



## **Legislative Addendum for March 17, 2016 at 2:00PM**

1. Accept the recommendations of the Sullivan County Solid Waste/Recycling Fee Grievance Committee
2. Appoint Lorraine Lopez to the position of Executive Director Human Rights Commission
3. Create one (1) temporary Administrative Assistant Position in Probation
4. Execute Retainer Agreement with Bryan Kaplan, ESQ for defense work
5. Authorize contract with Mid-State Communications and Electronics, Inc.
6. Calling for an increase in the share of revenue counties retain for providing state DMV services (out of March 3rd Government Services)
7. Reappoint two members (Miller and Mustavs) to Community Services Board
8. Appoint one member (Smith) to the Community Services Board
9. Authorize agreement with a Court Approved Monitor for the Board of Elections
10. Authorize agreement with Corporate Services EAP and Catholic Charities for EAP
11. Accept Fiscal Year 2016 Emergency Management Performance Grant \$34,048.00
12. Authorize to apply and accept a State Homeland Security Grant \$210,000.00.
13. Enter into an agreement with pharmacies holding a controlled substance registration certificate and to accept the controlled substances from the Sullivan County Coroners
14. Authorize contract with Medical Solutions Group, Inc
15. Modify Resoultion No. 129-14 and 61-15 regarding Prime Rehabilitation Services

**RESOLUTION OF THE EXECUTIVE COMMITTEE ACCEPTING THE RECOMMENDATIONS OF THE SULLIVAN COUNTY SOLID WASTE/RECYCLING FEE GRIEVANCE COMMITTEE.**

**WHEREAS**, the Sullivan County Legislature (“Legislature”) Amended Local Law No. 7 of 2009 to Add a New Article VIII Establishing a Solid Waste Recycling Fee, and

**WHEREAS**, Local Law No. 7 of 2009 as amended provides for a Sullivan County Solid Waste/Recycling Fee Appeals Committee (“Committee”) to review written appeals from property owners, and

**WHEREAS**, the Committee wishes to report its recommendations to the Legislature, and

**WHEREAS**, the Committee has reviewed appeals and it recommends approving reduction/elimination of the user fee for properties detailed on the Recommended Approval List attached hereto as Appendix “A” and made a part hereof, and

**WHEREAS**, the Committee has reviewed appeals and it recommends denying reduction/elimination of the user fee for properties detailed on the Recommended Denial List attached hereto as Appendix “B” and made as part hereof.

**NOW, THEREFORE, BE IT RESOLVED**, that the Legislature acknowledges receipt of the Committee’s recommendations detailed on Appendix “A” and Appendix “B” and hereby ratifies said recommendations contained on Appendix A and B.

**BE IT FURTHER RESOLVED**, that the Legislature hereby authorizes the Sullivan County Treasurer, on behalf of the Committee to notify the property owners regarding approval/denial of their respective appeals.

**Moved by** \_\_\_\_\_,  
**Seconded by** \_\_\_\_\_,  
**and adopted on motion** \_\_\_\_\_, 2016.

APPENDIX A - RECOMMENDED APPROVAL LIST

TOWN	SBL	CLASS CODE	PRIMARY OWNER	ADDRESS	TWN ST ZIP	FEE	New Bill	IMPACT	DETAIL
Fallsburg	14-1-12.1	720	Town of Fallsburg	PO Box 2019	S. Fallsburg 12779	\$ 300.00	\$ -	\$ 300.00	For 2015, Town pays the max fee. 2016 is correct
Liberty	36-1-25.5	210	Rudolph Balanchia	88 Barton Road	Liberty 12754	\$ 120.00	\$ 108.00	\$ 12.00	Enhanced STAR reduction
Lumberland	31-1-11.2	314	Thomas Mollema	2680 St. Rt 97	Pond Eddy 12770	\$ 120.00	\$ -	\$ 120.00	Vacant per assessor
Lumberland	31-1-11.7	210	Thomas Mollema	2680 St. Rt 97	Pond Eddy 12770	\$ 120.00	\$ 108.00	\$ 12.00	
Mamakating	63-1-21.3	210	Sandra Hagen	2581 SR 209	Wurtsboro 12790	\$ 300.00	\$ 120.00	\$ 180.00	Property is single family residence
Thompson	45-5-7	311	Carol McEaney	165 Coopers Corners Rd	Monticello 12701	\$ 120.00	\$ -	\$ 120.00	
Thompson	68-1-9	930	State of New York			\$ 300.00	\$ -	\$ 300.00	
						<b>\$ 1,380.00</b>	<b>\$ 336.00</b>	<b>\$ 1,044.00</b>	

IA

APPENDIX B - RECOMMENDED DENIAL LIST

TOWN	SBL	CLASS CODE	PRIMARY OWNER	ADDRESS	TWN ST ZIP	FEE
Cochecton	9-1-17.5	210	Michael & Carla Meigel	6452 St. Rt 52	Lake Huntington 12752	\$ 120.00
Fallsburg	34-6-4	484	Hurleyville Sullivan First	PO Box 372	Hurleyville 12747	\$ 120.00
Thompson	11-1-43.2	312	Carol McEneaney	165 Coopers Corners Rd	Monticello 12701	\$ 120.00

**RESOLUTION NO. INTRODUCED BY EXECUTIVE COMMITTEE TO APPOINT LORRAINE LOPEZ TO THE POSITION OF EXECUTIVE DIRECTOR HUMAN RIGHTS COMMISSION**

**WHEREAS**, the position of Executive Director of the Human Rights Commission for the County of Sullivan is currently vacant due to the resignation of Eric Monroe in January 2016, and

**WHEREAS**, this position is a part-time position, and

**WHEREAS**, after conducting a search and interviews for such candidate it is the recommendation of the Executive Committee of the Human Rights Commission that Lorraine Lopez be appointed to the position effective March 21, 2016, and

**WHEREAS**, there is a need for the salary for said part-time position to be established.

**NOW, THEREFORE, BE IT RESOLVED**, that Lorraine Lopez be appointed to the position of Executive Director of the Human Rights Commission for the County of Sullivan at the salary of \$ 23,100 per year.

**RESOLUTION INTRODUCED BY THE EXECUTIVE COMMITTEE TO CREATE ONE (1) TEMPORARY ADMINISTRATIVE ASSISTANT POSITION IN THE PROBATION DEPARTMENT**

**WHEREAS**, it is projected that there will be a vacancy in the Administrative Assistant position in the Probation Department in April of 2016, and,

**WHEREAS**, the Probation Director has requested a temporary Administrative Assistant position be created for purposes of cross training and to prevent a disruption in service within the department, and

**WHEREAS**, the temporary Administrative Assistant position is to be abolished once the permanent Administrative Assistant position becomes vacant.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sullivan County Legislature hereby authorizes the creation of one (1) temporary Administrative Assistant position in the Probation with a salary set in accordance with the provisions of the Teamsters Collective Bargaining Agreement, and

**BE IT FURTHER RESOLVED**, the Sullivan County Legislature gives approval to fill the position, and

**BE IT FURTHER RESOLVED** that the temporary Administrative Assistant position is to be abolished once the permanent Administrative Assistant position becomes vacant.

**RESOLUTION NO. \_\_\_\_ INTRODUCED BY THE EXECUTIVE COMMITTEE TO  
AUTHORIZE THE COUNTY MANAGER TO EXECUTE A RETAINER AGREEMENT  
WITH BRYAN KAPLAN, ESQ., FOR DEFENSE WORK DONE ON BEHALF OF  
SULLIVAN COUNTY**

**WHEREAS**, pursuant to Resolution No. 193-08 the County entered into a Retainer Agreement with the Law Office of Bryan Kaplan which authorized Mr. Kaplan to handle the defense of municipal liability claims, i.e. tort actions, against the County in State Court, and

**WHEREAS**, under the County's insurance agreement, if outside counsel is employed and if a tort matter results in a substantial award, the outside counsel's costs may count towards the County's self insured retention, and

**WHEREAS**, Mr. Kaplan handles State of New York municipal liability claims involving automobile accidents involving County vehicles; slip and fall accidents on County owned or controlled properties; roadway design defect cases for County controlled roads and intersections; prisoner claims that do not involve Federal, Constitutional issues and contract issues involving County agencies, and

**WHEREAS**, the County Attorney and the County's Director of Risk Management and Insurance are very satisfied with the defense work provided by Mr. Kaplan and believe it is in the County's best interest to enter into an agreement for the period effective January 1, 2016 through December 31, 2019, to assure a continuity of his excellent representation.

**NOW THEREFORE BE IT RESOLVED**, that the County Manager is hereby authorized to execute a Retainer Agreement with Bryan Kaplan, Esq., through December 31, 2019 in the amount of \$66,000.00 per annum, for legal services and representation in the defense of municipal liability claims, plus additional costs and disbursements as set forth in the County's 2015 agreement with Mr. Kaplan, and

**BE IT FURTHER RESOLVED**, that the Retainer Agreement shall be in a form approved by the County Attorney.

**Moved by** \_\_\_\_\_,  
**Seconded by** \_\_\_\_\_,  
**and adopted on motion** \_\_\_\_\_, 2016.

**RESOLUTION NO. \_\_\_\_\_ INTRODUCED BY EXECUTIVE COMMITTEE TO  
AUTHORIZE AWARD AND EXECUTION OF CONTRACT WITH, MID-STATE  
COMMUNICATIONS & ELECTRONICS, INC.**

**WHEREAS**, bids were received for Phase III Site Development for the Emergency Communications Upgrade Project, and

**WHEREAS**, Mid-State Communications & Electronics, Inc., 185 Clear Road, Oriskany, NY 13424, is the lowest responsible bidder for this project, and

**WHEREAS**, the Sullivan County Division of Emergency Management has approved said bid and recommends that an agreement be executed.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Manager is authorized to execute a contract with Mid-State Communications & Electronics, Inc., in accordance with Bid No. B-16-05, for Phase III communication site development services in the amount not to exceed \$554,000.

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**RESOLUTION NO. \_\_\_\_\_ - 16 RESOLUTION INTRODUCED BY EXECUTIVE COMMITTEE  
CALLING FOR AN INCREASE IN THE SHARE OF REVENUE COUNTIES RETAIN FOR  
PROVIDING STATE DMV SERVICES**

**WHEREAS**, 52 of 62 New York Counties are mandated by the State to operate a local Department of Motor Vehicles Office; AND

**WHEREAS**, this local DMV operation is one of many examples of shared services that counties provide for the State; AND

**WHEREAS**, under current law the State of New York takes 87.3% of all fees collected from the work performed by the county operated DMV's; AND

**WHEREAS**, the remaining 12.7% county share has not been increased since 1999, yet the amount of work required by the local DMV offices has increased in that same time period; AND

**WHEREAS**, the Governor and the State Legislature have repeatedly stated that lowering the property tax burden on local residents is a key priority ; AND

**WHEREAS**, increasing the county DMV revenue sharing rate will provide counties with needed revenue to continue to provide necessary local government services and reduce pressure on property taxes without increasing costs or fees to local residents; AND

**WHEREAS**, there is a clear inequity present when a county DMV provides all the services, including overhead and staffing needs, to fulfill these DMV services needed for state residents, yet the State takes 87.3% of the revenue generated from providing said services; AND

**WHEREAS**, the State Senate recognized this inequity placed on counties and attempted to reduce the burden of local property taxpayers by overwhelmingly passing Senator Patty Richie's bill S-4964, which would raise the 12.7% county share up to a 25% share; AND

**WHEREAS**, counties recognize the important function of the State DMV in providing both support to counties and resident services; accordingly, any loss in the State DMV operational budget that occurs from increasing county revenue should be made whole through the State General Fund.

**NOW, THEREFORE BE IT RESOLVED**, as follows:

Section 1. That the Sullivan County Legislature calls upon Governor Andrew M. Cuomo and members of the State Legislature to require a substantial increase of the county DMV revenue share with the State.

Section 2. That the Clerk is hereby directed to forward via email a certified copy of this resolution to Governor Andrew M. Cuomo, Sullivan County representatives of the New York State Legislature, the New York State Association of Counties, and all Counties within New York encouraging member counties to enact similar resolutions.

Section 3. That the within resolution shall take effect immediately.

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

**RESOLUTION INTRODUCED BY EXECUTIVE COMMITTEE.**

**RESOLUTION TO RE-APPOINT TWO (2) MEMBERS TO THE COMMUNITY SERVICES BOARD**

**WHEREAS**, there is a need to re-appoint two (2) members to the Community Services Board; and

**WHEREAS**, the appointment is to commence on January 1, 2016; and

**WHEREAS**, the appointment shall be for a four (4) year term ending on December 31, 2019.

**NOW, THEREFORE, BE IT RESOLVED**, the following individual(s) be reappointed to the Sullivan County Community Services Board to reflect a four (4) year term.

**RE-APPOINTMENTS TO THE CSB**

**TERM**

Susan K. Miller

1/1/2016 - 12/31/2019

Edie Mustavs

1/1/2016 - 12/31/2019

Moved by \_\_\_\_\_,  
Seconded by \_\_\_\_\_,  
and adopted on motion \_\_\_\_\_, 2016.

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

**RESOLUTION INTRODUCED BY EXECUTIVE COMMITTEE.**

**RESOLUTION TO APPOINT ONE (1) MEMBER TO THE COMMUNITY SERVICES BOARD**

**WHEREAS**, there are several vacancies on the Community Services Board, and

**WHEREAS**, there is a need to appoint one (1) member to fill a vacancy on the Community Services Board; and

**NOW, THEREFORE, BE IT RESOLVED**, the following individual to be appointed to fill a vacancy on the Sullivan County Community Services Board to reflect the date set opposite his/her name:

**APPOINTMENT TO THE CSB**

**TERM**

Sarah D. Smith, PsyD.

1/01/2016 to 12/31/2019

(to fill vacancy which has been vacant since 9/2007)

Moved by \_\_\_\_\_ ,  
Seconded by \_\_\_\_\_ ,  
and adopted on motion \_\_\_\_\_ , 2016.

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**RESOLUTION NO. \_\_\_\_ INTRODUCED BY THE EXECUTIVE COMMITTEE TO  
AUTHORIZE THE COMMISSIONERS OF THE BOARD OF ELECTIONS AND  
COUNTY MANAGER TO ENTER INTO AN AGREEMENT WITH A COURT  
APPOINTED MONITOR FOR THE BOARD OF ELECTIONS**

**WHEREAS**, a number of Plaintiffs brought a federal civil rights action against the Sullivan County Board of Elections and Commissioners Prusinski and Gaebel, (hereinafter, the “Parties”) with regard to actions taken by the Board concerning certain challenges to voter registrations during the last Bloomingburg election and the special Bloomingburg election, and

**WHEREAS**, the Parties entered into a mutually acceptable Consent Decree, which was “So Ordered” by the U.S. District Judge Katherine B. Forrest, and

**WHEREAS**, pursuant to the Consent Decree the Parties agreed to the appointment of a monitor to perform specific duties, more fully set forth in the Decree, with respect to future elections in the Village of Bloomingburg, and

**WHEREAS**, on March 2, 2016 the Hon. Katherine B. Forrest signed an order appointing Carmen Beauchamp Ciparick to serve as the Monitor, and

**WHEREAS**, as ordered in the Consent Decree the term of the monitor shall run from five years from the date of the appointment, and

**WHEREAS**, pursuant to the Consent Decree the County of Sullivan shall be responsible for the payment of Monitor Ciparick’s compensation, and

**WHEREAS**, the hourly rate for Monitor Ciparick shall not exceed \$750.00/hr.

**NOW THEREFORE BE IT RESOLVED THAT:** the Commissioners of the Board of Elections and County Manager are hereby authorized to enter into an agreement with Ms. Carmen Beauchamp Ciparick, Esq., as the monitor for the Board of Elections for matters pertaining to the Village of Bloomingburg, at the aforesaid rate and term.

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

, 2016.

**RESOLUTION NO. INTRODUCED BY EXECUTIVE COMMITTEE TO AUTHORIZE AWARD AND EXECUTE AGREEMENT**

**WHEREAS**, Corporate Services EAP and Catholic Charities Community Services of Orange County submitted a proposal for Employee Assistance Services for Sullivan County, and

**WHEREAS**, the Sullivan County Director of Human Resources/Personnel Officer has approved said proposal and recommends that a contract be executed.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Manager be and hereby is authorized to execute an Agreement with Corporate Services EAP and Catholic Charities Community Services of Orange County, at a cost not to exceed \$18,340.00, for the contract period April 1, 2016 through March 31, 2017, with three (3), yearly extensions, at the same terms and conditions, in accordance with RFP, R-16-02, said contract to be in such form as the County Attorney shall approve.

**Moved by** \_\_\_\_\_,  
**Seconded by** \_\_\_\_\_,  
**and adopted on motion** \_\_\_\_\_, 2016.

**RESOLUTION NO. \_\_\_\_\_ INTRODUCED BY EXECUTIVE COMMITTEE TO  
ACCEPT FISCAL YEAR 2016 EMERGENCY MANAGEMENT PERFORMANCE  
GRANT (EMPG)**

**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

**WHEREAS**, the grant award for Fiscal Year 2016 is in the amount of \$34,048.00 for the period of performance of October 1, 2015 through September 30, 2017; and

**WHEREAS**, Sullivan County is required to provide a local match equal to the funding award amount of \$34,048.00 – for a total project cost of \$68,096.00.

**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.            INTRODUCED BY THE EXECUTIVE COMMITTEE TO  
AUTHORIZE THE COUNTY MANAGER TO APPLY AND ACCEPT A STATE  
HOMELAND SECURITY PROGRAM (SHSP) 2016 GRANT AWARD FROM THE NEW  
YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY  
SERVICES**

**WHEREAS,** the New York State Division of Homeland Security and Emergency Services provides funds to support efforts of emergency management/homeland security; and

**WHEREAS,** the New York State Division of Homeland Security and Emergency Services provides funds for the law enforcement community to support their terrorism prevention and preparedness efforts; and

**WHEREAS,** Sullivan County has been awarded a \$210,000.00 reimbursable, two part grant from the New York State Division of Homeland Security and Emergency Services – State Homeland Security Program (*SHSP*); and

**WHEREAS,** Sullivan County has been awarded \$157,500.00 from the SHSP for support planning, equipment, training and exercise needs associated with preparedness and prevention activities; and

**WHEREAS,** Sullivan County has been awarded \$52,500.00 from the SHSP - State Law Enforcement Terrorism Prevention Program (SLETPP) for the law enforcement community to support their terrorism prevention and preparedness efforts; and

**WHEREAS,** Sullivan County is not required to provide any local cash match.

**NOW, THEREFORE, BE IT RESOLVED,** that the Sullivan County Legislature hereby authorizes the County Manager, Chairman of the County Legislature, and / or their authorized representative (*as required by the funding source*) to execute any and all necessary documents to submit the FY16 SHSP / SLETPP application for funding; and

**BE IT FURTHER RESOLVED,** that the Sullivan County Legislature hereby authorizes the County Manager, and / or Chairman of the County Legislature (*as required by the funding source*) 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 FY16 SHSP / SLETPP funding be terminated, the County shall not be obligated to continue any action undertaken by the use of this funding.





**RESOLUTION INTRODUCED BY EXECUTIVE COMMITTEE TO AUTHORIZE  
AWARD AND EXECUTION OF CONTRACT**

**WHEREAS**, proposals were received for various oxygen services for the Sullivan County Adult Care Center, and

- **WHEREAS**, Medical Solutions Group, Inc., 100 Broadhollow Road, Suite 105, Farmingdale, New York 11735, is qualified to provide these services, and

**WHEREAS**, the Sullivan County Adult Care Center has approved said proposer and recommends that a contract be executed.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Manager is authorized to execute a contract with Medical Solutions Group, Inc., in accordance with Quote No. Q-16-05, for a total cost not to exceed \$50,000.00, for the contract period, April 1, 2016 through March 31, 2017, with three (3) additional, yearly, extensions, as per pricing submitted with proposal, and shall be in such form as the County Attorney shall approve.

**Moved by** \_\_\_\_\_,  
**Seconded by** \_\_\_\_\_,  
**and adopted on motion** \_\_\_\_\_, 2016.

**RESOLUTION INTRODUCED BY EXECUTIVE COMMITTEE**

**RESOLUTION TO MODIFY RESOLUTION NO. 129-14 & RESOLUTION 61-15 PRIME REHABILITATION SERVICES**

**WHEREAS**, Prime Rehabilitation Services, 1940 Commerce Street, Suite 210, Yorktown Heights, New York 10598, was awarded the contract for rehabilitation services for the Sullivan County Adult Care Center, and

**WHEREAS**, Due to the completion of the new Rehabilitation Unit for short term rehab patients, additional services are required and the total amount of the contract must be increased from, "an amount not to exceed \$425,000.00" to "an amount not to exceed \$430,000.00", for the remainder of 2015, and

**WHEREAS**, This agreement shall be extended through December 31, 2016 for an additional amount not to exceed \$517,500.00, for the term January 1, 2016 through December 31, 2016.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Manager be and hereby is authorized to execute a Modification Agreement with Prime Rehabilitation Services, for a total amounts noted above, in accordance with RFP, R-13-56, said contract modification to be in such form as the County Attorney shall approve.

Moved by \_\_\_\_\_,  
Seconded by \_\_\_\_\_,  
and adopted on motion \_\_\_\_\_, 2016.

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