

ULSTER COUNTY LEGISLATURE

COMMITTEE REPORT

NAME OF COMMITTEE: Ways and Means Committee

DATE: February 4, 2009

TIME: 4:45 PM

PLACE: Library/Conference Room B
Ulster County Office Building

LEGISLATORS PRESENT: Chairman A. Lomita and Legislators B. Cahill,
S. Cummings, F. Dart, D. Donaldson, R.
Gerentine, D. Gregorius, J. Provenzano, G.
Noonan

LEGISLATORS ABSENT: Legislator S. Zimet

OTHERS ATTENDING: Deputy County Executive A. Smith; Deputy
Budget Director S. Ronga; Clerk of Legislature
M. Carey; Deputy Clerk M. Dellay; Deputy
Clerk K. Spinozzi; Sr. Management Analyst F.
Fawcett; Legislator P. Terpening; Legislative
Counsel D. Heppner; District Attorney Holley
Carnright; S. Van Sicklen, C. Johnson; T.
Kadgen; L. Cane

1) RESOLUTIONS

Resolution #19 – Confirming Appointment Of Dr. Edward J. Brown As Commissioner of Mental Health

Motion offered by Legislator Provenzano, seconded by Legislator Gregorius.

Motion adopted unanimously.

Resolution #20 – Confirming Appointment Of Paul J. Hewitt As Commissioner of Finance

Motion offered by Legislator Dart, seconded by Legislator Gregorius.

Motion adopted unanimously.

Resolution #24 – Establishing Capital Project No. 315 For The Purchase Of Vehicles For Various County Departments For The Year 2009 – Amending The 2009 Ulster Capital Project Fund Budget

Motion offered by Legislator Dart, seconded by Legislator Provenzano.

Legislator Gregorius – has vehicle policy concerns

Legislator Provenzano – this is being addressed in Administrative Services

Legislator Noonan – suggests holding off until problem resolved; NYSAC doesn't recommend bonding for cars

Motion adopted.

Noes: Legislators Cummings and Noonan

Resolution #26 – Approving the Extension of Various Contracts And Change Orders In the Amount of \$50,000.00 Or In Excess of \$50,000.00 Entered Into By The County

Motion offered by Legislator Cahill, seconded by Legislator Donaldson.
Would like more explanation from Contract Management.

Motion adopted.

Noes: Legislator Dart

Resolution #27 – Commencing The Process To Extend The Additional Sales Tax Rate Of One Percent As Previously Authorized By Chapter 200 Of The Laws Of 2002 For An Additional Period Of At Least Twenty Four Months

Motion offered by Legislator Provenzano, seconded by Legislator Lomita.

Motion adopted.

Noes: Legislator Dart

Resolution #28 – Appropriation For The Supervised Visitation Program – Family Of Woodstock, Inc.

Motion offered by Legislator Dart, seconded by Legislator Cahill.

Legislator Cahill – concern over who is keeping track of disbursements

Motion adopted unanimously.

Resolution #29 – Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement With The Ulster County Development Corporation For Specific Solar Consortium Related Services – Amending The 2009 Ulster County Budget – Ulster County Development

Motion offered by Legislator Donaldson, seconded by Legislator Dart.

Legislator Noonan – concern that there is no minority on the group
Legislator Cahill – concern that the Empire Zone, UCDC, and TSEC all taking credit for the same benchmarks

Motion adopted unanimously.

Resolution #30 – Amending the 2009 Ulster County Budget – Unexpended funds From Federal Emergency management Agency (FEMA) – Public Works (Highways & Bridges)

Motion offered by Legislator Cahill, seconded by Legislator Donaldson.

Motion adopted unanimously.

Resolution #31 – Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement With The Town of Hardenburgh For The Maintenance Of County Road Numbers CR102, CR7A, And CR 145

Motion offered by Legislator Donaldson, seconded by Legislator Gregorius.

Motion adopted unanimously.

Resolution #32 – Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement With The Village Of Ellenville, Village Of New Paltz, And Village Of Saugerties Relating To The Enforcement Of Real Property Tax Liens Under Article 11 Foreclosure And Sections 1102, 1150, and 1110 Of The New York State Real Property Tax

Motion offered by Legislator Cummings, seconded by Legislator Donaldson.

Motion adopted unanimously.

Resolution #33 – Authorizing The Commissioner Of Finance To Sell Property Acquired By Court Order Pursuant to Article 11 Of The Real Property Tax Law

Motion offered by Legislator Donaldson, seconded by Legislator Cummings.

Legislator Donaldson – would like properties listed on the County’s website

Motion adopted unanimously.

Resolution #34 – Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement And Any Amendments To The Agreement With The New York State Division Of Criminal Justice Services For A Domestic Violence Program – Amending The 2009 Ulster County Budget – District Attorney

Motion offered by Legislator Dart, seconded by Legislator Cahill.

Legislator Noonan – wants a sunset clause

Legislator Dart – concern who will keep track of sunset clause

Legislator Noonan – make extra money stipend instead of adding to salary

Legislator Cummings – will research whether Senator Bonacic’s member item can be applied to salary or stipend

Motion adopted.

Noes: Legislator Dart

Resolution #35 – Authorizing The Chairman Of The Ulster County Legislature To Sign A Memorandum Of Understanding With The New York State Coalition Against Sexual Assault (NYSCASA) For A Mini Grant – Amending The 2009 Ulster County Budget – Probation

Motion offered by Legislator Dart, seconded by Legislator Provenzano.

Motion adopted unanimously.

Resolution #36 – Authorizing The Chairman Of The Ulster County Legislature To Execute An Extension To The Current Agreement And Any Amendments To The Agreement With The New York State Department Of Health For The Continuation Of The Rape Crisis Program - Probation

Motion offered by Legislator Provenzano, seconded by Legislator Dart.

Motion adopted unanimously.

Resolution #37 – Authorizing The Chairman Of The Ulster County Legislature To Amend The Agreement And Any Further Agreements With The New York State Division Of Probation And Correctional Alternatives For Ulster County Alternatives Community Corrections Project – Probation

Motion offered by Legislator Dart, seconded by Legislator Cummings.

Motion adopted unanimously.

Resolution #38 – Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement And Any Amendments To The Agreement With The New York State Division Of Criminal Justice Services For The Purchase Of All Terrain Vehicles (ATV's) and ATV Overtime – Amending The 2009 Ulster County Budget – Sheriff's Office

Motion offered by Legislator Dart, seconded by Legislator Provenzano.

Motion adopted unanimously.

Resolution #39 – Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement And Any Amendments To The Agreement With The New York State Division Of Criminal Justice Services For A Federal Byrne JAG Grant To Purchase Seventeen Portable – Amending The 2009 Ulster County Budget – Sheriff's Office

Motion offered by Legislator Dart, seconded by Legislator Donaldson.

Motion adopted unanimously.

Resolution #40 – Authorizing The Chairman Of The Ulster County Legislature To Call Public Hearings To Satisfy The Public Participation Requirement For Ulster County's 2009 Community Development Block Program (CDBG) And As Needed To Seek Comments On Past CDBG Program Performance – Planning

Motion offered by Legislator Provenzano, seconded by Legislator Cahill.

Motion adopted unanimously

Resolution #41 – Designating The Ulster County Executive As The Authorized Receipt For Filing Of Applications, Receipt And Disbursement Of Federal Transportation Assistance Funds Pursuant To 49 USC 5307(a)(2), Title 23 United States Code – Ulster County Area

Motion offered by Legislator Provenzano, seconded by Legislator Cummings.

Motion adopted unanimously

Resolution #43 – Amending personnel Policy Manual For Ulster County And Ulster County Employee Handbook To Provide Health Insurance Benefits To Include Heterosexual Domestic Partners Of Employees of Ulster County Equal To Those Currently Provided To Spouses

Motion offered by Legislator Dart, seconded by Legislator Cahill.

Legislator Noonan – financial impact is higher than \$70,000
Legislator Gregorius – Personnel says \$200,000-240,000; eligible for buyouts?
Legislator Terpening – the \$70,000 figure came from Personnel
Legislator Lomita – voting against because of marriage alternative
Legislator Gregorius – why not negotiated?
Legislator Provenzano – heterosexuals do not always have marriage alternative

Motion defeated.

Ayes: Legislators Cahill, Provenzano, Donaldson, Dart

Noes: Legislators Noonan, Cummings, Lomita, Gregorius, Gerentine

Resolution #45 – Setting A Public Hearing On Introductory Local Law No. 1 of 2009 (A Local Law Establishing Sex Offender-Free Zones In The County Of Ulster) Be Held On Wednesday, March 4, 2009, At 6:10 PM

Motion offered by Legislator Noonan, seconded by Legislator Provenzano.

Legislator Dart – Rockland County's law being appealed
Attorney Heppner – prudent not to pursue

Motion defeated.

Ayes: Legislators Provenzano, Donaldson, Cummings, Noonan

Noes: Legislators Lomita, Gregorius, Gerentine, Dart, Cahill

Resolution #46 – Setting A Public Hearing On Introductory Local Law No. 2 of 2009 (A Local Law Requiring Chain Food Service Operators To Post Calorie Information On Menus) Be Held On Wednesday, March 4, 2009, At 6:00 PM

Motion offered by Legislator Dart, seconded by Legislator Donaldson.

Attorney Heppner will research the constitutionality of law

Motion adopted.

Noes: Legislators Noonan

Resolution #48 – Requiring Any Financial Judgment, Reimbursement, Settlement or Award Resulting From Any And All Ligitation, Mediation, Trial Or Agreements To Be Applied Solely As Paydown Of Debt Already Accrued For The Building, Study, And Investigation Of Cost Overruns In Relation To The Building Of The Ulster County Law Enforcement Center (UCLEC

Motion offered by Legislator Cahill, seconded by Legislator Gregorius.

Legislator Donaldson – perhaps the money should more appropriately be used elsewhere

Motion adopted unanimously.

Motion to adjourn offered by Legislator Noonan, seconded by Legislator Cahill.

Meeting adjourned 6:00 PM.

Respectfully submitted,

Alan Lomita, Chairman
Ways and Means Committee