

# Agenda



## Charter Revision Commission

Date | Time 12/1/2022 5:00 PM | Location | 244 Fair Street, 6<sup>th</sup> Floor, Kingston\*

### Commission Members:

Mihm, Kathleen (Chair)	Kadgen, Thomas*	Simonofsky, D. Mici
Cardinale, Frank	McCarthy, Scott	Woltman, Brian
Donaldson, David	Parker, LeShawn	
Shannon Harris	Rodriguez, Hector	

*\*via videoconference due to "extraordinary circumstances" pursuant to NYS Public Officers Law Section 103-A and Ulster County Local Law No. 8 of 2022*

### Notes:

Others In Attendance:  
Richard Williams, Co. Atty Ofc.  
Kristin Gumaer, Co. Atty Ofc.  
Burt Gulnick, Ulster County  
Commissioner of Finance

## AGENDA ITEMS

1. Call to Order / Roll Call / Welcome Members of the Public/Guests
2. Approval of November 10, 2022 meeting minutes
3. Public comment (if any)
4. Burt Gulnick, UC Commissioner of Finance to answer Commission members' questions/concerns in connection with the Memorandum dated October 4, 2022 rec'd from UC Comptroller March Gallagher [see attached].
5. Review of comments/suggestions received from:
  - a. Commission member Brian Woltman / Memorandum dated November 10, 2022 [see attached];
  - b. Commission member Tom Kadgen / Emails dated November 14, 2022, November 18, 2022, November 21, 2022 [see attached].
6. Matrix review [see attached].
7. Adjournment

## OTHER INFORMATION

MEMORANDUM FROM THE

# ULSTER COUNTY OFFICE OF THE COMPTROLLER

March S. Gallagher, Esq.  
Comptroller



Alicia DeMarco, CPA  
Deputy Comptroller

MEMORANDUM

**TO:** Kathleen C. Mihm, Chair, Ulster County Charter Revision Commission  
Ulster County Charter Revision Commission Members

**FROM:** Comptroller March Gallagher

**RE:** Ulster County Comptroller's Charter Revision Recommendations

**DATE:** October 4, 2022

In response to your recent request, please find the attached schedule of preliminary recommendations that we would like to highlight for the Commission's review. We appreciate your consideration and invitation to provide input and feedback while you review the Charter and its operational functions within Ulster County.

We also wanted to note that in accordance with Subsection C-5 (2), the Committee may expend funds, as necessary, utilizing funds to be provided by the Legislature, should the Committee feel there are any expenses that need to be incurred in the performance of their duties (i.e., hire outside consultants and counsel).

If the Committee has any questions or concerns regarding these recommendations or would like additional information, please feel free to contact me.

Sincerely,



## ULSTER COUNTY CHARTER REVIEW RECOMMENDATIONS

### CHARTER AMENDMENT

#### § C-5(B) Amendment or Revision of the Charter

*Convene the Charter Revision Commission at least once every five years.*

### DEFINITIONS

#### § C-6 Definitions

DEPARTMENT — The administrative unit which is the primary level of County government.

*Clarify the definition of "Department". The current definition does not clearly define if the Executive should be considered a single department or several departments and this has resulted in the requirements that "Departmental estimates" or budget requests be forwarded to the Legislature interpreted as the Executive budget presentation meeting the requirement.*

*Add definition for "DEPARTMENTAL ESTIMATES," as it relates to § C-33.*

### COUNTY EXECUTIVE

§ C-25(M) Execute all contracts under the sum of ~~\$50,000~~ \$100,000 and, with the approval of the County Legislature, all contracts in excess of ~~\$50,000~~ \$100,000 or any amendment to a contract that causes the total to exceed \$100,000;

*The amount of administrative work that is involved in preparing resolutions related to contract approvals is significant for both legislative support staff and the County Attorney's Office. Based on our review, the total value of the contract does not appear to be the primary driver in the Legislature's review of contracts. We suggest adding additional reporting that encompasses ALL contracts to accommodate for the increase in the resolution requirement threshold.*

### BUDGET

§ C-33 Departmental, agency, office or unit estimates. [Amended 6-16-2020 by L.L. No. 3-2020]



*Make it clear departmental estimates must be shared to the Legislature. Give Legislature and Comptroller view only access to the budget requests made by the departments. In the current financial system (New World/Logos/Tyler ERP) these are called "Level 1 Budget Worksheets". Make Department heads send a hard copy to the Legislature.*

§ C-38(J) Copies of the County budget as adopted shall be certified by the County Executive and by the Clerk of the Legislature and shall be filed in the offices of the County Executive and the Clerk of the Legislature. The budget so certified shall be posted on the County website and, at the discretion of the Legislature, printed or otherwise reproduced and copies made available to the public at such cost as the Legislature shall deem appropriate no later than January 1 of the adopted budget year. Materials posted to the County website annually during the course of preparation of the County budget may not be removed from public access until the certified County budget for the year is posted in accord with the requirements of this section.

*Establish a deadline within the Charter for public posting of the budget.*

## FINANCE

§ C-53(A) There shall be a Department of Finance under the direction of a Commissioner of Finance. The Commissioner of Finance shall be appointed by and serve at the pleasure of the County Executive, subject to confirmation by the County Legislature. He or she shall be appointed on the basis of his or her experience and qualifications in financial administration and other specified duties of this office and shall be directly responsible to the County Executive. The Commissioner of Finance shall hold no other elected public office or compensated employment and shall devote full time to the duties of the office.

*This position comes with significant compensation and has many opportunities for conflicts. This amendment would make it similar to other positions that prohibit other outside employment.*

§ C-53(B) Powers and duties. The Commissioner of Finance shall:

(3) Act as the enforcing officer of the County for the purpose of the collection of tax liens on real property pursuant to Article 11 of the Real Property Tax Law of the State of New York;

*Add responsibility for timelines to enforce real property tax. Foreclosures should be processed as expeditiously as possible, with an annual review of all hazardous properties, a committee structure to review properties being withheld from the foreclosure action.*

(10) Act as the enforcing officer of the County for the purpose of the collection of Occupancy tax



*Add enforcement power/duties related to Ulster County's Occupancy Tax so that it's clear the Finance Commissioner has enforcement responsibility.*

§ C-53(B)(6) Submit a complete statement of County finance to the County Executive and the County Legislature on or before the first day of March May and at such other times as either may require;

*Change the required submission date of the AUD to the Legislature to mirror the due date in state law (May 1<sup>st</sup>). In practice, the AUD is never submitted to the Legislature prior to May 1.*

§ C-53(B)(9) Maintain the financial books and records and perform bank reconciliations for all units of County government unless otherwise required by law.

*Place responsibility for reconciling the county's bank accounts. And create a deadline for notifying the County Comptroller of any new account within 30 days of opening.*

## COMPTROLLER

§ C-56(A) There shall be a Comptroller, who shall be elected from the County at large in each odd-numbered year in which a County Executive is not chosen for a term of four years beginning with the first day of January next following his or her election. At the time of his or her nomination and election, and throughout his or her term of office, the Comptroller shall be and remain a qualified elector of Ulster County. The Comptroller shall hold no other elected public office or compensated employment and shall devote full time to the duties of the office.

§ C-57(A) Examine, audit, and verify all books, records, and accounts kept by the administrative units, offices and officials paid from County funds, institutions and other agencies of the County, including bond and note registers and trust accounts, and the accrual and collection of all County revenues and receipts, and for this purpose have access to all such books, records, and accounts at any time except where precluded by law. The Comptroller shall prepare an annual audit report including a risk assessment of the accounting methods utilized by the County, and shall submit a copy of the report to the County Legislature and the County Executive by April 1 of each year; The Comptroller shall use risk assessment to identify weaknesses in internal controls and shall summarize improvements in internal controls in an annual audit report to the Legislature and Executive by April 1 of each year.



*The current language does not account for current best practices which are that risk assessment is a continuous process that occurs throughout the operating year. Furthermore, it is not good policy to publish the risks identified or examined because that provides too much information to those who might choose to act fraudulently. Instead, risk assessment is a tool that is conducted internally that informs the Comptroller's Office recommendations on improving internal controls.*

§ C-57(B) Procure from the depositories with which the Commissioner of Finance shall have deposited the funds and monies coming into the Comptroller's possession statements, at least monthly, of all monies deposited by the Commissioner of Finance or paid out pursuant to the Comptroller's order, and ~~reconcile such statements with the County accounts;~~ review bank reconciliations as prepared by the Commissioner of Finance;

*Friction between the Comptroller's Office and Finance Department over bank reconciliations is likely a result of the misplaced responsibility for this duty. It is typical to have internal auditors review reconciliations, not conduct them. For example, the Dutchess County Comptroller does not reconcile bank accounts.*

§ C-57(C) Audit records of appropriations, encumbrances, expenditures, and revenues, and . . .

*Although audit authority over revenues is implied, this would codify it.*

§ C-57(G) As he or she determines necessary or appropriate, audit any department, program, ~~or~~ function or public benefit corporation of County government to assess the degree to which its operation is economical, efficient and/or effective;

*The Comptroller's Office was sued by the UCRRA in a challenge to its audit authority and now with significant financial and asset disposition decisions being made by the Ulster County Economic Development Alliance and the Ulster County Housing Development Corporation, significant county taxpayer resources are handled by public benefit corporations. This change would reiterate Comptroller's audit authority without having to resort to litigation.*

§ C-57(H) To conduct studies and investigations in furtherance of his or her functions and, in connection therewith, to obtain and employ professional and technical advice, appoint citizens' committees, commissions and boards, subpoena witnesses and documents (including digital records and access to software licensed by or owned by the county), administer oaths, and require the production of books, papers and other evidence deemed necessary or material to such studies



or investigations. A subpoena issued under this section shall be regulated by the Civil Practice Law and Rules together with any state or federal laws or rules that may be applicable. The subpoena shall not extend to disclose the identity or jeopardize the safety of victims, confidential informants, witnesses, and undercover officers or operatives;

*Make clear that subpoena power applies to all records including digital records and provide for read only access to all software licensed by or owned by the county. For example, the Comptroller has had difficulty in accessing software used by the Finance Department to monitor short-term rentals and process delinquent real property tax.*

~~§ C-60(A) Filling Comptroller vacancy. If a vacancy occurs in the office of the Comptroller of Ulster County for any reason other than the expiration of a term, the County Legislature shall fill this office ad interim by the appointing of a person fully qualified by law to hold that office by a majority of its full number at its next regularly scheduled session or at a special session held for the purpose, and any such session shall be held no sooner than two weeks after the vacancy occurs, and no later than one month after the vacancy occurs.~~

~~§ C-60(B) Appointee to serve on interim basis. A person appointed by the Legislature in this manner to fill an office ad interim shall serve until the end of the 31st day of December following the first general election day at which a general election may be held under law to fill this position.~~

*Eliminate sections A and B. Allow Acting Comptroller to serve until an election can be held as practicable. The Legislative appointment of an interim comptroller overrides the internal succession plan and results in rapid leadership turnover and politicization of the office.*

## DEPARTMENT OF RESIDENTIAL HEALTHCARE FACILITIES

### ~~§ C-99 ARTICLE XXIX Department of Residential Health Care Facilities~~

*Remove section on residential healthcare facilities (the county sold Golden Hill)*

## PERIODIC COMPENSATION REVIEW COMMISSION

§ C-110 At the call of its Chairman, the Committee shall review the salaries of all elected officials of the County of Ulster at least every second year after its first meeting. In the course of its deliberations, the Committee shall hold at least one public hearing and shall otherwise provide ample opportunity for public comment. The Committee shall provide its recommendations and the rationale for them to the County Executive and the County Legislature no later than June 30 of the same year in which it convened, except that the Committee shall not make recommendations concerning compensation of elected officials for whom, by law or judicial determination, the County Legislature does not have the power to fix compensation. Immediately upon their delivery to the County Executive and the County Legislature, the recommendations of

the Committee shall be filed with the Clerk of the Ulster County Legislature and posted on the County website. ~~All changes in salaries for elected officials shall be made by local law. The recommendations of the Commission shall be incorporated into the next County Executive's proposed budget unless previously adopted by local law.~~

*The County Executive's Office has interpreted current language to preclude the Executive budget from proposing increases recommended by the Commission and the Legislature has routinely avoided increasing the budget to accommodate these recommendations. The logic of having an independent commission is overruled by still requiring electeds to take an affirmative act by increasing the Executive budget proposal to implement the recommendations.*



## Charter Revision Commission / Memo from Commissioner Brian Woltman dated

Jeremiah Sheehan <jesh@co.ulster.ny.us>

Mon 11/14/2022 9:26 AM

 1 attachments (58 KB)

Woltman UCCRCMemo111022.pdf;

Good morning,

Attached please find a Memorandum from Commission member Brian Woltman dated November 10, 2022 regarding County Executive Succession received at the meeting on Thursday November 10, 2022 for discussion at the next meeting of the Charter Revision Commission on December 1, 2022.

**Jerry Sheehan | Executive Confidential Secretary to County Executive**

Ulster County Executive's Office | 244 Fair Street, 6<sup>th</sup> Floor, Kingston, N.Y. 12440


t. 845.340.3800 | [jesh@co.ulster.ny.us](mailto:jesh@co.ulster.ny.us)

**Brian J Woltman**

November 10, 2022

MEMORANDUM

To: Ulster County Charter Revision Commission Members, and Interested Parties

From: Brian J. Woltman, Commission Member 

Subject: **County Executive Succession**

In the very near future the fifth person since January 1, 2019 will assume the duties of Ulster County Executive. It is difficult to believe that this type of rapid succession was ever contemplated by the framers of our County Charter.

Our commission should take a good hard look at the topic of executive succession, as the current plan can be viewed as having somewhat curtailed the democratic process citizens would ordinarily expect while also presenting unexpected financial obligations to the taxpayers.

Here's a suggestion for a new succession plan:

- Elect a County Executive and a "Prime Deputy County Executive" together to a four-year term of office.
- In the event of a vacancy in the Office of County Executive, the elected "Prime Deputy County Executive" would assume the duties of County Executive for the remainder of the term of office
- To appoint a replacement "Prime Deputy County Executive" the new County Executive would submit to the Ulster County Legislature a nomination for their approval which would need to be at a threshold of a two thirds plus one majority.
- In the event of a simultaneous vacancy to the offices of County Executive, and "Prime Deputy County Executive" the duties of the County Executive would fall to the Chairperson of the Ulster County Legislature. The Legislature would then in a swift manner schedule and fund a special county election at the earliest practical date for the selection by the voters of Ulster County a new County Executive and a "Prime Deputy County Executive" to complete the unexpired term.

This suggestion is intended to begin a conversation among the commission members regarding the important and recently pressing topic of succession for the office of County Executive.



## Charter Revision Commission / Email dated 11.14.2022 from Commission Member Kadgen re: Vacancies

Jeremiah Sheehan <jesh@co.ulster.ny.us>

Mon 11/14/2022 1:21 PM

Good afternoon,

Please see the below email received today from Commission member Tom Kadgen for discussion at the next Charter Revision Commission meeting on Thursday December 1, 2022 re: Vacancies .

### Alternative option for vacancies



Thomas Kadgen <kadgen@verizon.net>

To: Jeremiah Sheehan

Cc: kathleenmihm@aol.com

Mon 11/14/2022 12:07 PM

[EXTERNAL SENDER]

Jerry

Please send this out to the commission

Thanks

Tom Kadgen

Re: Vacancies

The Executive, Comptroller, and County Clerk choose their successors

They keep the title of Acting Executive, Comptroller, or County Clerk

The successor is not sworn into office but remains a county employee serving at the pleasure of the Legislature

The successor can be removed and replaced by a super majority of the Legislature

That next election to replace the successor take place as soon as a complete election cycle (with a primary) can take place

That a veto from the Acting Executive can be over-ridden by a simple majority

Note: There is no order of succession in the Charter for County Clerk. The administrative code covers it, but it can be altered by local law

Tom Kadgen

**Jerry Sheehan | Executive Confidential Secretary to County Executive**

Ulster County Executive's Office | 244 Fair Street, 6<sup>th</sup> Floor, Kingston, N.Y. 12440

t. 845.340.3800 | [jesh@co.ulster.ny.us](mailto:jesh@co.ulster.ny.us)

# Charter Revision Commission / Proposed Charter Revisions dated November 18, 2022 from Comm member Tom Kadgen

Jeremiah Sheehan <jesh@co.ulster.ny.us>

Tue 11/22/2022 8:55 AM

Good morning,

Please see below the proposed revisions to the Charter dated Friday November 18, 2022 submitted by Commission member Tom Kadgen for consideration at the Thursday December 1, 2022 meeting of the Ulster County Charter Revision Commission:

Proposals of revisions to the Charter

TK Thomas Kadgen <kadgen@verizon.net>  
To: Jeremiah Sheehan  
Cc: kathleenmihm@aol.com  
[EXTERNAL SENDER]  
Jerry  
I wish to submit the following proposals to the Commission  
Thanks

The Alternative Sentencing Administrative unit should be removed from the Charter.  
The entire department was transferred to Probation over a decade ago

Extend the residency requirements for the Executive, County Clerk, and Comptroller  
The qualification I would suggest would be three years as a registered Ulster County elector  
This would ensure that the nominees are established residents and familiar with the various aspects of the County

To the Powers and Duties of the Legislature in section C-11 add the following:  
"Should any request for any material it deems necessary to perform its duty be ignored or denied, a subpoena shall immediately be issued for said material."  
This would provide the Legislature with whatever material it deems necessary to perform its due diligence

A provision should be added to the Charter that allows the Legislature to act on any mandate that fails to be met.  
There should be some way to act when a mandate is being denied or ignored or when some unforeseen situation gives rise to an impasse

Example of an impasse:  
The redistricting commission was to provide a legislative district map that adhered to State and Federal law. I did not and they have refused to reconvene to rectify the situation. Presently the only option is to sue the County (which is underway)  
A provision is needed that would allow the Legislature to take action should an impasse be encountered.  
In this case to appoint another redistricting commission to come up with a legal map.

Example of an unmet mandate:  
The Executive failed to initiate this Commission in the mandated time frame  
Nothing in the Charter could have forced the Executive to adhere to the mandate  
The legislature would have had to sue the county to force the issue  
A provision should be provided that would transfer the power, duty, and budget for the mandate to the legislature to fulfill the obligation

Rather than transfer the responsibility of the Periodic Compensation Board to the Executive via forcing it into the budget. Mandate that salary recommendations of the of the Periodic Compensation Board shall be placed before the Legislature in separate salary categories (Exec, Comptroller, County Clerk, Sheriff, and Legislators) for a vote  
This forces legislative action on the matter. The Charter stipulates in two places that raising the salaries of officeholders must be done by the Legislature C-11 H and C-110

The County shall reimburse court fees of up to \$5000.00 dollars. to any plaintiff that successfully sues the county for breaching the Charter  
This provides a check should both the Executive and the Legislature fail to adhere to the Charter

**Jerry Sheehan | Executive Confidential Secretary to County Executive**

**Ulster County Executive's Office | 244 Fair Street, 6<sup>th</sup> Floor, Kingston, N.Y. 12440**

**t. 845.340.3800 | [jesh@co.ulster.ny.us](mailto:jesh@co.ulster.ny.us)**



## Proposals of revisions to the Charter



Thomas Kadigen <kadigen@verizon.net>  
To: Jeremiah Sheehan  
Cc: kashleemihm@aol.com

[EXTERNAL SENDER]

Jerry

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A provision should be provided that would transfer the power, duty, and budget for the mandate to the legislature to fulfill the obligation

Rather than transfer the responsibility of the Periodic Compensation Board to the Executive via forcing it into the budget. Mandate that salary recommendations of the of the Periodic Compensation Board shall be placed before the Legislature in separate salary categories (Exec, Comptroller, County Clerk, Sheriff, and Legislators) for a vote  
This forces legislative action on the matter. The Charter stipulates in two places that raising the salaries of officeholders must be done by the Legislature C-11 H and C-110

The County shall reimburse court fees of up to \$5000.00 dollars, to any plaintiff that successfully sues the county for breaching the Charter  
This provides a check should both the Executive and the Legislature fail to adhere to the Charter

## Charter Revision Commission / Proposed Charter Revisions dated November 21, 2022 from Comm member Tom Kadgen

Jeremiah Sheehan <jesh@co.ulster.ny.us>

Tue 11/22/2022 9:24 AM

Good morning,

Please see below the proposed revisions to the Charter dated Monday November 21, 2022 submitted by Commission member Tom Kadgen for consideration at the Thursday December 1, 2022 meeting of the Ulster County Charter Revision Commission:

### Proposals



Thomas Kadgen <kadgen@verizon.net>

To: Jeremiah Sheehan



Mon 11/21/2022 9:39 AM

[EXTERNAL SENDER]

Jerry

Please add these to the proposals I sent you last Friday

That the County Attorney has to be confirmed by the Legislature  
Of the 18 Charter counties with an Executive only Ulster and Monroe Counties doesn't require confirmation by the Legislature

Periodic Compensation Board  
Member qualification should exclude ex county officials

Legislator Vacancy  
Successor should come from the same party as the legislator that left

Tom Kadgen

**Jerry Sheehan | Executive Confidential Secretary to County Executive**

Ulster County Executive's Office | 244 Fair Street, 6<sup>th</sup> Floor, Kingston, N.Y. 12440

t. 845.340.3800 | [jesh@co.ulster.ny.us](mailto:jesh@co.ulster.ny.us)



## Proposals



Thomas Kadgen <kadgen@verizon.net>

To: Jeremiah Sheehan

[EXTERNAL SENDER]

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Periodic Compensation Board

Member qualification should exclude ex county officials

Legislator Vacancy

Successor should come from the same party as the legislator that left

Tom Kadgen



Mon 11/21/2022 9:39 AM

## WRITTEN SUBMISSIONS TO ULSTER COUNTY CHARTER REVISION COMMISSION

#	Submitted By	Description of Change	Date Submitted	Date(s) Considered	Determination	Member Note (Y/N/Discuss)	Relevant Charter Section(s)	Redline Page(s)
1	Patrick Long	Remove reference to Consumer Fraud Bureau	9/16/2022	10/6/2022	Revision Accepted		C-93; C-94	C:75
2	Nancy Schmidt	Remove reference to Community Corrections Department	9/29/2022	10/6/2022	Revision Accepted		C-124, C-125	C:111
3	Juan Figueroa	Streamline budget approval process	9/29/2022	10/6/2022	Await further elaboration from Sheriff's Office			
4	Juan Figueroa	County Attorney works for county executive, not the elected officials of the county	9/29/2022	10/6/2022	Await further elaboration from Sheriff's Office			
5	Brian Slack	Increase number of Traffic Safety Board appointees from 12 to 15	10/5/2022	10/6/2022	Revision Declined			
6	Thomas Kadgen	Process for filling vacancies for vacated offices	10/5/2022	10/6/2022	Elaborated in 11/14 submission			
7	Thomas Kadgen	Charter has been ignored/circumvented	10/5/2022	10/6/2022	Elaborated in 11/14 submission			
8	March Gallagher	Convene Charter Revision Commission at least once every five years	10/4/2022	10/6/2022	Revision Accepted		C-5(B)	C:4
9	March Gallagher	Clarify definition of "department"	10/4/2022	10/6/2022; 11/3/2022	Comptroller to provide draft language		C-6	C:6
10	March Gallagher	Add definition for "departmental estimates"	10/4/2022	10/6/2022; 11/3/2022	Pending Further Discussion		C-6	C:6
11	March Gallagher	Raise threshold for executive contracts from \$50,000 to \$100,000	10/4/2022	10/6/2022; 11/3/2022	Pending Further Discussion		C-11(O); C-25(M)	C:12; C:18
12	March Gallagher	Make it clear departmental estimates must be shared to the Legislature. Give Legislature and Comptroller view only access to the budget requests made by the departments. In the current financial system (New World/Logos/Tyler ERP) these are called "Level 1 Budget Worksheets". Make Department heads send a hard copy to the Legislature.	10/4/2022	10/6/2022; 11/3/2022	Pending Further Discussion		C-33	C:23
13	March Gallagher	Establish a deadline for public posting of the budget	10/4/2022	10/6/2022	Revise to include deadline of December 31		C-38(J)	C:26
14	March Gallagher	The Commissioner of Finance shall hold no other elected public office or compensated employment and shall devote full time to the duties of the office.	10/4/2022	10/6/2022; 11/3/2022	Pending Further Discussion		C-53(A)	C:39
15	March Gallagher	Add Commissioner of Finance responsibility for timelines to enforce real property tax. Foreclosures should be processed as expeditiously as possible, with an annual review of all hazardous properties, a committee structure to review properties being withheld from the foreclosure action.	10/4/2022	10/6/2022; 11/3/2022	Pending Further Discussion		C-53(B)	C:39
16	March Gallagher	Add enforcement power/duties related to Ulster County's Occupancy Tax so that it's clear the Finance Commissioner has enforcement responsibility.	10/4/2022	10/6/2022; 11/3/2022	Pending Further Discussion		C-53(B)	C:39

1 | 11/23/2022



## WRITTEN SUBMISSIONS TO ULSTER COUNTY CHARTER REVISION COMMISSION

17 March Gallagher	Change the required submission date of the AUD to the Legislature to mirror the due date in state law (May 1st). In practice, the AUD is never submitted to the Legislature prior to May 1.	10/4/2022	10/6/2022; 11/3/2022	Pending Further Discussion	C-53(B)(6)	C-39
18 March Gallagher	Place responsibility with Commissioner of Finance for reconciling the county's bank accounts. And create a deadline for notifying the County Comptroller of any new account within 30 days of opening.	10/4/2022	10/6/2022; 11/3/2022	Pending Further Discussion	C-53(B)(9)	C-39
19 March Gallagher	The Comptroller shall hold no other elected public office or compensated employment and shall devote full time to the duties of the office.	10/4/2022	10/6/2022; 11/3/2022	Pending Further Discussion	C-56(A)	C-43
20 March Gallagher	The Comptroller shall use risk assessment to identify weaknesses in internal controls and shall summarize improvements in internal controls in an annual audit report to the Legislature and Executive by April 1 of each year.	10/4/2022 2; 11/3/2022; 11/10/2022	11/10/2022	Revision Accepted	C-57(A)	C-43
21 March Gallagher	Remove bank reconciliations from Comptroller's responsibilities	10/4/2022	10/6/2022; 11/3/2022	Pending Further Discussion	C-57(B)	C-43
22 March Gallagher	Provide Comptroller authority to audit revenues	10/4/2022 2; 11/3/2022; 11/10/2022	11/10/2022	Revision Accepted	C-57(C)	C-43
23 March Gallagher	Provide explicit authority to audit public benefit corporations	10/4/2022	10/6/2022; 11/3/2022	Request Opinions from Public Benefit Corporations	C-57(G)	C-44
24 March Gallagher	Grant authority to subpoena documents including digital records and access to software licensed or owned by the County	10/4/2022 2; 11/3/2022; 11/10/2022	11/10/2022	Pending Further Discussion	C-57(H)	C-44
25 March Gallagher	Remove Charter sections regarding filing of Comptroller vacancy by Legislature	10/4/2022	10/6/2022; 11/3/2022	Pending Further Discussion	C-60	C-44-45
26 March Gallagher	Remove section on residential healthcare facilities	10/4/2022	10/6/2022	Revision Accepted	C-99	C-85
27 March Gallagher	Require periodic compensation review commission's findings to be incorporated into County Executive's proposed budget unless previously adopted by local law	10/4/2022	10/6/2022; 11/3/2022	Pending Further Discussion	C-110	C-95
28 Ed Jordan	Increase cost threshold for contracts being approved by the Legislature.	11/2/2022	11/3/2022	Pending Further Discussion	C-11(O); C-25(M)	C-12, 18
29 Brendan Masterson	Increase cost threshold for contracts being approved by the Legislature.	11/2/2022	11/3/2022	Pending Further Discussion	C-11(O); C-25(M)	C-12, 18
30 Dawn Spader	Add language to department head descriptions to include vesting authority, direction, and control over the department, including power to appoint and remove officers and employees within the department	10/13/2022	11/3/2022; 11/10/2022	Revision Accepted (To include in redline)		
31 Brian Woltman	Adopt succession plan for County Executive including election of a C.E. and Prime Deputy ticket	11/10/2022				

## WRITTEN SUBMISSIONS TO ULSTER COUNTY CHARTER REVISION COMMISSION

32	Thomas Kadgen	Executive, Comptroller, and County Clerk choose successors, which serve at pleasure of Legislature; can be removed and replaced by supermajority vote of Legislature; next election to take place as soon as a 'complete election cycle' can take place; veto from Acting C.E. can be overridden by simple majority.	11/14/2022
33	Thomas Kadgen	Remove 'alternative sentencing administrative unit' reference from Charter	11/18/2022
34	Thomas Kadgen	Extend residency requirements for Executive, County Clerk, and Comptroller to be a registered elector for three years	11/18/2022
35	Thomas Kadgen	Mandatory issuance of subpoena if request for material is ignored or denied	11/18/2022
36	Thomas Kadgen	Add provision to allow Legislature to act on any mandate that fails to be met or impasse	11/18/2022
37	Thomas Kadgen	Mandate salary recommendations of periodic compensation board be placed before Legislature in separate salary categories for a vote	11/18/2022
38	Thomas Kadgen	Reimburse up to \$5,000 court fees to any plaintiff that successfully sues County for breaching Charter	11/18/2022
39	Thomas Kadgen	County Attorney must be confirmed by Legislature	11/22/2022
40	Thomas Kadgen	Periodic Compensation Board member qualification should exclude former county officials	11/22/2022
41	Thomas Kadgen	Successor in the instance of a legislator vacancy should come from the same party as the legislator who left the seat	11/22/2022
42			