

Laws and Rules, Governmental Services Committee
Meeting Minutes

DATE & TIME: February 10, 2015 – 7:00PM
LOCATION: Karen L. Binder Library, 6th Floor, COB, Kingston, NY
PRESIDING OFFICER: Chairman Richard Parete
LEGISLATIVE STAFF: Fawn A. Tantillo, Sr. Legislative Employee and Jay Mahler, Deputy Clerk
PRESENT: Legislators Manna Jo Greene, Kevin Roberts, Kenneth Ronk, Jr. and Legislative Chairman John Parete
ABSENT: None
EXCUSED: Legislator David Donaldson via phone (non-voting)
QUORUM PRESENT: Yes
OTHER ATTENDEES: Legislators Chris Allen, Lynn Archer, Tracey Bartels, Donald Gregorius and Jeanette Provenzano; Legislative Counsel Cappy Weiner; Deputy County Executive Kenneth Crannell; Tracy Steeves, County Attorney’s Office; Ellen Reinhard, Tobacco Free Action Coalition of Ulster County (TFAC); Cheryl DePaolo, Ulster Prevention Counsel

Legislator R. Parete called the meeting to order at 7:04 PM..

Motion No. 1: The minutes of November 17, 2014 and December 15, 2015 were approved as distributed.

Motion Made By: Legislator Ronk
Motion Seconded By: Legislator R. Parete
Roll Call Vote: No
Voting In Favor: Legislators R. Parete, Roberts, Greene, Ronk and Chairman J. Parete
Voting Against: None
No. of Votes in Favor: 5
No. of Votes Against: 0
Disposition: Minutes Approved

Motion No. : 2 Resolution No. 367 of 2014 - Setting A Public Hearing On Proposed Local Law No. 14 of 2014 (A Local Law Entitled “A Local Law Establishing a Tobacco Retail License and Reducing Youth Exposure to Tobacco Designated School Zones”) To Be Held On Tuesday, March 17, 2015 At 7:00 PM

Discussion: Legislator Provenzano, sponsor of the resolution, introduced Ellen Reinhard of the Tobacco Free Action Coalition of Ulster County (TFAC) and Cheryl DePaolo of the Ulster Prevention Counsel and thanked Minority Counsel Erica Guerin and County Attorney Tracy Steeves for their hard work in latest revisions to the proposed local law.

There was discussion on the merits and problems with the proposed local law but the members felt it was ready for a public hearing.

Motion Made By: Legislator Ronk
Motion Seconded By: Legislator Greene
Roll Call Vote: No
Voting In Favor: Legislators R. Parete, Roberts, Greene, Ronk and Chairman J. Parete
Voting Against: None
No. of Votes in Favor: 5
No. of Votes Against: 0
Disposition: Passed

Motion No.3: Resolution No. 453 of 2014 - Establishing A Policy For The Attendance Of Conferences And Educational Training By Officers And Employees Of Ulster County

Motion Made By: Legislator Ronk
Motion Seconded By: Legislator R. Parete

Discussion: After a discussion about why this policy was developed the committee felt it would be beneficial to hear from the sponsor, Legislator Richard Gerentine

Motion to Postpone: Legislator Ronk made a motion to postpone until the March committee meeting and to invite Legislator Richard Gerentine to attend and discuss the policy.

Motion Seconded By: Legislator Greene

Voting In Favor: Legislators R. Parete, Roberts, Greene, Ronk and Chairman J. Parete

Voting Against: None

No. of Votes in Favor: 5

No. of Votes Against: 0

Disposition: Resolution postponed until March

Motion No. 4.: Resolution No. 458 of 2014 - Establishing A Policy Against Suspicionless Warrant Checks At The Entrance Of Certain County Buildings

Motion Made By: Legislator Ronk for discussion

Motion Seconded By: Legislator Greene for discussion

Discussion: There was a discussion about the previous failure of this resolution in the Laws and Rules, Governmental Services Committee, the Petition to Discharge, the referral of the resolution back to the committee by the full Legislature and the plans to schedule a meeting with the Sheriff, DA and others to discuss building security.

Legislator Bartels, sponsor of the Resolution, felt that suspicionless warrant checks and building security were independent issues and reminded the committee that when the full Legislature made the referral back to the Laws and Rules, Governmental Services Committee it was with the caveat that it would come back to the floor at the March Session.

Chairman John Parete and other committee members felt that since Sheriff VanBlarcum was not doing suspicionless warrant checks and the County Executive had established a contract with the Sheriff for building security that it would be prudent to address this issue when they meet to discuss building security and there was no urgency to pass the resolution at this time.

No Action Taken

Motion No. 5: Resolution No. 14 - Adopting An Amended Annual Financial Disclosure Form

Motion Made By: Legislator Ronk
Motion Seconded By: Legislator R. Parete

Discussion: Chairman Richard Parete discussed the changed to the current Ulster County Annual Financial Disclosure Form and introduced the Dutchess County Financial Disclosure Form.

There was a discussion about the changes to the proposed Ulster County Financial Disclosure Form from the 2014 form and the relative simplicity of the Dutchess County Financial Disclosure Form.

Motion Made By: Legislator R. Parete made a motion to make appropriate changes to the County name on the Dutchess County Financial Disclosure form and adopt the amended Dutchess County Financial Disclosure Form for Ulster County
Motion Seconded By: Legislator Roberts

Roll Call Vote: No
Voting In Favor: Legislators R. Parete, Roberts, and Chairman J. Parete
Voting Against: Ronk and Greene
No. of Votes in Favor: 3
No. of Votes Against: 2
Disposition: Passed (with an amended the Dutchess County Form)

Motion No. 6: Resolution No. 36 - Amending The Rules Of Order Of The Ulster County Legislature

Motion Made By: Legislator Ronk
Motion Seconded By: Legislator Greene for discussion

Legislator Ronk felt this resolution encompassed three separate issues. Legislator Archer said it was offered to begin a dialogue; she did not expect or intend it to be voted on tonight but hoped would lead to clarification of the rules.

There was a discussion about pros and cons of the new petition to discharge protocol, committee assignments and the best way to address several rules changes being considered in this resolution and Resolution No. 37.

Motion to Amend Made By: Legislator Ronk discussed an amendment with Legislator Archer, sponsor of the resolution that would clarify a petition to discharge would bring a resolution to the full legislature for “action” the first time it is used and if the resolution was referred back to committee, failed and a second petition to discharge was executed would bring it to the full Legislature for a vote up or down.

Motion Seconded By: Legislator Greene for discussion

Roll Call Vote: No
Voting In Favor: Legislator Ronk
Voting Against: Legislators R. Parete, Roberts and Greene
No. of Votes in Favor: 1
No. of Votes Against: 3
Disposition: Amendment Failed

Roll Call Vote: No
Voting In Favor: Legislator Greene
Voting Against: Legislators R. Parete, Roberts and Ronk
No. of Votes in Favor: 1
No. of Votes Against: 3
Disposition: Failed

Motion No. 7: Resolution No. 37 - Amending The Rules Of Order Of The Ulster County Legislature

Motion Made By: Legislator Ronk
There was No Second.

Disposition: No Action Taken

Motion No.8: Resolution No. 39 - Setting A Public Hearing On Proposed Local Law No. 1 of 2015 (A Local Law To Authorize The Sale And Use Of Sparkling Devices) To Be Held On Tuesday, March 17, 2015 At 7:05 PM

Motion Made By: Legislator Ronk
Motion Seconded By: Legislator Roberts

Roll Call Vote: No
Voting In Favor: Legislators R. Parete, Roberts, Greene and Ronk
Voting Against: None
No. of Votes in Favor: 4
No. of Votes Against: 0
Disposition: Passed

Motion No. 9: Resolution No. 40 - Adopting Proposed Local Law No. 15 of 2014, A Local Law Establishing A Construction Apprenticeship For Agreements For Certain Bridge Contracts In Excess Of \$500,000

Motion Made By: Legislator Roberts
Motion Seconded By: Legislator R. Parete

Roll Call Vote: No
Voting In Favor: Legislators R. Parete, Greene and Ronk
Voting Against: Legislator Roberts
No. of Votes in Favor: 3
No. of Votes Against: 1
Disposition: Passed

Motion No. 10: Resolution No. 41 - Adopting Proposed Local Law No. 17 of 2014, A Local Law Amending Local Law No. 9 Of 2008 (A Local Law Prohibiting Smoking Upon All Real Property Owned Or Leased By The County Of Ulster)

There was a discussion about how and where “e-cigarettes” are used became an issue and the potential dangers of nicotine vapor, second hand smoke and other ways to deal with these concerns.

Motion Made By: Legislator Ronk for discussion
Motion Seconded By: Legislator R. Parete for discussion

Roll Call Vote: No
Voting In Favor: Legislators R. Parete, Roberts and Greene
Voting Against: Legislator Ronk
No. of Votes in Favor: 3
No. of Votes Against: 1
Disposition: Passed

Motion No. 11: Resolution No. 94 - Setting A Public Hearing On Proposed Local Law No. 2 of 2015 (A Local Law Requiring That The County Of Ulster Be Reimbursed For The Cost Of Medical Or Dental Services Provided To Inmates At The Ulster County Jail From Any Third Party Coverage Of Indemnification Carried By An Inmate) To Be Held On Tuesday, March 17, 2015 At 7: 10 PM

Motion Made By: Legislator R. Parete

Motion Seconded By: Legislator Roberts

Roll Call Vote: No

Voting In Favor: Legislators R. Parete, Roberts, Greene and Ronk

Voting Against: None

No. of Votes in Favor: 4

No. of Votes Against: 0

Disposition: Passed

New Business Legislator Roberts noted that gas prices have recently come down and felt this was an opportune time to determine at what price point Ulster County could cap the tax on gasoline and still protect a basic county revenue stream while not taking advantage of the hardship caused by high gas prices. He asked the committee to think about a cap on the gas tax at \$3.00 a gallon for gasoline and \$3.50 for diesel. He recognized that it will require research and the approval of the City of Kingston.

Old Business None

There being no further business before the Committee, a motion was made by Legislator Greene, seconded by Legislator R. Parete and carried to adjourn the meeting at 9: 35 PM.

Respectfully submitted this 13th day of February, 2015

Fawn A. Tantillo, Senior Legislative Employee

Minutes Approved on March 16, 2015.