

**ULSTER COUNTY LEGISLATURE
LAWS & RULES COMMITTEE
MEETING MINUTES – November 9, 2009
LOCATION – Chambers, 6th Floor, COB**

COMMITTEE MEMBERS

PRESENT: Legislator Gary Bischoff, Chair
Legislator Sue Cummings, Deputy Chair
Legislator Brian Cahill
Legislator Hector Rodriguez
Legislator Brian Shapiro
Legislator James Maloney
Legislator Kevin Roberts

ABSENT/EXCUSED: Legislator Jon Decker (excused)
Legislator Robert Parete

OTHERS ATTENDING: Meg Dellay, Deputy Clerk, Legislature
Tom Kadgen, LWV

Chair Gary Bischoff called the meeting to order at 6:00 PM.

1. Resolution #311 – *Setting A Public Hearing On Introductory Local Law No. 12 of 2009 (A Local Law Authorizing The Sale Of Surplus County Real Property To Richard Tomasetti – Private Sale) To Be Held On Wednesday, December 2, 2009 at 6:00 PM*

Motion offered by Legislator Cahill, seconded by Legislator Shapiro.

Votes: Yes – four (Legislators Bischoff, Cahill, Cummings, Shapiro)
No – one (Legislator Roberts)

Motion Defeated (Note: majority of five required to pass.)

Legislator Rodriguez entered the room after the vote was taken and called for a motion to reconsider the vote, seconded by Legislator Cahill.

Votes: Yes – five (Legislators Bischoff, Cahill, Cummings, Rodriguez, Shapiro)
No – one (Legislator Roberts)

Motion to reconsider the vote: Passed.

New motion to consider Resolution #311 offered by Legislator Rodriguez, seconded by Legislator Cahill.

Votes: Yes – five (Legislators Bischoff, Cahill, Cummings, Rodriguez, Shapiro)
No – one (Legislator Roberts)

New motion passed. (Note: Legislator Maloney out of the room for votes.)

Legislator Roberts reported there is a party opposed to Mr. Tomasetti purchasing the property. Legislator Cahill suggested inviting this party to the public hearing for all legislators to hear the arguments and decide as a whole body.

2. ERMA (Election Reform and Modernization Act) - Litigation

Legislator Bischoff reported on a request from Andrea Novick, Esq, Founder and Legal Counsel for the Election Transparency Coalition. Andrea emailed and called several legislators about the county's interest in participation in litigation regarding lever-counted vs. scanner-counted voting machines. Pros and cons were discussed.

A motion by Legislator Cahill, seconded by Legislator Bischoff to table until January when the newly-elected Legislature can review. Passed Unanimously.

Meeting adjourned at 6:15 PM.

Respectfully submitted,
Meg E. Dellay
Deputy Clerk, UC Legislature