J.J. Hansen indicating how the amounts were distributed to the departments with the highest amounts of losses by taking half of the amount out of contingency and distributing the other half of the shortfall among the departments. Sheriff's Office had not been notified prior.

Deputy Sudlow advised as to when Director Hansen had knowledge of the Resolution and who had been contacted.

Sheriff VanBlarcum requested that the Resolution be tabled until Director Hanson was able to address the Committee and the Sheriff's Office.

Legislator Ronk indicated that although it was understood how the losses were allocated due to the nature of the Office, there are going to be higher losses and he is not 100 % sure the formula is a fair one for the Sheriff's Office. Legislator Ronk stated that he would voice that opinion to the Ways and Means Committee.

Sheriff VanBlarcum asked that an opinion be stated by the Committee indicating their objections.

Counsel Chapman suggested that the Sheriff put questions into writing which would be passed on to Committee.

Monthly Reports: The following Sheriff's reports were distributed to the Committee and remain on file in the Office of the Clerk of the Legislature:

- 2012 Ulster County Sheriff Revenues
 - 2012 Ulster County Corrections Monthly Average Population
 - 2012 Phone Commissions
-

New Business: Presentation was made by SUNY New Paltz students (Laura Kaempf, Jade Schwartz, Dominique LaRosa, Jill Spadafora, and Kayla DiPaulo) to propose a Distracted Driving Awareness Day for the County.

Handouts distributed and on file – Distracted Driving Awareness Day: Facts and Statistics and proposed resolution.

Legislator Parete asked for a day to be selected to raise awareness in schools. Undersheriff Faluotico suggested a facebook page being created. Legislator Parete suggested a Pride of Ulster County being presented at May Meeting. May 18th was date selected to proclaim Distracted Driving Awareness Day within Ulster.

Motion Made By: Legislator Briggs
Motion Seconded By: Legislator Ronk
Roll Call Vote: No
Voting In Favor: Briggs, Maio, Parete, Ronk
Voting Against: None
No. Of Votes In Favor: 4
No. Of Votes Against: 0
Disposition: Motion Passes

Old Business: None

Next Scheduled Committee Meeting is June 5, 2012 at the UCCC, following the Tentative UCCC Budget Hearing. (Room TBD).

There being no further business before the meeting, on the motion duly made by Legislator Briggs, seconded by Legislator Ronk, and carried, the meeting adjourned at 6:35 PM.

Dated the 9th of May, 2012

Tammy Wilson, Senior Legislative Employee, Ulster County Legislature

Minutes Approved on: June 4, 2012

Laws and Rules, Governmental Services Committee

Committee Meeting Minutes

DATE & TIME: May 29, 2012 / 5:30 PM
LOCATION: Library Conference Room, 6th Floor, County Office Building, 244 Fair Street, Kingston, NY
PRESIDING OFFICER: Kevin A. Roberts, Chairman
LEGISLATIVE STAFF: Karen L. Binder
PRESENT: Legislators Fabiano, Ronk, Donaldson, Loughran and Robert Parete
ABSENT: Legislator Maio
QUORUM PRESENT: Yes
OTHER ATTENDEES: Langdon Chapman, Esq., Counsel to the Legislature, Erica Guerin, Esq., Counsel to the Legislature, Frank Reggero, Budget Analyst, Christopher Ragguci, Minority Counsel, Victor J. Melville, League of Women Voters, Thomas P. Kadgen, Charter Revision Committee

- Chairman Kevin A. Roberts called the meeting to order at 5:35

Chairman Roberts recognized Thomas Kadgen from the Charter Revision and asked that if intent was incorrect to make recommendations to modify intent. Langdon Chapman was introduced to review changes to Charter one by one and to hear debate on each change.

DISCUSSION

1. Redistricting Process

Langdon Chapman asked that all had copy of red-line version of Charter. He indicated that he and Chris Ragucci had reviewed proposed Charter revisions and believed both were in agreement on recommendations.

First major change dealt with redistricting process. Most substantive change would be that Commission would still consist of a seven person – two from majority and two from minority party, thereafter a process would ensue to select other four of the other members. Chapman believed that process of selection 1) takes the power of the Legislature away and Commission would be establishing plan, and 2) appears that pool of individuals could be anyone that volunteered, which could open door to create chaos. Difference is that plan could be forced upon Legislature whereas before, it could be adopted as a local law. Recommendation was to remain status quo.

Minority Leader Donaldson "I would concur with your recommendation, I think it makes sense." The current procedure for forming the redistricting committee passed the Legislature 31 in favor and 2 opposed. Legislator Donaldson recommended that the redistricting process remain unchanged.

Chapman indicated that system should be put into place wherein situation exists that has even number of Republicans/Democrats and possibly one Conservative to determine what would be considered the majority.

Chairman Roberts asked that Chapman place something into writing to be reviewed by Committee.

2. §C-11 Powers and Duties of Legislature

Red-Line addition to sub-paragraph K., in reference to subpoena procedures, Langdon supports the recommended change as stating the obvious.

Robert Parete asked the Chair to go back to sub-paragraph I., and requests that "and all amendments thereto", be added. Counsel, Minority Leader and Chair agree with recommendation.

§C-11.1 Red-Line Add Audit Committee

Counsel suggests that this addition is a policy issue as to how the legislature wants the audit committee formed and included in the charter as opposed to local law; further recommends a more independent audit committee that is not dominated by government.

Minority Leader Donaldson does not agree with counsel's suggestion based on the knowledge level of the budget by an independent committee and concurs with the Charter Commissions recommendation. He further believes the audit committee is a function of the Legislature not an independent audit committee.

Chair asks for opinion on seven member Audit Committee as prescribed by the commission; in favor Legislator Donaldson, Fabiano, Parete, Ronk and Loughran.

Counsel asks permission to ask follow-up question, Chair allows; Counsel states that he views the county charter as a Constitution and asks the committee if it is their intent to constitutionally prescribe the process or just simply state a committee must be formed. ML Donaldson thinks that it should stand as amended by the commission.

Addition to Legislative Powers C-11.

Legislator Robert Parete asks the chair to consider an addition to Legislative powers paragraph that includes language the legislature must approve all personnel reclassifications. Legislator Parete stated that it is the Legislature is ultimately responsible for personnel reclassifications and at a minimum should be informed. The Chair asked if Legislator Parete's concern was based on recent personnel changes within the legislative staff or in general over all.

Counsel Chapman asked if the committee was aware of how often personnel changes happen in local government and offered the opinion that they happen frequently and further asked the intended or unintended level of control the legislature would like to have.

The Chair offered a suggestion to review personnel reclassifications over a certain salary amount.

Legislator Parete stated that recently many things have happened that he is just becoming aware of and thinks that the legislature at a minimum should have oversight.

Counsel Chapman offered the suggestion that a clause be added to the County Executives powers that stated language to the effect of: he or she is authorized to reclassify employees with notice of the legislature or as otherwise prescribed by law; meaning that personnel changes may occur but if the power is perceived as abusive or overarching it may be challenged by resolution from the Legislature.

Legislator Parete would agree to such language and Minority Leader Donaldson concurs.

2. Timeline for completion

Chair asks for timeline to complete Charter revision. Majority Leader Ronk suggests that hearings could be held in July and brought before the July Legislative session to be approved by August. Counsel concurs that if the process is complete by August it would be acceptable but much past August he does not advise.

§C-25 Powers and Duties of the County Executive

Sub-paragraph A. Legislator Fabiano states that the change to 180 days is too long and may create the need to hire a person temporarily to fill the position until the County Executive appoints a qualified candidate. Majority Leader Ronk suggests that someone is appointed as an acting department head citing the recent Health Department position.

The Chair is asking for a compromise. Minority Leader Donaldson states that sufficient time should be granted to the Executive in order to find the most qualified candidate for the position; however, six months may be too long a time.

The Chair agrees that six months is too long and recommends a period of 120 days should be sufficient time to select a qualified candidate.

Sub-paragraph P. Subpoena power to the County Executive. Leader Ronk's opinion is that if the County Executive wants to conduct an investigation then it would be proper protocol for him/her to address the Legislature with his intent and purpose of the investigation with the ultimate responsibility resting on the legislature.

Leader Donaldson stated that the County Executive has authority with the District Attorney to initiate an investigation with subpoena power, why would they need the power themselves?

Tom Kadgen stated from his perspective he would like the County Executive to have subpoena power to investigate outside agencies.

Chair asked the feeling of the committee? Legislator Loughran stated that he is favor of subpoena being granted to County Executive. Legislator Fabiano does not support the idea of giving the power to the executive. Leader Donaldson stated that the power is easily abused when given to one person as opposed to the legislative body that has 23 members. Leader Ronk sees no prevailing reason to include in the charter; he can address the legislature for the power to be granted on a case by case basis. Counsel recommends Legislature maintain subpoena power. Majority of the committee 5/6 agree that power should not be granted to the County Executive.

§C-26 Appointment of Department Heads

Sub-paragraph B. Counsel's opinion that this paragraph is used for clarification; Leader Donaldson agrees. Legislator Loughran asked if the Legislature must confirm all Department Heads? Answer is no, not all County Executive Department heads are confirmed by the Legislature i.e. Deputy County Executives. Leader Donaldson states that Deputy Executive positions are supported in the Personnel Budget approved by the Legislature for salary purposes.

Counsel confirms that this paragraph is clarification for para **C-15**.

Sub-paragraph E. Counsel agrees with recommended change. No Discussion

§C-29 Acting County Executive

Sub-paragraph B and C. Counsel advises that the current proposal allows the County Executive to name a successor for a period of 270 days without confirmation from the legislature.

Chair recognizes Legislator Loughran who states he is not comfortable with the language, comparing it to other governments where a line of succession is clearly defined. Suggested that the Chair of the Legislature be elected by the county at large and in the event of a vacation of the County Executive, the Chairman of the Legislature assumes the duties of the Executive. Legislator Parete asks if the above proposal should be added to **Article II Legislative Branch**.

Legislator Loughran opinion is that the County Executive and the Chairman of the Legislature should be elected by the county at large and compares this suggestion to Alderman at large in municipal government. Leader Donaldson suggests that the Alderman at large is not necessarily the most efficient way to manage municipal government. Legislator Loughran further uses the example of Lieutenant Governor in the capacity of overseeing the State Senate, performing duties in both the Legislative and Executive branches of State of government. Leader Donaldson maintains that it may not be the most efficient manner to govern.

Chair recognizes legislator Fabiano, poses the question to Counsel as to how other County's manage County Executive succession. Counsel states that the Orange County Charter designates the Deputy County Executive. Counsel Chapman states that there is no prescribed succession rule and may be managed however the Legislature collectively decides.

Counsel further advises that it may not be the best solution having the Chair of the Legislature assume the duties as County Executive based on the Legislature having motive to force their rule on the Executive. Legislator Fabiano asks Counsel if he is comfortable with premise that a non-elected official, such as the Deputy County Executive, could perform the duties as County Executive in his/her absence. Counsel states that he is comfortable with the idea that it is on an interim basis until a new County Executive can be confirmed by the legislature or elected by the county at large. Leader Donaldson adds that only Department heads are confirmed by the Legislature and as for the elected officials by the county at large may not necessarily be the best solution either.

Counsel Chapman and Counsel Ragucci agree to collectively propose a succession plan to the Laws and Rules Committee.

§Article VIII Department of Finance

Sub-paragraph B. (8) & (9). Agree on Red-Line recommendations

§Article IX. Comptroller; §C-57. Powers and Duties.

Addition of Sub-paragraph K. Counsel advises it may be an infringement on free speech, by denying the Comptroller the right to disseminate public reports to the public. Counsel will advise.

§Article XXXVII Intermunicipal Relations

§C-116. Intermunicipal Collaboration Council. Sub-paragraph C. Leaders Ronk and Donaldson agree that the IMCC may be called to meet by a majority of Council members; not solely at the discretion of the County Executive.

No Further Discussion.

OTHER BUSINESS: NONE

DISCUSSION: NONE

- **There being no further business before the Committee, a motion was made by Legislator Fabiano, seconded by Legislator Ronk, and carried to adjourn the Meeting at 9:05 PM.**

Dated the 29th May, 2012

**Franklin R. Reggero, FA
Ulster County Legislature**

Minutes Approved on: June 18, 2012

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

DATE & TIME : May 1, 2012 / 5:00pm
LOCATION : Rm. 118, Clinton Hall, Ulster County Community College, Stone Ridge, NY
CHAIRMAN : Wayne Harris
RECORDER : Janet Salanitri, Adm. Assistant, UCCC
LEGISLATORS
PRESENT : David B. Donaldson, Craig Lopez, Mary Wawro, Donald Gregorius
OTHERS
PRESENT : Mark P. Komdat, Dean of Administration, SUNY Ulster County Community College; Lee Reidy, Executive Director of Cornell Cooperative Extension; Soledad Hippolito, Assistant to Leg. Lopez; Kenneth Crannell, Deputy Ulster County Executive; Anne Cardinale, Director, Ulster County Office for the Aging; J.J. Hanson, Deputy Ulster County Executive.

QUORUM : Yes

A QUORUM BEING PRESENT, CHAIRMAN HARRIS CALLED THE MEETING TO ORDER AT 5:07 p.m.

MOTION:

Text of Motion : Resolved, to approve the minutes of this Committee of April 3, 2012.
Motion Made : Leg. Donaldson
Seconded : Leg. Wawro
Voce Vote : Yes
In Favor : Chairman Harris, Legs. Donaldson, Wawro, Gregorius and Lopez
Opposed : None
No.in Favor : 5
No. Opposed : 0
Disposition : Motion unanimously carried. Minutes of this meeting of April 3, 2012 approved.

ULSTER COUNTY OFFICE FOR THE AGING:

Report by: Anne Cardinale, Director

Report: Ms. Cardinale reported on the Home Delivered Meals program and with Chairman Harris gave a brief explanation of the current contract with Prestige and the RFP process. She said the criteria is set under The "Older Americans Act" which is federal. The program currently covers Saugerties, Rosendale, Ellenville, Kingston and the Town of Ulster and several other smaller areas intermittently. The federal government is trying to put more emphasis on nutrition sites rather than on home delivery. Ms. Cardinale said the home delivery is important, not only because of quality but because of the personal contact with the seniors which for many of them is the only wellness check they may get.

Ms. Cardinale discussed the merits of hot meals vs. frozen. She said the contract with Prestige is up the end of December, and RFPs are being prepared; she is currently working with U.C. Purchasing. The matter of shared services and after meal activities was also discussed, and Leg. Gregorius said it was important that services between towns be considered.

Chairman Harris asked about Senior Games. Ms. Cardinale said they had gotten too expensive for OFA to operate and had been partnered out with various agencies such as Kingston Lifeline and Health Alliance. This year the only sponsor is Woodland Pond, and it will only be for one day at that location.

Resolutions: None

ULSTER COUNTY COMMUNITY COLLEGE:

Report by: Mark Komdat, Dean of Administration

Report: Dean Komdat advised the committee of this evening's Scholarship Ceremony and Reception, as well as the Student Art Show in the Gallery. He said there are about 200 students who share approximately \$140,000 in various scholarships awarded through the UCC Foundation. He also advised that Graduation is May 16th at 6:00pm, and Summer Session I starts on May 17th.

The Dean said Spring enrollment was down 3% and summer is running about the same as last year. While the State budget calls for an increase of \$150 per FTE the projected additional 4% decrease in enrollment for 2012/13 offsets that. He said, while the College is not looking for additional funds from the County, we may be looking at tuition increases. A general discussion followed on the merits of holding the line on County funding vs. tuition increases. Mr. Hanson discussed the current County budget situation and the budget deficits and said everyone is doing more with less. Chairman Harris asked Dean Komdat to explain "Maintenance of Effort", which he did.

On facilities, the Business Resource Center move is still being discussed on a County level and the water project is still with the Planning Department. The Dean said the College received the go-ahead on several items on the Priority Capital Projects list, among them the telephone system which had become basically non-functional and non-repairable. A resolution to approve the telephone project as well as a resolution to set June 5, 2012 as the date for a public hearing on the College's 2012-2013 budget were thereupon presented and approved as hereafter set forth.

Resolutions: The following resolutions were acted upon:

Resolution No. 110 - Establish Capital Project No. 360 For a Telephone System Upgrade and Amending the 2012 Ulster County Budget – Ulster County Community College. – for the May 15, 2012 session of the Ulster County Legislature.

Motion Made: Leg. Donaldson
Seconded: Leg. Lopez
Voice Vote: Yes
In Favor: Chairman Harris, Legs. Wawro, Donaldson, Lopez and Gregorius
Opposed: None
No.in Favor: 5
No.Opposed: 0
Disposition: Motion carried. Resolution No. 110 unanimously approved.

Resolution No. 121 – Notice of Public Hearing on Tentative Budget of The Ulster County Community College for the Year 2012-2013 on Tuesday, June 5, 2012 at 6:30pm. – for the May 15, 2012 session of the Ulster County Legislature.

Motion Made: Leg. Donaldson
Seconded: Leg. Wawro
Voice Vote: Yes
In Favor: Chairman Harris, Legs. Donaldson, Wawro, Gregorius and Lopez
Opposed: None
No. in Favor: 5
No. Opposed: 0
Disposition: Motion carried. Resolution No. 121 unanimously approved.

CORNELL COOPERATIVE EXTENSION OF ULSTER COUNTY:

Report by: Lee Reidy, Executive Director

Report: Ms. Reidy advised that their annual golf tournament benefitting CCE's Volunteer and 4-H Development programs will be held at Apple Greens Golf Course in Highland on May 10th. Also the annual Volunteer Recognition will be held on May 12th from 1:00pm to 3:00pm at Opus 40. She also said she was working with Family of Woodstock on a Harvest Festival to promote agriculture and agricultural products. This will be held at the Fairgrounds on September 22nd and 23rd.

Ms. Reidy discussed new hires under various grants and contracts. She also reported their office move is almost complete except for conference room furniture, and she will submit the bills to the County. Mr. Hanson said if the balance of the funding for this move is in the contingency budget it will require a Resolution to move it into Cooperative Education's budget.

There was a brief discussion on the effects of the weather on the apple trees, and Ms. Reidy said it was too soon to tell. Also discussed was a change in the labor laws on the age children can work on their parents' farm, which is also up for change.

Resolutions: None

OTHER BUSINESS:

Chairman Harris brought the following items to the attention of the Committee:

- 1) The Ulster Community College Foundation sponsors the College Scholars program which is offered to the top 10% of graduating seniors in Ulster County's high schools and covers their tuition at Ulster County Community College. He reminded the committee of this and encouraged them to spread the word in their various districts. He said we should try to keep Ulster County students in Ulster County.
 - 2) The other item of interest is that the Dutchess County Arts Council, as agent for Ulster County Arts Fund, will be holding evaluations here at Ulster County Community College at the end of May.
-

ADJOURNMENT:

There being no further business before this meeting, on motion duly made by Legislator Donaldson and seconded by Legislator Lopez, and carried, the meeting adjourned at 6:29pm.

Dated: the 8th day of May, 2012

Janet Salanitri, Recorder

Minutes Approved on: June 5, 2012

Public Works & Capital Projects Committee

Regular Meeting Minutes

DATE & TIME: May 2, 2012 @ 5:00 PM
LOCATION: Library Conference Room, County Office Building
PRESIDING OFFICER: Chairman Dean Fabiano
LEGISLATIVE STAFF: Tammy Wilson
PRESENT: Chairman Fabiano, Legislators Thomas Briggs, James Maloney, John Parete, Kevin Roberts
ABSENT: None
QUORUM PRESENT: Yes
OTHER ATTENDEES: Deputy County Executive Robert Sudlow, Budget Director James J. Hanson, Sue Ronga (PW Deputy Commissioner – Finance), Langdon Chapman (Legislative Counsel / Arrived at 5:30), Lee Ridgeway (LWV)

Chairman Fabiano:

- Called the meeting to order at 5:10 PM

MOTIONS:

MOTION NO. 1

Text Of Motion: RESOLVED to approve the Minutes of April 4, 2012.
Motion Made By: Legislator Briggs
Motion Seconded By: Legislator Parete
Roll Call Vote: No
Voting In Favor: Briggs, Fabiano, Maloney, Parete, Roberts
Voting Against: None
No. Of Votes In Favor: 5
No. Of Votes Against: 0
Disposition: Motion Passes

MOTION NO. 2 **Resolution No. 110, May 15, 2012**

Text Of Motion: RESOLVED to approve Resolution No. 110 – Establish Capital Project No. 360 For A Telephone System Upgrade and Amending The 2012 Ulster County Budget– Ulster County Community College

Resolution Summary: The current Ulster County Community College telephone system is no longer supported by the manufacturer, and individual handsets continue to malfunction. Challenges stemming from the failing system include delayed or inhibited communication between the College and students, vendors, and members of the public, and a compromised ability for the College to communicate with outside public health and safety agencies in cases of emergency. The existing telephone system is not repairable and is in need of replacement. The installation of a reliable and functioning system is essential to the furtherance of Ulster County Community College's core mission of providing quality education in a quality facility that meets all appropriate health and safety regulations. The College estimates the cost of the new system to be \$56,636.00, and the County will expend \$56,636.00 of which \$28,318.00 (fifty percent) will be reimbursed to the County by the Dormitory Authority of the State of New York.

Additional Questions and/or Comments: Budget Director JJ Hanson stated that the Resolution passed at last night's Legislative Programs, Education and Community Services Committee Meeting. He explained that \$56,000 will replace the telephone system for the College. This is an Emergency repair; their current system is starting to fail.

Roberts: Q/Why is this project not funded out of the College's Budget? A/Hanson/Typically Capital related expenses are paid for by the County. This could be paid as a capital expense or an operating expense.

Parete: Q/Asked why such a project of this small amount is considered a Capital Project. He believes that if the College needed a phone system, it should have been budgeted for and purchased. A/Hanson/Stated that is a very valid point and the Legislature does have that option. He said that in many cases these types of expenses are paid out of operating expenses and believes the Capital Project is a result of how the reimbursements are made by the State.

Sudlow: Stated that to secure the 50% (fifty percent) that will be reimbursed to the County by the Dormitory Authority of the State of New York the monies have to be spent outside of the UCCC Budget.

Motion Made By: Legislator Parete
Motion Seconded By: Legislator Briggs
Roll Call Vote: No
Voting In Favor: Briggs, Fabiano, Maloney, Parete, Roberts
Voting Against: None
No. Of Votes In Favor: 5
No. Of Votes Against: 0
Disposition: Motion Passes

MOTION NO. 3 **Resolution No. 112, May 15, 2012**
Text Of Motion: RESOLVED to approve Resolution No.112 – Creating A Special Committee On The Accessibility Of County - Owned Or Leased Property

Resolution Summary: State Law requires that any "resolution creating a special committee shall specify the powers and duties of the committee and the number of its members. Inaccessible public buildings and property are contrary to the public's best interests. In the best interest of the County of Ulster to formally create a special committee for the purpose of evaluating the accessibility of County-owned or leased property. This SPECIAL COMMITTEE ON THE ACCESSIBILITY OF COUNTY OWNED OR LEASED PROPERTY of the Ulster County Legislature will consist of five members of the Legislature. They will review County-owned or leased real property or property where County funded programs open to the public operate, to determine the accessibility for those with physical limitations and/or disabilities and make recommendations to the Legislature and County Executive on necessary improvements of the same.

Additional Questions and/or Comments: Chairman Fabiano further explained the Resolution and stated that he spoke with B&G Administrative Manager Brian Cunningham today about the Resolution.

Ronga: Stated that Ulster County Public Works Department is aware and are sensitive to the concerns with people with accessibility issues. To that end they have reviewed and prioritized all the Buildings and Parks owned by Ulster County and have entered into a contract with the Resource Center for Accessible Living to assist them in fully evaluating and developing a scope of work for the Capital Project that the Legislature passed on June 21, 2011 (Resolution No. 153) for the amount \$655,000. They realize that bringing their facilities up to code is not just a legal responsibility but a moral obligation which they fully embrace. The Resolution that was passed by the Legislature in June, lists all of the buildings that they will be working on. The C&S Study identified the buildings that had issues with accessibility. There are seven locations in the Capital Project (interior and exterior work). The Buildings they are not working on that were identified are properties that are not

owned by the County and up until this point it was their understanding that they do not make improvements on leased property. However, their thought is that if they continue to remain in these leased buildings that the next time the rental agreements come up that they add the language that the building/buildings be brought up to code. There are some buildings that they are not addressing because the county may not be continuing use of them (example, IS building), they therefore, do not want to invest in buildings that they may not be staying in. She stated that the Public Works Department has done more than due diligence on this issue.

Sudlow: Stated that Resolution No. 153 states very clearly the different building modifications to provide accessibility. He stated that there has been a significant amount of work done and continues to be done with regard to building accessibility. He used the work done at the Sojourner Truth Park last year as an example

Fabiano: Has concerns about the leased buildings that may not be up to code with regard to accessibility. Q/Is the County responsible or is the property owner responsible? A/Sudlow/Stated that each Department has to have a plan in place to deal with accessibility and gave examples.

The Committee further discussed the situation; they talked about different scenarios and being ADA Compliance. The Committee had further legal questions and Chairman Fabiano requested that at all future meetings, that Legislative Counsel be in attendance.

Roberts: Applauds Legislator Lopez for looking into this and stated that with regard to building accessibility he has not heard of any specific problems. Chairman Fabiano agreed that he also has not received any complaints with regard to this issue.

The Committee agreed to table this Resolution until next month to give the Committee a chance to hear what Legislator Lopez's concerns are and to give him the opportunity to talk to The Public Works Department with regard to these concerns. Chairman Fabiano stated that he will call Legislator Lopez to discuss further details.

No Vote was taken / Resolution tabled until next month

Abstract for May 15th Session:

Abstract Number L40-1 – K&P Facilities Maintenance: Agreement to provide standard cleaning/janitorial services at Development Court and the Trudy Resnick Farber Building, and as needed window cleaning at the Ulster County Court House and the Ulster County Annex.

Additional Questions and/or Comments: The Committee had no concerns with regard to Contract L40-1 and Recommend Contract L40-1 to the Ways & Means Committee.

Abstract Number L40-2 – Facilities Maintenance Corporation: Agreement to provide standard cleaning/janitorial services at Mental Health, Emergency Management, Family Court, Public Defender, Consumer Fraud, Probation (New Paltz), and the Health Department (Willow Park), and as needed floor and/or window cleaning at the Department of Social Services, Informational Services, Records Management Facility, UC Office Building, Board of Elections and the Community Correctional Facility.

Additional Questions and/or Comments: The Committee had no concerns with regard to Contract L40-1 and Recommend Contract L40-1 to the Ways & Means Committee.

Abstract Number L40-3 – Atlantic Pavement Marking: Agreement to paint center and shoulder edge lines on 425 miles of County roads at the cost of \$299.99 per centerline for 425 miles of centerline and \$198.99 per edge/shoulder line for 850 miles of shoulder/edge lines.

Additional Questions and/or Comments: The Committee had no concerns with regard to Contract L40-1 and Recommend Contract L40-1 to the Ways & Means Committee.

DPW Update:

Ulster Heights Roads – Met with Engineer, Will have a rough plan by the end of this week, Will have final plans within 5 weeks. Working on permanent easements, Crews are there now prepping the site, removing guardrails, installing an improved drainage system (up hill), and will be doing super elevations on the down side so the excess water runs uphill into the ditch, On schedule for completion (End of November).

Ronga: Stated for the record that she was displeased by the way certain issues were handled at the Town Board Meeting that they attended with regard to the Ulster Heights Issue and commented that the Press Release that went out prior to the Town Board Meeting gave out inaccurate information. She stated that what was reported on in the paper had a very negative effect to the employees of Public Works.

Fabiano: Stated that he would make inquiries with regard to the inaccurate information that Sue is referring to.

Briggs: Stated that he has attended all of the Town Board Meetings and will be attending again Thursday night to give an Update from tonight's meeting with regard to this issue.

Lloyd Bridge Project – There is one final utility pole that needs to be moved. All of the punch list items are complete. The FHWA approved contract extensions. All work was completed within the contract extension period. Have requested a final walk through with FHWA. This bridge has been open since September. She expects final numbers by next months meeting.

River Road – Have obtained all the necessary easements. Go ahead was given for the final design.

Phoenicia Bridge – (Photos were distributed) As of April 30th, the structure of the bridge is sound. Diaphragms, black top, and finishing the rail, still to be completed. Posts and Guiderails where salvaged from the stream. She reiterated the amazing job that has been completed thus far.

Review - The review of all the roads in the County is complete. The list for CHIPS & Seal is complete (See Attached). The Resolution for both of those will be brought forward next month.

Sojourner Truth Park – Upgrades were made (Photos were distributed)

Monthly Road Work Completed –

Catch Basins: (Catch basin installation, Sawkill Rd, Rd#10) (Catch basin installation, Blue Mtn. Rd, Rd #64) (Pipe and catch basin installation, Malden Turnpike, Rd #89) (Pipe, Rd #73 plus 2 catch basins-new)

Culvert Pipes: (Gap-vax, clean pipes/basins, various roads)

Ditching: (Ditching of Rd #67 continues, Pancake Hollow) (Ditch Rd #124, Ulster Ave.) (Ditching -Rd #s: 151, 10, 90, and 89)

General Maintenance: (Patching, Litter Pick-up, etc.) Patched various areas with cold patch, patched several cross pipes with hot asphalt, and removed bags of garbage, picked up by Alternative Sentencing, from the roadways. - Repaired washout - Rd #108, covered salt/sand, several trees were removed in the area, and the Sweeper truck was used to clean several roads, Cleaned beaver dam - Rd #68

Guide rail: Guide rail installed/repaired Rd #s: 25, 67, 82, 50, 10, and at the Town of Olive town barn.

Helping Others: Assisted the Town of Wawarsing on Diamond Road, the excavator hammer was utilized for several days.

Median & Curbing: Median work (152B), curbing (152A), Enterprise Drive (P108157B), Hydro-seed medians - Enterprise Drive - Rd 157B - P108157B

Paving & Shoulder Work: Pave bridges (145-150) in south area, Pave Dry Brook Rd. - FEMA spots, put shoulders on Bridge 211, then Hydro-seeded them, put shoulder on paved areas in Frost Valley for FEMA.

New Business: Chairman Fabiano suggested in the near future he would like to tour the Fabrication Shop on Van Dale Road and would also like to invite Soil & Water to a meeting to give an update.

Old Business:

The next regularly scheduled Committee Meeting will be held on June 6th at 5:00 PM in the Library Conference Room, 6th Floor of the COB.

There being no further business before the meeting, on the motion duly made by Legislator Briggs, seconded by Legislator Roberts, and carried, the meeting adjourned at 6:47 pm.

Dated the 9th day of May, 2012

Tammy Wilson, Senior Legislative Employee

Minutes Approved on: June 6, 2012

Ways & Means Committee

Regular Meeting Minutes

DATE & TIME: May 8, 2012 5:00 PM
LOCATION: Library Conference Room, 6th Floor, County Office Building, 244 Fair Street, Kingston, NY
PRESIDING OFFICER: Richard Gerentine, Chairman
LEGISLATIVE STAFF: Karen L. Binder
PRESENT: Legislators Gerentine, Harris, Maio, Maloney, Provenzano and Rodriguez
ABSENT: Legislator Gregorius
QUORUM PRESENT: Yes
OTHER ATTENDEES: Legislators Tracey Bartels and Ken Wishnick; Erica Guerin, Esq., Counsel to the Legislature; Frank Reggero, Fiscal Analyst; Sandy Mathes, Deputy Clerk of Finance, Ken Crannell, Deputy County Executive; Paul VanBlarcum, Sheriff, Frank Faluotico, Undersheriff; James J. Hanson, Budget Director; Lisa Cutten, Asst. Budget Director, Burt Gulnick, Commissioner of Finance; Susan Plonski, Asst. County Attorney/Contract Manager; Roland Bloomer, Asst. County Attorney/Contract Manager, Bonnie Szpulecki, Insurance Officer, Soni O'Bryan, Deputy Insurance Officer, Elliott Auerbach, Comptroller, Patricia Doxsey, Reporter, Daily Freeman, Paula Sirc, Reporter, Shawangunk Journal

- Chairman Gerentine called the meeting to order at 5:00 PM.
-

MOTIONS:

MOTION NO. 1

TEXT OF MOTION: Chairman Gerentine asked for a motion to approve the minutes from the April 10, 2012 Committee Meeting.
MOTION MADE BY: Legislator Harris
MOTION SECONDED BY: Legislator Rodriguez
ROLL CALL VOTE: No
VOTING IN FAVOR: Gerentine, Harris, Maio, Maloney, Provenzano, and Rodriguez
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 6
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passes

MOTION NO. 2

TEXT OF MOTION: RESOLUTION NO. 75 – May 15, 2012
RESOLVED to set a public hearing on proposed local law no. 3 of 2012
DISPOSITION: Chairman Gerentine announced that no action would be taken at this time.

MOTION NO. 3

TEXT OF MOTION: RESOLUTION NO. 107 – May 15, 2012
RESOLVED to declare May 15, 2012 to be “Mayday for Mandate Relief” and urging mandate relief council to take swift action in submitting package of mandate relief proposals
MOTION MADE BY: Legislator Maloney
MOTION SECONDED BY: Legislator Harris
ROLL CALL VOTE: No
VOTING IN FAVOR: Gerentine, Harris, Maio, Maloney, Provenzano and Rodriguez
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 6
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passes

MOTION NO. 4
TEXT OF MOTION: **RESOLUTION No. 108 – May 15, 2012**
RESOLVED to approve execution of various contracts and change orders in the amount of \$50,000. Or in excess of \$50,000 entered into by the County

MOTION MADE BY: **Legislator Provenzano**
MOTION SECONDED BY: **Legislator Harris**
ROLL CALL VOTE: **No**
VOTING IN FAVOR: **Gerentine, Harris, Maio, Maloney, Provenzano and Rodriguez**
VOTING AGAINST: **None**
NO. OF VOTES IN FAVOR: **6**
NO. OF VOTES AGAINST: **0**
DISPOSITION: **Motion Passes**

MOTION NO. 5
TEXT OF MOTION: **RESOLUTION No. 109 – May 15, 2012**
RESOLVED to authorize the conveyance of County-owned property to original owner

MOTION MADE BY: **Legislator Rodriguez**
MOTION SECONDED BY: **Legislator Provenzano**
ROLL CALL VOTE: **No**
VOTING IN FAVOR: **Gerentine, Harris, Maio, Maloney, Provenzano and Rodriguez**
VOTING AGAINST: **None**
NO. OF VOTES IN FAVOR: **6**
NO. OF VOTES AGAINST: **0**
DISPOSITION: **Motion Passes**

MOTION NO. 6
TEXT OF MOTION: **RESOLUTION No. 110 – May 15, 2012**
RESOLVED to establish Capital Project No. 360 for a telephone system upgrade and amending the 2012 Ulster County Budget – Ulster County Community College

MOTION MADE BY: **Legislator Harris**
MOTION SECONDED BY: **Legislator Maloney**
ROLL CALL VOTE: **No**
VOTING IN FAVOR: **Gerentine, Harris, Maio, Maloney, Provenzano, and Rodriguez**
VOTING AGAINST: **0**
NO. OF VOTES IN FAVOR: **6**
NO. OF VOTES AGAINST: **0**
DISPOSITION: **Motion Passes**

MOTION NO. 7
TEXT OF MOTION: **RESOLUTION No. 115 – May 15, 2012**
RESOLVED to confirm appointment of Carol M. Smith, MD, MPH as Commissioner of Health and Commissioner of Mental Health

DISCUSSION: James J. Hanson, Budget Director explained the salary and its negotiation.

MOTION MADE BY: **Legislator Maloney**
MOTION SECONDED BY: **Legislator Provenzano**
ROLL CALL VOTE: **No**
VOTING IN FAVOR: **Gerentine, Harris, Maio, Maloney, Provenzano, and Rodriguez**
VOTING AGAINST: **None**
NO. OF VOTES IN FAVOR: **6**
NO. OF VOTES AGAINST: **0**

DISPOSITION: Motion Passes

MOTION NO. 8
TEXT OF MOTION: **RESOLUTION No. 117 – May 15, 2012**
RESOLUTION approving appropriation of funds from the contingency account and transferring funds from various departmental accounts to cover the additional cost of casualty insurance – amending the 2012 Ulster County Budget

DISCUSSION:James J. Hanson, Budget Director, explained the \$319,000 short fall and that Bonnie Szpulecki, Insurance Officer did get quotes. Chairman Gerentine asked Bonnie Szpulecki the following questions: how was this budgeted for and when the bill was due? Could the resolution be held until next month. Bonnie responded that the insurance was budgeted according to trends. The bill is due in June and the paperwork has to be put in order.

Sheriff VanBlarcum doesn't agree with the lines that were chosen by the Executive's Office to cover the additional cost of casualty insurance. Discussion continued about the Sheriff's budget and Legislator Rodriguez asked if the resolution could be tabled until next week. Chairman Gerentine requested that the Sheriff and the Budget Director schedule a meeting before next week's meeting to work out a solution. They consented.

DISPOSITION: Resolution tabled until Tuesday, May 15, 2012

MOTION NO. 9
TEXT OF MOTION: **RESOLUTION No. 118 – May 15, 2012**
RESOLVED to approve amending the 2012 Ulster County Budget appropriating unexpended funds from the New York State Office of Homeland Security and Emergency Services for the Law Enforcement Terrorism Prevention Program – Ulster County Sheriff's Office

MOTION MADE BY: Legislator Rodriguez
MOTION SECONDED BY: Legislator Maloney
ROLL CALL VOTE: No
VOTING IN FAVOR: Gerentine, Harris, Maio, Maloney, Provenzano, and Rodriguez
VOTING AGAINST: 0
NO. OF VOTES IN FAVOR: 6
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passes

MOTION NO. 10
TEXT OF MOTION: **RESOLUTION No. 119 – May 15, 2012**
RESOLVED to set a public hearing on proposed local law no. 9 of 2012

DISPOSITION: Resolution withdrawn by sponsor

MOTION NO. 11
TEXT OF MOTION: **RESOLUTION No. 121 – May 15, 2012**
RESOLVED to approve notice of public hearing on tentative budget of the Ulster County Community College for the year 2012 – 2013 on Tuesday, June 5, 2012 at 6:30

MOTION MADE BY: Legislator Rodriguez
MOTION SECONDED BY: Legislator Harris
ROLL CALL VOTE: No
VOTING IN FAVOR: Gerentine, Harris, Maio, Maloney, Provenzano, and Rodriguez
VOTING AGAINST: 0
NO. OF VOTES IN FAVOR: 6

NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passes

MOTION NO. 12 RESOLUTION No. 121 – May 15, 2012
TEXT OF MOTION: RESOLVED to approve notice of public hearing on tentative budget of the Ulster County Community College for the year 2012 – 2013 on Tuesday, June 5, 2012 at 6:30

MOTION MADE BY: Legislator Rodriguez
MOTION SECONDED BY: Legislator Harris
ROLL CALL VOTE: No
VOTING IN FAVOR: Gerentine, Harris, Maio, Maloney, Provenzano, and Rodriguez
VOTING AGAINST: 0
NO. OF VOTES IN FAVOR: 6
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passes

MOTION NO. 13 RESOLUTION Nos. 123/124 – May 15, 2012
TEXT OF MOTION: RESOLVED to approve amending the 2012 – 2017 Capital Program to provide an increase in Capital Project No. 357, the purchase of vehicles for the County Sheriff – amending the 2012 Ulster County Capital Project Fund Budget/Bond Resolution

MOTION MADE BY: Legislator Maio
MOTION SECONDED BY: Legislator Harris
ROLL CALL VOTE: No
VOTING IN FAVOR: Gerentine, Harris, Maio, Maloney, Provenzano, and Rodriguez
VOTING AGAINST: 0
NO. OF VOTES IN FAVOR: 6
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passes

MOTION NO. 14 RESOLUTION No. 75 – May 15, 2012
TEXT OF MOTION: RESOLVED to approve setting a public hearing on proposed local law no. 3 of 2012 (A Local Law Entitled “Mandate and Taxation Information Act”)

Discussion: Legislator Maloney spoke to the newly revised proposed local law no. 3 of 2012. Langdon Chapman, Counsel to the Legislature and County Attorney Bea Havranek reviewed and agreed on the revisions. The Subcommittee met earlier and approved the revisions including a change in the title. Chairman Gerentine acknowledged Legislator Bartels, who was the sponsor of proposed local law no. 9 of 2012. She stated that she had agreed to withdraw Resolution No. 119 and the proposed local law.

MOTION MADE BY: Legislator Maloney
MOTION SECONDED BY: Legislator Rodriguez
ROLL CALL VOTE: No
VOTING IN FAVOR: Gerentine, Harris, Maio, Maloney, Provenzano, and Rodriguez
VOTING AGAINST: 0
NO. OF VOTES IN FAVOR: 6
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passes

DISCUSSION ON RESPONDING TO THE COUNTY AUDIT:

Chairman Gerentine requested that copies of financial reports from Toski to be distributed to the entire Legislature. Copies will be placed in all Legislators' mailboxes. There will be further discussion at next week's Committee meeting.

- **There being no further business before the Committee, a motion was made by Legislator Harris, seconded by Legislator Maio and carried to adjourn the meeting at 5:55 PM.**

Dated the 14th day of May, 2012

**Karen L. Binder, Clerk
Ulster County Legislature**

Minutes Approved On: May 15, 2012

Ways & Means Committee

Regular Meeting Minutes

DATE & TIME: May 15, 2012 5:00 PM
LOCATION: Library Conference Room, 6th Floor, County Office Building, 244 Fair Street, Kingston, NY
PRESIDING OFFICER: Richard Gerentine, Chairman
LEGISLATIVE STAFF: Karen L. Binder
PRESENT: Legislators Harris, Maio, Maloney and Gregorius
ABSENT: Legislators Provenzano and Rodriguez
QUORUM PRESENT: Yes
OTHER ATTENDEES: Legislators Mary Wawro and Tracey Bartels; Langdon Chapman, Esq., Counsel to the Legislature; Sandy Mathes, Deputy Clerk of Finance; Ken Crannell, Deputy County Executive; Paul VanBlarcum, Sheriff; Frank Faluotico, Undersheriff; James J. Hanson, Budget Director; Burt Gulnick, Commissioner of Finance; Roland Bloomer, Asst. County Attorney; Patricia Doxsey, Reporter, Daily Freeman; Paula Sirc, Reporter, Shawangunk Journal

- Chairman Gerentine called the meeting to order at 5:35 PM.
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MOTIONS:

MOTION NO. 1
TEXT OF MOTION: RESOLVED to approve the Minutes of May 8, 2012
MOTION MADE BY: Chairman Gerentine
MOTION SECONDED BY: Legislator Harris
ROLL CALL VOTE: No
VOTING IN FAVOR: Gerentine, Gregorius, Harris, Maio and Maloney
VOTING AGAINST: None
NO. OF VOTES IN FAVOR: 5
NO. OF VOTES AGAINST: 0
DISPOSITION: Motion Passes

MOTION No. 2
TEST OF MOTION: **Resolution No. 117 – June 19, 2012**
Resolved to Approve Resolution No. 117 – Appropriating Funds From The Contingency And Transferring Funds From Various Departmental Accounts to Cover the Additional Casualty Insurance – Amending The 2012 Ulster County Budget
MOTION MADE BY: Leg. Gregorius
MOTION SECONDED BY: Leg. Harris
ROLL CALL VOTE: No
VOTING IN FAVOR: 5
VOTING AGAINST: 0
DISPOSITION: Motion Passes

MOTION No. 3
TEXT OF MOTION: **Resolution No. 127- June 19, 2012**
Resolved to Approve Resolution No. 127 – Amending Resolution No. 2 Dated January 3, 2012 Amending the Powers and Duties Assigned To the Ways and Means

Resolution Summary: Section 154 of County Law of the State of New York provides that the Ulster County Legislature may create standing committees for the purpose of aiding and assisting the Legislature in the transaction of its business. The State Law requires that "any local law or resolution creating any such committee shall specify the powers, duties and number of its members." It is in best interest of County to formally create standing committees for the purpose of aiding and assisting the Ulster County Legislature in the transaction of its business. Pursuant to Resolution NO. 2 dated January 3, 2012, the standing committees for the year 2012 were established with the following powers and duties being assigned to the Ways and Means Committee. In accordance with the Ulster County Charter and the Administrative Code for the County of Ulster, it is necessary to amend the powers and duties of the Ways and Means Committee to make recommendations to the Legislature on all budgetary and financial matters of the County. The Ways and Means Committee's powers and duties shall be amended to include the review, and/or create and provide recommendations relating to the following specific policies: Investment Policy, Procurement/Purchasing Policy, Capital Assets Policy, Revenue Recognition Policy, Fund Balance Policy and Deposits Policy.

MOTION MADE BY:	Leg. Gregorius
MOTION SECONDED BY:	Legislator Harris
ROLL CALL VOTE:	No
VOTING IN FAVOR:	Gerentine, Gregorius, Harris, Maio and Maloney
VOTING AGAINST:	None
NO. OF VOTES IN FAVOR:	5
NO. OF VOTES AGAINST:	0
DISPOSITION:	Motion Passes

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- **There being no further business before the Committee, a motion was made by Legislator Gregorius, seconded by Legislator Harris and carried to adjourn the meeting at 5:53 PM.**

Dated the 12th day of June, 2012

**Lisa K. Mance, Legislative Employee
Ulster County Legislature**

Minutes Approved On: June 12, 2012