



AGENDA

Legislative Monthly Meeting for January 24, 2013 at 2:00PM

Call to Order

Pledge of Allegiance

Roll Call of Legislators

Communications

Public Comment

Resolutions:

1. Set Public Hearing for February 21, 2013 at 1:50PM for a proposed local law amending Chapter 3 of the Sullivan County Charter and Sections of the Sullivan County Code
2. Execute an Interim Agreement with the NYS Nurses Association for continuation of Health Insurance Benefits
3. Amend Resolution 314-12 as previously amended by Resolution No. 372-12
4. Authorize allocation of minigrants from NYSDOH Rural Minority Health Grant Funding
5. Authorize the preparation and submission of a Community capital Assistance Program Grant
6. Apply, accept and contract with the NYSDOH for continuation of the Rural Health Network Grant
7. Authorize contract with Mike Preis, Inc for NYS Disability Benefits coverage.
8. Authorize engineering services for one site water distribution system for the SCIA
9. Reappoint three members to the Sullivan County Parks and Recreation Commission
10. Deny the correction of the 2012 tax roll MA 6-1-3 to Carpentier
11. Correct the 2013 tax roll DE 10-1-5 to Brooks
12. Authorize the Probation Department to enter into a videoconferencing program
13. Executive documents to accept the award/funding for the Ignition Interlock Device Monitoring Program
14. Execute a settlement agreement with AT&T Corp for outstanding E911 surcharges fees
15. Grant an extension to submit the final 2012 report by the Law Enforcement Review Panel
16. Retain Coughlin and Gerhart, LLP to represent the County of Sullivan (**needs to be amended**)

Recognition of Legislators

Announcements from Chair

Adjournment or Close

RESOLUTION INTRODUCED BY _____ TO SET A PUBLIC HEARING FOR A PROPOSED LOCAL LAW ENTITLED “A LOCAL LAW AMENDING CHAPTER 3 OF THE SULLIVAN COUNTY CHARTER and SECTIONS A-3, A7, AND 8.1 OF THE SULLIVAN COUNTY CODE”

WHEREAS, there has been introduced and presented at a meeting of the Sullivan County Legislature held on January 24, 2013 a proposed Local Law entitled “A Local Law Amending Chapter 3 of the Sullivan County charter and Sections A3, A7, and 8.1 of the Sullivan County Code.”

NOW, THEREFORE, BE IT RESOLVED, that a public hearing be held on said proposed local law by the Sullivan County Legislature on February 21, 2013, at 1:50PM, in the Legislative Chambers, County Government Center, Monticello, New York, and at least six (6) days’ notice of the public hearing be given by the Clerk of the Sullivan County Legislature by due posting thereof on the bulletin board of the County of Sullivan and by publishing such notice at least once in the official newspapers of the County.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2013.

COUNTY OF SULLIVAN
NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that there has been duly presented and introduced at a meeting of the Legislature of the County of Sullivan, New York, held on January 24, 2013, a proposed Local Law entitled "A Local Law Amending Chapter 3 of the Sullivan County Charter and Sections A-3, A7, AND 8.1 of the Sullivan County Code."

NOTICE IS FURTHER GIVEN that the Legislature of the County of Sullivan will conduct a public hearing on the aforesaid proposed Local Law at the Legislature's Meeting Room, County Government Center, Monticello, New York, 12701, on February 21, 2013 at 1:50 p.m. at which time all persons interested will be heard.

DATED: Monticello, New York
January 24, 2013

ANNMARIE MARTIN
Clerk of the Legislature
County of Sullivan, New York

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**RESOLUTION NO. INTRODUCED BY THE PERSONNEL COMMITTEE
TO AUTHORIZE THE COUNTY MANAGER TO EXECUTE AN INTERIM
AGREEMENT WITH THE NEW YORK STATE NURSES ASSOCIATION FOR
CONTINUATION OF HEALTH INSURANCE BENEFITS**

WHEREAS, the County of Sullivan and the New York State Nurses Association are parties to a collective bargaining agreement that expired on December 31, 2012, (hereinafter “old agreement”); and

WHEREAS, the parties are in the process of negotiating, but have not executed, a new collective bargaining agreement (hereinafter “new agreement”); and

WHEREAS, by operation of law, the terms and conditions of employment continue until such time as a new collective bargaining agreement is in place, requiring the County to continue to provide health insurance benefits through the New York State Nurses Association Benefits Fund (hereinafter “Fund”); and

WHEREAS, the Trustees of the Fund had established previous rate for health insurance benefits to be \$15,389 per annum for full-time employees, and a pro-rated amount for permanent part-time employees (hereinafter “old rate”); and

WHEREAS, the Trustees of the Fund have established for the period from the expiration date of the old agreement to December 31, 2013 a new rate of \$14,801 per annum for continuation of coverage for the full-time employees, and a pro-rated amount for permanent part-time employees (“hereinafter “new rate”); and

WHEREAS, the new rate is lower than the old rate; and

WHEREAS, it is in the best interests of the County of Sullivan to enter into the proposed Interim Agreement until such time as a new collective bargaining agreement is executed between the County and the New York State Nurses Association.

NOW, THEREFORE, BE IT RESOLVED, by the Sullivan County Legislature that the County Manager is authorized to enter into the attached Interim Agreement.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2013.

(4/7/98)

INTERIM AGREEMENT

WHEREAS, COUNTY OF SULLIVAN (the "Employer") and the NEW YORK STATE NURSES ASSOCIATION (the "Association") are parties to a collective bargaining agreement which terminated on December 31, 2012, (the "old agreement"); and

WHEREAS, the parties are in the process of negotiating, but have not executed, a new collective bargaining agreement (the "new agreement"); and

WHEREAS, the old agreement provided for the Employer to contribute to the New York State Nurses Association Benefits Fund (the "Fund") certain sums, on a monthly basis, on behalf of covered employees (the "old rate"); and

WHEREAS, the parties are desirous of continuing coverage pending the executing of a new agreement; and

WHEREAS, the Trustees of the Fund have established for the period from the expiration date of the old agreement to December 31, 2013 a rate of \$14,801 per annum for continuation of coverage for full-time employees, and a pro-rated amount for permanent part-time

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employees (the "new rate"); and

WHEREAS, the new rate is lower than the old rate.

NOW, THEREFORE, it is agreed as follows:

(1) The Employer shall make monthly payments to the Fund at the new rate.

(2) Anything herein to the contrary notwithstanding:

(i) If the Trustees of the Fund establish a new contribution rate for the period after December 31, 2013, the new rate set forth in this agreement shall automatically change to the new rate established by the Trustees, on its effective date but no sooner than 60 days after the date the notice of rate change is mailed by the Fund to the Employer; and

(ii) This agreement may be terminated by either party on 45 days written notice to the other party and to the Fund, unless sooner terminated by the execution of a new agreement.

(3) All controversies relating to this agreement, including claims for non-timely payment of monthly contributions to the Fund, shall be submitted for arbitration in accordance with the American Arbitration Association Voluntary Labor Arbitration Rules.

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(the following paragraph may but need not be included)

(4) The Employer's obligation to make contributions hereunder and the benefit coverage for employees shall be suspended immediately upon and during the duration of any strike, without obligation to make retroactive contributions for the period of the strike, unless the Employer expressly agrees in writing to make contributions during such period.

IN WITNESS WHEREOF, the Employer and the Association have executed this agreement.

COUNTY OF SULLIVAN

By: _____
(Title)

Date:

NEW YORK STATE NURSES ASSOCIATION

By: _____
(Title)

Date:

RESOLUTION NO. INTRODUCED BY THE HEALTH AND FAMILY SERVICES COMMITTEE TO AMEND RESOLUTION 314-12 AS PREVIOUSLY AMENDED BY RESOLUTION NO. 372-12 THAT CREATED THE HEALTH AND FAMILY SERVICES REVIEW PANEL

WHEREAS, the County Legislature adopted Resolution no. 314-12 on September 20, 2012, which Resolution created the Social Services Review Panel, and

WHEREAS, and on November 15, 2012, by Resolution no. 372-12 the County Legislature amended 314-12 to change the title of the Social Services Review Panel to the Health and Family Services Review Panel, and

WHEREAS, there is a desire to further amend the Resolution 314-12 to extend the Health and Family Services Review Panel to meet once a month or more often as necessary through the 2013 calendar year.

NOW, THEREFORE, BE IT RESOLVED that Resolution No. 314-12 is hereby further amended by the Sullivan County Legislature.

Moved by:

Seconded by:

RESOLUTION INTRODUCED BY THE PUBLIC WORKS COMMITTEE

RESOLUTION TO AUTHORIZE THE PREPARATION AND SUBMISSION OF A COMMUNITY CAPITAL ASSISTANCE PROGRAM (CCAP) GRANT APPLICATION, OFFERING DORMITORY AUTHORITY OF THE STATE OF NY (DASNY) BOND PROCEED FUNDS, FOR A CAPITAL COST PROJECT ASSOCIATED WITH THE RENOVATION OF THE SULLIVAN COUNTY INTERNATIONAL AIRPORT (SCIA).

WHEREAS, the Division of Public Works (DPW), has identified a need for capital cost renovations and repairs of the Sullivan County International Airport (SCIA) terminal; and

WHEREAS, previously this year the NYS Assembly confirmed receipt of NYS Assemblywoman Aileen Gunthers's Capital Project Description and Nomination Form that provides for the County of Sullivan to receive capital funding in the amount of \$75,000.00 from the Community Capital Assistance Program (CCAP), a reimbursement program, which is made available by the NYS Assembly and Senate, which is funded via bond proceeds from the Dormitory Authority of the State of NY (DASNY), whom is administering the program on the NYS Assembly and Senate's behalf; and

WHEREAS, Sullivan County Legislative Resolution #177-12 authorized the submission of the \$75,000.00 application request for funding; and

WHEREAS, Sullivan County has been advised that NYS Assemblywoman Aileen Gunther's Capital Project Description and Nomination Form is being amended to include an additional \$100,000.00 in funds from the CCAP, bringing the total amount of funding for the capital cost project at the SCIA to \$175,000.00; and

WHEREAS, the County of Sullivan is deemed eligible to submit an application for CCAP funding in the amount of \$175,000.00, wherein there is no matching requirement.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby authorizes the County Manager and / or the Chairman of the County Legislature (*as required by the funding source award agreement*) to execute any and all necessary documents to submit the CCAP application for funding, to accept the award, and enter into an award agreement or contract to administer the funding secured, in such form as the County Attorney shall approve; and

BE IT FURTHER RESOLVED, that should the CCAP funding be terminated, the County shall not be obligated to continue any action undertaken by the use of this funding.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2013.

**RESOLUTION INTRODUCED BY HEALTH & FAMILY SERVICES COMMITTEE
TO AUTHORIZE ALLOCATION OF MINI-GRANTS FROM NYSDOH RURAL MINORITY
HEALTH GRANT FUNDING:**

WHEREAS, Sullivan County Public Health Services successfully applied for a Rural Minority Health Grant for a two year period September 1, 2011 – July 31, 2013, and

WHEREAS, a requirement of year two of the funding (September 1, 2012 – July 31, 2013) is distribution of mini-grants to agencies approved by a grant subcommittee; such mini-grants aimed at reducing health disparities among minority populations, and

WHEREAS, three applications for mini-grants were received and approved by said subcommittee, as follows:

- Sullivan County BOCES to develop and implement a health literacy curriculum for adult education students: \$2,800;
- Hudson Valley Community Services d/b/a ARCS to develop and implement a smoking cessation program for people at risk of or infected with HIV: \$3,000
- Sullivan County Human Rights Commission to hold forums and workshops to inform residents of their health care rights: \$1,000, and

WHEREAS, to meet the requirements of the grant, it is necessary to enter into Memoranda of Understanding with the grantees,

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be authorized to sign agreements with these providers not to exceed the amounts shown above beginning January 1, 2013 through the remainder of the contract year which ends July 31, 2013.

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

**Moved by
Seconded by
and adopted on motion**

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**RESOLUTION INTRODUCED BY HEALTH & FAMILY SERVICES COMMITTEE
RESOLUTION TO AUTHORIZE SULLIVAN COUNTY PUBLIC HEALTH SERVICES
TO APPLY, ACCEPT, AND CONTRACT WITH THE NEW YORK STATE
DEPARTMENT OF HEALTH FOR CONTINUATION OF THE RURAL HEALTH
NETWORK GRANT**

WHEREAS, Resolution #497-06 of December 2006 allocated grant funding for the continuation of the Rural Health Network Grant for the multi-year period from February 1, 2009 to January 31, 2013 from New York State Department of Health to Sullivan County Public Health Services, and

WHEREAS, the New York State Department of Health will allocate grant funding up to \$300,000 for the continuation of the Rural Health Network Grant for each multi-year period April 1, 2013 to March 31, 2018, and

WHEREAS, in the event that funding is awarded, Sullivan County Public Health Services wishes to enter into an agreement with New York State Department of Health on an on-going basis dependent upon continued funding from the New York State Department of Health, to support objectives which will improve the health status of Sullivan County residents.

NOW, THEREFORE, BE IT RESOLVED, that Sullivan County Public Health Services be authorized to apply, accept and contract with New York State Department of Health for the Rural Health Network Grant for the multi-year period of April 1, 2013 to March 31, 2018, and

BE IT FURTHER RESOLVED, if funding is awarded that the Sullivan County Manager is hereby authorize to sign all necessary agreements with New York State Department of Health to accept the award and execute the contract, and

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

**Moved by
Seconded by
and declared duly adopted on motion**

**RESOLUTION INTRODUCED BY MANAGEMENT AND BUDGET COMMITTEE
TO AUTHORIZE AWARD & EXECUTION OF NEW YORK STATE DISABILITY
BENEFITS COVERAGE**

WHEREAS, a request for quotations was necessary for the replacement of the New York State Disability Benefits Coverage, ("Coverage") and

WHEREAS, Mike Preis, Inc. Insurance; P.O. Box 280, Callicoon, NY 12723 with National Benefit Life 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 Management and Budget 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 National Benefit Life Insurance Company at a price of \$9.40 per person/per month, beginning January 1, 2013 through December 31, 2014.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2013.

RESOLUTION INTRODUCED BY THE PUBLIC WORKS COMMITTEE

RESOLUTION TO AUTHORIZE THE AWARD OF ENGINEERING SERVICES FOR THE CONSTRUCTION INSPECTION SERVICES FOR 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 (NYSDOT); and

WHEREAS, a grant has been fully executed with the NYSDOT 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 \$73,600 for Construction Inspection Services; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be attached to any necessary agreements in connection with this project: and

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

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2013.

RESOLUTION INTRODUCED BY PUBLIC WORKS COMMITTEE

RESOLUTION TO REAPPOINT THREE (3) MEMBERS OF THE SULLIVAN COUNTY PARKS AND RECREATION COMMISSION

WHEREAS, parks are an important resource in Sullivan County; and

WHEREAS, Local Law No. 8 of 1977 established the Parks and Recreation Commission and its By-Laws state that members are appointed to three year terms; and

WHEREAS, the purpose of the Sullivan County Parks & Recreation Commission is to provide advice regarding the development, maintenance, and operation of county park and recreation facilities and programs; and

WHEREAS, there is a need to reappoint three (3) members to the Parks and Recreation Commission.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature does hereby reappoint the following individuals to the Parks and Recreation Commission:

<u>Appointment</u>	<u>Term</u>
Mr. Warren Bergstrom 120 Downs Rd. Monticello, NY 12701	01/01/13 – 12/31/15
Mrs. Darlene Haas 542 State Route 55 Eldred, NY 12732	01/01/13 – 12/31/15
Mr. Robert McCarty 12 Skyview Drive Liberty, NY 12745	01/01/13 – 12/31/15

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2013.

**RESOLUTION INTRODUCED BY PLANNING, ENVIRONMENTAL
MANAGEMENT AND REAL PROPERTY COMMITTEE TO
CORRECT THE 2012 TAX ROLL OF THE TOWN OF
MAMAKATING FOR TAX MAP #6.-1-3**

WHEREAS, an application dated October 26, 2012 having been filed by Richard and Ruth Carpentier with respect to property assessed to said applicant on the 2012 tax roll of the Town of Mamakating Tax Map #6.-1-3 pursuant to Section 556 of the Real Property Tax Law, to correct a clerical error on said tax roll resulting from a duplicate entry on the assessment and tax roll of the assessed valuation of an entire parcel; to wit, it was determined that for the 2012 tax rolls there was no duplicate assessment since the tax maps had been modified to exclude the acreage making up this parcel from the adjoining parcel; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated January 11, 2012 recommending this Board deny said application; and

WHEREAS, this Board has duly examined the application and report and does find as follows:

- (a) That the application be denied.

NOW, THEREFORE, BE IT RESOLVED, that the application be denied upon the grounds herein set forth; and

BE IT FURTHER RESOLVED, that the Chairman of the County Legislature be and he hereby is directed to note the decision of this Board on the application, execute an order to such effect to the officer having custody of the tax roll, send notice of denial to the applicant and file a copy of the records of this proceeding with the Clerk of the County Legislature.

Moved by _____,
Seconded by _____,
and adopted on motion _____ day of _____, 2013.

**RESOLUTION INTRODUCED BY PLANNING, ENVIRONMENTAL
MANAGEMENT AND REAL PROPERTY COMMITTEE TO
CORRECT THE 2013 TAX ROLL OF THE TOWN OF DELAWARE
FOR TAX MAP #10.-1-5**

WHEREAS, an application dated January 4, 2013 having been filed by Victor and Joyce Brooks with respect to property assessed to said applicant on the 2013 tax roll of the Town of Delaware Tax Map #10.-1-5 pursuant to Section 554 of the Real Property Tax Law, to correct a clerical error on said tax roll resulting from the failure of the tax roll to reflect an Aged Exemption to which property owners were entitled; and

WHEREAS, the Director of Real Property Tax Services has duly investigated the application and filed her report dated January 11, 2013 recommending this Board approve said application; and

WHEREAS, this Board has duly examined the application and report and does find as follows:

- (a) That the application be approved because of a clerical error

NOW, THEREFORE, BE IT RESOLVED, that the application be approved upon the grounds herein set forth; and

BE IT FURTHER RESOLVED, that the Chairman of the County Legislature be and he hereby is directed to note the decision of this Board on the application, execute an order to such effect to the officer having custody of the tax roll, send notice of approval to the applicant and file a copy of the records of this proceeding with the Clerk of the County Legislature; and

BE IT FURTHER RESOLVED, that the amount of any tax corrected pursuant to this Resolution shall be a charge upon the said municipal corporation or special district to the extent of any such municipal corporation or special district taxes that were so levied and that the amount so charged to any such municipal corporation or special district shall be included in the next ensuing tax levy and to the extent that the levy made pursuant to this resolution includes a relieved school tax, the Treasurer shall charge back such amount in accordance with law.

Moved by _____,
Seconded by _____,
and adopted on motion _____ day of _____, 2013.

RESOLUTION INTRODUCED BY THE PUBLIC SAFETY COMMITTEE TO AUTHORIZE THE SULLIVAN COUNTY PROBATION DEPARTMENT TO ENTER INTO A VIDEOCONFERENCING PROGRAM

WHEREAS, the Law Enforcement Review Panel has recommended decreasing the time expenditures of Probation Officers conducting Pre-Sentencing Investigations interviews, which would decrease the time and costs of inmates awaiting sentencing at the Sullivan County Jail, through implementation of a videoconferencing system, and

WHEREAS, the Probation Department has an MIS chargeback line item A3140-43.4308, in the amount of \$10,032 (pg. 333 of the 2013 Tentative Budget) which can be adjusted and utilized to offset videoconferencing costs.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Probation Department, MIS Department and the Sullivan County Sheriff's Office will implement a system for videoconferencing services in an effort to reduce County costs, and

BE IT FURTHER RESOLVED, that cost avoidance measurers will be jointly tracked and monitored quarterly by the Probation Department, the Sullivan County Jail and MIS, reporting these findings directly to the Sullivan County Legislature.

BE IT FURTHER RESOLVED, that these findings will include: Number of inmates/detainees served by videoconference; number of hours saved in transport and meetings; and other unintended benefits or consequences discovered through the use of the videoconferencing program.

Moved by:

Seconded by:

Adopted on motion:

RESOLUTION INTRODUCED BY THE PUBLIC SAFETY COMMITTEE TO AUTHORIZE THE SULLIVAN COUNTY MANAGER TO EXECUTE ANY AND ALL NECESSARY DOCUMENTS TO ACCEPT THE AWARD AND ACCESS THE FUNDING FOR THE IGNITION INTERLOCK DEVICE MONITORING PROGRAM.

WHEREAS, the New York State Division of Criminal Justice Services (DCJS) projected award for the Ignition Interlock Device Monitoring Program allocation is **\$29,426.00** for the 2012-2013 contract year, and

WHEREAS, based upon the 2012-2013 award for the Ignition Interlock Device Monitoring Program appropriation, DCJS will reimburse eligible expenditures for each sentencing order received which requires Ignition Interlock Device installation and monitoring up to the projected allocation,

WHEREAS, in order to access said funds it will be necessary for the County to file documents with the New York State Division of Criminal Justice Services,

NOW, THEREFORE, BE IT RESOLVED that the County Manager be and is hereby authorized to execute any and all necessary documents to accept the award and access the funding, in such form as the County Attorney shall approve.

Moved by:

Seconded by:

Adopted on motion:

Resolution No. _____

RESOLUTION INTRODUCED BY _____

RESOLUTION TO AUTHORIZE THE COUNTY MANAGER TO EXECUTE A SETTLEMENT AGREEMENT WITH AT&T CORP. FOR OUTSTANDING E911 SURCHARGE FEES

WHEREAS, AT&T Corp. discovered it was not billing, collecting and remitting certain line-based E911 surcharge fees for a 24 month period prior to June 2011; and

WHEREAS, AT&T Corp. desires to enter into a settlement agreement in order to remit to Sullivan County the past due balance of \$478.80; and

WHEREAS, it is in the best interest of Sullivan County to accept this settlement agreement;

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is authorized to execute a settlement agreement with AT&T Corp. in order for Sullivan County to collect \$478.80 it is owed in E911 surcharge fees. Such agreement to be in a form as approved by the County Attorney's Office.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2013.

RESOLUTION NO. INTRODUCED BY THE PUBLIC SAFETY AND LAW ENFORCEMENT COMMITTEE TO GRANT AN EXTENSION TO SUBMIT THE FINAL 2012 REPORT BY THE LAW ENFORCEMENT REVIEW PANEL AND TO AUTHORIZE THEIR MONTHLY MEETINGS

WHEREAS, Resolution No. 399-12 extended the due date for the Law Enforcement Review Panel to submit a final report of its findings for 2012, and

WHEREAS, Law Enforcement Review Panel has requested an extension to submit its 2012 final report to Jan 31, 2013, and

WHEREAS, the Sullivan County Legislature requests that the Law Enforcement Review Panel continue to meet once a month in 2013 in open public meetings,

NOW, THEREFORE, BE IT RESOLVED that the Law Enforcement Review Panel has been granted an extension to submit the final 2012 report by January 31, 2013, and

BE IT FURTHER RESOLVED, that in 2013 the Law Enforcement Review Panel will meet once a month in open public meetings and report back directly to the Sullivan County Legislature.

**RESOLUTION NO. INTRODUCED BY MANAGEMENT AND BUDGET COMMITTEE TO
RETAIN COUGHLIN AND GERHART, LLP TO REPRESENT THE COUNTY OF SULLIVAN**

WHEREAS, Coughlin and Gerhart, LLP, labor specialist, had been retained by the County of Sullivan (“County”) from 2008-2012 to represent the County on labor issues; and

WHEREAS, Coughlin and Gerhart, LLP were handling certain matters for the County, which the County Manager, Director of Human Resources and the County Attorney had recommended to be handled by Coughlin and Gerhart, LLP and not transferred to new Labor counsel; and

WHEREAS, Coughlin and Gerhart, LLP have been handling litigation in the Matter of Earl White v. County of Sullivan; and

WHEREAS, as a result of the aforesaid litigation, the Sullivan County Sheriff has now been joined as a party to that action; and

WHEREAS, the Sheriff and County have separate defenses to the said action and as a result, it has been recommended that the County continue its representation in this matter with Coughlin and Gerhart, LLP and the Sheriff be represented by present labor counsel, Roemer, Wallens, Gold & Mineaux, LLP; and

WHEREAS, Coughlin and Gerhart, LLP have agreed to continue to represent the County in the above referenced matter and the legal fees for said representation shall not exceed \$7,500.00.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager and County Attorney are hereby authorized to execute a Retainer Agreement with Coughlin and Gerhart, LLP in an amount not to exceed \$7,500.00 to continue to represent the County in the aforesaid designated matter.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2013.