

Establishing A Special Committee To Negotiate With The Resource Recovery Agency To Consider A Potential Amendment To Their Operating Agreement With The County Of Ulster

POSTPONED UNTIL THE JULY 2013 ENVIRONMENTAL ENERGY & TECHNOLOGY COMMITTEE MEETING

Referred to: The Environmental, Energy and Technology Committee (Chairman Belfiglio and Legislators Bartels, Lopez, Wawro, and Wishnick)

Legislator John Parete offers the following:

WHEREAS, the Ulster County Legislature, pursuant to §2050-c of the Public Authorities Law, is responsible for the confirmation of the Directors of the Ulster County Resource Recovery Agency (RRA) Board; and

WHEREAS, Ulster County Local Law 10 of 2012 amended the Ulster County Solid Waste Management Plan to authorize Flow Control; and

WHEREAS, this Legislative body finds that it is appropriate to ensure that the RRA utilizes the powers conveyed to it through Local Law 10 to best serve the taxpayers and residents of Ulster County; and

WHEREAS, it is essential that costs be contained and operations occur at the RRA as efficiently as possible; and

WHEREAS, concerns have been expressed that one or more elected public officials should become members of the RRA Board, which is presently prohibited under State Law; and

WHEREAS, the RRA has passed RRA Resolution Number 2298 offering to negotiate with the Ulster County Legislature to amend the Operating Agreement the County has with the RRA relating to the RRA's bonding rights; and

WHEREAS, the County Legislature hereby determines that such negotiations would be appropriate in an effort to ensure greater legislative review and participation of the long term debt of the RRA; now, therefore, be it

RESOLVED, that, pursuant to Rule 5 of the Ulster County Legislature, there is hereby established a *Special Committee of the County Legislature on the Ulster County Resource Recovery Agency Bonding and Finance* who shall be directed to negotiate with the RRA to consider a potential amendment to the RRA Operating Agreement with the County of Ulster in relation to Legislative oversight, review, or approval of bonds to be issued by the RRA in an amount equal to or in excess of \$500,000.00; and, be it further

Resolution No. 174 June 18, 2013

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RESOLVED, that the Members of the Special Committee shall be appointed by the Chairman of the Legislature and shall consist of:

- A representative recommended by the Chairman of the Ways and Means Committee;
- A representative recommended by the Chairman of the Environmental, Energy, and Technology Committee;
- A representative recommended by the Chairman of the Laws and Rules, Governmental Services Committee;
- A representative recommended by the Minority Leader;
- The Chairman of the Legislature or a member appointed to represent her on the Special Committee; and, be it further

RESOLVED, that the Members of the Special Committee shall be appointed not later than fifteen days after this Resolution is adopted and the Chairman of the Ways and Means, Environmental, Energy and Technology, and Laws and Rules, Governmental Services Committees shall make their recommendations to the Chairman of the Legislature within ten days of this Resolution's being adopted; and, be it further

RESOLVED, that the Special Committee may originate or consider Resolutions referred to it by the Clerk of the Legislature and report such Resolutions for consideration by the full County Legislature; and, be it further

RESOLVED, that the Special Committee shall be deemed dissolved December 31, 2013 but may also vote to dissolve itself prior to such date, and if it does so, shall notify the Chairman of the Legislature of the same; and, be it further

RESOLVED, that the Chairman of the Legislature shall designate the Chairman of the Special Committee upon her appointment of the members thereof, and move its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES: NOES:

Passed Committee: Environmental, Energy, and Technology on _____.

FINANCIAL IMPACT:
NONE