

**Sullivan County Legislature
Special Meeting
October 1, 2009 at 11:30AM**

The Special Meeting of the County Legislature was called to order at 11:50AM by Chairman Rouis with the Pledge of Allegiance.

Roll Call indicated Mr. Sorensen absent.

The Clerk Read the following Meeting Notice:

A Special Meeting of the County Legislature has been called for **Thursday, October 1, 2009 at 11:30AM** in the Legislative Chambers of the County Government Center, Monticello, N.Y. The purpose of the meeting is to extend the current tax rate on sales and uses of tangible personal property and of certain services, on occupancy of hotel rooms and on amusement charges pursuant to Article 29 of the Tax Law of the State of New York, to authorize the Division of Planning and Environmental Management to be a co-applicant with the County of Orange to the 2009 New York State Census Complete Count Grant Program and to urge the progress on Exit 106.

RESOLUTION NO. 396-09 INTRODUCED BY JONATHAN ROUIS, CHAIRMAN OF THE LEGISLATURE EXTENDING THE CURRENT TAX RATE ON SALES AND USES OF TANGIBLE PERSONAL PROPERTY AND OF CERTAIN SERVICES, ON OCCUPANCY OF HOTEL ROOMS AND ON AMUSEMENT CHARGES PURSUANT TO ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK

Be it enacted by the County Legislature of the County of Sullivan, as follows:

SECTION 1. Section 4-A of Resolution No. 3, enacted by the Board of the Supervisors of the County of Sullivan on January 6, 1975, imposing sales and compensating use taxes, is amended to read as follows:

“SECTION 4-A. Imposition of additional rate of sales and compensating use taxes.

Pursuant to the authority of section 1210 of the Tax Law, in addition to the sales and compensating use taxes imposed by sections 2 and 4 of this resolution, there are hereby imposed and there shall be paid: (i) an additional one-half of one percent rate of such sales and compensating use taxes, for the period beginning June 1, 2003, and ending November 30, 2011; and (ii) an additional one-half of one percent rate of sales and compensating use taxes which is additional to the one-half of one percent rate imposed above in this section, for the period beginning June 1, 2007, and ending November 30, 2011. Such additional taxes shall be identical to the taxes imposed by such sections 2 and 4 and shall be administered and collected in the same manner as such taxes. All of the provisions of this resolution relating or applicable to the administration and collection of the taxes imposed by such sections 2 and 4 shall apply to the additional taxes imposed by this section, including the applicable transitional provisions, limitations, special provisions, exemptions, exclusions, refunds and credits as are set forth in this resolution, with the same force and effect as if those provisions had been incorporated in full into this section and had expressly referred to the additional taxes imposed by this section.”

SECTION 2. Paragraph (B) of Subdivision (1) of Section 11 of Resolution No. 3, enacted by the Board of Supervisors of the County of Sullivan on January 6, 1975, imposing sales and use taxes, is amended to read as follows:

“(B)(1) With respect to the additional tax of one-half of one percent imposed for the period beginning June 1, 2003, and ending November 30, 2011, in respect to the use of property used by the purchaser in this county prior to June 1, 2003; and

(2) With respect to the additional tax of one-half of one percent imposed for the period beginning June 1, 2007, and ending November 30, 2011, in respect to the use of property used by the purchaser in this county prior to June 1, 2007. ”

SECTION 3. This enactment shall take effect on December 1, 2009.

Moved by Mrs. Binder, Seconded by Mr. Sager, put to a roll call vote with Mr. Sorensen absent, resolution carried and declared duly adopted on motion October 1, 2009.

RESOLUTION NO. 397-09 INTRODUCED BY LEGISLATOR JODI I. GOODMAN AUTHORIZING SULLIVAN COUNTY DIVISION OF PLANNING AND ENVIRONMENTAL MANAGEMENT TO BE A CO-APPLICANT WITH THE COUNTY OF ORANGE TO THE 2009 NEW YORK STATE CENSUS COMPLETE COUNT GRANT PROGRAM

WHEREAS, the 2009-2010 New York State Budget included an appropriation allowing the New York State Department of State to fund activities to help assure that all New Yorkers are counted in the 2010 Census; and

WHEREAS, the New York State Department of State has issued a Request for Applications (RFA) for the 2009 New York State Census Complete Count Grant, wherein joint applicants are encouraged between local governments; and

WHEREAS, in the 2000 Census, the County of Sullivan ranked in the lowest percentile in New York State in terms of Census Rate of Response; and

WHEREAS, Census undercounting has a negative impact on the State's and Sullivan County's ability to access funding to benefit critical local government services, such as public safety and health/human services; and has a negative political impact which includes the loss of Congressional seats for NYS; and

WHEREAS, the County of Orange proposes to develop educational outreach materials and hire temporary census coordinators to improve the census count within the municipalities of Orange and Sullivan Counties.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Division of Planning and Environmental Management is hereby authorized to participate in the application with County of Orange which is seeking funding from the 2009 New York State Census Complete Count Grant Program; and

BE IT FURTHER RESOLVED, that should a grant application be awarded to Orange and Sullivan Counties from the 2009 New York State Census Complete Count Grant Program, the County Manager shall be authorized to execute any and all necessary documents to accept the grant award and enter into an intermunicipal agreement with Orange County, in such form as the County Attorney shall approve; and

BE IT FURTHER RESOLVED, that if a funding award is secured, the Sullivan County Division of Planning and Environmental Management shall administer the fund, and the program, with technical assistance from the Sullivan County Department of Grants Administration; 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.

Moved by Mr. Armstrong, Seconded by Mr. Sager, put to a vote with Mr. Sorensen absent, resolution carried and declared duly adopted on motion October 1, 2009.

RESOLUTION NO. 398-09 INTRODUCED BY JONATHAN ROUIS, CHAIRMAN OF THE LEGISLATURE, RON HIATT, VICE CHAIRMAN OF THE LEGISLATURE, KATHLEEN LABUDA, MAJORITY LEADER, LENI BINDER, MINORITY LEADER, DAVID A SAGER, DISTRICT 1 LEGISLATOR, ELWIN "WOODY" WOOD, DISTRICT 3 LEGISLATOR, FRANK ARMSTRONG, DISTRICT 5 LEGISLATOR, JODI GOODMAN, DISTRICT 6 LEGISLATOR, AND ALAN SORENSEN, DISTRICT 9 LEGISLATOR TO REQUEST THAT THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION NOT DELAY THE IMPROVEMENTS TO EXIT 106 OF STATE

ROUTE 17 AND TO INCLUDE EXIT 106 IN THEIR FEDERAL FISCAL YEAR 2009 PROGRAMMING

WHEREAS, the New York State Department of Transportation (NYSDOT) was requested to include improvements to Exit 106 of State Route 17 in the NYSDOT Federal Fiscal Year 2009 programming, as detailed in resolution number 183 of 2009, and

WHEREAS, the Commissioner of the Division of Public Works and the County Manager continue to recommend that the County reiterate its request to the NYSDOT to include the improvements to Exit 106 of State Route 17 in the NYSDOT Federal Fiscal Year 2009 programming, and

WHEREAS, the improvements to Exit 106 of State Route 17 are prudent, necessary, and integral to Sullivan County's Economic Development Public Policy and Transportation Circulation Planning, and

WHEREAS, county officials have expressed the desire for NYSDOT to move the improvements to Exit 106 forward, without delay, to Jack Williams, Regional Administrator of NYSDOT Region 9 at a meeting in July in Monticello, and

WHEREAS, it is in the best interests of Sullivan County for the NYSDOT to include the improvements to Exit 106 of Route 17 in their Federal Fiscal Year 2009 programming.

NOW, THEREFORE, BE IT RESOLVED that the Sullivan County Legislature hereby reiterates its request that the New York State Department of Transportation include the improvements to Exit 106 of State Route 17 in the Federal Fiscal Year 2009 programming, **without delay**, as expressed to NYSDOT Region 9 Administrator Jack Williams in July, and

BE IT FURTHER RESOLVED that the Clerk of the Legislature is hereby directed to transmit a copy of this resolution to the Commissioner of the New York State Department of Transportation, the Director of Region nine of the New York State Department of Transportation, Governor David A. Paterson, U.S. Senator Chuck Schumer, U.S. Senator Kirsten Gillibrand; Congressman Maurice Hinchey, Senator John Bonacic, Assemblywoman Aileen Gunther, the Town of Thompson, the Village of Monticello, and the Sullivan County Partnership for Economic Development.

Moved by Mr. Sager, **Seconded by** Mrs. LaBuda, put to a vote with Mr. Sorensen absent, resolution carried and **declared duly adopted on motion** October 1, 2009.

There being no further comments, Mrs. Binder moved to adjourn, seconded by Mr. Hiatt, put to a vote and carried. The Special Meeting was declared closed at 11:54PM subject to the call of the Chairman.

ANNMARIE MARTIN, Clerk of the Legislature