

Resolution No. 238 August 13, 2008

Setting A Public Hearing On Amended Proposed Introductory Local Law No. 2 Of 2008 (A Local Law Known As The Ulster County Ethics And Disclosure Law), To Be Held On Wednesday, September 3, 2008 At 6:20 PM

The Laws and Rules Committee (Chairman Bischoff and Legislators Decker, Rodriguez, Shapiro, Cummings, Maloney and Roberts) offers the following:

WHEREAS, a Public Hearing is required to be held regarding **amended proposed** Introductory Local Law Number 2 of 2008 (A Local Law Known As The Ulster County Ethics And Disclosure Law), a Public Hearing will be held on Wednesday, September 3, 2008 at 6:20 PM in the Legislative Chambers, Ulster County Office Building, 244 Fair Street, Kingston, New York, and

WHEREAS, the Ways and Means Committee has met and reviewed said request with a majority of the members voting approval.

RESOLVED, said **amended proposed** Introductory Local Law Number 2 of 2008 is hereby submitted to the Ulster County Legislature and is hereby tabled pending the holding of a Public Hearing thereon, and

FURTHER RESOLVED, that the Clerk of the Ulster County Legislature is directed to cause a legal notice of said Public Hearing to be published according to law, and

FURTHER RESOLVED, that said Public Hearing will be held on Wednesday, September 3, 2008 at 6:20 PM in the Legislative Chambers, Ulster County Office Building, 244 Fair Street, Kingston, New York,

and moves its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES: 27 NOES: 5
(NOES: Legislators Cahill, R.S. Parete,
Provenzano, Roberts and Terpening)
(Absent: Legislator R.A. Parete)

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Legislator Provenzano motioned, seconded by Legislator Terpening, to amend the proposed Introductory Local Law No. 2 of 2008 (A Local Law Known As The Ulster County Ethics And Disclosure Law) **eliminating** Section IV. STANDARD OF CONDUCT, subsection C): County elected and appointed officials.

MOTION DEFEATED BY THE FOLLOWING VOTE:

AYES: 13 NOES: 19
(AYES: Legislators Briggs, Cahill, Dart, Gerentine, Kraft, Lomita, R.S. Parete, Provenzano, Roberti, Shapiro, Sheeley, Stoeckeler and Terpening)
(Absent: Legislator R.A. Parete)

Legislator Dart motioned, seconded by Legislator Provenzano, to amend Section IV. STANDARD OF CONDUCT, subsection C): County elected and appointed officials., of the proposed Introductory Local Law No. 2 of 2008 (A Local Law Known As The Ulster County Ethics And Disclosure Law), to read as follows, including a friendly amendment to insert “wide” after County official:

C) County elected and appointed officials. No elected County-*wide* official, or any County Department Head, or any County Commissioner or Chairperson of any County Committee, Commission or Board, *with the exception of the Board of Elections Commissioners*, shall hold the office of Chairperson, Vice-Chairperson, Secretary, Treasurer or their reasonable equivalent in any Federal, State or County Committee, as defined in Section 1-104(6) of Election Law of the State of New York.

MOTION DEFEATED BY THE FOLLOWING VOTE:

AYES: 10 NOES: 22
(AYES: Legislators Briggs, Cahill, Dart, Gerentine, Lomita, R.S. Parete, Provenzano, Roberti, Shapiro and Terpening)
(Absent: Legislator R.A. Parete)

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Legislator Stoeckeler motioned, seconded by Legislator Dart, to amend Section IV. STANDARD OF CONDUCT, subsection C): County elected and appointed officials., of the proposed Introductory Local Law No. 2 of 2008 (A Local Law Known As The Ulster County Ethics And Disclosure Law), to read as follows:

C) County elected and appointed officials. No elected County official, or any County Department Head, or any County Commissioner or Chairperson of any County Committee, Commission or Board, *excluding the Board of Elections*, shall hold the office of Chairperson, Vice-Chairperson, Secretary, Treasurer or their reasonable equivalent in any Federal, State or County Committee, as defined in Section 1-104(6) of Election Law of the State of New York.

MOTION DEFEATED BY THE FOLLOWING VOTE:

AYES: 14 NOES: 18
(AYES: Legislators Briggs, Cahill, Dart, Felicello, Gerentine, Kraft, Lomita, R.S. Parete, Provenzano, Roberti, Shapiro, Sheeley, Stoeckeler and Terpening)
(Absent: Legislator R.A. Parete)

Legislator Sheeley motioned, seconded by Legislator Stoeckeler, to amend Section IV. STANDARD OF CONDUCT, subsection C): County elected and appointed officials., of the proposed Introductory Local Law No. 2 of 2008 (A Local Law Known As The Ulster County Ethics And Disclosure Law), to read as follows:

C) County elected and appointed officials. No elected County official, or any County Department Head, or any County Commissioner or Chairperson of any County Committee, Commission or Board shall hold the office of Chairperson, Vice-Chairperson, Secretary, Treasurer or their reasonable equivalent in any Federal, State or County Committee, as defined in Section 1-104(6) of Election Law of the State of New York.

1. The foregoing shall not preclude any candidate for elected office from holding any office within his or her own political campaign committee even if that campaign committee provides for one or more candidates;

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2. Any official affected herein who has been elected to or appointed to the office of Chairperson, Vice-Chairperson, Secretary, Treasurer or any other office or their reasonable equivalent in any Federal, State or County Committee, as defined in Section 1-104(6) of Election Law of the State of New York, for a fixed term prior to the effective date of this Local Law shall continue his or her office for the balance of the unexpired term of that office, *and any subsequent term(s) of that office that he or she may be elected or appointed to.*

MOTION DEFEATED BY THE FOLLOWING VOTE:

AYES: 8 NOES: 24
(AYES: Legislators Bischoff, Briggs, Dart, Gerentine,
Lomita, Shapiro, Sheeley and Stoeckeler)
(Absent: Legislator R.A. Parete)

FINANCIAL IMPACT:
\$300.00 – APPROXIMATE ADVERTISING COSTS

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