



## Public Hearing 4:00PM 2014 Tax Cap Override

### AGENDA

Legislative Monthly Meeting for October 17, 2013 at 4:30PM

**Call to Order**

**Pledge of Allegiance**

**Roll Call of Legislators**

**Presentation:**

**Boys and Girls Clubs of Town of Walkill, Inc.**

**Communications**

**Public Comment**

**Resolutions:**

1. To schedule dates for public hearings on the County Tentative Budget for Fiscal Year 2014
2. Modify the 2013 County Budget
3. Create and fund a Building Maintenance and Construction Commitment within the fund balance of the General Fund
4. Create and fund a Capital Equipment and Infrastructure commitment within the fund balance of the General Fund
5. Authorize SCCC to request funds from the State University of New York Community College Capital Fund for campus equipment
6. Authorize SCCC to request funds from the State University of New York Community College Capital Fund for On Campus Site Work
7. Authorize SCCC to request funds from the State University of New York Community College Capital Fund for Renovations of Instructional Facilities
8. Authorize SCCC to request funds from the State University of New York Community College Capital Fund for Facility Upgrades
9. Authorize SCCC to request funds from the State University of New York Community College Capital Fund to Replace and Repair Campus Roofs
10. Authorize SCCC to request funds from the State University of New York Community College Capital Fund for Upgrades to Technology Equipment
11. Authorize SCCC to request funds from the State University of New York Community College Capital Fund for Various Computer Projects including the Installation of a New Wireless Computer System
12. Authorize County Manager to sign Office for the Aging Annual Implementation Plan
13. Award engineering services (Passero) for the design of airport drainage improvements for SCIA
14. Authorize contract modification with Poley Paving Corporation
15. Rescind a Drainage Easement along County Road 14
16. Authorize funding in the first instance of the Federal Aid and State Marchiselli Program
17. Authorize the payment rates for centerline miles for the contract year July 1, 2013-June 30, 2014

18. Amend Resolution No. 151-02 and 342-01 regarding compensation for court appointment language interpreter services
19. Calling on Governor Andrew M. Cuomo and the State Legislature to amend Chapter 1 of the Laws of 2013, The NY SAFE Act, to address County concerns and Implementation Problems.
20. Recognizing the Importance of Marine Patrols in County Law Enforcement and Calling for Amendments to the Navigation Law to Support County Marine Patrol Sustainability.
21. Calling on Governor Andrew M. Cuomo and the State Legislature to reform the Statewide Interoperable Communications Grants Program and more Equitably and Efficiently Allocate 9-1-1 Surcharge Funds to Counties.
22. Calling on the Governor and the State Legislature to Enact Legislation that will bring Mandate Relief to County Jails.
23. To approve the 2014 STOP DWI Plan and authorize the County Manager to sign any and all agreements necessary for the Plan.
24. To accept Fiscal Year 2012 Local Emergency Management Performance Grant (LEMPG).
25. To accept Fiscal Year 2013 Emergency Management Performance Grant (LEMPG).
26. Authorize contract with Pitney Bowes
27. Correct 2012 Tax Roll FA 28.-1-50./6901 to Gross
28. Cancel taxes and charge back appropriate taxing districts MA 38.-14-1
29. Convey MA 4.-1-53 to Glatt
30. Convey CA 3.-1-3 to Feuerstein
31. Convey TH 18.-1-80.2 to Krzysztofowicz

**Recognition of Legislators**

**Announcements from Chair**

**Adjournment or Close**

**RESOLUTION NO. INTRODUCED BY MANAGEMENT AND BUDGET  
COMMITTEE TO SCHEDULE DATES FOR PUBLIC HEARINGS ON THE COUNTY  
TENTATIVE BUDGET FOR FISCAL YEAR 2014**

**WHEREAS**, the Tentative Budget for the County of Sullivan for the fiscal year beginning January 1, 2014 will be reviewed by the Sullivan County Legislature in accordance with Rule 50(c) of the Rules of the County Legislature; and

**WHEREAS**, the County Legislature will hold public hearings on said Tentative Budget on Tuesday, December 10, 2013 at 5:30PM and Thursday, December 19, 2013 at 1:30PM in the Legislative Chambers of the Sullivan County Government Center, 100 North Street, Monticello, New York;

**NOW, THEREFORE, BE IT RESOLVED**, that the Clerk to the County Legislature is hereby authorized and directed to publish a notice of hearing in the official newspapers of the County; and

**BE IT FURTHER RESOLVED**, that at least five days shall lapse between the first publication of such notice and date specified for the hearing pursuant to Section 359 of the County Law.

**NOTICE OF PUBLIC HEARINGS ON TENTATIVE BUDGET**

**NOTICE IS HEREBY GIVEN** that the County Legislature of the County of Sullivan, New York, will meet in the Legislative Chambers of the Sullivan County Government Center, Monticello, New York on Tuesday, December 10, 2013 at 5:30PM and Thursday, December 19, 2013 at 1:30PM for the purpose of holding public hearings on the Tentative Budget of said County for the fiscal year beginning January 1, 2014.

Further notice is hereby given that copies of said Tentative Budget are available at the Office of the County Manager, Sullivan County Government Center, Monticello, New York where they may be inspected and procured by an interested person during business hours.

Pursuant to Section 359 of the County Law, the maximum salaries that may be fixed and payable during the fiscal year to the members of the County Legislature and to the Chairman thereof, respectively, are hereby specified as follows:

<b>County Legislator</b>	\$22,600
<b>Chair of the County Legislature</b>	\$31,600

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**RESOLUTION NO. INTRODUCED BY MANAGEMENT AND BUDGET  
COMMITTEE TO MODIFY THE 2013 COUNTY BUDGET**

**WHEREAS**, the County of Sullivan 2013 Budget requires modification,

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

**Moved by:**

**Seconded by:**

October 2013  
 Modifications to the 2013 Sullivan County Budget

Account Code	Account Description	Revenue		Appropriation	
		Increase	Decrease	Increase	Decrease
A-1010-42-4205	OFFICE PRINTING				30
A-1010-42-4206	OFFICE PUBLICATIONS			30	
A-1165-47-4708	DEPT INSURANCE			176	
A-1340-41-4104	AUTO/TRAVEL MILEAGE/TOLLS			750	
A-1340-47-4710	DEPT DEPT MISC/OTHER			35	
A-1340-R2210-R134	GEN SERV OTHR GOV CHARGBK - INTERDEPARTMENTL	785			
A-1345-42-4203	OFFICE OFFICE SUPPLIES			1,500	
A-1345-47-4707	DEPT MAINTENANCE IN LIEU OF RENT				1,500
A-1410-11-47-4702	DEPT EQUIP SERVICE/REPAIRS				88
A-1410-11-47-4708	DEPT INSURANCE			88	
A-1490-41-4102	AUTO/TRAVEL LODGING			480	
A-1490-42-4204	OFFICE POSTAGE				480
A-1620-197-47-4717	DEPT BLDG/PROP/EQUIP REPAIRS&MAINTNCE				85
A-1620-197-47-4730	DEPT JANITORIAL EXPENSE			85	
A-1620-20-44-4401	UTILITY ELECTRIC				65
A-1620-20-44-4404	UTILITY PROPANE			65	
A-1620-21-47-4717	DEPT BLDG/PROP/EQUIP REPAIRS&MAINTNCE			2,500	
A-1620-22-42-4203	OFFICE OFFICE SUPPLIES			200	
A-1620-22-46-4603	MISC SERV/EXP EMPL UNIFORM ALLOWANCE			200	
A-1620-22-47-4717	DEPT BLDG/PROP/EQUIP REPAIRS&MAINTNCE				200
A-1620-22-47-4717	DEPT BLDG/PROP/EQUIP REPAIRS&MAINTNCE				200
A-1620-22-47-4767	DEPT NYS/US REGISTRY FEES/FINES/ASSESS			100	
A-1620-24-45-4526	SPEC DEPT SUPPLY PAINT				100
A-1620-24-46-4604	MISC SERV/EXP REAL ESTATE TAXES				100
A-1620-26-47-4717	DEPT BLDG/PROP/EQUIP REPAIRS&MAINTNCE			150	
A-1620-28-47-4717	DEPT BLDG/PROP/EQUIP REPAIRS&MAINTNCE				2,500
A-1680-43-4302	COMPUTER HARDWARE PURCHASES/LEASES				83,000
A-1680-43-4303	COMPUTER SOFTWARE PURCHASE/LEASE			83,000	
A-1989-99-47-4736	DEPT CONTINGENT				50,000
A-3010-47-4708	DEPT INSURANCE			352	

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October 2013  
 Modifications to the 2013 Sullivan County Budget

Account Code	Account Description	Revenue Increase	Revenue Decrease	Appropriation Increase	Appropriation Decrease
A-3010-47-4717	DEPT BLDG/PROP/EQUIP REPAIRS&MAINTNCE				352
A-3020-44-4405	UTILITY PHONE LAND LINES				300
A-3020-46-4607	MISC SERV/EXP ANSWERING SERVICE			300	
A-3110-29-41-4102	AUTO/TRAVEL LODGING			750	
A-3110-29-47-4717	DEPT BLDG/PROP/EQUIP REPAIRS&MAINTNCE			1,000	
A-3110-29-47-4724	DEPT DRUG FORFEITURE PROCEEDS NYS			2,000	
A-3110-29-47-4744	DEPT CANINE UNIT				1,575
A-3110-29-R2626-R247	FORFEITR CRIME PROCDS MISC FEE/REIMBURSMNT	2,000			
A-3110-30-41-4102	AUTO/TRAVEL LODGING				250
A-3110-30-45-4549	SPEC DEPT SUPPLY SAFETY			75	
A-3140-16-45-4507	SPEC DEPT SUPPLY MEDICAL/CLINICAL				50
A-3140-16-45-4507	SPEC DEPT SUPPLY MEDICAL/CLINICAL				264
A-3140-16-47-4708	DEPT INSURANCE			264	
A-3140-16-47-4709	DEPT INTERPRETERS FEES			50	
A-3150-41-4105	AUTO/TRAVEL REGISTRATION FEES				400
A-3150-45-4541	SPEC DEPT SUPPLY SM EQUIP TOOLS APPLNCS, SM ELECT			400	
A-3150-47-4751	DEPT PRISONER HOUSING			50,000	
A-3410-47-4708	DEPT INSURANCE			88	
A-3410-47-4717	DEPT BLDG/PROP/EQUIP REPAIRS&MAINTNCE				88
A-4010-35-45-4501	SPEC DEPT SUPPLY SPEC DEPT SUPPLY MISC/OTHER				400
A-4010-35-45-4509	SPEC DEPT SUPPLY PATIENT EDUCATNL MATERIAL			400	
A-4320-40-46-4602	MISC SERV/EXP EMPL MEAL ALLOWANCE				100
A-4320-41-45-4509	SPEC DEPT SUPPLY PATIENT EDUCATNL MATERIAL				225
A-4320-41-46-4612	MISC SERV/EXP EMPL TRAINING			225	
A-4320-41-46-4612	MISC SERV/EXP EMPL TRAINING			100	
A-5610-10-1011	PERSONAL SERV REGULAR PAY				1,822
A-5610-41-4105	AUTO/TRAVEL REGISTRATION FEES				199
A-5610-45-4537	SPEC DEPT SUPPLY DIESEL FUEL			1,025	
A-5610-45-4549	SPEC DEPT SUPPLY SAFETY			5	
A-5610-46-4604	MISC SERV/EXP REAL ESTATE TAXES				411

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October 2013  
 Modifications to the 2013 Sullivan County Budget

Account Code	Account Description	Revenue Increase	Revenue Decrease	Appropriation Increase	Appropriation Decrease
A-5610-47-4703	DEPT DUES				50
A-5610-47-4708	DEPT INSURANCE			2,658	
A-5610-47-4717	DEPT BLDG/PROP/EQUIP REPAIRS&MAINTNCE				1,030
A-5610-47-4730	DEPT JANITORIAL EXPENSE				80
A-5680-10-1011	PERSONAL SERV REGULAR PAY				750
A-5680-10-1012	PERSONAL SERV OVERTIME PAY			295	
A-5680-47-4708	DEPT INSURANCE			455	
A-6293-41-4105	AUTO/TRAVEL REGISTRATION FEES			400	
A-6293-43-4311	COMPUTER WEBINAR AND RELATED EXPENSES			130	
A-6293-47-4760	DEPT CLIENT EXPENSES				130
A-6293-47-4760	DEPT CLIENT EXPENSES				400
A-6293-47-4780	DEPT CLIENT TRAINING				
A-6293-R4791-R403	FED AID WIA OJT NEG	95,159		95,159	
A-6610-41-4101	AUTO/TRAVEL GASOLINE EXPENSE				105
A-6610-47-4708	DEPT INSURANCE			105	
A-7110-39-41-4104	AUTO/TRAVEL MILEAGE/TOLLS			100	
A-7110-39-42-4203	OFFICE OFFICE SUPPLIES			25	
A-7110-39-42-4206	OFFICE PUBLICATIONS				25
A-7110-39-47-4703	DEPT DUES				100
A-7110-82-10-1011	PERSONAL SERV REGULAR PAY				16,250
A-7110-82-80-8001	EMPL BENFTS FICA AND MEDICARE				1,032
A-7110-82-R2001-R107	PARK/REC CHARGE ADMISSIONS		13,808		
A-7110-82-R2001-R247	PARK/REC CHARGE MISC FEE/REIMBURSMNT		3,554		
A-7110-82-R2001-R392	PARK/REC CHARGE PARK PAVILLION RENTAL	80			
A-7450-203-44-4407	UTILITY UTILITY OTHER			5	
A-7450-203-45-4501	SPEC DEPT SUPPLY SPEC DEPT SUPPLY MISC/OTHER				5
A-7520-45-4503	SPEC DEPT SUPPLY RECREATION			735	
A-7520-45-4532	SPEC DEPT SUPPLY SEED/MULCH ETC			46	
A-7520-45-4540	SPEC DEPT SUPPLY PARTS/FLUIDS/FILTERS			10	
A-7520-46-4609	MISC SERV/EXP SPECIAL SERV/OTHER				735

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October 2013  
 Modifications to the 2013 Sullivan County Budget

Account Code	Account Description	Revenue		Appropriation	
		Increase	Decrease	Increase	Decrease
A-7520-47-4717	DEPT BLDG/PROP/EQUIP REPAIRS&MAINTNCE				10
A-7520-47-4766	DEPT CLEAN UP/BEAUTIFICATION				46
A-7610-87-42-4203	OFFICE OFFICE SUPPLIES				237
A-7610-87-45-4541	SPEC DEPT SUPPLY SM EQUIP TOOLS APLNCS, SM ELECT			237	
A-7610-88-40-4005	CONTRACT DIETICIAN/NUTRITIONIST SERVICES				240
A-7610-88-41-4102	AUTO/TRAVEL LODGING			120	
A-7610-88-41-4105	AUTO/TRAVEL REGISTRATION FEES			120	
A-7610-89-41-4102	AUTO/TRAVEL LODGING			276	
A-7610-89-41-4103	AUTO/TRAVEL MEALS			50	
A-7610-89-41-4105	AUTO/TRAVEL REGISTRATION FEES			125	
A-7610-89-41-4109	AUTO/TRAVEL CO FLEET CHARGEBACK			150	
A-7610-89-R4772-R295	FED AID AGING PROGRAM RSVP	601		601	
A-8020-90-41-4105	AUTO/TRAVEL REGISTRATION FEES			75	
A9901-90-9001	TRANSFERS COUNTY ROAD				1,640
A9901-90-9002	TRANSFERS ROAD MACHINERY			1,640	
A9999-R1189-R249	NON PROPERTY TAX MORTGAGE TAX	948			
<b>GENERAL FUND TOTAL</b>		<b>99,573</b>	<b>17,362</b>	<b>249,910</b>	<b>167,699</b>
CL-8160-40-4015	CONTRACT PROPERTY MAINTENANCE			825	
CL-8160-40-4015	CONTRACT PROPERTY MAINTENANCE			1,625	
CL-8160-40-4015	CONTRACT PROPERTY MAINTENANCE			14,000	
CL-8160-42-4201	OFFICE ADVERTISING				2,500
CL-8160-44-4401	UTILITY ELECTRIC				9,240
CL-8160-47-4708	DEPT INSURANCE				2,260
CL-8160-47-4717	DEPT BLDG/PROP/EQUIP REPAIRS&MAINTNCE				1,625
CL-8160-47-4717	DEPT BLDG/PROP/EQUIP REPAIRS&MAINTNCE				825
<b>SOLID WASTE FUND TOTAL</b>		<b>-</b>	<b>-</b>	<b>16,450</b>	<b>16,450</b>
D-3310-46-4603	MISC SERV/EXP EMPL UNIFORM ALLOWANCE				200
D-5020-46-4603	MISC SERV/EXP EMPL UNIFORM ALLOWANCE			60	

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October 2013  
 Modifications to the 2013 Sullivan County Budget

Account Code	Account Description	Revenue		Appropriation	
		Increase	Decrease	Increase	Decrease
D-5110-45-40-4038	CONTRACT CONSTRUCTION				13,000
D-5110-45-40-4038	CONTRACT CONSTRUCTION				6,500
D-5110-45-45-4518	SPEC DEPT SUPPLY ROAD SURFACE TREATMENT			6,500	
D-5110-45-45-4527	SPEC DEPT SUPPLY MISC STONE			13,000	
D-5110-45-46-4603	MISC SERV/EXP EMPL UNIFORM ALLOWANCE			1,575	
D-5110-45-47-4717	DEPT BLDG/PROP/EQUIP REPAIRS&MAINTNCE			50	
D-5110-45-47-4720	DEPT LABORATORY/XRAY EXPENSE				50
D-5110-46-40-4038	CONTRACT CONSTRUCTION			87,341	
D-5110-46-42-4203	OFFICE OFFICE SUPPLIES			50	
D-5110-46-45-4501	SPEC DEPT SUPPLY SPEC DEPT SUPPLY MISC/OTHER				1,485
D-5110-46-45-4525	SPEC DEPT SUPPLY BRIDGE MATERIAL & SUPPLIES				25
D-5110-46-45-4525	SPEC DEPT SUPPLY BRIDGE MATERIAL & SUPPLIES				87,341
D-5110-46-45-4526	SPEC DEPT SUPPLY PAINT			25	
D-5142-45-4534	SPEC DEPT SUPPLY SAND ICE CONTROL				2,500
D-5142-45-4541	SPEC DEPT SUPPLY SM EQUIP TOOLS APPLNCS, SM ELECT			2,500	
D-9998-R2770-R247	MISC REVENUE MISC FEE/REIMBURSMINT	1,640			
D-9998-R5031-R209	INTERFUND TRANSFER GENERAL FUND		1,640		
<b>COUNTY ROAD FUND TOTAL</b>		<b>1,640</b>	<b>1,640</b>	<b>111,101</b>	<b>111,101</b>
DM-5130-48-41-4104	AUTO/TRAVEL MILEAGE/TOLLS			10	
DM-5130-48-42-4206	OFFICE PUBLICATIONS			455	
DM-5130-48-45-4538	SPEC DEPT SUPPLY TIRES			30,000	
DM-5130-48-45-4541	SPEC DEPT SUPPLY SM EQUIP TOOLS APPLNCS, SM ELECT			630	
DM-5130-48-46-4603	MISC SERV/EXP EMPL UNIFORM ALLOWANCE			3,200	
DM-5130-48-47-4708	DEPT INSURANCE			16,076	
DM-5130-49-41-4106	AUTO/TRAVEL REPAIRS/MAINTENANCE				3,200
DM-5130-49-45-4540	SPEC DEPT SUPPLY PARTS/FLUIDS/FILTERS				16,086
DM-5130-49-45-4541	SPEC DEPT SUPPLY SM EQUIP TOOLS APPLNCS, SM ELECT			500	
DM-5130-49-45-4548	SPEC DEPT SUPPLY ELECTRICAL/PLUMBING			55	
DM-9997-R1710-R129	PUBLIC WORKS CHARGE CENTRAL GARAGE	30,000			

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October 2013  
 Modifications to the 2013 Sullivan County Budget

Account Code	Account Description	Revenue		Revenue		Appropriation		Appropriation	
		Increase	Decrease	Increase	Decrease	Increase	Decrease	Increase	Decrease
DM-9997-R5031-R209	INTERFUND TRANSFER GENERAL FUND	1,640							
	<b>ROAD MACHINERY FUND TOTAL</b>	<b>31,640</b>			-	<b>50,926</b>			<b>19,286</b>

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**RESOLUTION INTRODUCED BY THE MANAGEMENT AND BUDGET COMMITTEE TO CREATE AND FUND A BUILDING MAINTENANCE AND CONSTRUCTION COMMITMENT WITHIN THE FUND BALANCE OF THE GENERAL FUND**

**WHEREAS**, the Sullivan County Legislature adopted a Fund Balance Policy (“Policy”) that proscribes a policy and procedure with respect to the assigned and unassigned fund balance in the general fund, and

**WHEREAS**, the “Policy” suggests that the County will endeavor to maintain an assigned and unassigned fund balance in its general fund of five percent of regular general fund operating expenditures, and

**WHEREAS**, general fund operating expenditures in the 2013 adopted budget were \$157,410,639, which suggests the County should have a minimum assigned and unassigned fund balance equaling no less than \$7,870,532, and

**WHEREAS**, the 2013 Sullivan County Annual Financial Report states that County has \$1,116,190 of assigned fund balance and \$12,837,110 of unassigned fund balance totaling a combined \$13,953,300,

**WHEREAS**, there is \$6,082,768 of fund balance in excess of what is suggested by the adopted “Policy”, and

**WHEREAS**, the “Policy” allows for the Legislature to use assigned or unassigned fund balances during or outside the budget process for one-time expenditures to meet unusual opportunities, and

**WHEREAS**, the County owns a number of buildings in need of renovation and repair, and

**WHEREAS**, it is prudent to set aside funds for these projects which may include new construction.

**NOW, THEREFORE, BE IT RESOLVED**, that Sullivan County Legislature appropriates \$4,000,000 from the unassigned fund balance in the general fund to a committed fund balance for building maintenance and construction in the general fund.

**RESOLUTION INTRODUCED BY THE MANAGEMENT AND BUDGET COMMITTEE TO CREATE AND FUND A CAPITAL EQUIPMENT AND INFRASTRUCTURE COMMITMENT WITHIN THE FUND BALANCE OF THE GENERAL FUND**

**WHEREAS**, the Sullivan County Legislature adopted a Fund Balance Policy (“Policy”) that proscribes a policy and procedure with respect to the assigned and unassigned fund balance in the general fund, and

**WHEREAS**, the “Policy” suggests that the County will endeavor to maintain an assigned and unassigned fund balance in its general fund of five percent of regular general fund operating expenditures, and

**WHEREAS**, general fund operating expenditures in the 2013 adopted budget were \$157,410,639, which suggests the County should have a minimum assigned and unassigned fund balance equaling no less than \$7,870,532, and

**WHEREAS**, the 2013 Sullivan County Annual Financial Report states that the County has \$1,116,190 of assigned fund balance and \$12,837,110 of unassigned fund balance totaling a combined \$13,953,300,

**WHEREAS**, there is \$6,082,768 of fund balance in excess of what is suggested by the adopted “Policy”, and

**WHEREAS**, the “Policy” allows for the Legislature to use assigned or unassigned fund balances during or outside the budget process for one-time expenditures to meet unusual opportunities, and

**WHEREAS**, the County has an aging infrastructure and an aging vehicle and equipment fleet in need of repair and replacement, and

**WHEREAS**, it is prudent to set aside funds for these projects.

**NOW, THEREFORE, BE IT RESOLVED**, that Sullivan County Legislature appropriates \$2,000,000 from the unassigned fund balance in the general fund to a committed fund balance for capital equipment and infrastructure in the general fund.

**RESOLUTION INTRODUCED BY MANAGEMENT AND BUDGET COMMITTEE  
AUTHORIZING SULLIVAN COUNTY COMMUNITY COLLEGE TO REQUEST  
FUNDS FROM THE STATE UNIVERSITY OF NEW YORK COMMUNITY COLLEGE  
CAPITAL FUND FOR CAMPUS EQUIPMENT**

**WHEREAS**, Sullivan County as sponsor of Sullivan County Community College may accept funds other than county funds as its match for state capital funds; and

**WHEREAS**, the New York State enacted budget for community college capital programs included \$250,000 for campus equipment; and

**WHEREAS**, Sullivan County Community college will spend \$250,000 on campus equipment; and

**WHEREAS**, §603.7 of the Codes and Regulations of the State of New York permits Sullivan County to apply for matching funds through the SUNY Construction Fund for the New York State share of projects that are normally permitted within an approved capital construction budget.

**NOW THEREFORE BE IT RESOLVED**, that the Sullivan County Legislature hereby adopts this resolution and authorizes the Sullivan County Community College to request matching funds in the amount of \$125,000 from the State University of New York Community College Capital Program Fund.

**BE IT FURTHER RESOLVED**, that no funds from the County's General Fund should be committed for this purpose

**RESOLUTION INTRODUCED BY MANAGEMENT AND BUDGET COMMITTEE  
AUTHORIZING SULLIVAN COUNTY COMMUNITY COLLEGE TO REQUEST  
FUNDS FROM THE STATE UNIVERSITY OF NEW YORK COMMUNITY COLLEGE  
CAPITAL FUND FOR ON CAMPUS SITE WORK**

**WHEREAS**, Sullivan County as sponsor of Sullivan County Community College may accept funds other than county funds as its match for state capital funds; and

**WHEREAS**, the New York State enacted budget for community college capital programs included \$1,000,000 for on campus site work; and

**WHEREAS**, Sullivan County Community college will spend \$1,000,000 for on campus site work; and

**WHEREAS**, §603.7 of the Codes and Regulations of the State of New York permits Sullivan County to apply for matching funds through the SUNY Construction Fund for the New York State share of projects that are normally permitted within an approved capital construction budget.

**NOW THEREFORE BE IT RESOLVED**, that the Sullivan County Legislature hereby adopts this resolution and authorizes the Sullivan County Community College to request matching funds in the amount of \$500,000 from the State University of New York Community College Capital Program Fund.

**BE IT FURTHER RESOLVED**, that no funds from the County's General Fund should be committed for this purpose

**RESOLUTION INTRODUCED BY MANAGEMENT AND BUDGET COMMITTEE  
AUTHORIZING SULLIVAN COUNTY COMMUNITY COLLEGE TO REQUEST  
FUNDS FROM THE STATE UNIVERSITY OF NEW YORK COMMUNITY COLLEGE  
CAPITAL FUND FOR RENOVATIONS OF INSTRUCTIONAL FACILITIES**

**WHEREAS**, Sullivan County as sponsor of Sullivan County Community College may accept funds other than county funds as its match for state capital funds; and

**WHEREAS**, the New York State enacted budget for community college capital programs included \$500,000 for renovations of instructional facilities; and

**WHEREAS**, Sullivan County Community college will spend \$500,000 for renovations of instructional facilities; and

**WHEREAS**, §603.7 of the Codes and Regulations of the State of New York permits Sullivan County to apply for matching funds through the SUNY Construction Fund for the New York State share of projects that are normally permitted within an approved capital construction budget.

**NOW THEREFORE BE IT RESOLVED**, that the Sullivan County Legislature hereby adopts this resolution and authorizes the Sullivan County Community College to request matching funds in the amount of \$250,000 from the State University of New York Community College Capital Program Fund.

**BE IT FURTHER RESOLVED**, that no funds from the County's General Fund should be committed for this purpose



**RESOLUTION INTRODUCED BY MANAGEMENT AND BUDGET COMMITTEE  
AUTHORIZING SULLIVAN COUNTY COMMUNITY COLLEGE TO REQUEST  
FUNDS FROM THE STATE UNIVERSITY OF NEW YORK COMMUNITY COLLEGE  
CAPITAL FUND FOR FACILITY UPGRADES**

**WHEREAS**, Sullivan County as sponsor of Sullivan County Community College may accept funds other than county funds as its match for state capital funds; and

**WHEREAS**, the New York State enacted budget for community college capital programs included \$500,000 for Facility Upgrades; and

**WHEREAS**, Sullivan County Community college will spend \$500,000 on facility upgrades; and

**WHEREAS**, §603.7 of the Codes and Regulations of the State of New York permits Sullivan County to apply for matching funds through the SUNY Construction Fund for the New York State share of projects that are normally permitted within an approved capital construction budget.

**NOW THEREFORE BE IT RESOLVED**, that the Sullivan County Legislature hereby adopts this resolution and authorizes the Sullivan County Community College to request matching funds in the amount of \$250,000 from the State University of New York Community College Capital Program Fund.

**BE IT FURTHER RESOLVED**, that no funds from the County's General Fund should be committed for this purpose

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**RESOLUTION INTRODUCED BY MANAGEMENT AND BUDGET COMMITTEE  
AUTHORIZING SULLIVAN COUNTY COMMUNITY COLLEGE TO REQUEST  
FUNDS FROM THE STATE UNIVERSITY OF NEW YORK COMMUNITY COLLEGE  
CAPITAL FUND TO REPLACE AND REPAIR CAMPUS ROOFS**

**WHEREAS**, Sullivan County as sponsor of Sullivan County Community College may accept funds other than county funds as its match for state capital funds; and

**WHEREAS**, the New York State enacted budget for community college capital programs included \$925,000 to replace and repair campus roofs; and

**WHEREAS**, Sullivan County Community college will spend \$925,000 to replace and repair campus roofs; and

**WHEREAS**, §603.7 of the Codes and Regulations of the State of New York permits Sullivan County to apply for matching funds through the SUNY Construction Fund for the New York State share of projects that are normally permitted within an approved capital construction budget.

**NOW THEREFORE BE IT RESOLVED**, that the Sullivan County Legislature hereby adopts this resolution and authorizes the Sullivan County Community College to request matching funds in the amount of \$462,500 from the State University of New York Community College Capital Program Fund.

**BE IT FURTHER RESOLVED**, that no funds from the County's General Fund should be committed for this purpose

**RESOLUTION INTRODUCED BY MANAGEMENT AND BUDGET COMMITTEE  
AUTHORIZING SULLIVAN COUNTY COMMUNITY COLLEGE TO REQUEST  
FUNDS FROM THE STATE UNIVERSITY OF NEW YORK COMMUNITY COLLEGE  
CAPITAL FUND FOR UPGRADES TO TECHNOLOGY EQUIPMENT**

**WHEREAS**, Sullivan County as sponsor of Sullivan County Community College may accept funds other than county funds as its match for state capital funds; and

**WHEREAS**, the New York State enacted budget for community college capital programs included \$200,000 for upgrades to technology equipment; and

**WHEREAS**, Sullivan County Community college will spend \$200,000 on technology equipment; and

**WHEREAS**, §603.7 of the Codes and Regulations of the State of New York permits Sullivan County to apply for matching funds through the SUNY Construction Fund for the New York State share of projects that are normally permitted within an approved capital construction budget.

**NOW THEREFORE BE IT RESOLVED**, that the Sullivan County Legislature hereby adopts this resolution and authorizes the Sullivan County Community College to request matching funds in the amount of \$100,000 from the State University of New York Community College Capital Program Fund.

**BE IT FURTHER RESOLVED**, that no funds from the County's General Fund should be committed for this purpose

10

**RESOLUTION INTRODUCED BY MANAGEMENT AND BUDGET COMMITTEE  
AUTHORIZING SULLIVAN COUNTY COMMUNITY COLLEGE TO REQUEST  
FUNDS FROM THE STATE UNIVERSITY OF NEW YORK COMMUNITY COLLEGE  
CAPITAL FUND FOR VARIOUS COMPUTER PROJECTS INCLUDING THE  
INSTALLATION OF A NEW WIRELESS COMPUTER SYSTEM**

**WHEREAS**, Sullivan County as sponsor of Sullivan County Community College may accept funds other than county funds as its match for state capital funds; and

**WHEREAS**, the New York State enacted budget for community college capital programs included \$1,317,310 for various computer projects including the installation of a new wireless computer system; and

**WHEREAS**, Sullivan County Community college will spend \$1,317,310 for various computer projects including the installation of a new wireless computer system; and

**WHEREAS**, §603.7 of the Codes and Regulations of the State of New York permits Sullivan County to apply for matching funds through the SUNY Construction Fund for the New York State share of projects that are normally permitted within an approved capital construction budget.

**NOW THEREFORE BE IT RESOLVED**, that the Sullivan County Legislature hereby adopts this resolution and authorizes the Sullivan County Community College to request matching funds in the amount of \$658,655 from the State University of New York Community College Capital Program Fund.

**BE IT FURTHER RESOLVED**, that no funds from the County's General Fund should be committed for this purpose

11

**Resolution No.**

**RESOLUTION INTRODUCED BY HEALTH AND FAMILY SERVICES COMMITTEE TO AUTHORIZE THE COUNTY MANAGER TO SIGN OFFICE FOR THE AGING ANNUAL IMPLEMENTATION PLAN.**

**WHEREAS**, the Sullivan County Office for the Aging, Older Americans Act, Wellness in Nutrition, New York State Community Services for the Elderly Program, Expanded In-Home Services for the Elderly Program, Congregate Services Initiative, State Transportation Program, Caregiver Resource Center, Health Insurance Information Counseling and Assistance Program, Title V, and Long Term Care Insurance Educations and Outreach program authorize the expenditure of Federal and State funds for services for older people in Sullivan County; and

**WHEREAS**, State and Federal regulations require that the County prepare an Annual Plan outlining services to be provided through the above-mentioned programs; and

**WHEREAS**, the above-mentioned regulations require the County Manager to sign the Annual Plan; and

**WHEREAS**, the Sullivan County Office for the Aging will complete the required Annual Plan.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Manager be and is hereby authorized to sign any and all applications and agreements required to implement the Sullivan County Office for the Aging Annual Plan; and

**BE IT FURTHER RESOLVED**, that these applications and agreements be in such form as approved by the Sullivan County Department of Law; and

**BE IT FURTHER RESOLVED**, that all commitments and agreements are contingent upon receiving the necessary State and Federal allocations.

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 DESIGN OF AIRPORT DRAINAGE IMPROVEMENTS FOR SULLIVAN COUNTY INTERNATIONAL AIRPORT**

**WHEREAS**, Resolution No. 335-13 authorized the County Manager to apply for and execute AIP Grants, Agreements, Contracts, Certifications and Documentation for Engineering Services; and

**WHEREAS**, a grant has been fully executed the amount of \$70,900.00; and

**WHEREAS**, the FAA has obligated funding for 90% of the total cost of the project at the Sullivan County International Airport; and

**WHEREAS**, the New York State Department of Transportation share of the cost of the project is 5% of the total project cost; and

**WHEREAS**, the County has completed a qualifications-based selection process for an Airport Consultant and has selected 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 \$68,900.00 for Engineering 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 AUTHORIZE THE EXECUTION OF A CONTRACT MODIFICATION WITH POLEY PAVING CORPORATION**

**WHEREAS**, the County entered into an agreement with Poley Paving Corporation for the installation of a Potable Water System to the Sullivan County International Airport by Resolution 211-13; and

**WHEREAS**, additional work was requested by the County to install additional piping and electrical service for the non-potable water service for the purpose of fire protection to the Airport and an upgrade to an existing drainage pipe, in accordance B-13-16; and

**WHEREAS**, there is no additional cost to the County beyond the original amount budgeted by Resolution 323-09.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Manager is hereby authorized to execute a contract modification for the aforementioned services with Poley paving Corporation, PO Box 916, Liberty, NY, 12754 at a cost not to exceed \$98,698.50, said contract to be in such form as the County Attorney shall approve.

Moved by \_\_\_\_\_,  
Seconded by \_\_\_\_\_,  
and adopted on motion \_\_\_\_\_, 2013.

**RESOLUTION INTRODUCED BY PUBLIC WORKS COMMITTEE**

**RESOLUTION TO RESCIND A DRAINAGE EASEMENT ALONG COUNTY ROAD 14**

**WHEREAS**, since the reconstruction of County Road No. 14, the County Superintendent of Highways, has determined that a portion of the drainage easement, as shown as E-14-2 on Easement Map No. E-14-2 is no longer necessary; and

**WHEREAS**, as a result of the replacement of the town sanitary sewer upgrade in addition to other improvements along County Road No. 14, there is a need for a realignment of a drainage easement as show on a Boundary and Topographic Survey prepared by Sullivan County Division of Public Works; and

**WHEREAS**, Angel Rojas, Jr. and Antonio Fernandez are owners of real property located on County Road 14 (State Route Fifty-Five) and depicted on the Town of Bethel Real Property Tax Map as 34.-4-7; and

**WHEREAS**, pursuant to Resolution No. 310-11 adopted by the Sullivan County Legislature on July 21, 2011 the County acquired an appropriate drainage easement from Mr. Rojas and Mr. Fernandez; and

**WHEREAS**, a deed and map were filed in the Sullivan County Clerk's Office at Instrument No. 2013-4799 on June 28, 2013 attesting to the County interest in the drainage easement; and

**WHEREAS**, the prior drainage easement acquired by the County in 1954 is no longer necessary and pursuant to an understanding with Mr. Rojas and Mr. Fernandez the prior easement must be extinguished.

**NOW, THEREFORE, BE IT RESOLVED**, that the drainage easement acquired by the County in 1954, over Bethel 34.-4-7 shall be extinguished; and

**BE IT FURTHER RESOLVED**, that the Chairman is hereby authorized to execute all documents necessary to extinguish/rescind the drainage easement.

Moved by \_\_\_\_\_,

Seconded by \_\_\_\_\_,

and adopted on motion \_\_\_\_\_, 2013.

15



**RESOLUTION INTRODUCED BY PUBLIC WORKS COMMITTEE**

**RESOLUTION 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 East Broadway in the Village of Monticello and County Road 173 in the Town of Thompson, Sullivan County, P.I.N. 9752.91 (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 90% Federal funds and 10% non-Federal Funds; and

**WHEREAS**, Resolution 358-03 and Resolution 49-06 previously authorized the Project and the appropriation of \$545,000; and for Preliminary Engineering and Right-of-Way Incidentals work; 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 cost of the Locally Administered costs for Preliminary Engineering, Right-of-Way Incidentals and Right-of-Way Acquisition work; and

**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 cost for Preliminary Engineering, Right-of-Way Incidentals and Right-of-Way Acquisition work for the project or portions thereof; and

**BE IT FURTHER RESOLVED**, that the sum of \$ 55,401 is hereby appropriated in budget and made available to cover the cost increase of participation in the above phases of the Project; 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 of the County of Sullivan is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal-Aid and/or Marchiselli Aid on behalf of the County of Sullivan 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**, that a certified copy of this resolution be filed with the New York Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and

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

Moved by \_\_\_\_\_,  
Seconded by \_\_\_\_\_,  
and adopted on motion \_\_\_\_\_, 2013.

**RESOLUTION INTRODUCED BY THE PUBLIC WORKS COMMITTEE**

**RESOLUTION AUTHORIZING THE PAYMENT RATE FOR CENTERLINE MILES FOR THE CONTRACT YEAR JULY 1, 2013– JUNE 30 2014.**

**WHEREAS**, the County of Sullivan, per Resolution No. 359-12, dated October 18, 2012, entered into contract with the Towns of Bethel, Callicoon, Delaware, Fallsburg, Forestburgh, Fremont, Highland, Liberty, Lumberland, Mamakating, Neversink Rockland and Thompson to provide Snow and Ice control on various County Roads through June 30, 2015; and

**WHEREAS**, the contract states the Towns will be paid the rate Sullivan County received from the State of New York for snow and ice control on state highways the previous snow and ice season; and

**WHEREAS**, the County of Sullivan was paid the rate of \$5,496.66 per centerline mile for the 2012 -2013 contract year; and

**WHEREAS**, Section 135-a of the Highway Law of the State of New York authorizes the County to enter into contracts with the towns and villages for the control of snow and ice conditions on County Roads located within the Towns and Village; and

**WHEREAS**, said section of the Highway Law of the State of New York requires the approval by resolution of each of the legislative bodies of such County, Towns;

**NOW, THEREFORE, BE IT RESOLVED**, that the County of Sullivan pay the amount of \$5,496.66 per centerline mile for two lane highways and \$8,244.99 for three lane highways to the aforementioned Towns for the contract year July 1, 2013 – June 30, 2014.

**Moved by** \_\_\_\_\_,  
**Seconded by** \_\_\_\_\_,  
**and adopted on motion** \_\_\_\_\_, **2013.**

**RESOLUTION NO. INTRODUCED BY THE PUBLIC SAFETY COMMITTEE TO AMEND RESOLUTION NO. 151-02 AND RESOLUTION NO. 342-01 REGARDING COMPENSATION FOR COURT APPOINTED LANGUAGE INTERPRETER SERVICES.**

**WHEREAS**, an individual charged with a crime is guaranteed the ability to understand the nature of the proceedings against him pursuant to Article 1 Section 6 of the New York State Constitution,, and

**WHEREAS**, many people arrested within Sullivan County are not sufficiently fluent in the English language to understand the nature of the criminal proceedings against them and who cannot afford to pay for language interpreter services, and

**WHEREAS**, under such circumstances, town and village courts are required to provide language interpreter services, with the cost under these circumstances being a charge upon the county within which the court is located, pursuant to Sections 386 and 387 of the Judiciary Law; and

**WHEREAS**, pursuant to Resolution No. 342-01, compensation for such language interpreter services was previously established to be no more than fifteen dollars per hour; and

**WHEREAS**, there is a need due to increased costs for travel and time for such language interpreter services to increase the per hour fee to no more than thirty dollars per hour; and

**WHEREAS**, pursuant to Resolution No. 151-02, compensation for such language interpreter services was amended to permit payment in excess of fifteen dollars per hour but in no event more than seventy-five dollars per hour as authorized by the County Manager; and

**WHEREAS**, in certain circumstances, for certain languages, there are no certified interpreters reasonably proximate to Sullivan County and it is necessary: (1) pay a higher rate for these specialized interpreters, (2) pay a daily rate rather than an hourly rate, and/or (3) pay for travel time.

**NOW, THEREFORE, BE IT RESOLVED**, that Resolution No. 342-01 and Resolution No. 151-02 are hereby amended to increase the per hour fee to no more than thirty dollars per hour, and as necessary or required by individual circumstances the County Manager shall be authorized to permit payment in excess of thirty dollars an hour or a daily rate and/or travel time for court appointed language interpreter services effective July 1, 2013 and shall, in such cases set forth on the payment voucher for such sums the reason for the greater payment.

**Moved by,  
seconded by**

18

**RESOLUTION NO. INTRODUCED BY THE PUBLIC SAFETY COMMITTEE  
CALLING ON GOVERNOR ANDREW M. CUOMO AND THE STATE LEGISLATURE  
TO AMEND CHAPTER 1 OF THE LAWS OF 2013, THE NY SAFE ACT, TO ADDRESS  
COUNTY CONCERNS AND IMPLEMENTATION PROBLEMS**

**WHEREAS**, Chapter 1 of the Laws of 2013, known as the New York Secure Ammunition and Firearms Enforcement (NY SAFE) Act, was enacted on January 15, 2013, and

**WHEREAS**, the lawful ownership of firearms is, and has been, a valued tradition in the United States, and the rights protected by the Second Amendment to the United States Constitution are exercised by many of our residents, and

**WHEREAS**, the enactment of the NY SAFE Act (Chapter 1 of the Laws of 2013) has engendered significant controversy over both the process by which it was enacted and certain provisions contained within it, and

**WHEREAS**, the expedited process in crafting the NY SAFE Act resulted in complex policy changes, many of which resulted in problems with implementation in the months following the legislation's enactment, and

**WHEREAS**, the law requires mental health practitioners to report to the county Mental Health Commissioner, known as the Director of Community Services (DCS), any person who the mental health practitioner determines is likely to engage in conduct that would result in serious harm to self or others, and

**WHEREAS**, the law requires the DCS to determine whether or not he/she agrees that the person is likely to engage in such conduct, and if so, the DCS is then required to forward that person's name to the Division of Criminal Justice Services (DCJS), and

**WHEREAS**, the New York State Office of Mental Health (OMH) created a portal called ISARS for mental health practitioners to report information required under the statute, including the individual's county of residence, and

**WHEREAS**, a report from ISARS is sent to the DCS at the person's county of residence and then, if approved by the DCS, it is forwarded to DCJS for confirmation of the person's identity before finally forwarding that information to the sheriff or local law enforcement, and

**WHEREAS**, though the OMH ISARS portal has reduced the workload burden on counties in complying with the SAFE Act, it has not eliminated the burden, and county mental health departments continue to have to redirect staff away from their duties to review a significant volume of SAFE Act reports many of which require follow-up or additional information from the reporting practitioner, and

**WHEREAS**, the requirements of the SAFE Act are burdensome to county mental health departments, by straining resources and encumbering employees, without the funding required to support this mandate, and

**WHEREAS**, County Clerks across the state incurred significant burdens, costs and strain on their resources in dealing with new requirements of this act, including increased or new requirements in the firearms registration process, new FOIL opt-out procedures, and other permit and filing related matters, and

**WHEREAS**, counties will incur these problems again when the pistol permit recertification process occurs, increasing requirements for County Clerks Offices where local applications are currently processed, and

**WHEREAS**, county law enforcement, police officers and peace officers have experienced problems in gaining timely access to ammunition for their job training purposes, and

**WHEREAS**, the SAFE Act expressly states that no costs of this law shall be borne by local governments, however many county departments have experienced significant increases in their workload due to the new requirements the law creates, and

**WHEREAS**, 52 Counties in New York State have passed resolutions opposing the SAFE Act.

**NOW, THEREFORE, BE IT RESOLVED**, the Sullivan County Legislature calls on the Legislature and Governor Andrew M. Cuomo to work with counties to amend Chapter 1 of the Laws of 2013 in order to address the many administrative problems that have been faced by counties, as well as and address the county specific costs that have been incurred by counties to implement this legislation, and

**BE IT FURTHER RESOLVED**, that the Sullivan County Legislature calls on the New York State Police to provide clarity and assistance to counties as the State Police develops the statewide database, and

**BE IT FURTHER RESOLVED**, that the Clerk to the Legislature forward a copy of this resolution to President Barack Obama, Vice President Joseph Biden, Senator Charles Schumer, Senator Kirsten Gillibrand, Congressman Chris Gibson, NYS Governor Andrew Cuomo, NYS State Senator John Bonacic, NYS State Assemblywoman Aileen Gunther, and New York State Association of Counties.

**Moved by,  
seconded by**

19A

**RESOLUTION NO. INTRODUCED BY THE PUBLIC SAFETY COMMITTEE  
RECOGNIZING THE IMPORTANCE OF MARINE PATROLS IN COUNTY LAW  
ENFORCEMENT AND CALLING FOR AMENDMENTS TO THE NAVIGATION LAW  
TO SUPPORT COUNTY MARINE PATROL SUSTAINABILITY**

**WHEREAS**, counties across New York State ensure marine law enforcement and boating safety by providing law enforcement services regularly by entities, especially the county sheriff's patrols; and

**WHEREAS**, Section 3 of 79-B of the NYS Navigation Law provides a reimbursement rate for such services from the revenue raised from boaters registration fees by the New York State Office of Parks, Recreation and Historic Preservation (OPRHP); and

**WHEREAS**, the reimbursement rate was, previous to 2010, 75 percent and is currently at 50 percent of operational costs for those entities enforcing the State's navigation laws; and

**WHEREAS**, historically, motor boat registration fees were specifically raised, beginning in 2003, to ensure sufficient funding for the 75 percent reimbursement to entities providing these patrol services, however, currently most of the money raised through this fee is used for purposes other than those for which it was intended; and

**WHEREAS**, to ensure continued marine law enforcement and boating safety presence by county sheriff's patrols it is essential to restore the reimbursement rate to 75 percent, as without this level of funding financially stressed counties may be unable to provide and sustain these services for the people of the state; and

**WHEREAS**, both the NYS Park Police and the NY State Police have largely withdrawn from providing these marine services due to funding constraints and personnel shortages, leaving the responsibility to counties and local law enforcement; and

**WHEREAS**, restoration of the previously established reimbursement rate of 75 percent ensures entities, especially for the counties having a sheriff or county marine patrol presence on our state waterways, the protection of recreational boaters and increased safety.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sullivan County Legislature urges the State of New York to amend Section three of section 79-b of the Navigation Law changing the reimbursement rate to participating agencies from 50 percent to 75 percent to insure county sustainability in the enforcement of the navigation laws and enhancement of the safety of boaters and recreational users of the State's waterways which will restore the original intent of the 2003 fee increase; and

**BE IT FURTHER RESOLVED**, that the Clerk to the Legislature forward a copy of this resolution to President Barack Obama, Vice President Joseph Biden, Senator Charles Schumer, Senator Kirsten Gillibrand, Congressman Chris Gibson, NYS Governor Andrew Cuomo, NYS State Senator John Bonacic, NYS State Assemblywoman Aileen Gunther, and New York State Association of Counties.

**Moved by,  
seconded by**

20

**RESOLUTION NO. INTRODUCED BY THE PUBLIC SAFETY COMMITTEE  
CALLING ON GOVERNOR ANDREW M. CUOMO AND THE STATE LEGISLATURE  
TO REFORM THE STATEWIDE INTEROPERABLE COMMUNICATIONS GRANTS  
PROGRAM AND MORE EQUITABLY AND EFFICIENTLY ALLOCATE 9-1-1  
SURCHARGE FUNDS TO COUNTIES**

**WHEREAS**, the State of New York imposes a \$1.20 public safety surcharge on all wireless telephones, which is intended to fund 9-1-1 operations and help first responders and law enforcement to communicate and respond to emergencies; and

**WHEREAS**, after years of diverting the proceeds of this fund for non-public safety purposes, and to the detriment of local 9-1-1 centers, the State of New York has begun allocating more of these monies to counties in the form of Statewide Interoperable Communications Grants (SICG); and

**WHEREAS**, the Governor's office announced the second round of SICG awards in late February 2013 totaling \$102 million in funding previously appropriated in 2011-12 and 2012-13 State fiscal years; and

**WHEREAS**, it took more than six months after the award announcement before counties received their contract from the State and could officially begin work; and

**WHEREAS**, the 2013/14 Enacted State Budget allocated an additional \$75 million for the third round of the SICG program; and

**WHEREAS**, the RFA for Round Three of the SICG program was released on August 5, 2013 and applications are due by September 30, 2013; and

**WHEREAS**, while counties applauded these grants when the program was first created, counties have encountered numerous problems, including delays in the application process, delays in award announcements, delays in contract approval and decisions on the part of the State that are counterproductive to promoting and improving interoperability; and

**WHEREAS**, counties and other municipalities are the actual providers of 9-1-1 services to the people of New York State and incur substantial costs to upgrade and maintain communications systems, as well as keep up to date with technological changes such as Next Generation 9-1-1.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sullivan County Legislature calls upon Governor Andrew M. Cuomo, the State Legislature and the Division of Homeland Security and Emergency Services to undertake the following changes to the Statewide Interoperable Communications Grant program:

- Expand the allowable uses of the funds to address all areas of need across counties, and allow for the use of the funds for non-recurring operating expenses and other reasonable costs,
- Establish a regular and reliable grant application process and award cycle so that counties can depend upon and plan for this funding,
- Allow counties within a consortium to apply for grants as a group through one county when it may be convenient or conducive to the execution of a particular project,

- Allow counties to request a percentage of their grant award be advanced as up-front payment in order to help counties that are experiencing cash-flow problems that could otherwise delay important projects,
- Allow all counties access to funding regardless of the stage of their projects, and
- Increase the total amount of funding available to counties; and

**BE IT FURTHER RESOLVED**, that the Sullivan County Legislature calls upon the State Legislature and the Governor to pass legislation that authorizes all counties to create a public safety local surcharge to fund costs associated with the provision of 9-1-1; and

**BE IT FURTHER RESOLVED**, that the Sullivan County Legislature calls upon the State Legislature and the Governor to pass legislation that imposes the \$1.20 statewide and \$0.30 local surcharges on pre-paid wireless phones as well as all devices capable of connecting to 9-1-1 and direct those monies to counties; and

**BE IT FURTHER RESOLVED**, that the Clerk to the Legislature forward a copy of this resolution to President Barack Obama, Vice President Joseph Biden, Senator Charles Schumer, Senator Kirsten Gillibrand, Congressman Chris Gibson, NYS Governor Andrew Cuomo, NYS State Senator John Bonacic, NYS State Assemblywoman Aileen Gunther, and New York State Association of Counties.

**Moved by,**  
**seconded by**

21A



**RESOLUTION NO. INTRODUCED BY THE PUBLIC SAFETY COMMITTEE  
CALLING ON THE GOVERNOR AND THE STATE LEGISLATURE TO ENACT  
LEGISLATION THAT WILL BRING MANDATE RELIEF TO COUNTY JAILS**

**WHEREAS**, counties incur substantial costs to construct and maintain jail facilities for inmate populations in accordance with standards set by the New York State Commission of Correction; and

**WHEREAS**, the incarceration of parole violators in county jails is an unfunded State mandate on counties; and

**WHEREAS**, since the enactment of the 2009-10 State Budget, the state no longer provides counties with reimbursement for the cost of housing parole violators in county jails; and

**WHEREAS**, counties are mandated to pay for medical, hospital and dental expenses of parole violators incarcerated in county jails; and

**WHEREAS**, counties also incur great expenses to transport inmates to court for arraignments.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sullivan County Legislature calls upon Governor Andrew M. Cuomo and the New York State Legislature to enact legislation providing mandate relief for county jails that includes:

- Requiring that parole violators be incarcerated in State Correctional Facilities when they violate the terms and conditions of their parole;
- Allowing local jails to charge co-pays for medical visits in order to recoup costs associated with providing medical and psychiatric care; and
- Requiring judges to determine if it is appropriate for an inmate to use tele-conferencing equipment for appearance in court for arraignment, rather than traveling to the courthouse in person; and

**BE IT FURTHER RESOLVED**, that in order to offset the state and local costs of providing health care coverage of inpatient hospital services provided outside of local jails and State prisons, a concerted effort of the State and local governments must be made to improve the number of Medicaid eligible inmates who are enrolled in the program; and

**BE IT FURTHER RESOLVED**, that the Sullivan County Legislature urges Governor Andrew M. Cuomo and the New York State Commission of Correction, with support from the New York State Legislature, to continue to work with counties to identify ways to alleviate unfunded mandates and onerous requirements on county jails so they may operate more efficiently, while protecting the rights and safety of both inmates and employees of correctional facilities, saving county property tax dollars; and

**BE IT FURTHER RESOLVED**, that the Clerk to the Legislature forward a copy of this resolution to President Barack Obama, Vice President Joseph Biden, Senator Charles Schumer, Senator Kirsten Gillibrand, Congressman Chris Gibson, NYS Governor Andrew Cuomo, NYS State Senator John Bonacic, NYS State Assemblywoman Aileen Gunther, and New York State Association of Counties.

**Moved by,  
seconded by**

22

Resolution No. \_\_\_\_\_

**RESOLUTION INTRODUCED BY PUBLIC SAFETY COMMITTEE**

**RESOLUTION TO APPROVE THE 2014 STOP DWI PLAN AND AUTHORIZE THE COUNTY MANAGER TO SIGN ANY AND ALL AGREEMENTS NECESSARY FOR THE PLAN**

**WHEREAS**, the 2014 STOP DWI Plan has been prepared and requires the signature of the County Manager prior to being approved by the New York State Department of Motor Vehicles, Governor's Traffic Safety Committee, and

**WHEREAS**, the 2014 STOP DWI budget is \$262,000, and

**WHEREAS**, a copy of the 2014 STOP DWI Plan is on file in the County Manager's Office.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Manager is authorized to sign any and all agreements with the State of New York and all appropriate agencies to affect the 2014 STOP DWI Plan, said agreements to be in such form as the County Attorney shall approve.

**Moved by** \_\_\_\_\_,  
**Seconded by** \_\_\_\_\_,  
**and adopted on motion** \_\_\_\_\_, 2013

23

**RESOLUTION NO. \_\_\_\_\_ INTRODUCED BY PUBLIC SAFETY COMMITTEE  
TO ACCEPT FISCAL YEAR 2012 LOCAL EMERGENCY MANAGEMENT  
PERFORMANCE GRANT (LEMPG)**

**WHEREAS**, the Local Emergency Management Performance Grant, administered by the NYS Division of Homeland Security and Emergency Services Federal Grant Program Administration Unit, provides funding to cover a portion of the Commissioner of Public Safety's salary and the full salary of a part-time typist, as well as mileage; and

**WHEREAS**, the grant award for Fiscal Year 2012 is in the amount of \$33,328.00 for the period of performance of June 1, 2012 through May 31, 2014; and

**WHEREAS**, Sullivan County is required to provide a local match equal to the funding award amount of \$33,328.00 – for a total project cost of \$66,656.00.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Legislative Chairman and / or the County Manager (*as required by the funding source*) be and is hereby authorized to execute any and all necessary documents to submit the application paperwork, accept the grant award and access the funding, in such form as the County Attorney shall approve; and

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

**Moved by \_\_\_\_\_ seconded by \_\_\_\_\_**, put to a vote with \_\_\_\_\_ absent, unanimously carried and **declared duly adopted on motion** \_\_\_\_\_.

**RESOLUTION NO. \_\_\_\_\_ INTRODUCED BY PUBLIC SAFETY COMMITTEE  
TO ACCEPT FISCAL YEAR 2013 EMERGENCY MANAGEMENT PERFORMANCE  
GRANT (LEMPG)**

**WHEREAS**, the Emergency Management Performance Grant, administered by the NYS Division of Homeland Security and Emergency Services/ Federal Grant Program Administration Unit, provides funding to cover a portion of the Commissioner of Public Safety's salary and the full salary of a part-time typist, as well as mileage; and

**WHEREAS**, the grant award for Fiscal Year 2013 is in the amount of \$32,792.00 for the period of performance of October 1, 2012 through September 30, 2014; and

**WHEREAS**, Sullivan County is required to provide a local match equal to the funding award amount of \$32,792.00 – for a total project cost of \$65,584.00.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Legislative Chairman and / or the County Manager (*as required by the funding source*) be and is hereby authorized to execute any and all necessary documents to submit the application paperwork, accept the grant award and access the funding, in such form as the County Attorney shall approve; and

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

Moved by \_\_\_\_\_ seconded by \_\_\_\_\_, put to a vote with \_\_\_\_\_ absent, unanimously carried and **declared duly adopted on motion** \_\_\_\_\_.

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Resolution No. \_\_\_\_\_

**RESOLUTION INTRODUCED BY GOVERNMENT SERVICES COMMITTEE TO  
AUTHORIZE AWARD AND EXECUTION OF CONTRACT WITH PITNEY BOWES**

**WHEREAS**, a quote was received for the lease of a Pitney Bowes Connect + 3000 Automatic Digital Mailing System, including maintenance and meter rental, for 60 months, and

**WHEREAS**, Pitney Bowes is the most responsible Contractor for such equipment, and

**WHEREAS**, the Purchasing & Central Services Department has reviewed the proposal and recommends award.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Manager is authorized to execute a lease agreement with Pitney Bowes, in accordance with Quote No. Q-13-33, for an annual amount not to exceed \$11,472.00, for 60 months, and shall be in such form as the County Attorney shall approve.

**Moved by** \_\_\_\_\_,  
**Seconded by** \_\_\_\_\_,  
**and adopted on motion** \_\_\_\_\_, 2013.

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**RESOLUTION INTRODUCED BY PLANNING, ENVIRONMENTAL  
MANAGEMENT AND REAL PROPERTY COMMITTEE TO  
CORRECT THE 2012 TAX ROLL OF THE TOWN OF FALLSBURG  
FOR TAX MAP #28.-1-50./6901**

**WHEREAS**, an application dated August 6, 2013 having been filed by Brian Gross with respect to property assessed to said applicant on the 2012 tax roll of the Town of Fallsburg Tax Map #28.-1-50./6901 pursuant to Section 556 of the Real Property Tax Law, to correct a clerical error on said tax roll resulting from the incorrect entry of 88 sewer units on the tax bill which should have been 14 sewer units; and

**WHEREAS**, the Director of Real Property Tax Services has duly investigated the application and filed her report dated August 13, 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 NO.                    INTRODUCED BY THE PLANNING, ENVIRONMENTAL  
MANAGEMENT AND REAL PROPERTY COMMITTEE TO CANCEL TAXES AND  
CHARGE BACK THE APPROPRIATE TAXING DISTRICTS ON A PARCEL OF  
REAL PROPERTY IN THE TOWN OF MAMAKATING FOR WHICH THE TAX  
LIENS ARE UNENFORCEABLE.**

**WHEREAS**, the Sullivan County Treasurer filed a Certificate of Withdrawal pursuant to section 1138 of the Real Property Tax Law with respect to a parcel of property described on the Real Property Tax Map as Town of Mamakating 38.-14-1, on or about January 24, 2012 in the Sullivan County Clerk's Office; and

**WHEREAS**, as a result of the aforesaid Certificate of Withdrawal, the said parcel, Town of Mamakating 38.-14-1 was rendered wholly exempt from real property taxes; and

**WHEREAS**, there are open taxes for the 2012 and 2013 lien years totaling \$4930.18 plus applicable interest and penalties; and

**WHEREAS**, the aforementioned tax lien is unenforceable due to the fact that there is a Dam on the said property that requires extensive repairs; and

**WHEREAS**, if the County were to acquire the said parcel, there is a significant risk that it might be exposed to a liability substantially in excess of the amount that could be received by enforcing the aforementioned tax lien; and

**WHEREAS**, said tax lien against Town of Mamakating 38.-14-1 should be eliminated, cancelled and charged back to the appropriate taxing district pursuant to Sections 1138(1)(b) and 558(1) of the Real Property Tax Law of the State of New York.

**NOW, THEREFORE, BE IT RESOLVED**, that County Treasurer is authorized to cancel the delinquent taxes, penalties and interest assessed to Town of Mamakating 38.-14-1 and charge back the appropriate taxing district pursuant to Sections 1138(1)(b) and 558(1) of the Real Property Tax Law of the State of New York.

**Moved by** \_\_\_\_\_,  
**Seconded by** \_\_\_\_\_,  
**and adopted on motion** \_\_\_\_\_, 2013.

**RESOLUTION INTRODUCED BY PLANNING, ENVIRONMENTAL  
MANAGEMENT AND REAL PROPERTY COMMITTEE**

**RESOLUTION TO CONVEY PROPERTY IN THE TOWN OF MAMAKATING  
KNOWN AS MA4.-1-53, ACQUIRED BY THE COUNTY OF SULLIVAN BY  
VIRTUE OF THE IN REM TAX FORECLOSURE PROCEEDING FOR THE  
2011 LIEN YEAR.**

**WHEREAS**, property located in the Town of Mamakating designated on the Sullivan County Real Property Tax Map as MA4.-1-53, Class 323, being 8.83 +/- acres, located on State Route 209, is owned by the County of Sullivan and formerly owned by "Unknown Owner", was included in the foreclosure of 2011 liens, but was not sold at the June, 2013 Public Auction, and

**WHEREAS**, Ira Glatt has offered to purchase said property for the sum of, ONE THOUSAND SIX HUNDRED (\$1,600.00) DOLLARS, more than the amount of the delinquent taxes owed to the County, and

**WHEREAS**, this matter was discussed by the Real Property Advisory Board who advised it is in the best interest of the County of Sullivan to convey the parcel to Ira Glatt for ONE THOUSAND SIX HUNDRED (\$1,600.00) DOLLARS, and

**WHEREAS**, the purchaser will also be responsible for the recording fees plus 10% of sale price for auctioneer's commission, and any other applicable charges, including but not limited to, omitted & pro rata taxes, 2013 Town/County taxes, water and sewer charges, if any, and

**NOW, THEREFORE, BE IT RESOLVED**, the Chairman of the Sullivan County Legislature is hereby authorized to execute the necessary documents in order to convey the aforesaid premises to Ira Glatt, upon payment of \$1,600.00 to the County Treasurer, plus 10% of sale price for auctioneer's commission, plus fees for the County Clerk, plus the 2013 County/Town taxes.

Moved by \_\_\_\_\_,  
Seconded by \_\_\_\_\_,  
and adopted on motion \_\_\_\_\_, 2013.

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**RESOLUTION INTRODUCED BY PLANNING, ENVIRONMENTAL MANAGEMENT AND REAL PROPERTY COMMITTEE**

**RESOLUTION TO CONVEY PROPERTY IN THE TOWN OF CALLICOON KNOWN AS CA3.-1-3, ACQUIRED BY THE COUNTY OF SULLIVAN BY VIRTUE OF THE IN REM TAX FORECLOSURE PROCEEDING FOR THE 2011 LIEN YEAR.**

**WHEREAS**, property located in the Town of Callicoon designated on the Sullivan County Real Property Tax Map as CA3.-1-3, Class 311, being 150.00 x 615.70 +/- ft, located on Lake Rd, is owned by the County of Sullivan and formerly owned by Moon Property Owners, Inc., was included in the foreclosure of 2011 liens, but was not sold at the June, 2013 Public Auction, and

**WHEREAS**, the parcel is designated as a “park” for the benefit of the homeowners of the subdivision, and is, therefore, an unbuildable lot, and

**WHEREAS**, Marjorie Feuerstein and others has offered to purchase said property for the sum of, ONE THOUSAND FIVE HUNDRED SEVENTY-FIVE (\$1,575.76) DOLLARS, the amount of the delinquent taxes owed to the County, and

**WHEREAS**, this matter was discussed by the Real Property Advisory Board who advised it is in the best interest of the County of Sullivan to convey the parcel to Marjorie Feuerstein and others for ONE THOUSAND FIVE HUNDRED SEVENTY-FIVE (\$1,575.76) DOLLARS, and

**WHEREAS**, the purchaser will also be responsible for the recording fees plus 10% of sale price for auctioneer’s commission, and any other applicable charges, including but not limited to, omitted & pro rata taxes, water and sewer charges, if any, and

**NOW, THEREFORE, BE IT RESOLVED**, the Chairman of the Sullivan County Legislature is hereby authorized to execute the necessary documents in order to convey the aforesaid premises to Marjorie Feuerstein and others or an entity formed by them, upon payment of \$1,575.76 to the County Treasurer, plus 10% of sale price for auctioneer’s commission, plus fees for the County Clerk.

Moved by \_\_\_\_\_,  
Seconded by \_\_\_\_\_,  
and adopted on motion \_\_\_\_\_, 2013.

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**RESOLUTION INTRODUCED BY PLANNING, ENVIRONMENTAL  
MANAGEMENT AND REAL PROPERTY COMMITTEE**

**RESOLUTION TO CONVEY PROPERTY IN THE TOWN OF THOMPSON  
KNOWN AS TH18.-1-80.2, ACQUIRED BY THE COUNTY OF SULLIVAN BY  
VIRTUE OF THE IN REM TAX FORECLOSURE PROCEEDING FOR THE  
2011 LIEN YEAR.**

**WHEREAS**, property located in the Town of Thompson designated on the Sullivan County Real Property Tax Map as TH18.-1-80.2, Class 314, being 8.00 +/- acres, located on Wildcat Rd, is owned by the County of Sullivan and formerly owned by Thomas Worth Associates, Inc., was included in the foreclosure of 2011 liens, but was not sold at the June, 2013 Public Auction, and

**WHEREAS**, Grzegorz & Teresa Krzysztofowicz has offered to purchase said property for the sum of, TWO THOUSAND (\$2,000.00) DOLLARS, and

**WHEREAS**, this matter was discussed by the Real Property Advisory Board who advised it is in the best interest of the County of Sullivan to convey the parcel to Grzegorz & Teresa Krzysztofowicz for TWO THOUSAND (\$2,000.00) DOLLARS, and

**WHEREAS**, the purchaser will also be responsible for the recording fees plus 10% of sale price for auctioneer's commission, and any other applicable charges, including but not limited to, omitted & pro rata taxes, 2013 Town/County taxes, water and sewer charges, if any, and

**NOW, THEREFORE, BE IT RESOLVED**, the Chairman of the Sullivan County Legislature is hereby authorized to execute the necessary documents in order to convey the aforesaid premises to Grzegorz & Teresa Krzysztofowicz, upon payment of \$2,000.00 to the County Treasurer, plus 10% of sale price for auctioneer's commission, plus fees for the County Clerk, plus the 2013 County/Town taxes.

Moved by \_\_\_\_\_,  
Seconded by \_\_\_\_\_,  
and adopted on motion \_\_\_\_\_, 2013.

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