

# ULSTER COUNTY LEGISLATURE



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## MINUTES

### ORGANIZATIONAL MEETING

MONDAY, JANUARY 8, 2018

6:30 PM

**MEETING CALLED TO ORDER BY VICTORIA A. FABELLA, CLERK OF THE LEGISLATURE:**  
6:40 PM

**PLEDGE OF ALLEGIANCE TO THE FLAG:** Led by Legislator Richard Gerentine.

**NATIONAL ANTHEM: PREFORMED BY COURTNEY SHEELEY**

**INVOCATION: CHAPLAIN CHRIS ARNOLD, WOODCREST COMMUNITY**

### ANNOUNCEMENTS

#### **FIRE EVACUATION PLAN**

PLEASE NOTE THAT IN THE EVENT OF AN EMERGENCY THE FIRE DEPARTMENT HAS REQUESTED THAT LEGISLATORS AND ALL OTHERS MOVE AT LEAST ONE BLOCK AWAY FROM THE COUNTY OFFICE BUILDING IN ORDER NOT TO IMPEDE THE FIREFIGHTERS IN THEIR DUTIES

#### **CELL PHONES**

Please silence cell phones for the duration of the Meeting.



**NOMINATION OF THE CHAIRMAN OF THE ULSTER COUNTY LEGISLATURE**

Temporary Chairman Gerentine announced that nominations were open for the election of a Permanent Chairman.

Legislator Hector Rodriguez motioned, seconded by Legislator Tracey Bartels to nominate Legislator Jonathan Heppner.

Legislator Craig Lopez motioned, seconded by Legislator Mary Beth Maio to nominate Legislator Kenneth Ronk.

Legislator Herbert Litts motioned, seconded by Legislator Maio to close the nominations. All in Favor.

**MOTION TO ELECT KENNETH J. RONK, JR. CHAIRMAN ADOPTED BY THE FOLLOWING ROLL CALL VOTE:**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 12                      NOES: 11  
(Noes: Legislators Archer, Bartels, Collins, Delaune, Donaldson, Eckert, Greene, Heppner, Nolan, Petit, Rodriguez)

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**CHAIRMAN'S ACCEPTANCE**

Chairman Kenneth Ronk, Jr. thanked everyone for their continued support vowing to work with both sides of the aisle for the common good with the hope each member will reflect positively on their time served on the Legislature, noting not everyone has the honor and privilege to do the people's work.

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**THE FOLLOWING DESIGNATIONS ARE ON FILE:**

**Majority Leader – Mary Beth Maio, District No. 10**

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**Minority Leader – Hector S. Rodriguez, District No. 20**

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**OFFICIAL NEWSPAPERS**

***PUBLICATION OF LOCAL LAWS AND VARIOUS NOTICES***

**(R) – Shawangunk Journal**

**(D) – Ulster Publishing**

***PUBLICATION OF ELECTION NOTICES OF THE OFFICIAL CANVAS***

**(R) – Southern Ulster Times**

**(D) – Daily Freeman**

**BIRTHDAYS:**

Legislative Counsel Kyle Barnett, January 12<sup>th</sup>  
Sr. Legislative Employee Mary Beichert, January 13<sup>th</sup>  
Majority Leader Mary Beth Maio, January 15<sup>th</sup>  
Legislator Dean Fabiano, January 24<sup>th</sup>  
Legislator Richard Gerentine, January 26<sup>th</sup>  
Legislator Laura Petit, January 28<sup>th</sup>

Chairman Ronk recognized and welcomed New York State Senator George Amedore in attendance, representing the people of the 46<sup>th</sup> Senatorial District.

**COMMUNICATIONS FROM:**

Legislative Chairman Kenneth Ronk

UC Republican Legislature

UC Democratic Legislature

Legislator, Mary Beth Maio  
Legislator, David Donaldson  
Bond Schoeneck & King, Kevin  
NYSAC  
Catskill Forest Association, Inc.  
Family of Woodstock, Inc.  
Steve Porter  
LeRoy Hogan, Plattekill

Ulster County Tourism  
Catskill Mountain Keeper, Katherine Nadeau  
Muriel Browne, New Paltz  
Peter Fairweather, New Paltz  
Marbletown Environmental Conservation Comm.  
Central Hudson Gas & Electric  
UC Personnel Department  
Richard Engnath

Charter Revision Commission Appt.; Ronald Lapp Jr. Term Commences Immediately  
Certification / Designation Majority Leader for 2018, Mary Beth Maio  
Designation of Southern Ulster Times as Official Publication for 2018 Election Notices  
Designation of Shawangunk Journal as Official Publication for 2018 Local Laws, Notices  
Certification/Designation Minority Leader for 2018, Hector S. Rodriguez  
Designation of Daily Freeman as Official Publication for 2018 Election Notices  
Designation of Ulster Publishing as Official Publication for 2018 Local Laws, Notices  
Press Release, Law Enfor. Appreciation Day Letter, UCIDA Meeting Time  
Public Notice, Rehab H & SB Electric Lines  
2018 State Of The State Select Proposals  
The Winter Issue, Volume 35, No. 5  
Support for Midtown Linear Park  
In Support of Maintaining The Rails  
(3) Kingston Midtown Rails  
Rail Explorers Rail Repair & CA Know Best  
Trending, January & February 2018  
In Support of Resolution No. 503  
Thank You Note  
Thank You Letter  
Climate Change & Hope 1/3/18 7-9 PM  
December 2017 Publication  
Civil Service Exam Announcements  
HTLV/XMRV National Registry Update

**COMMUNICATIONS: (continued)**

NYS Department of Taxation & Finance  
The Arc Ulster-Greene NY  
Coalition of Watershed Towns

Statement Of County Equalization 1/1/18  
Wine & Dine 2/24/18  
2017 Review, 2018 Anticipated Work

**COUNTY EXECUTIVE COMMUNICATIONS:**

Press Release, Warming Center Clinton Ave.  
Press Release, Prepayment of Property Taxes  
Press Release, Revised Prepayment Taxes  
Minutes, UC Corporate Compliance Committee  
Press Release, Real Property Tax Exemption

**PUBLIC COMMENT:** There were (5) speakers signed up for public comment.

1. James Michael, Kingston: Mr. Michael is a school board Trustee for the City of Kingston School District who as a concerned citizen and tax payer opposes Resolution No. 8 – a PILOT program between the Ulster County Industrial Development Agency, (UCIDA) and Landmark Preservation, L.P., noting the (UCIDA) was formed to attract industrial manufacturing jobs within the community not senior housing.
2. Gloria Waslyn, Ruby: Ms. Waslyn an owner of exotic bird's shared deep concern for their health and residential environmental wellbeing in the Town of Ulster regarding a fracked gas plant being proposed in the Town of Ulster.
3. Augusta Graf, Kingston: Ms. Graf a resident at the Governor Clinton Hotel spoke in support of Resolution No. 8 - PILOT program.
4. Maggie Mayer, Kingston: Ms. Mayer spoke in support of Resolution No. 8 – PILOT program.
5. Donald Cappillino, Pawling: Mr. Cappillino an attorney representing Landmark Preservation, LP discussed the proposed PILOT program before the legislative body, noting the city common counsel and school board has already approved the PILOT. Mr. Cappillino noted the closing date is scheduled for 1/31/18 and asked that the legislature give it every

Please Note: Complete content of the public comment period for tonight's Organizational Meeting can be heard on the Ulster County Legislative website.

**COMMITTEE OF THE WHOLE:**

Chairman Kenneth Ronk recognized Minority Leader Hector Rodriguez for the purposes of a motion, seconded by Majority Leader Mary Beth Maio to enter into the Legislature as a Committee of the Whole. Motion passed unanimously. Chairman Ronk called upon Legislator James Maloney to assume the role as acting Chairman of the Committee of the Whole.

MOTION NO. 1                      Resolve to Block Vote - Resolution Nos. 1, 2, 3, 4, 5, 6

Motion Made By:                      Legislator Hector Rodriguez

Motion Seconded By:                      Legislator Mary Beth Maio

Text of Motion:                      Resolution No. 1: Adoption Of The Rules Of Order  
Resolution No. 2: Appointing A Clerk Of The Ulster County Legislature  
Resolution No. 3: Creating Standing Committees For The Year 2016  
Resolution No. 4: Designation of Official Newspaper  
Resolution No.5: Authorizing The Issuance And Sale Of Up To \$15,000,000.00 Revenue Anticipation Notes Of The County Of Ulster, New York, In Anticipation Of The Collection Or Receipt Of Revenues Estimated To Be Received From Sales And Compensating Use Taxes During The Current Fiscal Year Of Said County  
Resolution No.6: Authorizing The Issuance And Sale Of Up To \$20,000,000.00 Tax Anticipation Notes Of The County Of Ulster, New York, In Anticipation Of The Collection Or Receipt Of 2017 Real Property Taxes Based On 2015 Real Property Tax Assessments For The Current Fiscal Year Of Said County

Discussion:                              None

Roll Call Vote:                              No

Voting In Favor:                              (23)

Voting Against:                              (0)

Absent:                                      (0)

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Disposition: Carried

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MOTION NO. 2                    Resolve To Refer Resolution No. 7 To The Economic Development, Tourism, Housing, Planning & Transit Committee

Motion Made By:                Legislator Hector Rodriguez

Motion Seconded By:         Legislator David Donaldson

Text of Motion:                Setting A Public Hearing On The Sale And/Or Transfer Of Three (3) Easements Across County Owned Property, Being A Portion Of The Former Ulster & Delaware Railroad Bed Property Located In The City Of Kingston, To The Ulster County Economic Development Alliance, Inc. ("UCEDA"), A Local Development Corporation

Discussion:                    UC Director of Planning Dennis Doyle explained the parcel is landlocked and would require three easements; one for utilities, one for temporary access for construction, and one as the permanent access to the parcel. The Committee of the Whole ultimately expressed the desire for the resolution to go through the regular committee vetting process as the resolution was not time sensitive. The purpose of this resolution is to set a public hearing – the project falls under the City of Kingston home rule as the legislature can only act on the easements, and there being no urgency would be better vetted through committee.

Roll Call Vote:                 No

Voting In Favor:                (13) Legislators Archer, Bartels, Collins, Delaune, Donaldson, Eckert, Greene, Haynes, Heppner, Joseph Maloney, Nolan, Petit, Rodriguez

Voting Against:                (10) Legislators Fabiano, Gerentine, Litts, Lopez, Maio, James Maloney, Roberts, Ronk, Wawro, Woltman)

Absent:                         (0)

Disposition:                    Carried

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MOTION NO. 3                      Resolve To Refer Resolution No. 8 To The Economic Development, Tourism, Housing, Planning & Transit Committee

Motion Made By:                      Legislator Hector Rodriguez

Motion Seconded By:                      Legislator Tracey Bartels

Text of Motion:                      Approving The Deviation By The Ulster County Industrial Development Agency Relating To The Terms And Conditions Of A Certain PILOT Agreement To Be Entered Into Between Ulster County Industrial Development Agency And Landmark Preservation, L.P. In Connection With The Landmark Preservation, L.P. Project

Discussion:                      Legislator Donaldson noted the Kingston City Council and School Board approved the PILOT Agreement and have the most at stake noting under the PILOT the county would receive more taxes then the old system allowed. Legislator Maloney noted there is a timeline not cast in stone, however the IDA will meet Wednesday morning and at that time they will pass a resolution for a public hearing to be held on 1/18/18. The Committee of the Whole ultimately expressed the desire for the resolution to go through the regular committee vetting process.

Roll Call Vote:                      No

Voting In Favor:                      (22) Legislators Archer, Bartels, Collins, Delaune, Eckert, Fabiano, Gerentine, Greene, Haynes, Heppner, Litts, Lopez, Maio, James Maloney, Joseph Maloney, Nolan, Petit, Roberts, Rodriguez, Ronk, Wawro, Woltman

Voting Against:                      (1) Legislator Donaldson

Absent:                      (0)

Disposition:                      Carried

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Adjournment of the Committee Of The Whole

Motion Made By: Legislator Rodriguez

Motion Seconded By: Legislator Litts

No. of Votes in Favor: 23

No. of Votes Against: 0

**RESOLUTION NOS: 7-8**

Resolution No. 7: Setting A Public Hearing On The Sale And/Or Transfer Of Three (3) Easements Across County Owned Property, Being A Portion Of The Former Ulster & Delaware Railroad Bed Property Located In The City Of Kingston, To The Ulster County Economic Development Alliance, Inc. (“UCEDA”), A Local Development Corporation

**REFERRED TO COMMITTEE**

Resolution No. 8: Approving The Deviation By The Ulster County Industrial Development Agency Relating To The Terms And Conditions Of A Certain PILOT Agreement To Be Entered Into Between Ulster County Industrial Development Agency And Landmark Preservation, L.P. In Connection With The Landmark Preservation, L.P. Project.

**REFERRED TO COMMITTEE**

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A motion was made by Legislator Maio, seconded by Legislator Rodriguez to Block Vote Resolution Nos. 1, 2, 3, 4, 5 and 6.

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23                      NOES: 0

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**1            Adoption Of The Rules Of Order**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23                      NOES: 0

**2            Appointing A Clerk Of The Ulster County Legislature**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23                      NOES: 0

Minority Leader Rodriguez commended Clerk Victoria Fabella for a job well done.

**3 Creating Standing Committees For The Year 2018**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23                      NOES: 0

**4 Designation Of Official Newspapers**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23                      NOES: 0

**5 Authorizing The Issuance And Sale Of Up To \$15,000,000.00 Revenue Anticipation Notes Of The County Of Ulster, New York, In Anticipation Of The Collection Or Receipt Of Revenues Estimated To Be Received From Sales And Compensating Use Taxes During The Current Fiscal Year Of Said County**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23                      NOES: 0

**6 Authorizing The Issuance And Sale Of Up To \$20,000,000.00 Tax Anticipation Notes Of The County Of Ulster, New York, In Anticipation Of The Collection Or Receipt Of 2018 Real Property Taxes Based On 2017 Real Property Tax Assessments For The Current Fiscal Year Of Said County**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23                      NOES: 0

- 7 Setting A Public Hearing On The Sale And/Or Transfer Of Three (3) Easements Across County Owned Property, Being A Portion Of The Former Ulster & Delaware Railroad Bed Property Located In The City Of Kingston, To The Ulster County Economic Development Alliance, Inc. (“UCEDA”), A Local Development Corporation**

REFERRED TO ECONOMIC DEVELOPMENT, TOURISM, PLANNING & HOUSING COMMITTEE

ADOPTED BY THE FOLLOWING VOTE:

AYES: 13                      NOES: 10  
(Noes: Legislators Fabiano, Gerentine,  
Litts, Lopez, Maio, James Maloney,  
Roberts, Ronk, Wawro, Woltman)

- 8 Approving The Deviation By The Ulster County Industrial Development Agency Relating To The Terms And Conditions Of A Certain PILOT Agreement To Be Entered Into Between Ulster County Industrial Development Agency And Landmark Preservation, L.P. In Connection With The Landmark Preservation, L.P. Project**

REFERRED TO ECONOMIC DEVELOPMENT, TOURISM, PLANNING & HOUSING COMMITTEE

ADOPTED BY THE FOLLOWING VOTE:

AYES: 22                      NOES: 1  
(Noes: Legislator Donaldson)

**MEETING ADJOURNED IN MEMORY OF:** Read by Chairman Kenneth J. Ronk, Jr.

James J. Hanson, Glen Spey, NY

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**BENEDICTION:** RCA Commissioned Pastor Candidate Kenneth J. Ronk, Sr.

Chairman Ronk called upon Majority Leader Mary Beth Maio who encouraged all Ulster County residents to participate in Law Enforcement Day / Thank An Officer Day by wearing BLUE on January 9, 2018, and encouraged people of all ages to show their support by stepping up to say thank you to law enforcement in their own way.

Motion by Legislator Herbert Litts, seconded by Legislator David Donaldson, to adjourn the Organizational Meeting. All in favor.

**MEETING ADJOURNED:** 7:41 PM