

**Sullivan County Legislature
Regular Meeting
December 17, 2009 at 2:00PM**

The Regular Meeting of the County Legislature was called to order at 2:12PM by Chairman Rouis with the Pledge of Allegiance.

Roll Call indicated Mr. Armstrong absent.

Chairman Rouis stated we have two presentations today. Our first presentation is Ashley Exner who has a program where she sings for soup. Ms. Exner stated she is from Tri-Valley. She sings for donations of soup which she donates to the organizations in need of food. She sang "*Once Upon a December*".

Chairman Rouis stated our second presentation today is Hon. Anthony Kane who couldn't make it today as he is Albany. He deserves a round of applause for his dedication and service to Sullivan County.

The Clerk Read the following communications:

1. Receipt of letter from Legislative Aide Alexis Eggleton, dated December 7, 2009 regretfully tendering her resignation.
2. Receipt of ten (10) public comments submitted to the 2010 Tentative Budget Public Comment email between November 13, 2009 and December 17, 2009.
3. Receipt of letter from Paul J. Walsh regarding the format for the waste fee system.
4. Receipt of letter from Mayor Edward Justus from the Village of Jeffersonville regarding alternative to building a new jail.
5. Receipt of letter from Judge Mark Meddaugh, Family Court Judge requesting not eliminating the Youth Advocate Program (YAP) from the 2010 Sullivan County Budget.
6. Receipt of letter from SCDCS Mental Health Clinic Staff regarding layoffs, cutbacks and privatization and asking for support to keep these services intact for Sullivan County.
7. Receipt of letter Andrew Boyar, Supervisor Elect for the Town of Highland suggesting three (3) ideas for the jail.
8. Receipt of Certificates of Appointments to the Sullivan County Industrial Development Agency for Suzanne Rhulen-Loughlin and Cindy Garlinghouse.
9. Receipt of letter from Maria Flynn of Monticello, New York opposing the issuance of a Special Use Permit for the Federation of the Homeless.
10. Receipt of a copy of a letter from the Town of Thompson to the NYS Department of Transportation encouraging the improvements to Exit 106 of State Route 17 and to include Exit 106 in their Federal Fiscal Year 2009 Programming.
11. Receipt of Notice of Public Hearing for the Town of Shawangunk Town Board introducing the codification of their Zoning Law.
12. Receipt of letter from Carolyn Massey, Project Director and Bob Korabik, Coordinator of the CareCorps asking the Sullivan County Legislature to continue to fund the Sullivan County Youth Advocate Programs.
13. Receipt of a letter from Joanne C. Van Dyke of Hortonville, New York opposing the solid waste user fee.
14. Receipt of a letter from Joseph Krakow of Monticello, New York opposing construction of a new jail.
15. Receipt of a letter from Joseph Walsh, Executive Director of Cornell Cooperative Extension of Sullivan County requesting two Legislators to sit on the Board of Directors of Cornell Cooperative.
16. Letter of appointment from Chairman Rouis for Elwin Wood and Dr. David Sager to serve as representatives on the Cornell Cooperative Extension Board of Directors with an expiration date of December 31, 2010.
17. Receipt of Record Retention for the Sullivan County Board of Elections dated December 2, 2009 requesting permission to approve the scheduled list for destruction.

Chairman Rouis stated before we get to public comment, if there were people who would like to speak on the budget; an amendment just passed through the previous meeting that might clear up some issues. There were several positions added back to the Tentative Budget that we will be voting on a little bit later in the meeting but they include positions in Community Services, Public Health, Department of Family Services, Department of Public Works, District Attorney's Office, Probation Department, Planning Department, MIS Department and the County Attorney's Office.

Chairman Rouis stated we have 11 speakers and the Clerk will let you know when your three minutes is up.

Public Comment

Chairman Rouis recognized the following speakers:

1. Sandra Bauerfiend stated she wants to talk about a subject that is very important to everybody. There has been a lot of documentation about global warming. She feels it is the cruelest hoax. Evidence has come out that scientists have lied, have destroyed evidence and they have created a situation which is taking place in Copenhagen and will result in limiting our ability to continue as Americans. She put together documentary materials. (See attached) There is a limited factor and we are now experiencing that factor. She knows that some people are working three jobs just to pay their taxes. When it gets to the point where they can't work anymore, where is the government going to get the money from---because government doesn't not make money, it takes money. She is going to hand out this report to everyone sitting on the board and she also has a request. She taught school for 26 years, 24 of those years she was a high school science teacher. On the first day of school when the kids came in to class, she informed the children that she will not tolerate lying and she will not tolerate cheating. Everything else is open for discussion. When scientists lie and cheat and hide evidence so that they can get their point across, she finds it highly offensive. We have come up with a petition to reprimand and chastise. (see attached) Thank you for listening to me because she thinks we are in big trouble.
2. Ken Walter read "A Week Before Christmas" by Ken Walter. T'was a week before Christmas when the budget was due, all the legislators were not sure what to do. Over the year, while the economy was tanking, the legislators were thanking certain employees with praises, along with large raises. Press releases were printed with care, in hopes that the taxpayer would not care. With visions of job layoffs dancing in their heads, taxpayers and employees were left scratching their heads. The managers were summoned to "cut the fat", and select "bodies" to sacrifice for that. Unions were told to give, give back, while their bosses' salaries remained intact. As the end of the budget process was nearing, the Legislature was having a public hearing. When who should appear about the matter, but the taxpayer, mad as a Hatter. With the garbage they made such a stink, that the legislators chose not to go over the brink. In hopes that "leave without pay" would fill the void, we asked to keep services and people employed. The college could be nice and give back a slice. So after the vote we could hear someone exclaim "Taxpayers, there is no reason to complain".
3. Barbara Burton stated this is an update from SEDD for Mr. Ron Hiatt for SPS. In the meantime, in order to deplug from the mandates, OOTA to IOOPA to HHS to HHR.
4. Shirley Felder apologized. She didn't mean to throw a monkey wrench but she did get the phone calls and she wanted clarification. You went in the back room and you clarified but we are still sitting out here with unanswered questions. So she brought that up for that reason. She knows the legislature doesn't like opt out but the decision to say or prove that you do not use the local landfill is easier than you think. She sees the laws and the play on them but this is real people here. We are not lawyers. If she has to pay you first and then fight you to prove it, she has ten of her customers right now that she doesn't bring their products to the landfill because you don't permit them. So there is 10 customers right there. They are commercial and they are the fat ones that you would pounce in the head. Then she would give 28 of her competitors where he takes down to Orange County. So now we are at 38. So it is much larger than you think. There is more than that and those are the ones she knows. She knows we have to do something but she doesn't want you digging back in her pocket or my business next year. If she has to pay \$850 then take you to court and be happy that the Sullivan County Legislature is on the front page saying I told you. If you caught her on a good day, she would enjoy that. There is no need to fight after the fact. Let's fix it in the beginning and we don't have to worry about that because you have bigger problems. You have Zinnenger, M&M and Affordable. None of them are licensed by you and they haul here and they sometimes do some things here and you are going to say we don't get the tonnage now but you are thinking on that tonnage. Be careful of the contract that you are signing because your numbers are completely off and they are going to continue to be off because either way it

- is going to grow one way or another. The other thing will be opt out. That will be her word for the day. Be careful because some people take their garbage out of the county. Some of the DPW workers here today; some of them are nice to her guys at the landfill and on the roads and others are not. But she is a woman of her word. One of them asked her to bring it up and she did bring it up here. There was something mailed or emailed out from county waste and she guesses they were one of the people who answered the RFP, she thinks it is really strange, not on your part but just in general that she didn't see the Record print this, she didn't see the Democrat print this, so she doesn't know if they are bad news or taboo but they did send it to every supervisor, every legislator stating that they could retrofit the landfill and she thinks the Legislature should address it because it is out there and everyone is wondering if it is another scheme by the county. Let the people know why or why not we didn't use them so this can be buried once and for all.
5. Dan Hogue, Sr., wished everyone a good holiday. It is not going to be a good one in Sullivan County. He remembers when he started in the police department many years ago and the county was 62,000 people and the county offices were spread all throughout the county. Then they decided to build this Taj Mahal here in Monticello and the day it opened, there were a lot of empty offices. He and most other people wondered why. But now he sees why. There are more employees working in this office building then there are out in the street and the roads. We are top heavy with management. The administration that we have now has more assistant deputies to help the top people do their jobs and the little guy is being knocked off the job today. It isn't right. You are taking people who are making \$30,000 - \$35,000 a year, knocking them off a job and putting them on the food lines. It is the little guy that makes the wheel go round. He agrees there has to be management and he was management once himself but I also found a way to take care of my people. He is sorry that this is the 11th hour but let's try and keep those little people working. If some of management was let go maybe some of the little people could stay. This is the holiday season and this is a hell of a time to be laying people off. Have a good holiday, not a happy one.
 6. Dan Hogue, Jr. stated he agrees with his father that management in this building is awful top heavy. He just doesn't see pushing all the numbers around by hiring an outside company to run our already owned facilities plus building \$7 million facility for them to run and operate. It is cheaper than having the people that live here and shop here in Sullivan County run it. You are required under the Department of Labor to pay prevailing wage. He knows it and he does it. He is the Highway Superintendent for the Town of Forestburgh. He knows the State and county laws. That is what it is. Prevailing wage in New York State right now is \$21.85 an hour. You are paying your laborers now \$14 or \$15 an hour but he could be wrong with that number. Orange County didn't reinvent the wheel. They own, operate their own transfer stations with county employees and contract out for hauling the garbage. They make a profit at \$85 per ton. You already have the \$85 in place in your new budget. Yet you still want to sell the farm and get the milk from the cow. You can't have it both ways. It is going to be extremely expensive with the "opt out" situation. He can see bungalow colonies and large landowners to buy their own truck and hauling their own garbage 32 miles to Pennsylvania. He drives to Seneca Falls and pays \$35 a ton. He asked the legislature to reconsider. This is the 11th hour and the landfill has been closing for 35 years. You didn't talk to the employees who work there, you didn't talk to the haulers. Maybe it was a dream. He is hoping that all of this is a dream right now and when he wakes up it will be better tomorrow.
 7. Lou Setren stated that he wants to make it clear that as a Business Agent for Teamsters Local 445 on behalf of our representative members and taxpayers, not only are we employees but we are taxpayers as well. We are appreciative of any efforts to restore positions to folks in the trenches, thanks to both Mr. Hogue Sr. and Mr. Hogue Jr. for making that crystal clear. However, sometimes half a loaf is better than no loaf. If you really feel in your heart of hearts, that this is the best that you are able to do in time for a state mandated deadline, he doesn't feel that rank and file has much of an option in this case. He knows that the clock is ticking. So he will leave his comment there.
 8. Dick Riseling introduced himself (Executive Director of SASD) and indicated his purposes are to identify and help implement a sustainable economy in Sullivan County. He read the following statement: Dear County Legislators, the Board of Directors of SASD thanks you for your 2009 support of SASD contract services to advise and assist county government, citizens and businesses to be in compliance with the Green Vision Resolution. After examining the 2010 tentative budget, the county's Strategic Plan 2009-2010 and the Legislative Chair's State of the County Address, a sustainable economy has been listed as a high priority. Having noticed that in the 2010 County Budget, no additional funds for work other than what was provided for the first half of 2010 in July of 2009 of an appropriation of \$25,000. Considering whether there can be some assistance in continuing with some funding for the second half of 2010.

9. Joe Hirshel stated he owns a Green Manufacturing home company in Sullivan County. The user fee of \$85.00 per manufactured home would severely impact his business operation. Approximately 60 to 70% of our residents are senior citizens who can barely make ends meet right now. Manufacturer home costs create less solid waste costs than convention homes. Due to the slow-down of the economy, we have experienced numerous vacant lots in Sullivan County, as we all know these are troubled times. Please don't make it harder than it already is.
10. Janet Newburg stated while attending the Executive Committee meeting this morning, she noticed that there was still no incentives to recycle. Recycling numbers show that recycling creates 10 times as many jobs then general dumping of waste. Why are we reinventing the wheel while Rockland County has been successful. Rockland County has a solid waste authority. We are creating a Grievance Committee. Rockland's authority is comprised of elected officials and members of the community. Maybe we could have something like that as well. Rockland County is so willing to share their model and they have a user fee system. Mr. Yasgur stated that have multiple levels of fees. Mrs. Newburg stated that their user fee has built an incentive for recycling and composting with a percentage of the user fee is where the percentage is based on the recycling tonnage. So if she pays a \$100 user fee, \$40 of that user fee can be returned to me or to her hauler. Landfilling or dumping of waste creates methane. Methane is 23 times more potent than CO2. We must reduce our waste and where is that message coming across to our residents and to our businesses. Mrs. Goodman stated that Liberty will benefit in a pilot program of recycling and you might want to speak to Mr. Yasgur about that. It is built in.
11. Tom Manza stated he wanted to reiterate something that he said the other night as there was some people that weren't there. He feels that with the \$8 million jail he doesn't want to beat a dead horse. He feels at this time it might be prudent to take the couple of million dollars that is pro-rated for the jail design team and put it towards jobs and towards the older jail. He would like to ask for that consideration. Thank you.

RESOLUTION NO. 472-09 INTRODUCED BY THE EXECUTIVE COMMITTEE TO ISSUE A NEGATIVE DECLARATION PURSUANT TO THE NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT WITH RESPECT TO THE SOLID WASTE USER FEE SCHEDULE

WHEREAS, the Division of Management and Budget has reviewed the proposed rate schedule with respect to the Solid Waste User Fee Schedule, and

WHEREAS, the Commissioner of Management and Budget has determined after his review that the proposed Solid Waste User Fee Schedule will not have an adverse affect on the environment, and

WHEREAS, the referenced environmental assessment concludes that the proposed Solid Waste User Fee Schedule will not have a significant adverse impact on the environment and recommends that the County Legislature issue a Negative Declaration in conformity with the provisions thereof,

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

1. The Sullivan County Legislature hereby accepts the Solid Waste User Fee Schedule based on the SEQR Negative Declaration Notice of Determination of Non-Significance.
2. The Sullivan County Legislature hereby determines based on the communication from the Commissioner of Management and Budget, Environmental Assessment and recommendation the Solid Waste User Fee Schedule will not have a significant adverse impact on the environment.
3. +
4. Accordingly, the Sullivan County Legislature hereby issues a Negative Declaration, pursuant to the provisions of the Environmental Quality Review Act, with respect to the proposed Solid Waste User Fee.

Moved by Mrs. Binder, seconded by Mr. Wood , put to a vote with Mr. Sager and Mr. Sorensen opposed, resolution carried and **declared duly adopted on motion** December 17, 2009.

RESOLUTION NO. 473-09 INTRODUCED BY EXECUTIVE COMMITTEE CREATING A REFUSE AND GARBAGE SPECIAL REVENUE FUND

WHEREAS, the County of Sullivan has historically accounted for the expenses and revenues of the solid waste operation within the general fund, and

WHEREAS, it is the desire of the County of Sullivan to clearly delineate the costs and revenues of the solid waste operation in its own operating fund, and

WHEREAS, the New York State Comptroller's Office allows for solid waste operations to be accounted for in a special revenue fund, and

WHEREAS, special revenue funds are used to account for the proceeds of specific revenue sources that are legally restricted to expenditures for certain defined purposes, and

NOW, THEREFORE, BE IT RESOLVED, that effective January 1st, 2010 a special revenue fund be created to account for the solid waste operations.

Moved by Mr. Wood, seconded by Mrs. Binder, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

Mr. Sorensen stated he has concerns with the structure of the user fee, particularly with the flat fee that would be applied to the mobile home parks. He certainly appreciates Mr. Hirshel's concerns but he does think if that fee is applied that way is what it does it places a burden on all the single family residential users throughout the county. To have a flat fee for all the mobile home parks at only \$850 he thinks is just an inequity that needs to be addressed.

Chairman Rouis stated that Mr. Sorensen raised several issues on the initial plan related to commercial and inequities and if you look at the way the fee is structured now with the flat fee, you would have the largest businesses in the county paying about the same fee. For example Catskill Regional would pay the same as someone else. While he doesn't want to use the word "fair" he would rather use "equitable" and when you look at the Mobile Home Park communities around the county and when he looked at the tonnages generated and the fees that they were currently paying, if they were to go to a per unit fee that would be equal to the fee of a single family residence, they would see an increase of over 100% in what their charges are currently under the system now. While he understands Mr. Sorensen's concern, he thinks it is a question of equity not fairness.

Mrs. Binder stated that she has raised three concerns about the fee as it was scheduled and one of them had to do with the parks in question. She felt if something had under 20 units, there could be one fee. If there were more than 20 units, she didn't think of a per unit fee but some sort of combination user fee. Her other two concerns had to do with apartment buildings, even if it was for four units and up, traditionally the landlord takes part in it or makes a special deal with the hauler. It is not dealt with as if it were a private residence. The third area of concern she had was facilities that may have had a residence on top of a store. They may fall under the commercial but we haven't addressed them specifically. She will vote for this if she has some consideration to the fact that before we have those three or four days, she is not comfortable with those three classifications and from day one she said that. She and Mrs. Goodman were the ones who introduced the Enhanced Star for the seniors because that was an existing classification. The assessors already had it and if there was no additional work for them because they were doing it every year, that is assuming that New York State has an Enhanced Star next year, but that allowed us a clear classification with no additional work. She is still not comfortable with the mobile home park and the apartment building units. She would hate to throw the baby out with the bath water to be a little trite. She is still uncomfortable with those three categories as they are not equitable. So if you can tell me that we can resolve that and maybe revise that and she doesn't know when and how. We do have a meeting before the end of the month. Again, she has been raising it and it should not have come to this point.

Mr. Sager requested clarification from the County Attorney on that. He believes in committee that he and Mr. Sorensen raised numerous questions on the original plan as well as the modified plan. The questions you raise certainly bring up more in equity in the fact that the little old lady who owns a primary residence and struggling to pay the taxes on that parcel and is producing the same amount of waste as someone in a mobile home park. How fair is it to keep putting the real ones on the individual property owners. He would like clarification from the County Attorney.

Mr. Hiatt inquired if that was a fair question to ask the County Attorney. That is a policy issue more than anything else. Mr. Sager stated no. Can we revisit this immediately, is this steadfast--- by passing this today can we tomorrow turn around and revise the heck out of it and resubmit it in a 24 hour period. Mr. Hiatt stated it is subject to revision and you can when you gain experience.

Chairman Rouis added that you can when you get experience but once it is in motion, in order to get it on the tax bills on January 1st, the rates are going to have to be set and any issues will have to be dealt in a grievance process. We have to set a rate to get on the tax bills. Mr. Sager inquired what is the deadline for that. Chairman Rouis stated today. Mr. Hiatt stated that the constitution wasn't perfect either. We are looking at 12% on the tax bill. He doesn't think it will take 200 years to fix this one. Chairman Rouis stated these rates will be locked in for 2010.

RESOLUTION NO. 474-09 INTRODUCED BY THE EXECUTIVE COMMITTEE TO ADOPT A SOLID WASTE USER FEE SCHEDULE

WHEREAS, the Sullivan County Legislature adopted Local Law 7 of 2009 amending Local Law No. 1 of 1992 and Chapter 171 of the Code of Sullivan County to add a new Article VIII Establishing a Solid Waste User Fee, and

WHEREAS, Section 171-29 of Local Law 7 of 2009 provides that there shall be an annual Solid Waste User Fee and that the County Legislature establish by resolution a "Rate Schedule assigned to all parcels of improved property based upon the authorized use of real property", and

WHEREAS, a proposed Rate Schedule has been submitted to the Legislature for adoption for calendar year 2010, and

WHEREAS, the County Legislature has determined that the proposed Rate Schedule will not create any significant adverse environmental impacts,

BE IT THEREFORE RESOLVED AS FOLLOWS:

1. For the calendar year 2010 the Solid Waste User Fees shall be as follows:
 - A. The per ton tipping fee for Municipal Solid Waste delivered over scales to any County transfer station shall be \$85.00 per ton.
 - B. The per ton tipping fee for Construction and Demolition debris and Bulky Waste delivered over scales to any County transfer station shall be \$125.00 per ton.
 - C. Effective February 1, 2010 the individual bag fee for any Municipal Solid Waste delivered by Sullivan County Residents to any County transfer station or convenience station shall be:
 - i. Non-clear bags = \$4.00 per bag
 - ii. Clear bags = \$2.00 per bag
 - D. The annual direct billed portion of the user fee, billed to owners of parcels of improved property, shall be as follows:
 - i. Single Family Residences = \$84.95 per unit.
 - ii. Single Family Residence with enhanced STAR = \$72.00
 - iii. Apartments = \$84.95 per billing unit.
 - iv. Mobile Home Parks = The Single Family Residence per unit charge on each mobile home in the mobile home park or a lump sum of \$850.00 per park, whichever is less.
 - v. Seasonal Residential = \$49.75 per unit.
 - vi. Cottages and Bungalows = \$79.50 per billing unit.
 - vii. Commercial Low Volume = \$350.00 per parcel.
 - viii. Commercial Moderate Volume = \$450.00 per parcel.

ix. Commercial High Volume = \$650.00 per parcel.

x. Commercial Very High Volume = \$850.00 per parcel.

2. The fees set forth in this Resolution supersede, as applicable, the comparable fees set forth in the County's current Solid Waste Rules.

For the purposes of this Resolution, from the date the County Landfill shall be closed as a landfill (on or about December 31, 2009) and until such time as a new centralized transfer station is in operation at the Landfill site, the Landfill site shall be deemed a convenience station site.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote with Mr. Sager, Mrs. Binder and Mr. Sorensen opposed, resolution carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 475-09 INTRODUCED BY THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE AUTHORIZING APPROVAL OF THE BOARD OF DIRECTORS FOR THE SULLIVAN COUNTY VISITORS ASSOCIATION FOR YEARS 2008-2010, 2009-2011 and 2010-2012

WHEREAS, the Sullivan County Legislature contracts with the Sullivan County Visitors Association to promote tourism in Sullivan County; and

WHEREAS, the By-laws of the Sullivan County Visitors Association requires approval by the Sullivan County Legislature; and

WHEREAS, the County Manager and the Chairman of the Community and Economic Development Committee met with the nominating committee to review Sullivan County Visitors Association's recommendation; and

WHEREAS, the Sullivan County Visitors Association seeks approval of its appointees for Directors over the next 3 years as follows:

2008-2010

Cliff Ehrlich	Monticello Gaming & Raceway
Paul Carlucci	Villa Roma & Holiday Mtn.
Jill Wiener	Earthgirl Pottery
Joe Tinari	Fosterdale Motor Lodge

2009-2011

Shannan Armbrust	Lodge at Rock Hill
Michele Caltabellotta	Dead End Café
Darlene Fedun	Bethel Woods
Rich Delia	Ferndale Marketplace
Deborah Schott	Restaurant 15 Main
Anne Hart	Cutting Garden

2010-2012

Barbara Gref	Jeffersonville Hydroelectric
Norman Duttweiler	Forestburgh Playhouse
Elaine Giguere	Delaware Valley Arts Alliance
Rick Lander	Lander's River Trips

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature approves the full slate of Board of Directors to the Sullivan County Visitors Association for years 2008-2010, 2009-2011 and 2010-2012.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 476-09 INTRODUCED BY THE PLANNING, ENVIRONMENTAL MANAGEMENT & REAL PROPERTY COMMITTEE TO AUTHORIZE THE APPOINTMENT OF A COUNTY HAZARD MITIGATION COORDINATOR

WHEREAS, the Division of Planning and Environmental Management is responsible for programs and plan updates with regard to Hazard Mitigation; and

WHEREAS, there is currently a vacancy in the position of County Hazard Mitigation Coordinator within the Division of Planning & Environmental Management; and

WHEREAS, the Planning and Environmental Management Commissioner has requested that Jill Weyer be appointed the County Hazard Mitigation Coordinator; and

WHEREAS, the Planning and Environmental Management Commissioner has requested that in Jill Weyer's absence, Jennifer Mall shall be authorized to act as County Hazard Mitigation Coordinator; and

NOW, THEREFORE, BE IT RESOLVED, the Sullivan County Legislature hereby authorizes the County Manager to appoint Jill Weyer as the Hazard Mitigation Coordinator effective immediately; and

BE IT FURTHER RESOLVED, that the Sullivan County Legislature authorizes Jennifer Mall to act as the County Hazard Mitigation Coordinator in the event Jill Weyer is unable to perform the functions of the Hazard Mitigation Coordinator; and

BE IT FURTHER RESOLVED, the Sullivan County Legislature authorizes the Division of Planning and Environmental Management to update the Hazard Mitigation Plan accordingly.

Moved by Mr. Hiatt, seconded by Mrs. Binder, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 477-09 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE TO APPOINT TWO MEMBERS TO THE LONG TERM CARE COUNCIL FOR SULLIVAN NYCONNECTS

WHEREAS, the County Legislature has authorized the creation of a Long Term Care Council to assist in the development of SULLIVAN NYCONNECTS (formerly called the Point of Entry system), and

WHEREAS, there is a need to appoint two members to the Long Term Care Council, and

WHEREAS, the appointment of members shall be for either a term to end 12/31/10 or a term to end 12/31/11, and

WHEREAS, the appointments are to commence January 1, 2010

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature does hereby appoint the following members to the SULLIVAN NYCONNECTS Long Term Care Council, for the term to expire on the date opposite of the name.

Representative:

Ellen Ott (to fill a vacancy to represent Advocacy Groups)	12/31/11
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Leslie Gartland (to fill a vacancy to represent Nursing Homes)	12/31/11
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Moved by Mr. Hiatt, seconded by Mr. Armstrong, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 478-09 INTRODUCED BY THE MANAGEMENT AND BUDGET COMMITTEE TO AMEND THE CAPITAL PLAN FOR A MAIN STREET REHABILITATION PROJECT IN THE VILLAGE OF BLOOMINGBURG

WHEREAS, the 2010-2015 Adopted Capital Plans has been formally adopted, and

WHEREAS, there is a need to modify the plan to include an \$877,000 Main Street rehabilitation project in the Village of Bloomingburg, and

WHEREAS, the County of Sullivan is acting as a pass-through agency on behalf of the village.

NOW, THEREFORE, BE IT RESOLVED, that the Legislature of the County of Sullivan, hereby amends the adopted Capital Plan in accordance with Section C2.02(N) of the Sullivan County Charter, upon a two-thirds vote of the membership thereof as follows:

- 1.) Increase funding for the 2010 DPW Highway and Bridges Program by \$859,000 Federal reimbursement, \$13,275 State reimbursement, and \$4,425 in other reimbursement.

Moved by Mrs. LaBuda, seconded by Mrs. Binder, put to a vote, unanimously carried and **declared duly adopted on motion** December 17, 2009.

RESOLUTION NO. 479-09 INTRODUCED BY MANAGEMENT AND BUDGET COMMITTEE TO APPORTION MORTGAGE TAX

WHEREAS, Section 261 of the Tax Law of the State of New York requires apportionment of the mortgage tax, and

WHEREAS, the County Clerk and the County Treasurer have submitted a quarterly report, for the period of July 2009 to September 2009, to the Clerk of the Legislature, and

WHEREAS, The County Legislature has apportioned, among the various towns and incorporated villages of the County of Sullivan, the equitable share of the mortgage tax.

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer draw checks for each of the towns and villages the quarterly mortgage tax so apportioned, as follows:

TOWNS

Bethel	43,920.63
Callicoon	22,922.09
Cohecton	4,614.19
Delaware	9,850.19
Fallsburg	28,376.62
Forestburg	5,379.58
Fremont	10,397.31
Highland	17,495.87
Liberty	26,175.95
Lumberland	18,579.45
Mamakating	45,023.01
Neversink	18,735.63
Rockland	13,221.26
Thompson	54,809.65
Tusten	5,969.10

VILLAGES

Bloomingburg	574.15
Jeffersonville	1123.76
Liberty	4,579.82
Monticello	5,716.08
Woodridge	1,316.19
Wurtsboro	1,908.00

TOTAL **\$340,688.53**

Moved by Mrs. Binder, seconded by Mr. Armstrong, put to a vote, unanimously carried, and **declared duly adopted on motion** December 17, 2009.

RESOLUTION NO. 480-09 INTRODUCED BY MANAGEMENT AND BUDGET COMMITTEE TO AMEND RESOLUTION 247-08 TO AUTHORIZE SULLIVAN COUNTY TREASURER TO ENTER INTO CONTRTACTS WITH BOND COUNSEL AND FINANCIAL ADVISOR

WHEREAS, the Sullivan County Treasurer on behalf of the County, has always had the assistance and advice of bond counsel and a financial advisor for the sale of bonds and notes, and

WHEREAS, the County Auditor has requested that the County Treasurer execute written agreements with said professionals in order to facilitate approval of their compensation following each sale, and

WHEREAS, Res. No. 247-08 approved agreements to facilitate the sale conducted by the County Treasurer in June, 2008, however bond and note sales have continued in 2009 and will continue every year hereafter.

NOW, THEREFORE, BE IT RESOLVED, the County Treasurer is hereby authorized to execute agreements with bond counsel to cover all bond and note sales and related financial services from July, 2008 through July, 2012.

Moved by Mr. Armstrong, seconded by Mrs. Binder, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 481-09 INTRODUCED BY MANAGEMENT AND BUDGET COMMITTEE TO MODIFY THE 2009 COUNTY BUDGET

WHEREAS, the County of Sullivan 2009 Budget requires modification,

NOW, THEREFORE, BE IT RESOLVED, that the attached budgetary transfers be authorized.

See Attached.

Moved by Mr. Armstrong, seconded by Mrs. Binder, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 482-09 INTRODUCED BY THE MANAGEMENT AND BUDGET COMMITTEE TO RESCIND A 2009 BOND AUTHORIZATION NOT HAVING BEEN BORROWED ASSOCIATED WITH THE DIGITAL MICROWAVE LINK SYSTEM AND AMEND THE CAPITAL PLAN

WHEREAS, serial bond resolution 161 of 2009 authorized borrowing \$200,000 for the purpose of paying the cost of the purchase and installation of a replacement digital microwave link system, and

WHEREAS, the actual bid price and award of the contract resulted in a price for the project of \$85,298, and

WHEREAS, there is no intention of utilizing the authorized borrowing, and

WHEREAS, the 2009-2014 and 2010-2015 Adopted Capital Plans have been formally adopted which include the digital microwave link system project, and

WHEREAS, there is the need to amend each plan to account for the change in funding source.

NOW, THEREFORE, BE IT RESOLVED, that \$200,000 of bond authorization associated with the purchase and installation of a replacement digital microwave link system originally authorized through resolution 161 of 2009 is hereby rescinded.

BE IT FURTHER RESOLVED, that the Legislature of the County of Sullivan, hereby amends the adopted Capital Plan in accordance with Section C2.02(N) of the Sullivan County Charter, upon a two-thirds vote of the membership thereof as follows:

- 1.) The 2009-2014 Capital Plan is modified to change the Digital Microwave Link System project from \$200,000 in long-term debt to \$42,649 in operating costs.
- 2.) The 2010-2015 Capital Plan is modified to change the Digital Microwave Link System project from \$200,000 in long-term debt to \$42,649 in operating costs.

Moved by Mrs. Binder, seconded by Mr. Armstrong, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 483-09 INTRODUCED BY THE PERSONNEL COMMITTEE TO DISBURSE THE DISTRICT ATTORNEYS RECRUITMENT AND RETENTION PROGRAM GRANT

WHEREAS, the Division of Criminal Justice Services has awarded Contract #T088633 to the Sullivan County District Attorney for the period of January 1, 2009 through December 31, 2009 for the purpose of recruitment and retention, and

WHEREAS, the Division of Criminal Justice Services has provided to the County of Sullivan under the contract the sum of \$10,078.00, and

WHEREAS, the Sullivan County District Attorney, in determining the allocation of this contract award, has determined that eight (8) Assistant District Attorneys shall receive \$1,259.75 payable to each Assistant District Attorney as part of the retention program and in accordance with the contract requirements.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Payroll Department disburse to each Assistant District Attorney as set forth in the enclosure, the amount of \$1,259.75 to augment their 2009 salary and in accordance with the recruitment and retention contract.

Moved by Mr. Wood, seconded by Mr. Sager, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 484-09 INTRODUCED BY GOVERNMENT SERVICES COMMITTEE TO AUTHORIZE AWARD & EXECUTION OF NEW YORK STATE DISABILITY BENEFITS COVERAGE

WHEREAS, request for proposals were received for New York State Disability Benefits Coverage, ("Coverage") and

WHEREAS, Mike Preis, Inc. Insurance; P.O. Box 280, Callicoon, NY 12723 with Zurich Insurance Company has the experience and expertise to provide the Coverage, and

WHEREAS, it is the recommendation of the Office of Risk Management that Mike Preis, Inc. be granted the award and provide the Coverage to the County. and

WHEREAS, the Government Services Committee recommends that said proposal be approved.

NOW, THEREFORE, BE IT RESOLVED, that the Director of Risk Management is hereby authorized to execute the necessary paperwork to establish New York State Disability Benefits coverage with Mike Preis, Inc, and the Zurich Insurance Company at a price of \$6.45 per person/per month, beginning January 1, 2010 through December 31, 2011.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried, and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 485-09 INTRODUCED BY THE PUBLIC WORKS COMMITTEE TO AUTHORIZE THE AWARD OF ENGINEERING SERVICES FOR THE DESIGN OF THE ON-SITE WATER DISTRIBUTION SYSTEM FOR THE SULLIVAN COUNTY INTERNATIONAL AIRPORT AND THE INDUSTRIAL SITE

WHEREAS, Resolution No. 341-09 authorized the County Manager to apply for and execute a Business Development Grant with the New York State Department of Transportation; and

WHEREAS, a grant has been fully executed in the amount of \$1,135,000.00; and

WHEREAS, the grant is issued at 90% participation rate from the New York State Transportation Bond Act Business Development Grant Program funded by the Rebuild and Renew New York State Transportation Bond Act of 2005 and 10% County Participation; and

WHEREAS, the County has completed a qualifications-based selection process for an Airport Consultant and has retained Passero Associates and recommends the award of the engineering services to the firm Passero Associates.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature authorizes the County Manager to sign the necessary agreements, contracts and documentation, in such form as the County Attorney shall approve, to retain the services of Passero Associates for a contract amount not to exceed \$35,800.00 for Engineering services; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be filed with the NYSDOT by attaching it to any necessary agreements in connection with this project; and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 486-09 INTRODUCED BY THE PUBLIC WORKS COMMITTEE TO AUTHORIZE THE AWARD OF ENGINEERING SERVICES FOR THE DESIGN AND CONSTRUCTION ADMINISTRATION OF THE AIRPORT PERIMETER INSPECTION ROADWAY FOR THE SULLIVAN COUNTY INTERNATIONAL AIRPORT

WHEREAS, Resolution No. 342-09 authorized the County Manager to apply for and execute a General Aviation (GA) Airport Grant Security Grant with the New York State Department of Transportation; and

WHEREAS, a grant has been fully executed in the amount of \$286,500.00; and

WHEREAS, the grant is issued at 100% participation rate from the New York State Transportation Bond Act GA Airport Security Grant Program funded by the Rebuild and Renew New York State Transportation Bond Act of 2005; and

WHEREAS, the County has completed a qualifications-based selection process for an Airport Consultant and has retained Passero Associates and recommends the award of the engineering services to the firm Passero Associates.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature authorizes the County Manager to sign the necessary agreements, contracts and documentation, in such form as the County Attorney shall approve, to retain the services of Passero Associates for a contract amount not to exceed \$41,600.00 for engineering services; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be filed with the NYSDOT by attaching it to any necessary agreements in connection with this project; and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 487-09 INTRODUCED BY PUBLIC WORKS COMMITTEE TO AUTHORIZE FUNDING IN THE FIRST INSTANCE OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A FEDERAL-AID TRANSPORTATION PROJECT.

WHEREAS, a Project for Main Street, Village of Bloomingburg, Sullivan County, P.I.N. 9752.92 (the Project) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at a ratio of 80% Federal funds and 20% non-Federal Funds; and

WHEREAS, the County of Sullivan desires to advance the Project by making a commitment of 100% of the Federal and non-Federal share of the Construction and Construction Supervision and Inspection work; and

WHEREAS, Resolution 486-04 provided Legislative approval for Preliminary Engineering and Right-of-Way Incidentals work.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby approves of the Project and authorizes the County Treasurer to pay in the first instance 100% of the Federal and non-Federal share of the Construction and Construction Supervision and Inspection work for the project or portions thereof; and

BE IT FURTHER RESOLVED, that the sum of \$ 812,000 is hereby appropriated in budget for payment of the Construction and Construction Supervision and Inspection work; and

BE IT FURTHER RESOLVED, that in the event the full Federal and non-Federal share of the cost of the project exceeds the amount appropriated above, the Sullivan County Legislature shall convene as soon as possible to appropriate said excess amount upon notification by the New York State Department of Transportation thereof; and

BE IT FURTHER RESOLVED, that the County Manager be hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal-Aid and/or Marchiselli Aid on behalf of the County with the New York State Department of Transportation, in such forms as approved by the County Attorney, to advance, approve, and administer the Project; and

BE IT FURTHER RESOLVED, this Resolution shall take effect immediately.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried, and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 488-09 INTRODUCED BY PUBLIC WORKS COMMITTEE TO DESIGNATE THE COUNTY OF SULLIVAN AS LEAD AGENCY IN THE PERMITTING OF THE FERNDALE AND MAMAKATING TRANSFER STATIONS

WHEREAS, the County has under the consideration, the utilization of the existing Sullivan County Ferndale and Mamakating Transfer Stations, for the exportation of the County's municipal solid waste until such time as the new Materials Recovery Facility and Transfer Station is constructed and operational; and

WHEREAS, the New York State Department of Environmental Conservation has informed the County that permits are required for both the Sullivan County Ferndale and Mamakating Transfer Stations to export the County's municipal solid waste in excess of the current allowable annual limit of 12,500 tons per station; and

WHEREAS, the permitting of the Ferndale and Mamakating Transfer Stations are subject to the requirements of the State Environmental Quality Review Act (SEQRA) as defined in Title 5 NYCRR Section 617; and

WHEREAS, in accordance with the SEQRA requirements the County of Sullivan is eligible to act as Lead Agency for the permitting of the Ferndale and Mamakating Transfer Stations.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature does hereby authorize the County of Sullivan to pursue designation of and act as Lead Agency for the SEQRA process for the permitting of the Sullivan County Ferndale and Mamakating Transfer Stations.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 489-09 INTRODUCED BY GOVERNMENT SERVICES COMMITTEE TO AUTHORIZE AWARD & EXECUTION OF CONTRACT

WHEREAS, the County of Sullivan (“County”) entered into a contract, dated September 2, 2008 (“Original Agreement”) with Rolling V Bus Corporation (“Rolling V”) for School Year Preschool Transportation as per Resolution No. 306-08, adopted by the Sullivan County Legislature on August 21, 2008; and

WHEREAS, the Original Agreement authorized a price per vehicle per day rate of \$404.79/vehicle/day, and

WHEREAS, Rolling V has agreed to a price per vehicle per day reduction, effective September 1, 2009 through December 31, 2010, from \$404.79/vehicle/day to \$370.00/vehicle/day, contingent upon an extension of the Original Agreement, and

WHEREAS, the rate will go back to \$404.79/vehicle/day effective January 1, 2011 through June 2012, and

WHEREAS, the rates for the period of September 2012 through June 2013 shall be \$404.79/vehicle/day, and

WHEREAS, rate increases, not described herein, will not be considered during the entire term of the Original Agreement or any extension, and

WHEREAS, all other terms and conditions of the Original Agreement shall remain unchanged.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to execute a contract modification with Rolling V Bus Corporation, at the above noted rates, as well as extending the Original Agreement through June 2013, and in accordance with Bid # B-08-49 and B-09-78, said contract to be in such form as the County Attorney shall approve.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 490-09 INTRODUCED BY GOVERNMENT SERVICES COMMITTEE TO AUTHORIZE AWARD & EXECUTION OF CONTRACT

WHEREAS, the County of Sullivan (“County”) entered into a contract, dated September 2, 2008 (“Original Agreement”) with First Student, Incorporated (“First Student”) for School Year Preschool Transportation as per Resolution No. 305-08, adopted by the Sullivan County Legislature on September 2, 2008; and

WHEREAS, the Original Agreement authorized a price per vehicle per day rate of \$335.00/vehicle/day, and

WHEREAS, First Student has agreed to extend their bid for the period of September 2012 through June 2013 at a rate of \$352.00/vehicle/day.

WHEREAS, rate increases, not described herein, will not be considered during the entire term of the Original Agreement or any extension, and

WHEREAS, all other terms and conditions of the Original Agreement shall remain unchanged.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to execute a contract modification with First Student, Incorporated, at the above noted rates, as well as extending the Original Agreement through June 2013, and in accordance with Bid # B-08-49 and B-09-78, said contract to be in such form as the County Attorney shall approve.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 491-09 INTRODUCED BY GOVERNMENT SERVICES COMMITTEE TO AUTHORIZE AWARD & EXECUTION OF CONTRACT

WHEREAS, bids were received for lawn mowing services at various locations throughout the County, and

WHEREAS, various vendors (see below) were determined to be the lowest responsible bidders for various locations,

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to execute contracts as follows:

<u>Vendor</u>	<u>Site</u>	<u>Price/Cutting</u>
1. Smith Lawn Maintenance, LLC Youngsville, NY 12791	Govt. Center (edging \$165/mo.) Courthouse (edging \$105.00/mo.) Stone Arch Bridge	240.00 100.00
210.00	Lake Superior Park	
490.00	Veterans' Cemetery	
135.00	Liberty Complex	
775.00		
2. Sazoff & Sons Landscaping Liberty, NY 12754	Fort Delaware Museum	195.00

and in accordance with Bid #B-09-64, said contracts to be in such form as the County Attorney shall approve.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 492-09 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE TO ENTER INTO A CONTRACT FOR 2010 WITH FRIENDS AND ADVOCATES FOR MENTAL HEALTH TO PROVIDE BEHAVIORAL HEALTH SERVICES AND SUPPORT SERVICES FOR INDIVIDUALS WITH MENTAL ILLNESS AND THEIR FAMILIES.

WHEREAS, the County of Sullivan, through the Department of Community Services, has a contract with Friends and Advocates for Mental Health to provide behavioral health and support services for individuals with mental illness; and

WHEREAS, such a contract needs to be entered into for 2010 in order to ensure continuity of services and timely payments to the agency.

NOW, THEREFORE, BE IT RESOLVED, the Sullivan County Legislature authorizes the County Manager to enter into the following contract for an initial contract term of January 1, 2010 to December 31, 2010 not to exceed the maximum amount of State and County funding through OMRDD, OMH including New Initiative monies, Reinvestment Monies and/or Cost of Living Adjustments:

Friends and Advocates for Mental Health for behavioral health services and support services - \$274,066

BE IT FURTHER RESOLVED, the contract can be extended for three additional one year terms said extensions to be subject to annual appropriations by the Legislature; and

BE IT FURTHER RESOLVED, the form of said contract be approved by the Sullivan County Attorney's Office.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 493-09 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE TO ENTER INTO A CONTRACT FOR 2010 WITH REHABILITATION SUPPORT SERVICES TO PROVIDE BEHAVIORAL HEALTH SERVICES AND SUPPORT TO ADULTS AND CHILDREN WITH MENTAL ILLNESS.

WHEREAS, the County of Sullivan, through the Department of Community Services, has a contract with Rehabilitation Support Services to provide behavioral health services and support to adults and children with mental illness; and

WHEREAS, such a contract needs to be entered into for 2010 in order to ensure continuity of services and timely payments to the agency; and

WHEREAS, this contract can be extended for three additional one year periods at the County's discretion, subject to annual appropriation and availability of funding and adjustable State aid increases and decreases.

NOW, THEREFORE, BE IT RESOLVED, the Sullivan County Legislature authorizes the County Manager to enter into the following contract for an initial contract term of January 1, 2010 to December 31, 2010 not to exceed the maximum amount of State and County funding through OMRDD, OMH including New Initiative monies, Reinvestment Monies and/or Cost of Living Adjustments:

Rehabilitation Support Services for Behavioral Health Services & Support - \$1,169,292

BE IT FURTHER RESOLVED, the contract can be extended for three additional one year terms said extensions to be subject to annual appropriations by the Legislature; and

BE IT FURTHER RESOLVED, the form of said contract be approved by the Sullivan County Attorney's Office.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 494-09 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE TO ENTER INTO A CONTRACT FOR 2010 WITH THE SULLIVAN COUNTY COUNCIL ON ALCOHOLISM AND SUBSTANCE ABUSE FOR GAMBLING TREATMENT AND PREVENTION PROGRAMS.

WHEREAS, the County of Sullivan, through the Department of Community Services (DCS), has a contract with Sullivan County Council on Alcoholism Substance Abuse for Gambling Treatment and Prevention Programs; and

WHEREAS, such a contract needs to be entered into for 2010 in order to ensure continuity of services and timely payments to the agency.

NOW, THEREFORE, BE IT RESOLVED, the Sullivan County Legislature authorizes the County Manager to enter into the following contract for an initial contract term of January 1, 2010 to December 31, 2010 not to exceed the maximum amount of State funding through OASAS, and/or Cost of Living Adjustments:

The Sullivan County Council on Alcoholism and Substance Abuse for:
Gambling Prevention & Treatment Programs \$164,676

BE IT FURTHER RESOLVED, the contract can be extended for three additional one year terms said extensions to be subject to annual appropriations by the Legislature; and

BE IT FURTHER RESOLVED, the form of said contract be approved by the Sullivan County Attorney's Office.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 495-09 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE TO ENTER INTO A CONTRACT FOR 2010 WITH UNITED WAY OF SULLIVAN COUNTY TO MANAGE CLIENT FUNDING FOR CHILDREN WHO ARE SERIOUSLY EMOTIONALLY DISTURBED.

WHEREAS, the County of Sullivan, through the Department of Community Services, has a contract with United Way of Sullivan County; and

WHEREAS, such a contract needs to be entered into for children who are seriously emotionally disturbed for the year 2010 in order to ensure continuity of services and timely payments to the agency; and

WHEREAS, this contract can be extended for three additional one year periods at the County's discretion, subject to annual appropriation; and

WHEREAS, this contract is subject to availability of funding and adjustment to State aid increases or decreases.

NOW, THEREFORE, BE IT RESOLVED, the Sullivan County Legislature authorizes the County Manager to enter into a contract for the term of January 1, 2010 to December 31, 2010, not to exceed the maximum amount of State and County funding through OMRDD, OMH including New Initiative monies, Reinvestment Monies and/or Cost of Living Adjustments:

United Way of Sullivan County - \$14,604

BE IT FURTHER RESOLVED, the contract can be extended for three additional one year terms said extensions to be subject to annual appropriations by the Legislature; and

BE IT FURTHER RESOLVED, the form of said contract be approved by the Sullivan County Attorney's Office.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 496-09 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE. TO ENTER INTO A CONTRACT FOR 2010 WITH SULLIVAN ASSOCIATION FOR RETARDED CITIZENS, INC. FOR OPERATION OF A SHELTERED WORKSHOP PROGRAM.

WHEREAS, the County of Sullivan, through the Department of Community Services, has a contract with Sullivan Association for Retarded Citizens, Inc.; and

WHEREAS, such a contract needs to be entered into for the operation of a Sheltered Workshop Program for the year 2010 in order to ensure continuity of services and timely payments to the agency; and

WHEREAS, this contract can be extended for three additional one year periods at the County's discretion, subject to annual appropriation and is subject to availability of funding and adjustment to State aid increases or decreases.

NOW, THEREFORE, BE IT RESOLVED, the Sullivan County Legislature authorizes the County Manager to enter into the following contract for an initial contract term of January 1, 2010 to December 31, 2010 not to exceed the maximum amount of State aid and County funding through OMRDD, OMH including New Initiative monies, Reinvestment Monies and/or Cost of Living Adjustments:

Sullivan Association for Retarded Citizens, Inc. for Sheltered Workshop Program - \$1,263,885

BE IT FURTHER RESOLVED, the contract can be extended for three additional one year terms said extensions to be subject to annual appropriations by the Legislature; and

BE IT FURTHER RESOLVED, the form of said contract be approved by the Sullivan County Attorney's Office.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 497-09 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE TO ENTER INTO A CONTRACT FOR 2010 WITH ACTION TOWARD INDEPENDENCE TO PROVIDE PEER SUPPORT, MICA PEER SUPPORT, FAMILY SUPPORT, AND DEAF INTERPRETER SERVICES.

WHEREAS, the County of Sullivan, through the Department of Community Services, has a contract with Action Toward Independence; and

WHEREAS, such a contract needs to be entered into to provide Peer Support, MICA Peer Support, Family Support and Deaf Interpreter Services (at \$50 per hour) for the year 2010 in order to ensure continuity of services and timely payments to the agency; and

WHEREAS, this contract can be extended for three additional one year periods at the County's discretion, subject to annual appropriation and is subject to availability of funding and adjustment to State aid increases or decreases.

NOW, THEREFORE, BE IT RESOLVED, the Sullivan County Legislature authorizes the County Manager to enter into the following contract for an initial contract term of January 1, 2010 to December 31, 2010 not to exceed the maximum amount of State aid and County funding through OMRDD, OMH including New Initiative monies, Reinvestment Monies and/or Cost of Living Adjustments:

Action Toward Independence for Peer Support, MICA Peer Support, Family Support Program and Deaf Interpreter Services (at \$50 per hour) \$117,645

BE IT FURTHER RESOLVED, the contract can be extended for three additional one year terms said extensions to be subject to annual appropriations by the Legislature; and

BE IT FURTHER RESOLVED, the form of said contract be approved by the Sullivan County Attorney's Office.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 498-09 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE. TO ENTER INTO A CONTRACT FOR 2010 WITH SULLIVAN COUNTY BOARD OF COOPERATIVE EDUCATION SERVICES (BOCES) FOR SETRC/PARENTS FOR PARENTS PROGRAM.

WHEREAS, the County of Sullivan, through the Department of Community Services, has a contract with Sullivan County BOCES for SETRC/Parents for Parents Program; and

WHEREAS, such a contract needs to be entered into for 2010 in order to ensure continuity of services and timely payments to the agency; and

WHEREAS, this contract can be extended for three additional one year periods at the County's discretion, subject to annual appropriation and is subject to availability of funding and adjustment to State aid increases or decreases.

NOW, THEREFORE, BE IT RESOLVED, the Sullivan County Legislature authorizes the County Manager to enter into the following contract for an initial contract term of January 1, 2010 to December 31, 2010 not to exceed the maximum amount of State aid and County funding through OMH, New Initiative monies, Reinvestment Monies and/or Cost of Living Adjustments:

Sullivan County BOCES, for SETRC/Parents for Parents Program - \$28,674

BE IT FURTHER RESOLVED, the contract can be extended for three additional one year terms said extensions to be subject to annual appropriations by the Legislature; and

BE IT FURTHER RESOLVED, the form of said contract be approved by the Sullivan County Attorney's Office.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 499-09 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE TO AUTHORIZE COUNTY MANAGER TO ENTER INTO AGREEMENTS FOR THE PROVISION OF CHILD SUPPORT COLLECTION LEGAL SERVICES FOR PERIOD FROM JANUARY 1, 2010 THROUGH DECEMBER 31, 2010

WHEREAS, the County of Sullivan, through the Department of Family Services, is mandated to provide legal services to Sullivan County residents seeking child support services, and

WHEREAS, said legal services are best provided through purchase of service agreements to eliminate conflicts of interest where the Department of Family Services is approached by both parents in child support enforcement, and

WHEREAS, local attorneys are willing and able to provide said legal services as described under Section 111-g of the New York State Social Services Law, and

WHEREAS, the cost of said legal services shall not exceed \$20,000 collectively for the period from January 1, 2010 through December 31, 2010, and

WHEREAS, costs incurred in the provision of said legal services are to be reimbursed to the County of Sullivan by the client, the respondent or by federal and state funding.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature does hereby authorize the County Manager to execute agreements for the provision of legal services during the period from January 1, 2010 through December 31, 2010, and

BE IT FURTHER RESOLVED, that the form of said contracts will be approved by the Sullivan County Department of Law.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 500-09 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE TO AUTHORIZE COUNTY MANAGER TO ENTER INTO AGREEMENTS FOR THE PROVISION OF DOMESTIC VIOLENCE RELATED

SERVICES FOR THE PERIOD FROM JANUARY 1, 2010 THROUGH DECEMBER 31, 2010

WHEREAS, the County of Sullivan, through the Department of Family Services, is required to provide certain domestic violence related services for Sullivan County individuals and desires to do so through purchase of a service contract, and

WHEREAS, the Department of Family Services desires to contract with Community Action Commission to Help the Economy (CACHE) for the provision of domestic violence related services, at a cost not to exceed \$100,000 for the period from January 1, 2010 through December 31, 2010.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature does hereby authorize the County Manager to execute an agreement with CACHE for the provision of domestic violence related services during the period from January 1, 2010 through December 31, 2010, and

BE IT FURTHER RESOLVED, that the form of said contracts will be approved by the Sullivan County Department of Law.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 501-09 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE TO AUTHORIZE COUNTY MANAGER TO ENTER INTO AGREEMENT FOR THE PROVISION OF PROFESSIONAL SERVICES FOR PERIOD FROM JANUARY 1, 2010 THROUGH DECEMBER 31, 2010

WHEREAS, the County of Sullivan, through the Department of Family Services, requires the use of certain professional services through the purchase of service contracts, and

WHEREAS, the Department of Family Services desires to contract with Experian for credit reporting services at a cost not to exceed \$7,500 for the period from January 1, 2010 through December 31, 2010.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature does hereby authorize the County Manager to execute an agreement for the provision of credit reporting services with Experian for the period from January 1, 2010 through December 31, 2010 at a cost not to exceed \$7,500, and

BE IT FURTHER RESOLVED, that the form of said contract will be approved by the Sullivan County Department of Law.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 502-09 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE TO AUTHORIZE COUNTY MANAGER TO ENTER INTO AGREEMENTS FOR THE PROVISION OF PREVENTIVE SERVICES

WHEREAS, the County of Sullivan, through the Department of Family Services, is required to provide certain preventive services for Sullivan County youth and families, and

WHEREAS, the cost of contracted services listed below shall not exceed \$862,500 for the period from January 1, 2010 through December 31, 2010, and

WHEREAS, the Department of Family Services desires to contract with: Occupations, Inc for Clinical Case Work services at a cost not to exceed \$205,000; Community Action Commission to Help the Economy (CACHE) for family advocacy services, at a cost not to exceed \$220,000; Rehabilitation Support Services (RSS) for multi-systemic therapy services at a cost not to exceed \$320,000; Mary May Schmidt, LMHC for therapeutic services at a cost not to exceed \$22,500; Montefiore Medical Center for Child Sexual Abuse Assessment Related services at a cost not to exceed \$30,000; and Astor Home for Children, Inc for non-secure detention services at a cost not to exceed \$200,000.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature does hereby authorize the County Manager to execute agreements as detailed above for the provision of the above mentioned preventive services during the period from January 1, 2010 through December 31, 2010 at a cost not to exceed \$862,500, and

BE IT FURTHER RESOLVED, that the form of said contracts will be approved by the Sullivan County Department of Law.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 503-09 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE TO AUTHORIZE COUNTY MANAGER TO ENTER INTO AGREEMENTS FOR THE PROVISION OF VARIOUS MEDICAL ASSISTANCE PROGRAM RELATED SERVICES FOR PERIOD FROM JANUARY 1, 2010 THROUGH DECEMBER 31, 2010

WHEREAS, the County of Sullivan, through the Department of Family Services, is required to arrange for the provision of various Medical Assistance (MA or Medicaid) program services for eligible Sullivan County individuals, and

WHEREAS, the Department of Family Services desires to contract with: Mobilemedic EMS for Non-Emergency Medicaid Transportation services; Rolling V Bus Corporation for Continuing Day Treatment Medicaid Transportation services; one or more contract provider/s for Adult Day Care Medicaid Transportation services; GTL Link-to-Life for Personal Emergency Response System (PERS) services; with Independent Living, Inc; Family Empowerment Council, Inc; Gentiva Health Services; Wellness Home Care, Ltd; and Willcare d/b/a Litson Health Care, Inc for personal care services, and

WHEREAS, payments for the aforementioned services shall be made at New York State approved rates.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature does hereby authorize the County Manager to execute agreements for the provision of various Medical Assistance program services, as detailed above, for the period from January 1, 2010 through December 31, 2010; and

BE IT FURTHER RESOLVED, that the form of said contracts will be approved by the Sullivan County Law Office.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 504-09 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE TO AUTHORIZE COUNTY MANAGER TO ENTER INTO AGREEMENT FOR THE PROVISION OF WELFARE TO WORK AND EMPLOYMENT RELATED SERVICES FROM JANUARY 1, 2010 THROUGH DECEMBER 31, 2010

WHEREAS, the County of Sullivan, through the Department of Family Services, is required to provide for various welfare-to-work and employment related services, and

WHEREAS, the cost of contracted services listed below shall not exceed \$10,000 for the period from January 1, 2010 through December 31, 2010, and

WHEREAS, the Department of Family Services desires to contract with Industrial Medicine Associates, PC for medical examination and reporting services, at a cost not to exceed \$10,000.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature does hereby authorize the County Manager to execute agreements, as detailed above, for the provision of welfare-to-work and employment related services during the period from January 1, 2010 through December 31, 2010 at a cost not to exceed \$10,000; and

BE IT FURTHER RESOLVED, that the form of said contracts will be approved by the Sullivan County Department of Law.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 505-09 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE. TO RENEW A CONTRACT FOR 2010 WITH A PROFESSIONAL SERVICE CONSULTANT IN THE DEPARTMENT OF COMMUNITY SERVICES.

WHEREAS, the County of Sullivan, through the Department of Community Services, has Professional Service Contracts with various individuals; and

WHEREAS, such contract needs to be renewed for 2010.

NOW, THEREFORE, BE IT RESOLVED, the Sullivan County Legislature authorizes the County Manager to execute contracts for the period of January 1, 2010 to December 31, 2010, with the following individuals at the rate set opposite his/her name:

Steven B. Silverman, Ph.D.	\$80.00 per hour
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BE IT FURTHER RESOLVED, this renewal contract is at the County's discretion, subject to annual appropriation; and

BE IT FURTHER RESOLVED, the maximum of the Professional Service Contracts not exceed the 2010 Department of Community Services' budgeted amount for Professional Services; and

BE IT FURTHER RESOLVED, the form of said contract be approved by the Sullivan County Attorney's Office.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 506-09 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE TO RENEW A CONTRACT FOR 2010 WITH A PROFESSIONAL SERVICE CONSULTANT IN THE DEPARTMENT OF COMMUNITY SERVICES.

WHEREAS, the County of Sullivan, through the Department of Community Services (DCS), has Professional Service Contracts with various individuals; and

WHEREAS, such contract needs to be renewed for 2010; and

NOW, THEREFORE, BE IT RESOLVED, the Sullivan County Legislature authorizes the County Manager to execute contracts for the period of January 1, 2010 to December 31, 2010, with the following individuals at the rate set opposite his/her name:

Dr. Nambi Salgunan, Psychiatrist	\$110.00 per hour
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BE IT FURTHER RESOLVED, this renewal contract is at the County's discretion, subject to annual appropriation; and

BE IT FURTHER RESOLVED, the maximum of the Professional Service Contracts not exceed the 2010 Department of Community Services' budgeted amount for Professional Services; and

BE IT FURTHER RESOLVED, the form of said contract be approved by the Sullivan County Attorney's Office.

WHEREAS, there is a state mandate to provide psychiatric services to the inmates in the Sullivan County Jail; and

WHEREAS, these psychiatric services are mandated to be provided after the Department of Community Services hours of operation and on holidays.

NOW, THEREFORE, BE IT RESOLVED, the Sullivan County Legislature hereby authorizes the County Manager to execute a contract with Charles Chung, MD for the period of January 1, 2010 to December 31, 2010 to provide after hours and holiday psychiatric services at the Sullivan County Jail; and

BE IT FURTHER RESOLVED, this renewal contract is at the County's discretion, subject to annual appropriation; and

BE IT FURTHER RESOLVED, the total cost of said contract will not exceed \$30,000 for psychiatric services provided in 2010; and

BE IT FURTHER RESOLVED, the form of said contract be approved by the Sullivan County Attorney's Office.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 510-09 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE TO RENEW A CONTRACT FOR 2010 WITH A PROFESSIONAL SERVICE CONSULTANT IN THE DEPARTMENT OF COMMUNITY SERVICES.

WHEREAS, the County of Sullivan, through the Department of Community Services (DCS), has Professional Service Contracts with various individuals; and

WHEREAS, such contracts need to be renewed for 2010; and

NOW, THEREFORE, BE IT RESOLVED, the Sullivan County Legislature authorizes the County Manager to execute contracts for the period of January 1, 2010 to December 31, 2010, with the following individuals at the rate set opposite his/her name:

Dr. Charles Chung, Psychiatrist	\$90.00 to \$110.00 per hour
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BE IT FURTHER RESOLVED, this renewal contract is at the County's discretion, subject to annual appropriation; and

BE IT FURTHER RESOLVED, the maximum of the Professional Service Contracts shall not exceed the 2010 Department of Community Services' budgeted amount for Professional Services; and

BE IT FURTHER RESOLVED, the form of said contract be approved by the Sullivan County Attorney's Office.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 511-09 INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE TO AUTHORIZE THE COUNTY MANAGER TO RENEW/ENTER INTO CONTRACTS BETWEEN SULLIVAN COUNTY ADULT CARE CENTER AND ANY AND ALL INTERESTED THIRD PARTY INSURANCE REIMBURSEMENT COMPANIES

WHEREAS, the Adult Care Center ("Facility") has a desire to enter/renew contracts with insurance vendors to reimburse the Facility for resident care services; and,

WHEREAS, various insurance vendors desire to contract with the Facility to be a provider to their insured; and,

WHEREAS, these contracts may begin on 1/1/2010 and continue until terminated. These contracts will be at various negotiated reimbursement rates, and may be terminated by either party with 30 days written notice.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is hereby authorized to enter/renew contracts with insurance vendors to reimburse the Facility for resident care.

BE IT FURTHER RESOLVED, that the form of said contract be approved by the Sullivan County Department of Law.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 512-09 INTRODUCED BY HEALTH & FAMILY SERVICES COMMITTEE TO AUTHORIZE AND MODIFY CONTRACT WITH RURAL HEALTH NETWORK SUBCONTRACTOR

WHEREAS, Resolution # 497-06 of December 21, 2006 accepted the Rural Health Network Grant from Catskill Regional Medical Center (CRMC) to Sullivan County Public Health Services (PHS), in the amount of \$210,000 for the grant years 2007 – 2008, and this was repeated for the funding period February 1, 2009–January 31, 2010, authorized by Resolution #100-09, and

WHEREAS, to perform the responsibilities of the grant, it was necessary to contract with and establish sub-contracts with various vendors, which was authorized by Resolution #135-09, and

WHEREAS, one such vendor was **Catskill Regional Medical Center (CRMC)**, who received grant funding in an amount not to exceed \$ 23,000 for a portion of the cost to recruit a medical practitioner to serve western Sullivan County, and

WHEREAS, the NYS Department of Health has allocated funding for the continuation of the Rural Health Network efforts for the contract period February 1, 2010 – January 31, 2011, and

WHEREAS, modification of the contract with CRMC is required to include an additional amount not to exceed \$15,000 in the current contract year (February 1, 2009-January 31, 2010) and an amount not to exceed \$26,000 in the February 1, 2010 – January 31, 2011 contract year for continuation of RISE (Rape Intervention Services and Education) at CRMC and \$1,500 for a Cyraphone translation system for underserved Sullivan County residents.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be authorized to execute a contract modification with Catskill Regional Medical Center as indicated above, and

BE IT FURTHER RESOLVED, that the form of such contract modification be approved by the Sullivan County Department of Law.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 513-09 INTRODUCED BY PUBLIC WORKS COMMITTEE TO AUTHORIZE THE COUNTY MANAGER TO ENTER INTO AN INTER-MUNICIPAL AGREEMENT WITH THE VILLAGE OF MONTICELLO FOR THE JOINT PURCHASE OF SALT FOR SNOW AND ICE REMOVAL

WHEREAS, the Village of Monticello has approached the County requesting that it jointly purchase salt with the County for snow and ice removal on Village public highways; and

WHEREAS, the Commissioner of Public Works has determined that he has the quantity of salt, facilities and personnel to comply with the Village's request; and

WHEREAS, the County shall charge the Village of Monticello its cost for salt plus a surcharge of fifty cents per ton of salt for stocking, storage and loading; and

WHEREAS, in order to engage in a joint purchase of salt it will be necessary for the County and the Village to enter into an Inter-Municipal Agreement.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is hereby authorized to execute an Inter-Municipal Agreement with the Village of Monticello for the joint purchase of salt as detailed above, such Inter-Municipal Agreement to be approved to form by the County Attorney's office.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 514-09 INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE THE COUNTY MANAGER TO ENTER INTO AN INTER-MUNICIPAL AGREEMENT WITH THE VILLAGE OF BLOOMINGBURG.

WHEREAS, the Village of Bloomingburg ("Village") has requested that the County of Sullivan ("County") aid it in the enforcement of its delinquent real property taxes, and

WHEREAS, the County, through the offices of the County Treasurer, Real Property Tax Services and the County Attorney, have the experience and expertise to aid the Village in the enforcement of its delinquent real property taxes, and

WHEREAS, the County can act as the Village's agent and commence and complete tax foreclosure proceedings on behalf of the Village, pursuant to Article 11 of the Real Property Tax Law, and

WHEREAS, the County will charge the Village a reasonable fee for administrative services and will be reimbursed by the Village for the County's out-of-pocket expenses, and

WHEREAS, in order for the County to act as the Village's agent and perform the services outlined above it will be necessary for the County and the Village to enter into an Inter-Municipal Agreement ("IMA").

NOW, THEREFORE, BE IT RESOLVED, that the County Manager, in conjunction with the County Attorney's Office, is hereby authorized to negotiate the terms of the IMA, and

BE IT FURTHER RESOLVED, that the County Manager is hereby authorized to execute an IMA with the Village for a term not to exceed five (5) years, said IMA to be approved as to form by the County Attorney's Office.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 515-09 INTRODUCED BY THE EXECUTIVE COMMITTEE TO ADOPT THE 2010 COUNTY BUDGET AS AMENDED BY SCHEDULE "A" ATTACHED HERETO

WHEREAS, on November 15, 2009, the County Manager filed with the Clerk of the County Legislature a Tentative Budget for the County for the fiscal year 2010; and

WHEREAS, the Legislature by resolution fixed the date, time, and place for public hearings on the Tentative Budget and advertised such public hearings as provided by law; and

WHEREAS, such public hearings, as advertised, were held on the date, time, and place designated, namely on December 10, 2009 at 12:00 noon, and on December 14, 2009 at 7:00 PM, in the Legislative Chambers of the Sullivan County Government Center 100 North Street, Monticello, New York, and all persons desiring to be heard on such Tentative Budget were heard by the Legislature; and

WHEREAS, the County Manager and Legislators held three public information/Town Hall meetings on the Tentative Budget, namely on November 24, 2009 at 7:00 PM at the Town of Tusten Town Hall in Narrowsburg, New York, on December 1, 2009 at 7:00 PM at the Liberty Senior Center in Liberty, New York, and on December 10, 2009 at 7:00 PM at the Mamakating Town Hall in Wurtsboro, New York, and all persons desiring to be heard on such Tentative Budget were heard; and

WHEREAS, the Sullivan County Legislature has reviewed and amended the 2010 Tentative Budget, as described in Schedule "A" annexed hereto, and as amended is offered for adoption as the 2010 Final Sullivan County Budget.

NOW, THEREFORE, BE IT RESOLVED that such Tentative Budget, as amended by Schedule "A" annexed hereto, be and the same is hereby approved and adopted as the budget for the County of Sullivan for the fiscal year 2010, and the sum therein stated to be raised by the County tax be and the same is hereby levied and assessed against the taxable real property of Sullivan County on the 2010 tax rolls of the towns of the County of Sullivan; and

BE IT FURTHER RESOLVED, that all positions classified as "POSITIONS NOT FUNDED" on pages POS 1 through POS 67 of the Tentative Budget, as amended by Schedule "A" annexed hereto, and adopted in the 2010 Sullivan County Budget, are hereby abolished; and

BE IT FURTHER RESOLVED, that all positions classified as "POSITIONS BUDGETED" on pages POS 1 through POS 67 of the Tentative Budget, as amended by Schedule "A" annexed hereto, and adopted in the 2010 Sullivan County Budget, are hereby adopted as the 2010 Legislative Adopted Fixed Compensation Level, in accordance with Section C2.02(E) of the Sullivan County Charter.

Moved by Mr. Wood, seconded by Mrs. Binder, put to a roll call vote with Mr. Sager, Mrs. LaBuda, Mr. Armstrong and Mr. Sorensen opposed, resolution carried and **declared duly adopted on motion** December 17, 2009.

RESOLUTION NO. 516-09 INTRODUCED BY EXECUTIVE COMMITTEE TO APPORTION THE COUNTY TAX

WHEREAS, a report on the apportionment of the 2010 County Tax among the several towns of the County has been filed with the Clerk of the County Legislature,

NOW, THEREFORE, BE IT RESOLVED, that the above mentioned report on the apportionment of the 2010 County Tax be and the same is hereby approved and adopted and the sum apportioned to each of the towns of the County be and the same is hereby levied and assessed against the taxable real property of such towns on the 2010 tax rolls, the same when collected to be paid to the County Treasurer of the County of Sullivan.

Moved by Mrs. Binder, seconded by Mr. Rouis, put to a vote with Mr. Sager, Mr. Armstrong, and Mr. Sorensen opposed, resolution carried and **declared duly adopted on motion** December 17, 2009.

RESOLUTION NO. 517-09 INTRODUCED BY EXECUTIVE COMMITTEE TO APPROVE THE COUNTY 2010 EQUALIZATION TABLE

WHEREAS, the Equalization Table for 2010 has been prepared and filed with the Clerk of the County Legislature, and

WHEREAS, the Equalization Table for 2010 having been reviewed by the County Legislature,

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County 2010 Equalization Table be and the same is hereby approved, ratified and confirmed.

Moved by Mrs. Binder, seconded by Mr. Rouis, put to a vote with Mr. Sager and Mr. Sorensen opposed, resolution carried and **declared duly adopted on motion** December 17, 2009.

RESOLUTION NO. 518-09 INTRODUCED BY EXECUTIVE COMMITTEE TO DIRECT ANNEXATION OF TAX WARRANTS TO ASSESSMENT ROLLS IN ACCORDANCE WITH LAW

WHEREAS, Section 904 of the Real Property Tax Law requires that the County Legislature annex to the assessment roll of each Town a warrant authorizing and directing the collecting officer of the Town to collect the taxes, interest and penalties levied therein;

NOW, THEREFORE BE IT RESOLVED, that the County Legislature of Sullivan County annex to the assessment roll of each Town a warrant, bearing the seal of the Legislature signed by the Chairman or Vice Chairman and the Clerk or Deputy Clerk to the Legislature thereof, on or before the 31st day of December, 2009 authorizing and directing the collecting officer of each Town to collect, not later than the following March 31, 2010 from the several persons and corporations named on such roll the amounts listed opposite their respective names, together with any interest and penalties thereon prescribed by law and said sum and taxes levied on the County, Town, Special Districts and otherwise are hereby confirmed and such warrants shall issue pursuant to the provisions of the Tax Law of the State of New York.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried, resolution carried and **declared duly adopted on motion** December 17, 2009.

RESOLUTION NO. 519-09 INTRODUCED BY EXECUTIVE COMMITTEE TO LEVY RETURNED, UNPAID SCHOOL TAXES

WHEREAS, the County Treasurer of Sullivan County has filed with the Clerk of the County Legislature a list of 2009/2010 returned school taxes for the various school districts in the several towns of the County to be relieved on the 2010 tax rolls;

NOW, THEREFORE, BE IT RESOLVED, that the returned, unpaid school taxes for the several school districts for the towns of the County as shown on the list thereof filed with the Clerk of the County Legislature by the County Treasurer be and the same are hereby levied against the properties, persons and corporations liable for the payment thereof on the 2010 tax rolls of the County, the same when collected to be paid to the County Treasurer; and in the event that there are insufficient funds in the treasury of the County to refund and pay the amount of such unpaid taxes to the several school districts of the County, the County Treasurer be and he hereby is authorized and empowered to borrow as much thereof as may be necessary to make such refunds and payments and pledge the due faith and credit of the County therefore as provided by the Local Finance Law of the State of New York.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried, resolution carried and **declared duly adopted on motion** December 17, 2009.

RESOLUTION NO. 520-09 INTRODUCED BY EXECUTIVE COMMITTEE TO LEVY TAXES FOR THE 2010 TOWN BUDGETS

WHEREAS, there has been presented to the County Legislature a duly certified copy of the Annual Budget for each of the fifteen towns of the County of Sullivan for the fiscal year beginning January 1, 2010,

NOW, THEREFORE, BE IT RESOLVED, that there shall be and is assessed and levied upon and collected from the taxable real property situated in the said towns outside of any incorporated village wholly or partially located within the said towns, the amounts indicated for highway fund items as specified in said budgets,

BE IT FURTHER RESOLVED, that there shall be and hereby is assessed and levied upon and collected from the real property liable therefore within the respective fire, fire protection, water, light, sewer and other improvement districts in the said towns as indicated by the amounts for the purposes of such districts as specified in the said budgets, and

BE IT FURTHER RESOLVED, that the amounts to be raised by tax for all purposes as specified in the said budgets as presented to the County Legislature, and which are on file with

the Clerk thereof, shall be and hereby are assessed and levied upon and collected from the taxable real property of the several towns, except as otherwise provided by law, and

BE IT FURTHER RESOLVED, that such taxes and assessments when collected shall be paid to the Supervisors of the several towns of the County to be distributed to them in the manner provided by law.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried, resolution carried and **declared duly adopted on motion** December 17, 2009.

RESOLUTION NO. 521-09 INTRODUCED BY EXECUTIVE COMMITTEE TO LEVY TOWN AND SPECIAL DISTRICT CHARGES AND CREDITS

WHEREAS, the County Treasurer of the County of Sullivan has submitted the charges and credits to the several towns and special districts in the County,

NOW, THEREFORE, BE IT RESOLVED, that said charges and credits, as listed in the attached schedule, be levied for each town and special district involved on the 2010 tax rolls of the towns of the county, and when collected such amounts shall be paid by the respective tax collectors to the County Treasurer.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried, resolution carried and **declared duly adopted on motion** December 17, 2009.

RESOLUTION NO. 522-09 INTRODUCED BY EXECUTIVE COMMITTEE TO AUTHORIZE LEVY OF UNPAID ROOM TAX ON THE 2010 REAL PROPERTY TAX BILL

WHEREAS, the County of Sullivan has filed warrants with the Sullivan County Clerk for unpaid room taxes pursuant to Part 3, Hotel and Motel Room Occupancy Tax Law No. 5-1989 as amended, for Friendly Providers Inc. f/k/a Relax Inn, Inc. located in the Town of Cochection as SBL CO 3.-1-1.1 for the amount of \$12,702.02; Chesed Ahavas Chaverim f/k/a Spring Mountain Resorts LLC, Ulster Mountain, LLC, Athnasor Holdings LLC located in the Town of Mamakating as SBL MA 2.-1-42 for the amount of \$108,593.33; Green Acres Cottages Inc located in the Town of Liberty as SBL LI 30.-1-90.3 for the amount of \$2,628.00; Riveredge Estates Inc. located in the Town of Thompson as SBL TH 16.-1-37.2 for the amount of \$3,611.62,

WHEREAS, the tourist facilities named therein have failed, neglected or refused to pay the amounts due, and the local law permits the levy of said amounts onto the 2010 Real Property Tax Bill,

NOW, THEREFORE, BE IT RESOLVED, that the Clerk of the County Legislature is hereby directed to levy, the unpaid room tax charges for the designated properties are hereby levied and assessed against the properties set forth in the aforementioned list, on the 2010 tax roll to the County of Sullivan.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried, resolution carried and **declared duly adopted on motion** December 17, 2009.

RESOLUTION NO. 523-09 INTRODUCED BY EXECUTIVE COMMITTEE TO REASSESS WATER RENTS FOR THE TOWN OF BETHEL OUTSIDE DISTRICT USERS OF THE STEVENSVILLE WATER DISTRICT

WHEREAS, the Town Board of the Town of Bethel has certified to the Sullivan County Legislature a list of unpaid water rents for the outside district users of the Stevensville Water District and has requested the levy thereof on the 2010 tax roll of the Town of Bethel,

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the provisions of the Town Law, the unpaid water rents of the outside district users of the Stevensville Water District amounting to \$1,562.07 be and the same are hereby levied and assessed against the properties set

forth in the aforementioned certified list, on the 2010 tax roll to the Town of Bethel, the same when collected to be paid to the Supervisor of said Town to be paid by him to those entitled thereto.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried, resolution carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 524-09 INTRODUCED BY EXECUTIVE COMMITTEE TO REASSESS UNPAID SEWER RENTS FOR THE TOWN OF BETHEL

WHEREAS, the Town Board of the Town of Bethel has certified to the Sullivan County Legislature a listing of unpaid sewer rents for the Kauneonga Lake Sewer District and Swan Lake/Briscoe Road Consolidated Sewer District and has requested the levy thereof on the 2010 tax roll of the Town of Bethel,

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the provisions of the Town Law, the unpaid sewer rents for the Kauneonga Lake Sewer in the amount of \$68,114.01 and Swan Lake/Briscoe Road Consolidated Sewer District in the amount of \$1,835.58 be and the same are hereby levied and assessed against the properties set forth in the aforementioned certified list, on the 2010 tax roll of the Town of Bethel totaling \$69,949.59 the same when collected to be paid to the Supervisor of said Town, to be paid by him to those entitled thereto.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried, resolution carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 525-09 INTRODUCED BY EXECUTIVE COMMITTEE TO AUTHORIZE LEVY OF DEMOLITION CHARGES ON THE 2010 TAX ROLL OF THE TOWN OF BETHEL

WHEREAS, the Town of Bethel has demolished certain buildings pursuant to Chapter 113 of the Code of the Town of Bethel and requests that such expenses incurred in the demolition thereof be charged against the properties responsible therefore,

NOW, THEREFORE, BE IT RESOLVED, that the Clerk of the County Legislature be and hereby is directed to take such action as may be necessary to have such amounts in the sum total of \$ 16,975.00 levied and assessed against the properties set forth in the certified list on the 2010 tax roll of the Town of Bethel, the same when collected to be paid to the Supervisor of said Town to be paid by him to those entitled thereto.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried, resolution carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 526-09 INTRODUCED BY EXECUTIVE COMMITTEE TO REASSESS WATER RENTS FOR THE TOWN OF CALLICOON-YOUNGSVILLE WATER DISTRICT

WHEREAS, the Town Board of the Town of Callicoon has certified to the Sullivan County Legislature a list of unpaid metered 2008 water rents for the Youngsville Water District and 2009 unpaid unmetered water rents and has requested the levy thereof on the 2010 tax roll of the Town of Callicoon, and

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the provisions of the Town Law, the unpaid metered water rents of the Youngsville Water District for the sum total amount of \$5,048.58 be and the same are hereby levied and assessed against the properties set forth in the aforementioned certified list on the 2010 tax roll to the Town of Callicoon, the same when collected to be paid to the Supervisor of said Town, to be paid by him to those entitled thereto.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried, resolution carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 527-09 INTRODUCED BY EXECUTIVE COMMITTEE TO REASSESS SEWER RENTS FOR THE TOWN OF COCHECTON

WHEREAS, the Town Board of the Town of Cochecton has certified to the Sullivan County Legislature a list of unpaid sewer rents for 2009 and has requested the levy thereof on the 2010 tax roll of the Town of Cochecton,

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the provisions of the Town Law, the unpaid sewer rents amounting to \$2,275.36 be and the same are hereby levied and assessed against the properties set forth in the aforementioned certified list, on the 2010 tax roll of the Town of Cochecton, the same when collected to be paid to the Supervisor of said Town, to be paid by him to those entitled thereto.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried, resolution carried and **declared duly adopted on motion** December 17, 2009.

RESOLUTION NO. 528-09 INTRODUCED BY EXECUTIVE COMMITTEE TO REASSESS SEWER RENTS FOR THE TOWN OF FALLSBURG

WHEREAS, the Town Board of the Town of Fallsburg has certified to the Sullivan County Legislature a list of unpaid sewer rents for the Consolidated Sewer District and has requested the levy thereof on the 2010 tax roll of the Town of Fallsburg,

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the provisions of the Town Law, the unpaid sewer rents for the Consolidated Sewer District amounting to \$356,801.41 be and the same are hereby levied and assessed against the properties set forth in the aforementioned certified list, on the 2010 tax roll of the Town of Fallsburg, the same when collected to be paid to the Supervisor of said Town, to be paid by him to those entitled thereto.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried, resolution carried and **declared duly adopted on motion** December 17, 2009.

RESOLUTION NO. NO. 529-09 INTRODUCED BY EXECUTIVE COMMITTEE TO REASSESS WATER RENTS FOR THE TOWN OF FALLSBURG

WHEREAS, the Town Board of the Town of Fallsburg has certified to the Sullivan County Legislature a list of unpaid water rents for the Consolidated Water District and has requested the levy thereof on the 2010 tax roll of the Town of Fallsburg,

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the provisions of the Town Law, the unpaid water rents of the Consolidated Water District amounting to \$335,972.87 be and the same are hereby levied and assessed against the properties set forth in the aforementioned certified list, on the 2010 tax roll to the Town of Fallsburg, the same when collected to be paid to the Supervisor of said Town to be paid by him to those entitled thereto.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried, resolution carried and **declared duly adopted on motion** December 17, 2009.

RESOLUTION NO. 530-09 INTRODUCED BY EXECUTIVE COMMITTEE TO REASSESS GARBAGE CHARGES FOR THE TOWN OF FALLSBURG

WHEREAS, the Town Board of the Town of Fallsburg has certified to the Sullivan County Legislature a list of unpaid refuse charges for the Town of Fallsburg Garbage District and has requested the levy thereof on the 2010 tax roll of the Town of Fallsburg,

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the provisions of the Town Law, the unpaid refuse charges for the Town of Fallsburg Garbage District amounting to

\$134,456.41 be and the same are hereby levied and assessed against the properties set forth in the aforementioned certified list, on the 2010 tax roll to the Town of Fallsburg, the same when collected to be paid to the Supervisor of said Town to be paid by him to those entitled thereto.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried, and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 531-09 INTRODUCED BY EXECUTIVE COMMITTEE TO AUTHORIZE LEVY OF REFUSE REMOVAL CHARGES ON THE TAX ROLL OF THE TOWN OF FALLSBURG

WHEREAS, the Town of Fallsburg has collected refuse pursuant to Chapter 72 of the Town of Fallsburg Municipal Code and requests that the expense incurred in the collection of the refuse be levied against the property responsible therefore on the 2010 tax roll of the Town of Fallsburg,

NOW, THEREFORE, BE IT RESOLVED, that the Clerk of the County Legislature is hereby directed to take such action as may be necessary to have such amounts for the sum total of \$4,449.25 be and the same are hereby levied and assessed against the properties set forth in the certified list, on the 2010 tax roll of the Town of Fallsburg, the same when collected to be paid to the Supervisor of said Town to be paid by him to those entitled thereto.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried, and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 532-09 INTRODUCED BY EXECUTIVE COMMITTEE TO AUTHORIZE LEVY OF PROPERTY MAINTENANCE ON THE 2010 TAX ROLL OF THE TOWN OF FALLSBURG

WHEREAS, the Town of Fallsburg has performed certain Property Maintenance pursuant to Section 7, Town of Fallsburg Local Law No. 3 of 1990, "Property Maintenance Law", and requests that expenses incurred in connection therewith be charged against the properties responsible therefore,

NOW, THEREFORE, BE IT RESOLVED, that the Clerk of the County Legislature is directed to take such action as may be necessary to have such amounts of \$16,797.05 be and the same are hereby levied and assessed against the properties set forth in the certified list, on the 2010 tax roll of the Town of Fallsburg, the same when collected to be paid to the Supervisor of said Town to be paid by him to those entitled thereto.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried, and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 533-09 INTRODUCED BY EXECUTIVE COMMITTEE TO REASSESS WATER RENTS FOR THE TOWN OF FREMONT

WHEREAS, the Town Board of the Town of Fremont has certified to the Sullivan County Legislature a list of unpaid water rents and has requested the levy thereof on the 2010 tax roll of the Town of Fremont,

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the provisions of the Town Law, the unpaid water rents of the Town of Fremont amounting to \$ 3,707.50 be and the same are hereby levied and assessed against the properties set forth in the aforementioned certified list, on the 2010 tax roll to the Town of Fremont, the same when collected to be paid to the Supervisor of said Town to be paid by him to those entitled thereto.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried, and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 534-09 INTRODUCED BY EXECUTIVE COMMITTEE TO REASSESS SEWER RENTS FOR THE TOWN OF LIBERTY

WHEREAS, the Town Board of the Town of Liberty has certified to the Sullivan County Legislature a list of unpaid sewer rents for the Youngs Hill Sewer District and Loomis Sewer District and has requested the levy thereof on the 2010 tax roll of the Town of Liberty,

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the provisions of the Town Law, the unpaid sewer rents for the Youngs Hill Sewer District and Loomis Sewer District amounting to \$1,489.98 be and the same are hereby levied and assessed against the properties set forth in the aforementioned certified list, on the 2010 tax roll of the Town of Liberty, the same when collected to be paid to the Supervisor of said Town, to be paid by him to those entitled thereto.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried, and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 535-09 INTRODUCED BY EXECUTIVE COMMITTEE TO REASSESS WATER RENTS FOR THE TOWN OF LIBERTY.

WHEREAS, the Town Board of the Town of Liberty has certified to the Sullivan County Legislature a list of unpaid water rents for the White Sulphur Springs Water District; the Stevensville Water District; the Ferndale Water District; the Loomis Water District; the Cold Spring Water District; Indian Lake Water District and the Route 55 Water District, and has requested the levy thereof on the 2010 tax roll of the Town of Liberty,

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the provisions of the Town Law, the unpaid water rents of the White Sulphur Springs Water District; the Stevensville Water District; the Ferndale Water District; the Loomis Water District; the Cold Spring Water District, Indian Lake Water District and the Route 55 Water District, for the sum total amount of \$63,735.98 be and the same are hereby levied and assessed against the properties set forth in the aforementioned certified list, on the 2010 tax roll of the Town of Liberty, the same when collected to be paid to the Supervisor of said Town to be paid by him to those entitled thereto.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried, and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 536-09 INTRODUCED BY EXECUTIVE COMMITTEE TO AUTHORIZE RELEVY OF PROFESSIONAL FEES AND DEMOLITION CHARGES FOR FISCAL YEAR 2009 IN THE TOWN OF MAMAKATING

WHEREAS, the Town of Mamakating has demolished a certain building pursuant to Chapter 99 of the Town of Mamakating Municipal Code and requests that such expenses incurred in the demolition thereof, including professional fees as authorized by said section, be charged against the properties responsible therefore,

NOW, THEREFORE, BE IT RESOLVED, that the Clerk of the County Legislature be and hereby is directed to take such action as may be necessary to have such fees in the amount of \$18,488.65 and demolition charge in the amount of \$1200.00 be levied for a total of \$19,688.65 and assessed against the properties set forth in the certified list on the 2010 tax roll of the Town of Mamakating, the same when collected to be paid to the Supervisor of said Town to be paid by him to those entitled thereto.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried, and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 537-09 INTRODUCED BY EXECUTIVE COMMITTEE TO REASSESS SEWER RENTS FOR THE TOWN OF ROCKLAND

WHEREAS, the Town Board of the Town of Rockland has certified to the Sullivan County Legislature a list of unpaid sewer rents for the Livingston Manor Sewer District and Roscoe Sewer and has requested the levy thereof on the 2010 tax roll of the Town of Rockland,

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the provisions of the Town Law, the unpaid sewer rents for the Livingston Manor Sewer District and Roscoe Sewer District in the total amount of \$66,755.07 be and the same are hereby levied and assessed against the properties set forth in the aforementioned certified list, on the 2010 tax roll of the Town of Rockland, the same when collected to be paid to the Supervisor of said Town, to be paid by him to those entitled thereto.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried, and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 538-09 INTRODUCED BY EXECUTIVE COMMITTEE TO REASSESS WATER RENTS FOR THE TOWN OF ROCKLAND

WHEREAS, the Town Board of the Town of Rockland has certified to the Sullivan County Legislature a list of unpaid water rents of the Roscoe-Rockland Water District and Livingston Manor Water District, and has requested the levy thereof on the 2010 tax rolls of the Town of Rockland,

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the provisions of the Town Law, the unpaid water rents of the Roscoe-Rockland Water District for the sum total amount of \$62,230.71 be and the same are hereby levied and assessed against the properties set forth in said list, on the 2010 tax roll of the Town of Rockland, the same when collected to be paid to the Supervisor of the Town of Rockland, to be paid by him to those entitled thereto.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried, and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 539-09 INTRODUCED BY EXECUTIVE COMMITTEE TO REASSESS SEWER RENTS FOR THE TOWN OF THOMPSON

WHEREAS, the Town Board of the Town of Thompson has certified to the Sullivan County Legislature a list of unpaid sewer rents for various sewer districts and has requested the levy thereof on the 2010 tax roll of the Town of Thompson,

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the provisions of the Town Law, the unpaid sewer rents for various sewer districts for the sum total amount of \$154,138.02 and the same are hereby levied and assessed against the properties set forth in the aforementioned certified list, on the 2010 tax roll of the Town of Thompson, the same when collected to be paid to the Supervisor of said Town, to be paid by him to those entitled thereto.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried, and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 540-09 INTRODUCED BY EXECUTIVE COMMITTEE TO REASSESS WATER RENTS FOR THE TOWN OF THOMPSON

WHEREAS, the Town Board of the Town of Thompson has certified to the Sullivan County Legislature a list of unpaid water rents for the various water districts and has requested the levy thereof on the 2010 tax roll of the Town of Thompson,

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the provisions of the Town Law, unpaid water rents for the sum total amount of \$7,257.62 be and the same are hereby levied and assessed against the properties set forth in the aforementioned certified list, on the 2010 tax roll of the Town of Thompson, the same when collected to be paid to the Supervisor of said Town to be paid by him to those entitled thereto.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried, and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 541-09 INTRODUCED BY EXECUTIVE COMMITTEE TO AUTHORIZE LEVY OF DEMOLITION CHARGES ON THE 2010 TAX ROLL OF THE TOWN OF THOMPSON

WHEREAS, the Town of Thompson has demolished certain buildings pursuant to Chapter 112 of the Town of Thompson Municipal Code and requests that such expenses incurred in the demolition thereof be charged against the properties responsible therefore,

NOW, THEREFORE, BE IT RESOLVED, that the Clerk of the County Legislature be and hereby is directed to take such action as may be necessary to have such amounts in the sum total of \$ 43,582.99 levied and assessed against the properties set forth in the certified list on the 2010 tax roll of the Town of Thompson, the same when collected to be paid to the Supervisor of said Town to be paid by him to those entitled thereto.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried, and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 542-09 INTRODUCED BY EXECUTIVE COMMITTEE TO REASSESS SEWER RENTS FOR THE TOWN OF TUSTEN

WHEREAS, the Town Board of the Town of Tusten has certified to the Sullivan County Legislature a list of unpaid sewer rents for the Narrowsburg Sewer District and has requested the levy thereof on the 2010 tax roll of the Town of Tusten,

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the provisions of the Town Law, the unpaid sewer rents for the Narrowsburg Sewer District amounting to \$18,855.32 be and the same are hereby levied and assessed against the properties set forth in the aforementioned certified list, on the 2010 tax roll of the Town of Tusten, the same when collected to be paid to the Supervisor of said Town, to be paid by him to those entitled thereto.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried, and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 543-09 INTRODUCED BY EXECUTIVE COMMITTEE TO REASSESS WATER RENTS FOR THE TOWN OF TUSTEN

WHEREAS, the Town Board of the Town of Tusten has certified to the Sullivan County Legislature a list of unpaid water rents for the Narrowsburg Water District and has requested of the levy thereof on the 2010 tax roll of the Town of Tusten,

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the provisions of the Town Law, the unpaid water rents of the Narrowsburg Water District amounting to \$10,841.58 be and the same are hereby levied and assessed against the properties set forth in the aforementioned certified list, on the 2010 tax roll of the Town of Tusten, the same when collected to be paid to the Supervisor of said Town to be paid by him to those entitled thereto.

Moved by Mrs. Binder, seconded by Mr. Hiatt, put to a vote, unanimously carried, and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 544-09 INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE THE COUNTY MANAGER TO ENTER INTO CONTRACTS WITH NAMED PROFESSIONALS FOR PROFESSIONAL SERVICES FOR THE INMATE POPULATION AT THE SULLIVAN COUNTY JAIL.

WHEREAS, Sullivan County is mandated to provide professional services for the inmate population at the Sullivan County Jail; and

WHEREAS, the following professionals have agreed to a two year (1/01/10-12/31/11) contract to provide professional services as to be determined by an agreed upon schedule of services:

Robert Sandow, OD
Sandow Vision World
343 Broadway
Monticello, NY 12701

Ramon Ruffy, MD
Jaffee Eye Associates
508 Broadway
Monticello, NY 12701

Manny S. Golnick, DDS
518 Broadway
Monticello, NY 12701

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and is hereby authorized to enter into contracts with the above named professionals for professional services at locally negotiated rates, in such form as the County Attorney shall approve.

Moved by Mrs. Binder, seconded by Mr. Wood , put to a vote, unanimously carried and **declared duly adopted on motion** December 17, 2009.

RESOLUTION NO. 545-09 INTRODUCED BY EXECUTIVE COMMITTEE TO SET SALARY FOR THE SULLIVAN COUNTY DISTRICT ATTORNEY

WHEREAS, the 2010 Sullivan County Budget has been adopted by the County Legislature; and

WHEREAS, the salary rate for the newly elected District Attorney needs to be set for January 1, 2010;

NOW, THEREFORE, BE IT RESOLVED, that the salary for the District Attorney shall be set at \$127,000 for 2010, and thereafter the salary shall be set at 1 ½% above the salary rate on January 1, 2011 and increased semi-annually by 1½% and ending July 1, 2013, for his respective term of office.

Moved by Mrs. Binder, seconded by Mr. Wood , put to a vote, unanimously carried and **declared duly adopted on motion** December 17, 2009.

RESOLUTION NO. 546-09 INTRODUCED BY EXECUTIVE COMMITTEE TO SET SALARY FOR THE SULLIVAN COUNTY SHERIFF

WHEREAS, the 2010 Sullivan County Budget has been adopted by the County Legislature; and

WHEREAS, the salary rate for the Sullivan County Sheriff needs to be set for January 1, 2010;

NOW, THEREFORE, BE IT RESOLVED, that the salary for the County Sheriff remain the same for 2010 as it is on December 31, 2009, and thereafter the salary shall be set at 1 ½% above the salary rate on January 1, 2011 and increased semi-annually by 1½% and ending July 1, 2013, for his respective term of office.

Moved by Mrs. Binder, seconded by Mr. Wood , put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

RESOLUTION NO. 547-09 INTRODUCED BY EXECUTIVE COMMITTEE TO SET SALARY FOR THE SULLIVAN COUNTY TREASURER

WHEREAS, the 2010 Sullivan County Budget has been adopted by the County Legislature; and

WHEREAS, the salary rate for the Sullivan County Treasurer needs to be set for January 1, 2010;

NOW, THEREFORE, BE IT RESOLVED, that the salary for the County Treasurer remain the same for 2010 as it is on December 31, 2009, and thereafter the salary shall be set at 1 ½% above the salary rate on January 1, 2011 and increased semi-annually by 1½% and ending July 1, 2013, for his respective term of office.

Moved by Mrs. Binder, seconded by Mr. Wood , put to a vote, unanimously carried and declared duly adopted on motion December 17, 2009.

Recognition of Legislators

Mrs. Binder stated every year the legislature faces the budget and she thinks that this year was one of the hardest budgets based on the landfill. Being the original legislator, every year we were faced with having to deal with debt and as today shows you, there has been no mechanism nor have there been enough funds to close that gap. If anyone has better suggestions, she welcomes them. Every time we thought we had a handle on it, something else happened. There were always the issues of layoffs and so on. She particularly did not like the process this year although she was part of it. She thinks we have to have a mechanism that allows us to at least have some general discussions a little bit sooner that we can plug in the final numbers but we have to be able to have everyone say that had an opportunity to come to us and not at this last meeting. If we voted no on this budget, it would have gone back to the original budget presented by the County Manager with all of the layoffs and to her that was not the alternative she could support. So although we have closed some of the gaps, even talking about this trash issue, hopefully by doing what we did, we can learn over the next few months if we have to, we can start amending. We have other issues that haven't gone on the table yet. Although like Mr. Hogue stated it may not be a very happy year, she wishes everyone a healthy one. Hopefully we can work through this without finger pointing.

Mr. Sager stated he wanted to read something and it is nothing against his peers. You will note in the budget comments that were submitted that there are two letters from a Mr. Goldberger from Brooklyn and Bethel that makes certain threats towards himself and he would like to comment. Dear Sullivan County residents and members of the Sullivan County Legislature because these comments are now of public record and were intended to influence the county's budget process, he felt that it was important to shed some light on the comments sent in by Mr. Goldberger. He has requested that Mr. Goldberger's comments be read aloud and will respond and if any of my fellow legislators would like to comment further, that is fine. As you may know, he has co-founded and have been a public spokesman for a group called Voters for Election Integrity. He has taken on this role as a private citizen and have not done this work in his role of Sullivan County Legislator for District 1. His advocacy has been in response to voter registration drive by a group calling themselves The Community Council of Bethel. This group attempted to register as many seasonal bungalow colonies as possible to vote in the Town of Bethel. The reasons for this voter registration drive are many and is not necessary to articulate them all now. The reasons behind the voter registration drive have been a part of the Bethel Town Board's objection to the recent building of a community center and Shul which was deemed unsafe and illegal. It has been the position of VEI that any and all legally qualified voters should register and vote in the community they reside in. There are election laws, statues and case law in place that clearly states who can register validly in the community. The laws also talk about numerous criteria that collectively define the concept of residency for voting purposes. VEI has always and will continue to use the New York State Election Law as a basis for its argument against registrations of people who are lodged in seasonally, unwinterized bungalow colonies. Furthermore, it has been documented summer bungalow colonies are licensed by the New York State Department of Health to operate there in a very short window of time and are classified by law as temporary residences. He and VEI want to state that their opposition of people who are voting from bungalow colonies have nothing to do with race, religion or anything else and everything to do with the law which we carefully articulated in our public remarks and the affidavit we presented as part of the official challenge the group made. There are 48 religious and non-religious bungalow colonies in the Town of Bethel alone. If everyone who vacationed at a bungalow colony in the summer registered to vote here and was allowed to vote local residents and voters

would be totally disenfranchised. Now multiply that by the number of vacation bungalows throughout Sullivan County and the entire region, and you would see an inequity that would need to be addressed. VEI has hung its hat on the law and the understanding of what it means to people who reside in the town to determine their future as a political community. Just as voting is a cherished right, so is it the legal right of VEI to make a challenge to voter registration. We have done this without engaging in rhetoric, which is divisive and discriminatory. To call the work of VEI discriminatory, crude or anti-Semitic, as Mr. Goldberger outright states or implies, is simply an offensive and unsophisticated age old red herring that we say no to and will not accept this rhetoric as part of any public discourse. Because we have conducted ourselves in this matter he thinks it is relevant to point out that in his letters, Mr. Goldberger has attacked me personally as well as threatened the county. He was to correctly clear up the incorrect information about his taxes in Mr. Goldberger's letter. Mr. Goldberg claims that he pays roughly \$2700 in property taxes and school taxes when in fact he pays \$15,000 in both property and school tax on two properties that he owns in Sullivan County. This information is a matter of public record. And now some background on Mr. Goldberger. During our researching and canvassing of newly registered voters, and the places they listed as residents of the Town of Bethel, we came across registrations of Mr. and Mrs. Goldberger who have listed their registration for voting purposes as 1493 State Route 17B in White Lake. This address is listed in Bethel and in county records as vacant land. This is not the land upon which Mr. Goldberger and his wife actually keep their trailer. Furthermore the Goldberger's do not own the 1493 vacant property nor do they own the land that the trailer sits on. Oddly, Mr. Goldberger has stated in the press that he pays taxes on this land. My point here is this. Regardless whether or not, the Goldbergers spend the summer in a bungalow colony or a trailer, at the time VEI was making its challenge, it challenged registrants who claim bungalow colony or had addresses we could not confirm. It may very well be that the Goldbergers have their registrations upheld if they can clear up the address surrounding where they actually claim to vote and if the BOE determines that they indeed are residents for voting purposes. Either way, VEI had made a series of credible challenges that will result in an important community dialogue about the future voting in Bethel and all of Sullivan County. We stand by our work and ask you to do two things. Say no to a tax on people and groups who exercise their rights under the law and prior to a determination being made on the validity of his and his wife's voter registration, Mr. Goldberger is threatening the county's tax base by stating he will use his professional status as a property tax consultant to help many people grieve their taxes. He asks everyone to say no here and now to people who make threats to the Sullivan County Legislature and all of the taxpayers of Sullivan County. Thank you.

Mrs. LaBuda stated good afternoon. There is a lot of emotion going on here today and she wants everyone to know that she feels DPW's pain. She too has some family members who were laid off a couple of months ago. A couple of months ago, we directed the County Manager to present us a budget with a five percent property tax increase—a single digit property tax increase. This body then had the opportunity to go through the tentative budget and make our own adjustments. In the past two years, our DPW budget has been cut by 48 bodies. Now I don't need to remind all of us how valuable this department is. This is the department that takes care of our roads, our bridges, our seniors, our veterans and our school buses who transport our most precious cargo, our children. If our roads aren't safe, lives could be lost. Having said that every department should have given back something if at all possible and that was not the case. We have people on this list that are making \$20,000 or \$30,000 that are being laid off and wind up on unemployment and eventually welfare. She couldn't in good confidence vote for this amended budget knowing that everyone doesn't share the pain and she is not willing to sacrifice the foundation of our county to save the top of the pyramid. Thank you.

Mr. Sorensen stated with the current budget crisis, he is increasingly concerned with moving forward with the jail project both from a financing standpoint and another unfunded state mandate coming down to us, the state is taking back money especially in recent weeks which was committed to school districts and county agencies. He knows that we extended an invitation for the Department of Corrections to come down here. He understands that they first agreed to that and then opted to not to agree to it. He felt uncomfortable with that. But until there is a public presentation and information that tells me that it is an actual state mandate, he thinks that we need to actually pull back from this project for the simple sake that he doesn't know how this county is going to absorb another \$80 million dollars in debt service. He thinks we need to tell the state we can't afford this and look for alternatives.

Mr. Hiatt stated he doesn't disagree with what Mr. Sorensen says but he is hoping that when the COC people come down they can enlighten us.

Chairman Rouis stated he doesn't know where he has heard that they are not willing to participate in a meeting but his last communication with the County Manager and staff was that they were in the process of setting that meeting up.

Manager Fanslau stated we just don't have a date at this point. We have Tom Belign, the Chairman of the Commission and the Undersheriff is in the audience and he was at the same meeting he was, but he is willing to come down but we just don't have a date yet.

Mr. Hiatt stated he doesn't know anyone on this legislature who hasn't been ringing their hands for a long time regarding this budget. No offense to the County Manager, but we can only have government we can afford. We have a duty to everyone, meaning the taxpayers. On the other hand, we have got people with whom we work and we have a duty to them as well. We are servants to both of them and trying to balance it is the tough part. He can tell you that just raising taxes, is not the answer. We have to find other ways and he knows that the County Manager was really focusing on the money in his budget but this is a step back from it and we put a lot of jobs back in to provide a lot of important services to the county. And as an alternative, it is a better way of doing business. He would prefer ultimately if we have to reduce the size because we don't have the money then we have to do it. He would prefer over the time period to do it through attrition. He has asked the personnel department for their attrition numbers and he has received them for the last couple of years. He really things that we can do that through attrition rather than someone losing their job and if someone leaves their job, that is a whole other story as it is their choice and less painful that way. The reason he did vote for this budget as it was less painful and gives us time to really continue to look at how we can do things more efficiently. In regards to Mr. Sager and what his happening out in Bethel, self determination is a big deal. He appreciates the fact that he and individuals are proceeding forward based on principle rather than focusing on personalities. We are entitled to disagree about how our lives should be run and who runs our lives and that is okay. But personal attacks he agrees also are divisive, unnecessary and counterproductive and that is not the kind of society he wants to live in. He wanted to commend Mr. Sager for keeping it on a non personal principle basis.

Mr. Sager stated thank you.

Chairman Rouis stated to wrap things up, he has to say that this was, as we outlined several months ago, going to be one of the most difficult budget processes that we were going to have to go through. As we sat through public hearings that took place around the county from Tusten to Liberty to Mamakating to Thompson, the meetings at the legislature, it was very clear and evident that difficult decisions were going to have to be made and were not going to be easy. It basically pitted department against department, Commissioner against Commissioner and at times, legislator against legislator advocating for what he truly believes in the end, what they truly believe is the right thing. However it doesn't change the fact like Mr. Hiatt stated, we are faced with having to balance the revenue picture and the cards we have been dealt with the expenses we can afford. It is never easy. He does not sit up here for one minute and think decisions made today will make anybody happy but we all have a duty to do. We ran for election and we are an elected office and have to make decisions and he thinks we did just that today. He thinks we heard a good debate about the issues. He thinks there is a good advocacy for issues that were felt to be important and ultimately the compromise that was reached will allow the government to run in a way that will continue to serve our constituents not at the level that anyone here would like to have but at the level we need to have. He thanked the County Manager and his staff, the department heads, the Commissioners and all who participated in this process in a way that they never have before. When asked to respond, they respond. When asked for further information, they give further information. He feels that they dealt with us in a fair and upfront manner. He feels as a group of legislators whether we agreed or disagreed, we dealt with them in a fair and upfront manner. The process was open to the public in a way that it has never been done before. We had hundreds of people come out when in the past, we had less than ten. He commends everyone for their efforts with the understanding that the process has just begun. It hasn't finished. We are going to be dealt serious circumstances in April or May when the state passes their budget and will ultimately be passing down costs and reducing our revenues. This process is on-going and what we did today, was get from now to then. He is going to ask the County Manager and the Commissioner of Management and Budget to provide us on a bi-monthly basis with a tracking of the flow of our revenue streams and expense items in a greater detail then we ever had to look at before. Given the fact that we have very little to rely on as a "cushion", if we are dealt with any significant changes in revenue or expense, we are going to have to react quickly otherwise we will find ourselves at the end of 2010 sitting right back here dealing with the same set of circumstances. He looks forward to working with everyone and he truly understands everyone's position. We all have to come here on January 1st again and reshuffle the deck and so what we were elected to do which is best for the county. As Mr. Hogue stated he wishes everyone a good holiday season.

There being no further business, Mrs. Binder moved to adjourn, seconded by Mr. Hiatt, put to a vote and carried. The Regular Meeting was declared closed at 3:27PM subject to the call of the Chairman.

ANNMARIE MARTIN, Clerk of the Legislature