



Sullivan County

County Legislature

Meeting Agenda - Final

100 North Street
Monticello, NY 12701

Chairman Robert Doherty
Vice Chairman Michael Brooks
Legislator Nadia Rajs
Legislator Nicholas Salomone Jr.
Legislator George Conklin
Legislator Luis Alvarez
Legislator Joseph Perrello
Legislator Ira Steingart
Legislator Alan J. Sorensen

Thursday, September 1, 2022

10:15 AM

Government Center

Special Meeting

Call to Order and Pledge of Allegiance

Roll Call of Legislators

Reading of Special Meeting Notice

Special Meeting Notice for September 1, 2022

[ID-4912](#)

Attachments: [Sept1Special Meeting Notice](#)

Resolutions

1. Rescind Resolution 350-22 adopted on August 18, 2022 [ID-4906](#)
2. Authorize agreement with NYS Division of Criminal Justice Services (ATI) [ID-4801](#)
3. To continue the Bonus Payments to Employees at the Adult Care Center for Working Additional Hours. [ID-4819](#)
4. To authorize double-time for all Correction Officer titles who work Overtime in the Jail [ID-4834](#)
5. Authorize the Issuance of \$20,000,000 Bonds for the County of Sullivan's portion of the Construction of a New Athletic Facility Complex at SUNY Sullivan dated September 1, 2022 [ID-4907](#)
6. Declare Sullivan County a Gun Friendly County [ID-4911](#)

Adjournment or Close



Sullivan County

Legislative Memorandum

100 North Street
Monticello, NY 12701

File #: ID-4912

Agenda Date: 9/1/2022

Agenda #:



OFFICE OF THE COUNTY LEGISLATURE
SULLIVAN COUNTY GOVERNMENT CENTER
 100 NORTH STREET
 PO BOX 5012
 MONTICELLO, NY 12701
 845-807-0435
 845-807-0447 (fax)

SPECIAL MEETING NOTICE

TO: County Legislature
 Rajs, Brooks, Salomone, Conklin, Alvarez, Perrello, Steingart, and Sorensen

FROM: Robert A. Doherty, Chairman

DATE: August 29, 2022

RE: Special Meeting of the Legislature:
 Thursday, September 1, 2022 at 10:15AM

Please take notice that there will be a Special Meeting of the Sullivan County Legislature on **Thursday, September 1, 2022 at 10:15AM**. The purpose of the meeting is to Rescind Resolution No. 350-22 Authorizing the Issuance of \$20,000,000 in Bonds dated August 18, 2022, Authorize Agreement with NYS Division of Criminal Justice Services for the operation of Alternatives to Incarceration Program, Continue the Bonus Payments through August 31, 2023 for employees at the Adult Care Center, Authorize Issuance of \$20,000,000 in Bonds dated September 1, 2022, Authorize double overtime for Correction Officers at the Sullivan County Jail from 9/1/22-10/31/22, Declaring Sullivan County a Gun Friendly County and any other business that may come before the Legislature.

Joshua Potosek, County Manager
 Michael F. McGuire, County Attorney
 News Media/Bulletin Boards
 Security/Buildings



Sullivan County

Legislative Memorandum

100 North Street
Monticello, NY 12701

File #: ID-4906

Agenda Date: 9/1/2022

Agenda #: 1.

Narrative of Resolution:

Rescind Resolution 350-22 adopted on August 18, 2022

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: N/A

**RESOLUTION INTRODUCED BY THE SULLIVAN COUNTY LEGISLATURE TO RESCIND
RESOLUTION NO, 350-22 AUTHORIZING THE ISSUANCE OF \$20,000,000 BONDS**

WHEREAS, the Sullivan County Legislature adopted Resolution 350-22 Authorizing the Issuance of \$20,000,000 Bonds on August 18, 2022,

WHEREAS, the 2022 Meeting Legal Notice was inadvertently not posted, leaving Resolution No. 350-22 with an incomplete section.

NOW, THEREFORE BE IT RESOLVED, that Resolution No. 350-22 Authorizing \$20,000,000 in BONDS is hereby rescinded effective immediately.

Sullivan County

Legislative Memorandum

File #: ID-4801

Agenda Date: 9/1/2022

Agenda #: 2.

Narrative of Resolution:

Authorize agreement with NYS Division of Criminal Justice Services (ATI)

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 NICHOLAS SALOMONE, DISTRICT 4 LEGISLATOR TO AUTHORIZE AGREEMENT WITH NYS DIVISION OF CRIMINAL JUSTICE SERVICES FOR THE OPERATION OF ALTERNATIVES TO INCARCERATION PROGRAM (ATI)

WHEREAS, the Sullivan County Probation Department operates an Alternatives to Incarceration Program (*ATI Program*) which includes Community Service and Pre-Trial Release components; and

WHEREAS, the ATI Program is an important tool which is utilized by the Sullivan County District Attorney's Office in appropriate criminal prosecutions; and

WHEREAS, the ATI Program creates substantial savings for the Sullivan County Sheriff's Office, particularly for the Sullivan County Jail, and

WHEREAS, the New York State Division of Criminal Justice Services (*DCJS*) is prepared to provide \$28,510.00 in funding for the ATI Program for the programmatic term of July 1, 2022, through June 30, 2023, and

WHEREAS, in order to access the funding the County must enter into an agreement with DCJS.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby authorizes the County Manager to enter into the agreement with DCJS to acquire the funding and to execute all other documents necessary to comply with funding source requirements, said document(s) to be in a form approved by the County Attorney's Office.

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

Sullivan County

Legislative Memorandum

File #: ID-4819

Agenda Date: 9/1/2022

Agenda #: 3.

Narrative of Resolution:

To continue the bonus payments for the employees at the Adult Care Center who volunteer to pick up additional shifts. This helps alleviate the need to mandate staff. The cost of this is covered by the vacancy variance that currently exists.

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

Amount to be authorized by Resolution: unknown

Are funds already budgeted? Yes

Specify Compliance with Procurement Procedures:

N/A

RESOLUTION INTRODUCED BY THE SULLIVAN COUNTY LEGISLATURE TO CONTINUE THE BONUS PAYMENTS THROUGH AUGUST 31, 2023 FOR THE EMPLOYEES AT THE ADULT CARE CENTER WHO VOLUNTEER TO PICK UP ADDITIONAL SHIFTS

WHEREAS, the Sullivan County Legislature per Resolution No. 449-21 authorized a bonus payment to employees at the Adult Care Center for working additional shifts, and

WHEREAS, Resolution No. 449-21 has a sunset date of August 31, 2022 and the Administrator of the Adult Care Center has requested an extension of the time period to continue these bonuses to continue to assist with their critical staffing shortage, and

WHEREAS, the Sullivan County Legislature recognizes the need to continue these bonuses due to critical staffing needs of the facility and the need for staff to continue to volunteer to cover additional hours to maintain required staffing levels; and

THEREFORE BE IT FURTHER RESOLVED, that the Sullivan County Legislature hereby authorizes the continuation of bonuses of \$125.00 per occurrence to be paid to any staff member (part time or full time) who volunteers and actually works an additional seven and a half (7.5) or eight (8) hours additional, beyond that for which they are actually scheduled, during any weekend, defined as Saturday through Sunday; and

BE IT FURTHER RESOLVED, that, any Part Time or Full Time employees that work their regular schedule and volunteer for and works an additional 7.5 hours or 8 hours in any given week, by working no less than 3.75 or 4 additional hours for a total of 7.5 or 8 hours (as regularly scheduled) in any given day, will receive \$75 in addition to their regular pay, and it is further

BE IT FURTHER RESOLVED, Per-Diem workers, after working their two required shifts for the month,

will receive \$150 after working three volunteer shifts in a week, and it is further

BE IT FURTHER RESOLVED, that the bonus pay provided for herein will only be granted if the employee works all of their regularly scheduled shifts for the particular week in which they claim to have earned the benefit. Bonus time will not be paid merely for volunteering for an additional shift after not working all scheduled shifts for the particular week; and it is further

RESOLVED, that the Sullivan County Legislature hereby adopts this shift incentive bonus program for a period of time ending on August 31, 2023.



Sullivan County

Legislative Memorandum

100 North Street
Monticello, NY 12701

File #: ID-4834

Agenda Date: 9/1/2022

Agenda #: 4.

Narrative of Resolution:

To authorize double-time for all Correction Officer titles who work Overtime in the Jail

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

Amount to be authorized by Resolution: \$110,000 estimate based on history

Are funds already budgeted? No

Specify Compliance with Procurement Procedures:

**RESOLUTION INTRODUCED BY NICHOLAS SALOMONE, DISTRICT 4 LEGISLATOR AND
GEORGE CONKLIN, DISTRICT 5 LEGISLATOR TO AUTHORIZE DOUBLE TIME FOR DEPUTY
SHERIFFS WHO WORK OVERTIME IN THE SULLIVAN COUNTY JAIL**

WHEREAS, there is a shortage of Corrections Officers, and

WHEREAS, this staffing shortage is magnified by retirement and resignation of Correction Officers,
and

WHEREAS, staff in the Sullivan County Jail Division are overworked constantly, and

WHEREAS, this staffing shortage has resulted in increased amounts of overtime.

NOW THEREFORE BE IT RESOLVED that the Sullivan County Legislature hereby authorizes
double time for those Correction Officers working overtime between September 1, 2022 and October 31, 2022.

BE IT FURTHER RESOLVED, that on or about October 1, 2022, the County Manager will review
this initiative to determine if it has been successful in reducing the number of overtime hours incurred by the
Correction Officers.



Sullivan County

Legislative Memorandum

100 North Street
Monticello, NY 12701

File #: ID-4907

Agenda Date: 9/1/2022

Agenda #: 5.

Narrative of Resolution:

Authorize the Issuance of \$20,000,000 Bonds for the County of Sullivan's portion of the Construction of a New Athletic Facility Complex at SUNY Sullivan dated September 1, 2022

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:

At a Special meeting of the County Legislature of the County of Sullivan, New York, held at the County Government Center, in Monticello, New York, on the 1st day of September, 2022, at 10:15 A.M., Prevailing Time.

The meeting was called to order by , and upon roll being called, the following were:

PRESENT:

ABSENT:

The following resolution was offered by who moved its adoption, seconded by , to-wit:

BOND RESOLUTION NO. OF 2022 DATED SEPTEMBER 1, 2022 INTRODUCED BY THE SULLIVAN COUNTY LEGISLATURE

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$20,000,000 BONDS OF THE COUNTY OF SULLIVAN, NEW YORK, TO PAY THE COUNTY'S SHARE OF THE COST OF THE CONSTRUCTION OF A NEW ATHLETIC FACILITY COMPLEX AT THE SUNY - SULLIVAN COUNTY COMMUNITY COLLEGE CAMPUS IN LOCH SHELDRAKE, NEW YORK, IN AND FOR SAID COUNTY.

WHEREAS, the capital project hereinafter described, as proposed, has been determined to be a Type I Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, which it has been determined will not have any significant adverse impact on the environment; and

WHEREAS, it is now desired to authorize the financing of such capital project, NOW, THEREFORE,

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Sullivan, New York, as follows:

Section 1. For the specific object or purpose of paying the County's share of the construction of a new athletic facility complex at the SUNY - Sullivan County Community College campus in Loch Sheldrake, New York, in and for the County of Sullivan, New York, including indoor and outdoor facilities, site improvements, and original furnishings, equipment, machinery, apparatus, appurtenances, as well as other incidental improvements and expenses in connection therewith, there are hereby authorized to be issued \$20,000,000 bonds of said County pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid specific object or purpose is \$20,000,000, which specific object or purpose is hereby authorized at said maximum estimated cost, and that the plan of financing thereof is by the issuance of the \$20,000,000 bonds of said County authorized to be issued pursuant to this bond resolution **ROVIDED, HOWEVER**, that to the extent that any Federal or State grants-in-aid are received or other available funds appropriated for such specific object or purpose, the amount of bonds to be issued

pursuant to this resolution shall be reduced dollar for dollar.

Section 3. It is hereby further determined that the period of probable usefulness of the aforesaid specific object or purpose is thirty (30) years, pursuant to subdivision 11(a) of paragraph (a) of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Sullivan, New York, are hereby irrevocable pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the County Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the County Treasurer, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in full in the official newspapers of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

The foregoing resolution was duly put to a vote which resulted as follows:

AYES:

NOES:

ABSENT:

The resolution was thereupon declared duly adopted.

* * * * *

CERTIFICATION FORM

STATE OF NEW YORK)

) ss.:

COUNTY OF SULLIVAN)

I, the undersigned Clerk of the County Legislature of the County of Sullivan, New York (the "Issuer"), DO HEREBY CERTIFY:

1. That a meeting of the Issuer was duly called, held and conducted on the 1st day of September, 2022.

2. That such meeting was a **special** (circle one) meeting.
3. That attached hereto is a proceeding of the Issuer which was duly adopted at such meeting by the Board of the Issuer.
4. That such attachment constitutes a true and correct copy of the entirety of such proceeding as so adopted by said Board.
5. That all members of the Board of the Issuer had due notice of said meeting.
6. That said meeting was open to the general public in accordance with Section 103 of the Public Officers Law, commonly referred to as the "Open Meetings Law".
7. That notice of said meeting (***the meeting at which the proceeding was adopted***) was caused to be given **PRIOR** **THERE TO** in the following manner:

PUBLICATION (here insert newspaper(s) and date(s) of publication - should be a date or dates falling prior to the date set forth above in item 1)

POSTING (here insert place(s) and date(s) of posting- should be a date or dates falling prior to the date set forth above in item 1)

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the County Legislature this _____ day of September 2022.

AnnMarie Martin Clerk, County Legislature

(CORPORATE SEAL)

LEGAL NOTICE

The bond resolution, a summary of which is published herewith, has been adopted on September 1, 2022, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Sullivan, New York, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

A complete copy of the resolution summarized herewith is available for public inspection during regular business hours at the Office of the Clerk of the Legislature for a period of twenty days from the date of publication of this Notice.

Dated: Monticello, New York,

September 1, 2022.

AnnMarie Martin Clerk, County Legislature

BOND RESOLUTION NO. OF 2022 DATED SEPTEMBER 1, 2022

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$20,000,000 BONDS OF THE COUNTY OF SULLIVAN, NEW YORK, TO PAY THE COUNTY'S SHARE OF THE COST OF THE CONSTRUCTION OF A NEW ATHLETIC FACILITY COMPLEX AT THE SUNY - SULLIVAN COUNTY COMMUNITY COLLEGE CAMPUS IN LOCH SHELDRAKE, NEW YORK, IN AND FOR SAID COUNTY.

Specific object or purpose: County's share of the construction of a new athletic facility complex at the SUNY -Sullivan Co. Community College in Loch Sheldrake, NY

Period of probable usefulness: 30 years

Maximum estimated cost: \$20,000,000

Amount of obligations to be issued: \$20,000,000 bonds, to be reduced by any grants-in-aid received or other funds appropriated

SEQRA status: Type I Action. Negative Declaration. SEQRA compliance materials on file in the office of the County Clerk where they may be inspected during regular office hours by appointment.

Sullivan County

Legislative Memorandum

File #: ID-4911

Agenda Date: 9/1/2022

Agenda #: 6.

Narrative of Resolution:

Declare Sullivan County a Gun Friendly 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:

RESOLUTION INTRODUCED BY ROBERT A. DOHERTY, CHAIRMAN OF THE LEGISLATURE, MICHAEL BROOKS, VICE CHAIRMAN OF THE LEGISLATURE AND GEORGE CONKLIN, DISTRICT 5 LEGISLATOR DECLARING SULLIVAN COUNTY A GUN FRIENDLY COUNTY.

WHEREAS: Sullivan County residents and visitors enjoy a long history of safe and lawful gun ownership; and

WHEREAS: Public Safety is enhanced and Law Enforcement is enhanced through the assistance of lawful gun ownership; and

WHEREAS: The State of New York requires a very aggressive application process in order to qualify for a conceal carry permit which requires at a minimum; a full background check, psychological review, criminal history check, residency check, classroom instruction by a properly qualified instructor, review of personal references, instruction on the proper handling, care and operation of a handgun and personal interview with a superior court judge; and

WHEREAS: The Second Amendment to the United States Constitution sets forth that A well-regulated Militia, being necessary to the security of a free State, the right of the people to keep and bear Arms, shall not be infringed; and

WHEREAS: The State of New York has recently passed Legislation which further restricts the rights of a lawful gun owner with a valid license to carry issued by a superior court judge to carry and possess a firearm in a variety of public places; and

WHEREAS: The right to carry and possess a firearm in public buildings is presumptively denied unless the property owner affirmatively opts out of such restrictive provision; Now therefore it is

RESOLVED: That County of Sullivan is hereby declared a gun friendly county which shall mean that those properly licensed to possess and carry a handgun shall be able to conceal and carry a handgun throughout the county unless specifically prohibited by statute or owner declaration and it is further;

RESOLVED: That the Sullivan County Legislature opposes conceal carry law (S.51001 / A41001) as being unduly burdensome to those individuals lawfully eligible to possess and carry a concealed firearm and as such calls upon the New York State Legislature to repeal such provisions as contrary to public safety and the Constitutionally protected right to keep and bear arms.