

# ULSTER COUNTY LEGISLATURE

TERRY L. BERNARDO, Chairman  
KENNETH J. RONK, JR., Majority Leader  
DAVID B. DONALDSON, Minority Leader  
KAREN L. BINDER, Clerk



P.O. Box 1800  
KINGSTON, NEW YORK 12402  
Telephone: 845 340-3900  
FAX: 845 340-3651

## AGENDA

**JULY 17, 2012**

**PUBLIC HEARING**

**REGULAR MEETING**

**7:00 PM**

**MEETING CALLED TO ORDER BY CHAIRMAN:** In honor of Karen L. Binder at 7:15 PM

**PLEDGE OF ALLEGIANCE TO THE FLAG:** Led by Chairman Bernardo

**MOMENT OF SILENT MEDITATION:**

## 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 Session.

**MICROPHONES**

Please be reminded to use your microphones when speaking so that you are recorded for the official record.

**ROLL CALL:** Present: 22 Absent: 1  
(Legislator Richard Parete)

**CALL OF THE PUBLIC HEARING BY LEGISLATIVE CHAIRMAN: Amended Proposed Local Law No. 1 Of 2012 (A Local Law Of The County Of Ulster, New York, Known As The “Hydraulic Fracturing Brine Prohibition Act”)**

**PUBLIC COMMENT:** See Minutes.

**PUBLIC HEARING ADJOURNED:** 7:34 PM

MOTION TO DISPENSE WITH THE READING OF THE MINUTES OF THE PREVIOUS MEETING

**COMMUNICATIONS FROM:**

Cornell Cooperative Extension

US Department of Justice

Robert DiBella, Director UC Transportation

Ulster County Workforce Investment Board

Lyme Disease Advisory Committee

Financial Statements, Year-end  
December 31, 2011

US v. Jeffrey Charles Burfeindt  
Case No. 201R00382/Court Docket  
No. 10-CR-00320

Federal Drawdown- UCAT  
Grant #NY-90-X668-00  
Federal Drawdown- UCAT  
Grant #NY-90-X654-00

February 17, 2012 Minutes  
April 20, 2012 Minutes  
Agenda - April 26, 2012  
Agenda- May 10, 2012

**COMMUNICATIONS (continued):**

Hodgson Russ, LLP

Children's Home of Kingston  
Ulster County Resource Recovery Agency  
City of Kingston, City Clerk  
NYS Attorney General

Congress Companies

Ulster County Resource Recovery Agency  
Ulster County Tourism

Catskill Center  
Esri News  
UCIDA

UC Fire Advisory Board

Central Hudson

NYS Assembly  
Family of Woodstock  
Ulster County Community Services Board

Catskill Watershed Corporation

Always There

Attilio Contini  
NYS Department of Taxation & Finance

UCIDA Central Hudson Gas &  
Electric Corporation Project  
First Amendment to Payment in Lieu  
of Tax Agreement  
Spring 2012 Volume 2  
UCRRA Reports, June 18, 2012  
44<sup>th</sup> Annual Children's Day Parade  
National Mortgage Servicing  
Settlement – Brochure  
Senior Living/Health Care  
Construction  
Flow Control Motion – certified copy  
*Trending* – July 2012  
Ulster County Fair 2012  
July 21, 2012 Newsletter  
Summer 2002  
Amendment of Uniform Tax  
Exemption Policy  
Meeting Notice, June 27, 2012  
Minutes  
NYSDEC Fact Sheet – CH –Kingston  
Gas Works  
States of FEMA Reimbursement  
Summer 2012 Newsletter  
May 14, 2012 Minutes;  
June 18, 2012 Minutes  
Adoption of Resolutions 2123, 2125,  
2126, 2127, 2128, 2129, 2130, 2131,  
2132 and 2133  
An Evening in Paris – Sept. 21, 2012,  
6 to 10 p.m.  
Copy of Letter to Senator Larkin  
Resolution No. 82 of 2012 Letter of  
Receipt

**COMMUNICATIONS (continued):**

Ulster County Chamber of Commerce

Catholic Charities Community Services

NYS Senate

Ulster County Mental Health Association

Ulster County Attorney

Buy Local Expo – 9/21/2012

Ulster County Fair – 7/30/12  
through 8/5/12

School Supply Drive – 6/1 through  
7/31

Leadership Development Drive

DragonSearch – 7/11/12

Capture the Catskills Slogan Contest

Letter Introducing Services to the  
Legally Blind in Dutchess&Ulster

Letter re: Order on Consent

2011 Annual Report

County Action Report, Month of June,  
2012

**COUNTY EXECUTIVE COMMUNICATIONS:**

Notice of Appointment –Ulster  
County on the Hudson River Valley  
Greenway Communities Council –  
Gregory L. Helsmoortel

Notice of Appointment – Thomas  
Jackson Acting Director of UC Real  
Property Tax Service Agency

June 2012 Budgetary Transfers

Statement of Expenditures,  
Encumbrances & Unencumbered

Balance & State of Revenues Earned  
& Unearned Balance as of 6/30/2012

**COMMITTEE REPORTS:**

**DATE:**

Economic Development & Tourism	June 6, 2012
Environmental, Energy & Technology	June 7, 2012
Health & Personnel	June 4, 2012
Law Enforcement & Public Safety	June 5, 2012
Laws & Rules, Governmental Services	June 18, 2012
Legislative Programs, Education & Community Services	June 5, 2012
Public Works & Capital Projects	June 6, 2012
Social Services	June 4, 2012
Ways and Means	June 19, 2012
	June 27, 2012
	July 10, 2012

**ANNUAL REPORTS:**

**DATE**

Cornell Cooperative Extension	2011 Annual Report
-------------------------------	--------------------

**PRIVILEGE OF THE FLOOR:**

Chairman Terry L. Bernardo has granted Privilege of the Floor to Harold Rosenkranse, Past Vice-Commander of the American Legion Department of New York, and a Member of the Rosendale/Tillson American Legion Post 1219, to make a presentation on a proposed Ulster County Mini-Park for Veterans.

**PUBLIC COMMENT:** See minutes

**RESOLUTION NOS: 172 – 188, 190**

- 172 Amending Capital Project No. 260 - Bailey Bridge (BIN 3347090) For Additional Right-Of-Way Acquisition Work, Authorizing The Chairman Of The Ulster County Legislature To Execute Agreements, Certifications Or Reimbursement Requests For Federal Aid On Behalf Of Ulster County, With The New York State Department Of Transportation, And Amending the 2012 Capital Fund Budget – Department Of Public Works (Highways And Bridges)  
ADOPTED: 22 – 0 (Approved by County Executive)**
- 173 Authorizing The County’s Share Of The Cost Of Right-Of-Way Acquisition In Connection With The Bailey’s Bridge Project, In And For The County Of Ulster, New York, At A Maximum Estimated Cost of \$14,610, And Authorizing The Issuance Of \$14,610 Bonds Of Said County To Pay The Cost Thereof  
ADOPTED: 22 – 0 (Approved by County Executive)**
- 174 Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement With The New York State Division Of Criminal Justice Services For The Aid To Defense Program – Department Of Public Defender  
ADOPTED: 22 – 0 (Approved by County Executive)**
- 175 Appointing Alternate Member To The Ulster County Planning Board – Town Of Olive  
ADOPTED: 22 – 0**
- 176 Confirming Appointments To The Ulster County Board of Health  
ADOPTED: 22 – 0 (Approved by County Executive)**
- 177 Amending The 2012 Ulster County Budget To Include An Additional Allocation Of Funds To Ulster County From The New York State Office For The Aging – Office For The Aging  
ADOPTED: 22 – 0 (Approved by County Executive)**
- 178 Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement With The State University Of New York At New Paltz For The Erection And Maintenance Of Bus Shelters – Department of Public Transportation (Ulster County Area Transit)  
ADOPTED: 22 – 0 (Approved by County Executive)**

- 179      **Amending The New York State Office Of Children And Family Services 2012 Resource Allocation Plan, Amending The 2012 Ulster County Budget – Youth Bureau**  
**ADOPTED: 22 – 0 (Approved by County Executive)**
- 180      **Confirming Appointment Of Members To The Ulster County Youth Board**  
**ADOPTED: 22 – 0 (Approved by County Executive)**
- 181      **Authorizing The Payment Of Administrative Fees To The Ulster County Development Corporation For The Town Of Saugerties Shovel Ready Fund Water and Sewer Projects – Amending The 2012 Ulster County Budget**  
**ADOPTED: 22 – 0 (Approved by County Executive)**
- 182      **Amending the 2012 – 2017 Capital Program To Establish Capital Project No. 369 – Reconstruction And Rehabilitation Of Ulster Heights Road (County Road #56) Due To Damages Resulting From Hurricane Irene – Public Works (Highways & Bridges Division)**  
**ADOPTED: 22 – 0 (Approved by County Executive)**
- 183      **Authorizing The Reconstruction Of Ulster Heights Road (County Road No. 56), In And For The County of Ulster, New York, At A Maximum Estimated Cost Of \$380,000, And Authorizing The Issuance Of \$380,000 Bonds Of Said County To Pay The Cost Thereof**  
**ADOPTED: 21 – 1 (NOES: Legislator Roberts)**  
**(Approved by County Executive)**
- 184      **Amending The Annual Salary Of The District Attorney As Required By The New York State Judiciary Law– District Attorney**  
**ADOPTED: 22 – 0 (Approved by County Executive)**
- 185      **Approving And Authorizing Holding The HITS Hunter Mountain Triathlon Through Portions Of The Town Of Shandaken**  
**ADOPTED: 22 – 0 (Approved by County Executive)**
- 186      **Adopting The Inclusion Of Additional Lands In Agricultural Districts Within Ulster County As Recommended By The Ulster County Agricultural and Farmland Protection Board – Department of Planning**  
**ADOPTED: 22 – 0 (Approved by County Executive)**
- 187      **Petitioning The Commissioner Of The New York State Department Of Agriculture And Markets To Extend Review Dates For Ulster County Agricultural Districts 1, 2 And 3 Pursuant To New York State Agriculture And Markets Law - Department Of Planning**  
**ADOPTED: 22 – 0 (Approved by County Executive)**

- 188 Approving The Execution Of Various Contracts And Change Orders In The Amount Of \$50,000.00 Or In Excess Of \$50,000.00 Entered Into By The County**  
**ADOPTED: 21 – 0 (1 ABSTENTION: Legislator Wawro)**  
**(Approved by County Executive)**

**Late Resolution**

- 190 Memorializing The Dedicated Service Of Karen L. Binder, Clerk of the Ulster County Legislature**  
**ADOPTED AS AMENDED: 22 – 0**

**MEETING ADJOURNED IN MEMORY OF:**

**Karen L. Binder, Clerk of the Ulster County Legislature**

**Mary Lempke, Wallkill, NY**

**Donald E. Briggs, III, Saugerties NY**

**David Corbett, Woodstock, NY**

**Elizabeth E. Orr, Kingston, NY**

**Norman Kellar, Esopus, NY**

**Carol A. Ferrante, New Paltz, NY**

**Robert Francis Dugan, Jr., Kingston, NY**

**Linda Messenger, Marbletown, NY**

**Dawn M. Geick, Saugerties, NY**

**Steven J. Martin, Saugerties, NY**

**Albert Hanley, Kingston, NY**

**Joan M. Sleight, Port Ewen, NY**

**Edythe Kaplan, Ellenville, NY**

**Barney J. Millens, Kingston, NY**

**Arthur Sampson, Olivebridge, NY**

**Delores M. Thacker, New Paltz, NY**

**George Richard Matthews, Accord, NY**

**NEXT MEETING:**

A Special Informational Meeting of the Ulster County Legislature regarding proposed changes to the Ulster County Charter will be held on **Wednesday, July 18, 2012 at 6:00 PM** in the Legislative Chambers, Sixth Floor, Ulster County Office Building, 244 Fair Street, Kingston, New York.

The next Regular Meeting of the Ulster County Legislature will be held on **Tuesday, August 14, 2012 at 7:00 PM** in the Legislative Chambers.

Resolution deadline is **Wednesday, July 25, 2012 at 12 Noon**.

**MEETING ADJOURNED: 8:42 PM**