



Sullivan County

Executive Committee

Meeting Agenda - Final

100 North Street
Monticello, NY 12701

Chairman Nadia Rajsz
Vice Chairman Joesph Perrello
Committee Member Matt McPhillips
Committee Member Brian McPhillips
Committee Member Nicholas Salomone Jr.
Committee Member Catherine Scott
Committee Member Luis Alvarez
Committee Member Amanda Ward
Committee Member Terry Blosser-Bernardo

Thursday, April 18, 2024

9:00 AM

Government Center

Call To Order and Pledge of Allegiance

Roll Call

Public Comment

Resolutions:

1. Authorize modification of Youth Bureau Funding Program to remove and re-allocate funds. [ID-6333](#)
Sponsors: Office for the Aging and Deoul
2. Authorize the creation of the DEI Resource Coordinator II position and abolish the DEI Resource Coordinator position [ID-6348](#)
3. To Modify the 2023 Budget [ID-6355](#)
Attachments: [Year End #9 2023 Resolution Needed.pdf](#)
4. Oppose adoption of NY Senate Bill S.7791 and A.8386 [ID-6354](#)
5. The Legislative Discretionary Funding program is designed to assist Sullivan County and County-oriented entities with achieving such goals as public safety, public health, youth services, community development, and economic development [ID-6356](#)
6. To authorize the creation of a Bus Driver position in the Department of Transportation. [ID-6357](#)
7. To authorize a Stipend for Nutrition Site Operators [ID-6358](#)

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- | | | |
|-----|---|--------------------------------|
| 8. | To abolish and create a position in the Office for the Aging | <u>ID-6360</u> |
| 9. | To authorize the County Manager to execute a contract for the 2024 lawn mowing services in accordance with Bid B-23-65 & B-24-18. | <u>ID-6361</u> |
| 10. | To Amend Resolution 142-24 | <u>ID-6362</u> |
| | <u>Sponsors:</u> Office for the Aging and Deoul | |
| 11. | Authorize Execution of Contract with Fire Facilities, Inc. | <u>ID-6366</u> |
| 12. | To Adopt the Updated Sullivan County Arson Control Plan | <u>ID-6367</u> |
| | <u>Attachments:</u> <u>Sullivan County Arson Control Plan Revised December 2023</u> | |
| 13. | To enter into a Memorandum of Agreement with Sullivan County Community College to continue the Sullivan Promise Tuition-Free Scholarship Program for the 2023-2024 academic year at SUNY Sullivan | <u>ID-6369</u> |
| 14. | Authorize contract with BPAS for GASB 75 | <u>ID-6371</u> |
| 15. | Authorize Application for funding from the NYS ConnectALL Municipal Infrastructure Grant to support the Build-Out of High Speed Broadband Infrastructure in Sullivan County | <u>ID-6372</u> |
| 16. | To Authorize an agreement between Brown and Brown and the County of Sullivan | <u>ID-6373</u> |
| 17. | To Modify the 2024 Budget | <u>ID-6374</u> |
| | <u>Attachments:</u> <u>March 31 2024 Resolution Needed - B.pdf</u> | |
| 18. | To reappoint two (2) members to the Sullivan County Ethics Board | <u>ID-6375</u> |
| 19. | Enact a proposed local law 3 of 2024 regarding lease of lands for communication towers | <u>ID-6376</u> |
| 20. | Enact Local Law 4 of 2024 entitled "A Local Law to Amend Local Law 4 of 2021" | <u>ID-6377</u> |
| 21. | To Adjust the Salary of the Sullivan County District Attorney | <u>ID-6380</u> |

Adjourn



Sullivan County
Legislative Memorandum

100 North Street
Monticello, NY 12701

File #: ID-6333

Agenda Date: 4/18/2024

Agenda #: 1.

Narrative of Resolution:

Authorize modification of Youth Bureau Funding Program to remove and re-allocate funds.

If Resolution requires expenditure of County Funds, provide the following information:

Amount to be authorized by Resolution: \$3,306.74

Are funds already budgeted? Yes

Specify Compliance with Procurement Procedures:

**RESOLUTION INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE A
MODIFICATION OF RESOLUTION NUMBER 262-23 ADOPTED ON JUNE 15, 2023.**

WHEREAS, Resolution #262-23 was approved by the Sullivan County Legislature on June 15, 2023, for the County of Sullivan to allocate County funds to eligible community entities for youth programing; and

WHEREAS, there are grantees that did not utilize their full allocation, and

WHEREAS, the Youth Bureau wishes to reallocate those unspent funds, and

WHEREAS, the reallocation will decrease the following:

Town of Rockland	by \$ 1,262.97
Center for Discovery - The Discovery Innovation Green Team (DIG IT)	by \$ 1,242.90
St. Peter's Church - A Place Where Everyone Belongs	by \$ 21.63
Sullivan County Head Start - I Am Moving, I Am Learning	by \$ 779.24
TOTAL	\$ 3,306.74

WHEREAS, the \$3,306.74 will be reallocated to the Boys and Girls Club - Project Triple Club Monticello increasing their funding from \$10,000.00 to \$13,306.74

NOW, THEREFORE, BE IT RESOLVED, the Sullivan County Legislature authorizes the modification of said contract to reflect reallocation of funds to the Boys and Girls Club - Project Triple Club Monticello; and

BE IT FURTHER RESOLVED, that the form of said agreement will be approved by the Sullivan County Attorney's Office.

Sullivan County

Legislative Memorandum

File #: ID-6348

Agenda Date: 4/18/2024

Agenda #: 2.

Narrative of Resolution:

RESOLUTION INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE THE CREATION OF THE DEI RESOURCE COORDINATOR II POSITION AND THE ABOLISHMENT OF THE DEI RESOURCE COORDINATOR POSITION FOR THE CENTER FOR WORKFORCE DEVELOPMENT.

If Resolution requires expenditure of County Funds, provide the following information:

Amount to be authorized by Resolution: \$3,000.00

Are funds already budgeted? Yes

Specify Compliance with Procurement Procedures: N/A

WHEREAS, the Center for Workforce Development established the position of DEI Resource Coordinator Position #3489 in the 2022 budget; and

WHEREAS, since the creation of said position, there is a need to expand the services provided through this role, which requires holding either a Certified Addiction Recovery Coach or Certified Recovery Peer Advocate certification that will assist individuals with disabilities, and mental health and substance use disorders; and

WHEREAS, the current position does not require these certifications, and the Center for Workforce Development Director recommends creating a DEI Resource Coordinator II position to provide these additional services; and

WHEREAS, the position is federally funded through the Workforce Innovations Opportunities Act (WIOA), New York Systems Change and Inclusive Opportunities Network (NYSCION), except approximately \$3,000 of the salary and benefits which is pending approval from federal funding.

NOW, THEREFORE BE IT RESOLVED, that the County of Sullivan legislature hereby authorizes the creation of one (1) DEI Resource Coordinator II position in the Teamster salary schedule, Grade XII effective April 10, 2024 and hereby abolished the DEI Resource Coordinator position upon vacancy.

BE IT FURTHER RESOLVED, should the federal funding for this position cease, the position would be abolished.



Sullivan County
Legislative Memorandum

100 North Street
Monticello, NY 12701

File #: ID-6355

Agenda Date: 4/18/2024

Agenda #: 3.

Narrative of Resolution:

To Modify the 2023 Budget

If Resolution requires expenditure of County Funds, provide the following information:

Amount to be authorized by Resolution: Please see attached Budget Mods.

Are funds already budgeted? Choose an item.

Specify Compliance with Procurement Procedures:

**RESOLUTION INTRODUCED BY MANAGEMENT & BUDGET COMMITTEE TO MODIFY THE
2023 BUDGET**

WHEREAS, the County of Sullivan Budget requires modification,

NOW, THEREFORE, BE IT RESOLVED, that the attached budgetary transfers for 2023 be authorized.

**2023 Year End #9 Resolution
Sullivan County Budget Modifications 2023**

G/L Account	Revenue Increase	Revenue Decrease	Appropriation Increase	Appropriation Decrease
A-1340-40-4013 - CONTRACT CONTRACT OTHER			17,367	
A-1340-47-4710 - DEPT DEPT MISC/OTHER			5,892	
A-1340-R2210-R134 - GEN SERV OTHR GOV CHARGBK - INTERDEPARTMNTL	23,259			
A-4322-40-4023 - CONTRACT MENTAL HEALTH	477,978			
A-4322-R3490-R147 - ST AID MENTAL HEALTH OFFICE OF MENTAL HEALTH			477,978	
A-7310-47-4794 - DEPT YTH DEVLMT PROGRAM FUNDING			27,865	
A-7310-R3820-R337 - ST AID YOUTH PROGRM YOUTH BUREAU	27,865			
A-9950-90-9005 - TRANSFERS TRANSFERS CAPITAL PROJECT			1,102,393	
A Fund Total	529,102	-	1,631,495	-
H56-2497-R5031-R209 - INTERFUND TRANSFR GENERAL FUND	1,102,393			
H Fund Total	1,102,393	-	-	-

Sullivan County

Legislative Memorandum

File #: ID-6354

Agenda Date: 4/18/2024

Agenda #: 4.

Narrative of Resolution:

Oppose adoption of NY Senate Bill S.7791 and A.8386

If Resolution requires expenditure of County Funds, provide the following information:

Amount to be authorized by Resolution: N/A

Are funds already budgeted? Choose an item.

Specify Compliance with Procurement Procedures:

RESOLUTION INTRODUCED BY THE EXECUTIVE COMMITTEE OPPOSING THE ADOPTION OF NEW YORK SENATE BILL S.7791 AND ASSEMBLY BILL A.8386 WHICH WOULD ENACT THE FAITH-BASED AFFORDABLE HOUSING ACT

WHEREAS, the New York State Senate and the New York Assembly are currently discussing similar Bills which would enact the Faith-Based Affordable Housing Act; and

WHEREAS, Senate Bill S.7791 and Assembly Bill A.8386 if adopted and executed by the Governor would add a new Section 96-c to the General Municipal Law which is being referred to as the Faith-Based Affordable Housing Act; and

WHEREAS, the Faith-Based Affordable Housing Act would limit local municipal review of residential development on religious land by permitting said projects to be constructed without site plan review, without compliance with local zoning, building and planning laws and regulations and would limit the local building department's review of a building permit application to a ministerial act ; and

WHEREAS, the Faith-Based Affordable Housing Act would permit density of thirty (30) residential units per acre built on religious land; and

WHEREAS, the Faith-Based Affordable Housing Act would eliminate the necessity of the standard environmental review of residential development on religious land ; and

WHEREAS, the Sullivan County Legislature does not believe that the adoption and enactment of the Faith-Based Affordable Housing Act is in the best interest of the municipalities and the citizens of Sullivan County.

NOW THEREFORE BE IT RESOLVED, that the Sullivan County Legislature joins with numerous other Counties in New York State and strongly urges the New York State Senate and the New York State Assembly to not adopt Senate Bill S.7791 and Assembly Bill A.8386; and

BE IT FURTHER RESOLVED, that the Clerk of the Legislature is hereby directed to forward copies of this Resolution to Governor Kathy Hochul, Senator Peter Oberacker, Senate Majority Leader Andrea Stewart

-Cousins, Assemblywoman Aileen Gunther, Assemblyman Brian Maher, Assembly Speaker Carl Heastie and all fifteen (15) Sullivan County towns.



Sullivan County

Legislative Memorandum

100 North Street
Monticello, NY 12701

File #: ID-6356

Agenda Date: 4/18/2024

Agenda #: 5.

Narrative of Resolution:

The Legislative Discretionary Funding program is designed to assist Sullivan County and County-oriented entities with achieving such goals as public safety, public health, youth services, community development, and economic development

If Resolution requires expenditure of County Funds, provide the following information:

Amount to be authorized by Resolution: \$ 32,000

Are funds already budgeted? Yes

Specify Compliance with Procurement Procedures: N/A

RESOLUTION INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE FUNDING THROUGH THE LEGISLATIVE DISCRETIONARY FUNDING PROGRAM

WHEREAS, the Sullivan County Legislature adopted a Legislative Discretionary Contract Funding Program pursuant to Resolution No. 327-16; and

WHEREAS, the program is designed to assist Sullivan County and County-oriented entities with achieving such goals as public safety, public health, youth services, community development, and economic development; and

WHEREAS, the program review took place during the 2024 Budget process and the Legislature had an opportunity to assess the applications submitted;

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature approves the projects listed in the attached “Schedule A” and the disbursement of the associated funds, and

BE IT FURTHER RESOLVED, that the Sullivan County Legislature authorizes the County Manager to enter into contracts with these award recipients for the contract period of January 1, 2024 through December 31, 2024, said contracts to be in a form approved by the County Attorney.

“Schedule A”

2024 Legislative Discretionary Contract Funding

Applicant	Award Recommendation	Award Recommendation
Westbrookville Volunteer Fire Co. #1, Inc.	Replacement of obsolete equipment (Legislative District 9).	\$9,000
Lake Communities Alliance NY, Inc.	Offset the cost of staff to conduct mailings and paperwork needed (Legislative District 9)	\$3,800
Mosdos Monticello, Inc.	Kosher food pantry (District 9 \$2,600, District 1 \$2,000, District 4 \$1,000)	\$5,600
Ichud Mosdos Monticello, Inc.	Children’s library to offer books, art classes and workshops (\$2,600 District 9)	\$2,600
Our Lady of Assumption Food Pantry	Purchase of freezer (District 4 \$1,000)	\$1,000
Liberty Fire Department	Purchase of Equipment (District 6 \$10,000)	\$10,000
STEAM Fund at CFOS	Offer “The Real Food” Songwriting program at various Sullivan County locations (District 6 \$5,000)	\$5,000

Sullivan County

Legislative Memorandum

File #: ID-6357

Agenda Date: 4/18/2024

Agenda #: 6.

Narrative of Resolution:

Resolution introduced by the Executive Committee to authorize the creation of a Bus Driver position in the Department of Transportation.

If Resolution requires expenditure of County Funds, provide the following information:

Amount to be authorized by Resolution: \$73,623 with estimated benefits

Are funds already budgeted? No

Specify Compliance with Procurement Procedures: N/A

RESOLUTION INTRODUCED BY EXECUTIVE COMMITTEE TO AUTHORIZE THE CREATION OF A FULL TIME BUS DRIVER IN THE DEPARTMENT OF TRANSPORTATION

WHEREAS, the Department of Transportation, “the Department” provides services to the Veterans Services Department and the Office for the Aging, “OFA”, for medical appointments and the senior meal program, and

WHEREAS, there has been a significant increase in medical appointments and OFA plans to fully reopen all the congregate meal sites that were closed due to the pandemic, and

WHEREAS, the Department will need one additional driver to be able to fulfill the increased transportation needs of both departments, and

WHEREAS, the Department of Transportation wishes to create a full time Bus Driver positions to provide the needed support.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby authorizes the creation of a full time Bus Driver position in the Department of Transportation. The County Legislature further authorizes this position be filled upon approval.

Sullivan County

Legislative Memorandum

File #: ID-6358

Agenda Date: 4/18/2024

Agenda #: 7.

Narrative of Resolution:

Resolution Introduced by Executive Committee to authorize a stipend for Office for the Aging Part Time Nutrition Site Operators

If Resolution requires expenditure of County Funds, provide the following information:

Amount to be authorized by Resolution: \$32,400

Are funds already budgeted? Yes

Specify Compliance with Procurement Procedures: Not applicable

RESOLUTION INTRODUCED BY EXECUTIVE COMMITTEE TO AUTHORIZE A STIPEND FOR NUTRITION SITE OPERATORS

WHEREAS, The Office for the Aging currently runs the Nutrition Program that operates congregate meal sites and a homebound meal delivery program for older persons in Sullivan County; and

WHEREAS, in addition to Office for the Aging staff, services are provided by Part-Time Nutrition Site Operators and Part-Time Chauffeurs; and

WHEREAS, currently there is a \$300 monthly stipend provided to Part-Time Chauffeurs for utilizing their personal vehicles for delivering homebound meals; and

WHEREAS, since the pandemic, Nutrition Site Operators have also been delivering meals using their own vehicles; and

WHEREAS, no stipend is currently provided to the Nutrition Site Operators; and

WHEREAS, the Nutrition Site Operators have also been tasked to deliver meals in addition to their duties of running congregate sites; and

WHEREAS, a stipend to incentivize and retain staff is necessary as these positions have been harder to fill when vacated; and

WHEREAS: grant funding can support these additional \$300 monthly stipends for the existing nine (9) Nutrition Site Operators; and

NOW THEREFORE IT IS RESOLVED: County of Sullivan will provide a monthly stipend of \$300 for the positions of Part-Time Nutrition Site Operators in the Office for the Aging Nutrition program



Sullivan County

Legislative Memorandum

100 North Street
Monticello, NY 12701

File #: ID-6360

Agenda Date: 4/18/2024

Agenda #: 8.

Narrative of Resolution:

Resolution introduced by Executive Committee to abolish and create a position in the Sullivan County Office for the Aging

If Resolution requires expenditure of County Funds, provide the following information:

Amount to be authorized by Resolution: Click or tap here to enter text.

Are funds already budgeted? Yes

Specify Compliance with Procurement Procedures: Not applicable

RESOLUTION INTRODUCED BY EXECUTIVE COMMITTEE TO ABOLISH AND CREATE A POSITION IN THE SULLIVAN COUNTY OFFICE FOR THE AGING

WHEREAS, Sustained outreach efforts have resulted in an increase in customers utilizing services provided by Office for the Aging, and

WHEREAS, the staffing needs at the Office for the Aging have been reviewed and it has been determined there is a need to upgrade one of the Aging Services Assistant positions to an Aging Services Specialist position; and

WHEREAS, this upgrade will provide the flexibility to meet the increased needs of the programs; and

WHEREAS, the Director of the Office for the Aging is requesting to abolish an Aging Services Assistant, Position No. 2350 and to create a new position of Aging Services Specialist; and

WHEREAS, the creation of the new Aging Services Specialist position in the Office for the Aging, which is a Grade VIIA within the Teamsters Salary Schedule to take effect on May 1, 2024; and

WHEREAS, the additional cost for this upgrade is covered by existing grant funding, and

NOW, THEREFORE, BE IT RESOLVED, the Sullivan County Legislature hereby authorizes the abolishment of an Aging Services Assistant, Position No. 2350, and authorizes the creation of an Aging Services Specialist position in the Office for the Aging to take effect on May 1, 2024.



Sullivan County
Legislative Memorandum

100 North Street
Monticello, NY 12701

File #: ID-6361

Agenda Date: 4/18/2024

Agenda #: 9.

Narrative of Resolution:

To authorize the County Manager to execute a contract for the 2024 lawn mowing services in accordance with Bid B-23-65 & B-24-18.

If Resolution requires expenditure of County Funds, provide the following information:

Amount to be authorized by Resolution: \$130,000.00

Are funds already budgeted? Yes

Specify Compliance with Procurement Procedures: B-23-65 & B-24-18

RESOLUTION INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE AWARD AND EXECUTION OF A CONTRACT FOR THE 2024 LAWN MOWING SERVICES.

WHEREAS, bids were received for 2024 Lawn Mowing Services; and

WHEREAS, the following vendors are the lowest responsible bidder for various sites; and

WHEREAS, the Sullivan County Division of Public Works has approved said bids and recommends that contracts be executed as follows:

Mowtivation Lawn Care, LLC

Transportation Building	\$229.00/cut
Solar Field-Liberty Complex	\$3,999.00/cut
Maplewood Facility - front weekly	a-\$178.00/cut
Maplewood Facility interior/rear hill & pond - every other week	b-\$189.00/cut
Liberty Complex	\$850.00/cut
Government Center (power edging included)	\$674.00/cut
Sullivan County Courthouse Complex	\$379.00/cut
New jail complex (w/ power edging)	\$659.00/cut
A. Outside of road area - to be done twice per month	\$569.00/cut

KMJ Lawn Services, Monticello, New York

Veteran's Cemetery (trimming around headstones included)	\$400.00/cut
Ferndale Transfer Station	\$120.00/cut
Mamakating Transfer Station	\$125.00/cut

Theile Landscaping

Highland Transfer Station	\$150.00/cut
Emergency Services Training Facility	a-\$150.00/cut

Mow & Trim rear hill every other week	b-\$75.00/cut
Barryville Shop	\$200.00/cut
Callicoon Shop	\$200.00/cut
Fort Delaware Museum	\$150.00/cut

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is authorized to execute contracts with the above vendors, in accordance with Bid No. B-23-65 and B-24-18, for the above costs, and shall be in such form as the County Attorney shall approve.

Sullivan County

Legislative Memorandum

File #: ID-6362

Agenda Date: 4/18/2024

Agenda #: 10.

Narrative of Resolution:

To Amend Resolution 142-24

If Resolution requires expenditure of County Funds, provide the following information:

Amount to be authorized by Resolution: \$50,600.00

Are funds already budgeted? Yes

Specify Compliance with Procurement Procedures:

Appropriation code(s): A7610.87

Estimated Cost Breakdown by Source County: \$1,608.00

Federal Grant: \$48,992.00

RESOLUTION INTRODUCED BY EXECUTIVE COMMITTEE TO AMEND RESOLUTION 142-24 TO REFLECT CORRECT AMOUNTS OF CRC FUNDING FROM COUNTY AND FEDERAL FUNDS

WHEREAS, pursuant to Resolution 142-24 enacted on 3/21/24, the County Legislature approved a contract with Cornell Cooperative Extension Sullivan County to provide Caregiver Resource Center services for the Office for the Aging following an approved response to Request for Proposal R-24-10; and

WHEREAS, the funding breakdown in the resolution stated \$18,000 is received from State funds and \$32,600 is received from Federal funds for a total of \$50,600 annually; and

WHEREAS, the correct breakdown of funding is \$48,992 from Federal funds and \$1,608 from County Funds; and

WHEREAS, the amount total for the contract does not change nor does the remainder of the agreed upon terms; and

NOW, THEREFORE, BE IT RESOLVED, the Sullivan County Legislature hereby authorizes the amendment of Resolution 142-24 to reflect that the Federal funding is \$48,992, and County funding of \$1,608 for the provision of Caregiver Resource Center services for a total not to exceed \$50,600 annually, with an option to extend on a yearly basis for FOUR (4) additional years, under the same terms and conditions.

Sullivan County

Legislative Memorandum

File #: ID-6366

Agenda Date: 4/18/2024

Agenda #: 11.

Narrative of Resolution:

Authorize Execution of Contract with Fire Facilities, Inc.

If Resolution requires expenditure of County Funds, provide the following information:

Amount to be authorized by Resolution: \$98,554.48

Are funds already budgeted? Yes

Specify Compliance with Procurement Procedures:

**RESOLUTION INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE
EXECUTION OF CONTRACT WITH FIRE FACILITIES, INC.**

WHEREAS, the Sullivan County Fire Training Tower located at the Sullivan County Emergency Services Training Center, 615 Old White Lake Turnpike Swan Lake, NY 12783 was inspected in December of 2023 and was determined to need various repairs; and

WHEREAS, Fire Facilities, Inc. located at 314 Wilburn Rd. Sun Prairie, WI 53590 is the manufacturer / erector of the structure and has provided a proposal for the necessary repairs, including materials and labor which includes NYS prevailing wage rates for Sullivan County; and

WHEREAS, it has been determined that Fire Facilities, Inc. would be responsible for the maintenance and necessary repair work to the Training Tower, due to the proprietary nature of the structure; and

WHEREAS, the Sullivan County Office of Emergency Management has been awarded grant funding for the purpose of completion of the necessary repairs under DASNY SAM Award #24074, and the full amount will be reimbursed; and

WHEREAS, the Sullivan County Office of Emergency Management recommends that an agreement with Fire Facilities, Inc. be executed.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is authorized to execute a contract with Fire Facilities, Inc., for various repairs to the Sullivan County Fire Training Tower in an amount not to exceed \$98,554.48.

BE IT FURTHER RESOLVED, this contract in such a form shall be approved by the Sullivan County Attorney's Office.

Sullivan County

Legislative Memorandum

File #: ID-6367

Agenda Date: 4/18/2024

Agenda #: 12.

Narrative of Resolution:

To Adopt the Updated Sullivan County Arson Control Plan

If Resolution requires expenditure of County Funds, provide the following information:

Amount to be authorized by Resolution: N/A

Are funds already budgeted? Choose an item.

Specify Compliance with Procurement Procedures: N/A

RESOLUTION INTRODUCED BY THE EXECUTIVE COMMITTEE TO ADOPT THE UPDATED SULLIVAN COUNTY ARSON CONTROL PLAN

WHEREAS, the Sullivan County Arson Control Plan is in place to comply with New York State General Municipal Law 204-c which requires each County to develop a plan for arson investigation; and

WHEREAS, the Sullivan County Bureau of Fire has reviewed and revised the Sullivan County Arson Control Plan; and

WHEREAS, the attached revised plan has been reviewed and accepted by the Sullivan County Fire Advisory Board and the New York State Office of Fire Prevention & Control; and

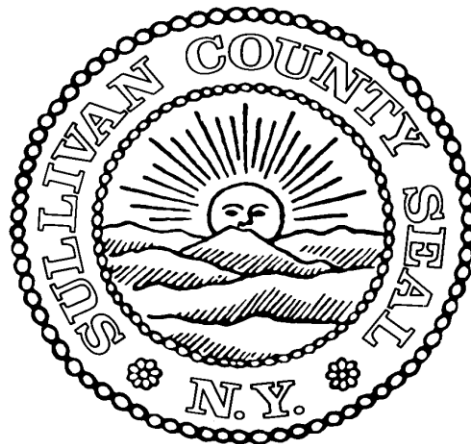
WHEREAS, the plan must be formally adopted by the Legislature.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby formally adopts the Sullivan County Arson Control Plan as amended.



Sullivan County

Arson Control Plan



Sullivan County Arson Control Plan

Sullivan County, New York

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Arson Control Plan

1. Plan Overview

A. The Scope and Purpose

The Sullivan County Arson Control Plan is in place to comply with New York State General Municipal Law 204-c requiring each county to develop a plan for arson investigation. By extension, the Arson Control Plan (ACP) will also detail how the County will investigate all fires and explosions using a multidisciplinary approach and adherence to the most current standards related to the discipline, including but not limited to NFPA 1033 Professional Standards for Fire Investigators and NFPA 921 Guide for Fire and Explosion Investigations.

B. Demographics

Sullivan County was founded in 1809, named for Revolutionary War Major General John Sullivan. It occupies 997 square miles and is bounded by Delaware County on the north, Ulster County on the east, Orange County on the south and the Commonwealth of Pennsylvania on the West along the Delaware River. Sullivan County is comprised of fifteen towns and six villages. Monticello is the County Seat. The base population (2020 U.S. Census) is 78,624 although the summer months see the population triple owing to seasonal residents, visitors, camps and seasonal recreation related businesses.

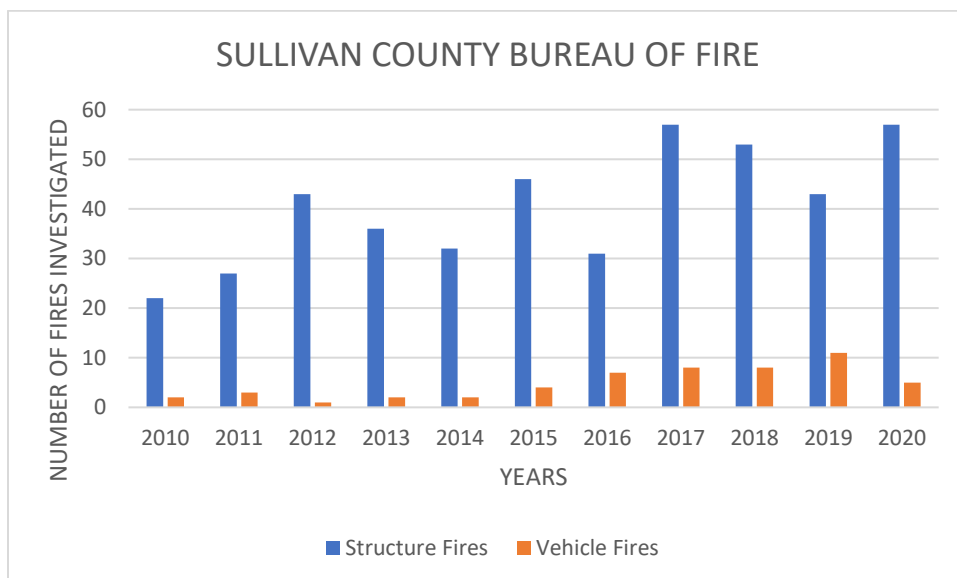
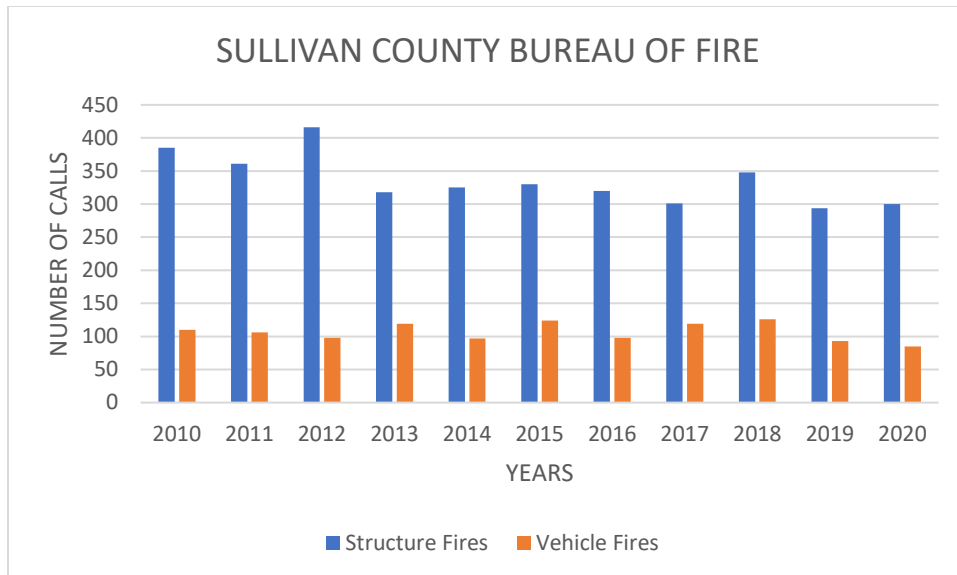
C. History of Arson Task Force

Sullivan County's Arson Task Force was initiated in 1981 consisting of thirty members. Twenty-eight members were appointed, representing the volunteer fire service, law enforcement agencies, county government, the insurance industry, the private sector and the media, the County Fire Coordinator and District Attorney as co-chairs. Working Committees under the titles of Fire, Police, Insurance and Publicity were established. Prior to development of the task force, investigations into origin and cause or of fire fatalities fell to the fire department of jurisdiction with the Fire Chief being responsible to request a police response if he/she deemed it necessary; this essentially remains the same today as an aspect of General Municipal Law (GML) 204-d. All fatalities elicited a police response although at the time few, if any, law enforcement members were trained in fire investigation.

The 1981 ACP recommended that each fire department have designated and trained members to assist the Fire Chief with origin and cause investigations. It also called for the designation of four "Fire Determiners" who would receive additional training and be designated as Deputy County Fire Coordinators. Those "Determiners" were assigned to designated districts and if called, would respond in a team of two. They were to attend training offered from the New York State Office of Fire Prevention and Control at that time. According to statistics in the 1981 ACP, 156 members took the basic course, 57 completed the intermediate course, and 29 finished all three courses. As the system has evolved through the years to the present time, roles and membership structure changed. The County Fire Coordinator assumed sole responsibility for the county's eight-member Fire Investigation Team. The Fire Coordinator and Fire Investigation Team receive support and intermittent participation from the District Attorney.

D. Average Annual Fire Data

On average from 2010 to 2020, Sullivan County fire departments responded to 336 structure fire calls and fire investigators were called to investigate 41 of those. In addition, fire departments responded to an average of 106 vehicle fires and fire investigators investigated 5 of the vehicle fires.



2. Fire Service Resources & Role/Responsibilities to Control Arson

A. Sullivan County Fire Department's Role

There are forty fire departments in Sullivan County, thirty-nine are completely volunteer and account for approximately 1,200 members. The exception is the Monticello Fire Department, a combination department, which employs eight career firefighter/EMTs to supplement its volunteers. A complete list of the Sullivan County Fire Departments can be referenced in Appendix A of this document.

The Fire Chief of each department has statutory responsibility under GML 204-d [attached as Appendix B] for determining origin and cause or opting to delegate the task. No fire department in Sullivan County has a designated team or individuals responsible for origin and cause determination. Those fire departments work in a cooperative partnership with the Sullivan County Fire Investigation Team at the Fire Chief's request. The fire departments may provide manpower, lighting, and additional tools or equipment to support the county team and remain on-scene as necessary.

B. Sullivan County Fire Coordinator's Role

The Sullivan County Commissioner of Public Safety oversees the Bureau of Fire, Bureau of EMS, Office of Emergency Management and Homeland Security, as well as the 911 Center and the Probation Department. The Fire Coordinator supervises the Bureau of Fire, including six (6) Deputy Fire Coordinators and the Fire Investigation Team. The Fire Investigation Team is comprised of a Senior Investigator and seven (7) Investigators. Fire Investigators are appointed by the Fire Coordinator, in consultation with the Commissioner of Public Safety and District Attorney, and serve at the pleasure of the Fire Coordinator as county employees.

In addition to having met the minimum requirements of fire and/or law enforcement experience, Fire Investigators are required to meet the most current New York State and national standards regarding fire investigator professional qualifications and training. Additionally, those members shall adhere to any and all in-service or certification maintenance requirements. Members of the Fire Investigation Team must also have attained NYS and national certification by having passed the Pro Board examination.

Each Fire Investigator is required to submit quarterly reports which document scene responses, any court testimony and continuing education with certificates of completion attached for any courses listed. Fire Investigation Team members are considered part-time county employees who are entitled to mileage reimbursement for call responses and receive training, personal protective equipment (PPE) and investigation-related equipment from the Bureau of Fire budget. The District Attorney's Office also provides equipment from their budget. The Senior Investigator reports directly to the Fire Coordinator and serves as a liaison between that office, the District Attorney, law enforcement agencies and insurance company representatives. He/she is also responsible for compiling statistical reports to the Fire Coordinator, accountability of county issued equipment, report review and ensuring that Fire Investigators' report deadlines and training requirements are met.

All Fire Investigators respond to calls as dispatched by Sullivan County 911 or requested by law enforcement with a minimum of two fire investigators responding. In the event the Fire Investigation Team determines that a fire cause is incendiary, a fatal fire, or suspicious in nature the Fire Chief is notified and advised to contact a law enforcement agency. The Team may collect evidence at the request of law enforcement which is then turned over to the agency at the scene; it does not retain any such evidence.

3. Law Enforcement Agencies & Role/Responsibilities to Control Arson

Sullivan County contains a variety of police jurisdictions:

- Federal – National Park Service
- State – New York State Police, NYS DEC Law Enforcement, NYS Forest Fire Rangers
- County – Sullivan County Sheriff's Office
- Local – Town of Fallsburg Police, Village of Monticello Police, Village of Liberty Police, Village of Woodridge Police (part-time), Town of Highland Constabulary, Town of Lumberland Constabulary, Town of Bethel, NYC DEP Police, Railroad Police
- Corrections Facilities – two New York State prisons and Sullivan County Jail

Each law enforcement agency listed, with exception of Village of Woodridge and the two constabularies, employ both patrol and investigative branches. The roles each contribute regarding arson control is limited primarily to first response for public safety and scene security. Should an incident require law enforcement action or a criminal investigation, each agency would assume that role within its geographic area of jurisdiction. The State Police can provide a large investigative presence, forensic investigation services, crime laboratory services, aviation support and other specialized personnel.

The law enforcement agencies in Sullivan County have no designated team or individuals responsible for origin and cause determination.

4. Prosecution/District Attorney's Office & Role/Responsibilities to Control Arson

The Sullivan County District Attorney's Office has a long history of aggressively prosecuting arson cases to the full extent of the law. Sullivan County averages approximately six incendiary fires a year with three resulting in arrests.

The District Attorney's Office consults with members of the Fire Investigation Team and applicable law enforcement agency regarding any case being considered for prosecution and supports the Fire Investigation Team through monies from the seized assets fund. The District Attorney, or a representative of their office, shall be notified by the Fire Coordinator or Senior Investigator, in the event of any fire fatality, serious physical injury, or fire involving criminal activity.

The District Attorney may designate an Assistant District Attorney to have specific responsibility for prosecution of arson cases. Additionally, investigators from the District Attorney's Office may become involved in the criminal investigation aspect of fire incidents or participate in the origin and cause aspect of fire incidents. Should the District Attorney's assistants or investigators have responsibility for fire origin and cause determinations, those personnel must meet the most current New York State and national standards regarding fire investigator professional qualifications and training. Additionally, those members shall adhere to any and all in-service or certification maintenance requirements.

5. Supporting Programs/Services

A. Youth Fire Setter Intervention Program

Select members of the Fire Investigation Team have completed training to assist in non-criminal cases involving youths who set fires or engage in other fire-related activities. Those investigators are available to assist when activities are identified by parents, educators or fire department members. The Fire Investigation Team has a presentation, delivered to the county's fire departments, covering the subject, causes of youth fire setting, recognizing potential at-risk children, and how to request youth fire setter services.

The Sullivan County Division of Community Services Integrated Behavioral Health Clinic staff assist to devise courses of action to educate involved youth regarding the dangers and consequences of their actions. Health Clinic staff also assist with arranging for counselling services should it be deemed necessary.

The Sheriff's Office and local law enforcement agencies all have personnel assigned to area schools as Resource Officers; those personnel may assist with youth fire setting intervention and serve a valuable asset in the event of a youth-related fire.

The Fire Investigation Team also has members who have received Juvenile fire setter certifications.

B. Outside Agencies Available to Provide Fire/Arson Resources

In addition to the agencies and organizations previously identified in this document, the Sullivan County Fire Investigation Team may use the following agencies and their resources for fire investigation support:

- New York State Office of Fire Prevention and Control – ignitable liquid detection canines, on-scene investigative support, consultation, training
- US DOJ Bureau of Alcohol Tobacco Firearms and Explosives – on-scene investigative support, laboratory analysis, records management
 - Sullivan County Fire Investigation Team has used the ATF Bomb and Arson Tracking System since 2013.

6. Appendixes

A. List of Sullivan County Fire Departments

Beaverkill Valley	Kenoza Lake	Roscoe/Rockland
Bloomington	Lake Huntington	Smallwood/Mongaup Valley
Callicoon	Lava	Sullivan County Airport
Callicoon Center	Liberty	Summitville
Claryville	Livingston Manor	Swan Lake
Fallsburg	Loch Sheldrake	White Lake
Forestburgh	Long Eddy	White Sulphur Springs
Grahamsville	Lumberland	Westbrookville
Hankins-Fremont	Monticello	Woodbourne
Highland Lake	Mountaintale	Woodridge
Hortonville	Narrowsburg	Wurtsboro
Hurleyville	Neversink	Youngsville
Jeffersonville	North Branch	Yulan
Kauneonga Lake	Rock Hill	

B. General Municipal Law 204-d

The fire chief of any fire department or company shall, in addition to any other duties assigned to him by law or contract, to the extent reasonably possible determine or cause to be determined the cause of each fire or explosion which the fire department or company has been called to suppress. He shall file with the office of fire prevention and control a report containing such determination and any additional information required by such office regarding the fire or explosion. The report shall be in the form designated by such office. He shall contact or cause to be contacted the appropriate investigatory authority if he has reason to believe the fire or explosion is of incendiary or suspicious origin. For all fires that are suspected to have been ignited by a cigarette, within fourteen days after completing the investigation into such fire, the fire chief shall forward to the office of fire prevention and control information detailing, to the extent possible: (a) the specific brand and style of the cigarette suspected of having ignited such fire; (b) whether the cigarette package was marked as required by subdivision six of section one hundred fifty-six-c of the executive law; and (c) the location and manner in which such cigarette was purchased.

C. Sullivan County Fire Investigation Team Membership Roster

Senior Fire Investigator Fire Investigator

Fire Investigator Fire Investigator

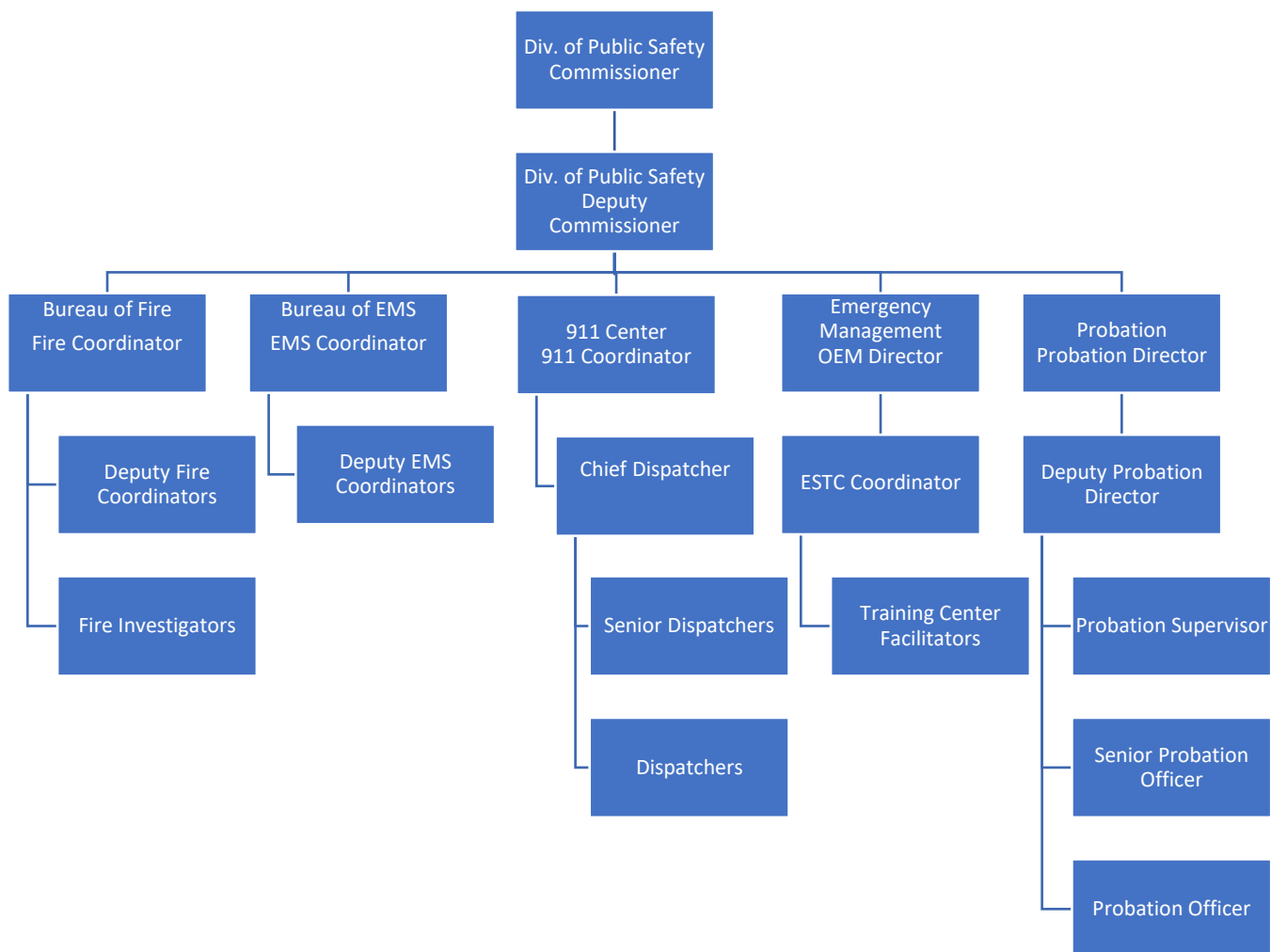
Fire Investigator Fire Investigator

Fire Investigator Fire Investigator

D. Sullivan County Map



E. Sullivan County Division of Public Safety Organizational Chart



Sullivan County

Legislative Memorandum

File #: ID-6369

Agenda Date: 4/18/2024

Agenda #: 13.

Narrative of Resolution:

To enter into a Memorandum of Agreement with Sullivan County Community College to continue the Sullivan Promise Tuition-Free Scholarship Program for the 2023-2024 academic year at SUNY Sullivan.

If Resolution requires expenditure of County Funds, provide the following information:

Amount to be authorized by Resolution: \$400,000 (\$300,000 is budgeted for 2024)

Are funds already budgeted? No

Specify Compliance with Procurement Procedures: N/A

RESOLUTION INTRODUCED BY EXECUTIVE COMMITTEE TO ENTER INTO A MOA WITH SULLIVAN COUNTY COMMUNITY COLLEGE TO CONTINUE SULLIVAN PROMISE TUITION-FREE SCHOLARSHIP PROGRAM

WHEREAS, on April 21, 2022, via Resolution No. 185-22, the Sullivan County Legislature authorized a contract with SUNY Sullivan to establish the Sullivan Promise Tuition-free Scholarship program, and thus far the program has been extremely successful; and

WHEREAS, Sullivan County ranks 30th in New York State for Associate's Degree attainment; and

WHEREAS, college degree attainment has many positive impacts on individuals and their communities, and

WHEREAS, SUNY Sullivan offers more than 40 degree and certificate programs to help develop a strong workforce in Sullivan County,

WHEREAS, since 1965, SUNY Sullivan has awarded more than 14,500 degrees to graduates, most of whom have established meaningful careers throughout Sullivan County; and

WHEREAS, SUNY Sullivan was ranked number one among New York State community colleges in 2021 by Intelligent.com; and

WHEREAS, the college has been ranked one of the Top 10 community colleges in New York State by both BestColleges.com and EDSMart.org; and

WHEREAS, the cost of tuition is often a barrier that prevents students from enrolling in college; and

WHEREAS, more than one in ten people who have student loans, continue to owe on those loans for over ten years. This prolonged debt can often delay or prevent people from buying a home or starting a business; and

WHEREAS, there is a desire among the Sullivan County Legislature to continue this partnership for the

academic year of 2023-2024.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby authorizes the County Manager to enter into a Memorandum of Agreement with SUNY Sullivan at an amount not to exceed \$400,000 for the 2023-2024 academic year at SUNY Sullivan for eligible students.

BE IT FURTHER RESOLVED, this contract in such a form shall be approved by the Sullivan County Attorney's Office.

Sullivan County

Legislative Memorandum

File #: ID-6371

Agenda Date: 4/18/2024

Agenda #: 14.

Narrative of Resolution:

Authorize contract with BPAS for GASB 75

If Resolution requires expenditure of County Funds, provide the following information:

Amount to be authorized by Resolution: \$16,700

Are funds already budgeted? Yes

Specify Compliance with Procurement Procedures:

**RESOLUTION NO. INTRODUCED BY THE EXECUTIVE COMMITTEE TO
AUTHORIZE AWARD AND EXECUTION OF CONTRACT**

WHEREAS, Sullivan County provides postretirement benefits which encompasses (1) the NYSHIP medical plan, seven (7) union/non-union employee groups and various contribution schedules for approximately fourteen hundred (1400) county employees, retirees and dependents of retirees, and

WHEREAS, Sullivan County needs to fulfill this mandated requirement and is seeking an actuarial valuation of these postretirement benefits under GASB 75, Accounting and Financial Reporting by Employers for Post Employment Benefits other than pensions, and

WHEREAS, BPAS, 706 N. Clinton Street, Syracuse, NY 13204, will provide said services from January 1, 2024 through December 31, 2025, providing a full valuation for year 2023 and an interim valuation for year 2024, and

WHEREAS, this agreement may be extended for two (2) additional two (2) year periods under the terms and conditions submitted in response to RFP R-23-46, and

WHEREAS, Management and Budget and Risk Management approves said proposal and recommends that a contract be extended.

NOW, THEREFORE BE IT RESOLVED that the County Manager be and hereby is authorized to execute a contract with BPAS to provide actuarial valuation services to fulfill requirements of GASB 75 at a cost not to exceed \$13,200 for valuation year 2023 which is a full valuation year and \$3,500 for valuation year 2024 which is an interim valuation year in accordance with RFP R-23-46 with the option to extend for services for the 2028 fiscal year.

BE IT FURTHER RESOLVED, that said contract be in such form as the County Attorney shall approve.

Sullivan County

Legislative Memorandum

File #: ID-6372

Agenda Date: 4/18/2024

Agenda #: 15.

Narrative of Resolution:

Authorize Application for funding from the NYS ConnectALL Municipal Infrastructure Grant to support the Build-Out of High Speed Broadband Infrastructure in Sullivan County

If Resolution requires expenditure of County Funds, provide the following information:

Amount to be authorized by Resolution: Click or tap here to enter text.

Are funds already budgeted? Choose an item.

Specify Compliance with Procurement Procedures:

Purpose:

Sullivan County seeks to establish a network of reliable and affordable high-speed internet for its residents and businesses, with focus on those that are currently unserved or underserved. The Municipal Infrastructure Program offered by the New York State ConnectALL Office provides significant funding for buildout of the infrastructure necessary to establish access to this critical service. Working with Archtop Fiber Networks, LLC as a private partner, the County will serve as lead applicant, being an entity that is eligible to apply, with Archtop serving as a subrecipient to the grant.

Funding:

This Municipal Infrastructure Program application requires no local match. The County would seek \$30 million in federal funding, via the NYS ConnectALL Office, to support broadband development.

RESOLUTION INTRODUCED BY THE EXECUTIVE COMMITTEE TO AUTHORIZE APPLICATION FOR FUNDING FROM THE NEW YORK STATE CONNECTALL MUNICIPAL INFRASTRUCTURE GRANT TO SUPPORT THE BUILD-OUT OF HIGH-SPEED BROADBAND INFRASTRUCTURE IN SULLIVAN COUNTY

WHEREAS, the U.S. Department of Treasury has awarded New York State \$228.2 million through the American Rescue Plan's Capital Fund Project to support New York's program to promote municipal broadband network deployment through the NYS ConnectALL Office ("CAO"); and

WHEREAS, CAO has established the Municipal Infrastructure Program ("MIP") to fund new last mile deployments to construct new fiber to the premises for thousands of properties statewide; and

WHEREAS, CAO is open to exploring a variety of partnership models and agreements to achieve this goal; and

WHEREAS, Sullivan County (the "County") is an eligible applicant to the program, and the County has identified Archtop Fiber Networks, LLC ("Archtop") as a willing and eligible private partner to serve as subrecipient; and

WHEREAS, the County wishes to pursue this funding opportunity to support a public-private partnership with Archtop for the purposes of installing fiber and wireless broadband infrastructure to provide low cost internet services to unserved

and underserved County residents and businesses; and

WHEREAS, as the lead applicant, the County will maintain control of funding & reimbursement, general oversight, lead the quarterly performance reporting, be responsible for oversight and ownership of the installation of a portion of the broadband infrastructure, specifically the appurtenances to their tower infrastructure and distribution technology; and

WHEREAS, as subrecipient of the grant Archtop will be responsible for all engineering and network design, project management, permitting, network construction, and installation; and

WHEREAS, Archtop will operate the broadband network infrastructure, as preliminary tenant for the public purpose of serving customers. As the operating partner and tenant Archtop will perform all functions leading to the service of customers including installation, customer service, billing, network operation, network maintenance, and repairs; and

WHEREAS, the project as described meets the criteria of the MIP which has a maximum award amount of \$30 million.

NOW, THEREFORE, BE IT RESOLVED, 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 an application to the New York ConnectALL Office Municipal Infrastructure Program of up to \$30 million to fund installation of fiber and wireless broadband infrastructure to provide low cost internet services to unserved and underserved County residents and businesses; and

BE IT FURTHER RESOLVED, that the Sullivan County Legislature hereby authorizes the County Manager to execute any and all necessary documents to accept the grant award, should one be secured, in such form as the County Attorney shall approve; and

BE IT FURTHER RESOLVED, that the Sullivan County Legislature hereby authorizes the County Manager to execute any and all necessary agreements with Archtop Fiber Networks, LLC for the purpose of formalizing the relationship between Sullivan County as Lead Applicant and Archtop Fiber Networks, LLC as Subrecipient to the Municipal Infrastructure Program and to implement the project should funding be awarded; and

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

BE IT FURTHER RESOLVED, this contract in such a form shall be approved by the Sullivan County Attorney's Office.

Sullivan County

Legislative Memorandum

File #: ID-6373

Agenda Date: 4/18/2024

Agenda #: 16.

Narrative of Resolution:

To authorize an agreement between Brown and Brown and the County of Sullivan.

If Resolution requires expenditure of County Funds, provide the following information:

Amount to be authorized by Resolution: \$15,000 for plan and design for 2024

Are funds already budgeted? Yes

Specify Compliance with Procurement Procedures: RFP #R-24-11

RESOLUTION INTRODUCED BY EXECUTIVE COMMITTEE TO AUTHORIZE A CONTRACT WITH BROWN AND BROWN FOR HEALTH INSURANCE CONSULTING AND BROKER SERVICES

WHEREAS, Sullivan County currently has multiple healthcare insurance plans among its full time employees; and

WHEREAS, one of these health insurance plans is phasing out and a portion of the employees will need new health insurance coverage; and

WHEREAS, there is a need for an outside firm to analyze, review and make recommendations for options on health insurance coverage; and

WHEREAS, a Request for Proposal (R-24-11) for Health Insurance Consulting and Broker Services was issued and a response was received from Brown and Brown; and

WHEREAS, Brown and Brown demonstrates expertise and proficiency in health insurance consulting and broker services; and

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature does hereby authorize the County Manager to execute a contract with Brown and Brown ; and

BE IT FURTHER RESOLVED, that said contract shall not exceed \$15,000 for 2024 and

BE IT FURTHER RESOLVED, that said contract shall be in such form as the County Attorney shall approve.

BE IT FURTHER RESOLVED, that if the County of Sullivan proceeds with an alternative health insurance, the

annual broker fee will be \$93,000.



Sullivan County
Legislative Memorandum

100 North Street
Monticello, NY 12701

File #: ID-6374

Agenda Date: 4/18/2024

Agenda #: 17.

Narrative of Resolution:
To Modify the 2024 Budget

If Resolution requires expenditure of County Funds, provide the following information:

Amount to be authorized by Resolution: Please see attached Budget Mods.

Are funds already budgeted? Choose an item.

Specify Compliance with Procurement Procedures:

**RESOLUTION INTRODUCED BY MANAGEMENT & BUDGET COMMITTEE TO MODIFY THE
2024 BUDGET**

WHEREAS, the County of Sullivan Budget requires modification,

NOW, THEREFORE, BE IT RESOLVED, that the attached budgetary transfers for 2024 be authorized.

March 31, 2024 Resolution Needed - B
Sullivan County Budget Modifications 2024

G/L Account	Revenue Increase	Revenue Decrease	Appropriation Increase	Appropriation Decrease
A-1340-40-4013 - CONTRACT CONTRACT OTHER			300,000	
A-6410-40-4044 - CONTRACT TOURISM & PROMOTION ADMIN				300,000
A Fund Total	-	-	300,000	300,000



Sullivan County
Legislative Memorandum

100 North Street
Monticello, NY 12701

File #: ID-6375

Agenda Date:

Agenda #: 18.

Narrative of Resolution:

To reappoint two (2) members to the Sullivan County Ethics Board

If Resolution requires expenditure of County Funds, provide the following information:

Amount to be authorized by Resolution: 0

Are funds already budgeted? Choose an item.

Specify Compliance with Procurement Procedures:

RESOLUTION INTRODUCED BY EXECUTIVE COMMITTEE TO REAPPOINT TWO MEMBERS TO THE BOARD OF ETHICS

WHEREAS, the Sullivan County Ethics Board has two members who have expired, and

WHEREAS, pursuant to the provisions of Section 102 of Local Law Number 3 of 2013, the County Manager has appointed three members to the Sullivan County Board of Ethics with various terms, and

WHEREAS, the members and their terms are as follows:

Member	Term	Commencement Date
James Schmidt	Second 3 year term	01/01/2024
Joanne McPhillips	Second 3 year term	01/01/2024

WHEREAS, the appointments to the Sullivan County Board of Ethics, by the County Manager, require confirmation by the County Legislature.

NOW, THEREFORE, BE IT RESOLVED, that the appointments listed above are hereby confirmed as set forth in Section 102 of Local Law Number 3 of 2013 and terms will expire on December 31, 2026.

Sullivan County

Legislative Memorandum

File #: ID-6376

Agenda Date: 4/18/2024

Agenda #: 19.

Narrative of Resolution:

Enact a proposed local law 3 of 2024 regarding lease of lands for communication towers

If Resolution requires expenditure of County Funds, provide the following information:

Amount to be authorized by Resolution: \$0

Are funds already budgeted? Choose an item.

Specify Compliance with Procurement Procedures: n/a

RESOLUTION INTRODUCED BY THE EXECUTIVE COMMITTEE TO ENACT LOCAL LAW 3 OF 2024 ENTITLED “LOCAL LAW TO ENTER INTO A LEASE OF LANDS OF OTHERS FOR COUNTY OWNED COMMUNICATIONS TOWERS FOR A TERM NOT TO EXCEED FORTY (40) YEARS”

WHEREAS, a proposed Local Law entitled “A Local Law to Enter into a Lease of Lands of Others for County Owned Communications Towers for a Term Not to Exceed Forty (40) Years” having been presented to the Sullivan County Legislature at a meeting held on March 21, 2023, at the County Government Center, Monticello, New York to consider said proposed local law, and notice of a public hearing having been duly published and posted as required by law, and said public hearing having been held and all persons appearing at said public hearing deeming to be heard.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature does hereby enact and adopt this Local Law entitled “A Local Law to Enter into a Lease of Lands of Others for County Owned Communications Towers for a Term Not to Exceed Forty (40) Years”, which Local Law is annexed hereto and made a part hereof.

Local Law 3 of the Year 2024

A LOCAL LAW AUTHORIZING THE COUNTY OF SULLIVAN, notwithstanding Section 215 of the County Law of the State of New York, TO ENTER INTO A LEASE OF LANDS OF OTHERS FOR COUNTY OWNED COMMUNICATIONS TOWERS FOR A TERM NOT TO EXCEED FORTY (40) YEARS.

SECTION 1. Purpose

The County of Sullivan seeks to enter into lease agreements with property owners for the purpose of erecting telecommunication towers sufficient for the placement of radio antennas, as well as leases of real property adjacent to communication towers sufficient for the storage of the equipment necessary for the operations of the antennas. These agreements require the lease of real property owned by others for an initial term not to exceed forty (40) years.

SECTION 2. Legal Authority

New York State County Law Section 215 provides that a County may lease for county purposes real property for terms not to exceed five (5) years with the privilege of renewal.

New York State Comptroller Opinion 68-857 opines that a municipality may enter into leases for a term in excess of five (5) years if the municipality authorizes such leases by local law.

New York State Municipal Home Rule Law Section 24 provides that any local law that changes a provision of law relating to leasing of real property is subject to referendum on petition (permissive referendum).

SECTION 3. Applicability.

The County of Sullivan is authorized, notwithstanding Section 215 of the County Law of the State of New York, to enter into a lease of real property for the erection of County owned communication towers for a term not to exceed forty (40) years.

This Local Law is applicable to the leases of real property of others for the purpose of erecting communications towers that are owned by the County of Sullivan and which shall be utilized for public safety purposes.

SECTION 4. Effective Date.

This Local Law shall take effect immediately upon filing in the Office of the Secretary of State.

Sullivan County

Legislative Memorandum

File #: ID-6377

Agenda Date: 4/18/2024

Agenda #: 20.

Narrative of Resolution:

Enact Local Law 4 of 2024 entitled “A Local Law to Amend Local Law 4 of 2021”

If Resolution requires expenditure of County Funds, provide the following information:

Amount to be authorized by Resolution: \$0

Are funds already budgeted? Choose an item.

Specify Compliance with Procurement Procedures:

**RESOLUTION INTRODUCED BY EXECUTIVE COMMITTEE TO ENACT LOCAL LAW 4 OF 2024
ENTITLED “A LOCAL LAW TO AMEND LOCAL LAW NO. 4 OF 2021”**

WHEREAS, a proposed Local Law entitled “A Local Law to Amend Local Law 4 of 2021” having been presented to the Sullivan County Legislature at a meeting held on March 21, 2023, at the County Government Center, Monticello, New York to consider said proposed local law, and notice of a public hearing having been duly published and posted as required by law, and said public hearing having been held and all persons appearing at said public hearing deeming to be heard.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature does hereby enact and adopt this Local Law entitled “A Local Law to Amend Local Law 4 of 2021”, which Local Law is annexed hereto and made a part hereof.

A LOCAL LAW TO AMEND LOCAL LAW NO. 4 OF 2021

Explanation: This Amendment to Local Law No. 4 of 2021 shall be for the purpose of extending the sunset date of the Local Law from December 31, 2023 until December 31, 2025. The Amendment will extend the hunting opportunities afforded to twelve (12) and thirteen (13) year old individuals pursuant to Environmental Law § 11-0935 until December 31, 2025.

Legislative Intent: The Sullivan County Legislature, after consideration, declares that it is best interest of the citizens of Sullivan County to amend Local Law No. 4 of 2021 by extending its sunset date until December 31, 2025. Said changes to Local Law No. 4 of 2021 are detailed below.

Amendments:

(1) Delete the following language in line six (6) of Section 1; “2023” and insert the following language in

its place; “December 31, 2025”.

- (2) Delete the following language in line three (3) of Section 2; “2023” and insert the following language in its place; “December 31, 2025”.

All other language remains unchanged and in full force and effect.

Effective: This Local Law shall become effective as of the date of filing with the Secretary of State.

Sullivan County

Legislative Memorandum

File #: ID-6380

Agenda Date: 4/18/2024

Agenda #: 21.

Narrative of Resolution:

To Adjust the Salary of the Sullivan County District Attorney

If Resolution requires expenditure of County Funds, provide the following information:

Amount to be authorized by Resolution: Click or tap here to enter text.

Are funds already budgeted? Choose an item.

Specify Compliance with Procurement Procedures:

RESOLUTION INTRODUCED BY EXECUTIVE COMMITTEE TO ADJUST THE SALARY OF THE SULLIVAN COUNTY DISTRICT ATTORNEY

WHEREAS, the compensation of the District Attorney is required by Judiciary Law § 183-a to be equivalent to the County Court Judge in Sullivan County as the law provides “the district attorney of any county, the board of supervisors of which has designated such office as a full-time position pursuant to subdivision eight of section seven hundred of the county law, shall receive an annual salary equivalent to that of county judge in the county in which the district attorney is elected”, and;

WHEREAS, the New York State Association of Counties has notified the Sullivan County Division of Management and Budget that the salary of the County Court Judge has been increased as of April 1, 2024, and;

WHEREAS, as of April 1, 2024 the salary of the Sullivan County Court Judge has been increased by the Office of Court Administration (OCA) to \$221,100. This increase is based on a Cost of Living Adjustment granted to Federal Court District Judges (under law the County Court Judge salary is tied to the Federal District Judge salary as of April 1st of that year);

WHEREAS, the Legislature must increase the salary of the District Attorney to comply with state law and the increases of the compensation of the Sullivan County District Attorney as implemented by the Office of Court Administration and the Judicial Compensation Commission and required by Judiciary Law § 183-a.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby establishes the annual salary for the District Attorney effective April 1, 2024 at \$221,100.