

ULSTER COUNTY LEGISLATURE

TERRY L. BERNARDO, Chairman
JAMES F. MALONEY, Vice Chairman
KENNETH J. RONK, JR., Majority Leader
DAVID B. DONALDSON, Minority Leader
VICTORIA A. FABELLA, Clerk



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AGENDA

APRIL 16, 2013

PUBLIC HEARING

REGULAR MEETING

6:55 PM

PUBLIC HEARING CALLED TO ORDER BY CHAIRMAN:

PLEDGE OF ALLEGIANCE TO THE FLAG:

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 and refrain from texting 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: Absent:

CALL OF THE PUBLIC HEARING: Proposed Local Law No. 2 Of 2013 (A Local Law Amending Local Law No. 8 of 2008 (A Local Law Adopting An Administrative Code for the County of Ulster, State of New York) to Delete the References to “Abstract of Contracts” to Require the Approval of a Contract \$50,000 or More By a Corresponding Resolution for Each Contract)

PUBLIC COMMENT:

PUBLIC HEARING ADJOURNED:

BIRTHDAYS: Robert Aiello, April 13th and Donald Gregorius, April 19th

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

COMMUNICATIONS FROM:

Community Services Board	February 11, 2013 Minutes
	March 11, 2013 Minutes
Planning Board	T/O Lloyd Parcel 95.4-2-22.532/Conti Property
	T/O Marlboro Parcel 108.3-4-67/Poulin Property
	T/O Marlboro Parcel 103.3-1-18.200/Ferris Property
Cornell Cooperative Extension	Spring 2013 <i>Legislative Update</i>
	100 Years Open House, April 16, 2013 3:30 – 5:00 p.m. CCEUC Education Center
Concerned Citizens	846 Signatures in Support - Railroad
	237 Signatures in Support– Rail with Trail

COMMUNICATIONS (Cont.)

Concerned Citizens	1033 Signatures in Support – Rail Trail
Laberge Group	Consolidated Funding Applications
North Spring Studio/Christina Gardner	Thank You Letter
NYS Senator Bonacic	Re: “Grown in New York” Plan
C&S Companies	<i>Advances</i> , Winter 2013 Newsletter
New York State Dept. Public Service	Case Number 12-M-0192, Joint Petition of Fortis, Inc. and CH Energy Group, et al.
	Order Granting Petition in Part & Modifying Electric Transmission & Distribution Systems
Richard Engnath	April 2013 Letter to Congressman Gibson re: HTLV/XMRV National Registry
Toski & Co., P.C.	Independent Auditor’s Report, Report to Board – UTASC
People of Schoharie County	Letter with <i>Provenance of the People</i>
Saugerties Historical Society	Sunday, April 7, 2013 Spaghetti Dinner at Sue’s Restaurant
Ulster County Tourism	<i>Trending</i> , April 13 2013
Tremper Family	Thank you – Albert Tremper Pride
Dutchess County Arts Council	March 21, 2013 Newsletter
Anderson Center for Autism	<i>Lifelong Learning</i> , Volume 1
New York Senator James Seward	March 21, 2013 Letter re: resolution No. 27
Klyne Esopus Historical Society Museum	Spring 2013 Newsletter
NYSAC	47 TH Annual County Finance School, May 1-3, 2013
Drug Free Schools Coalition of New York	Letter, <i>The Medical Marijuana Fallacy</i>
Central Hudson	<i>Energy Bulletin</i> , March 2013
Hodgson Russ, Esqs.	Copy of PILOT re: UCIDA MHMG-KM Kingston, LLC Project with Cover Letter
	Letter re: UCIDA/TLB Management Corp Project

COMMUNICATIONS (Cont.)

Hodgson Russ, Esqs.	First Amended PILOT re: Lloyd Park LLC Project
Ulster County Re-Entry Task Force	March 20, 2013 Minutes
Catskill Watershed Corp.	April 2, 2013 Resolution Nos. 2263 – 2274
Dutchess County Arts Council	April 4, 2013 – Vol. 9, Issue 15 Newsletter
Ulster County Human Rights Commission	February 7, 2013 Minutes
Ulster County Chamber of Commerce	SCORE Newsletter
	BOCES Newsletter
	22 nd Annual John A. Coleman Catholic High School Wine & Cheese Party & Raffle, April 21, 2013 – 3:00 p.m.
	<i>Chamber News</i> , April 2013
	7 th Annual Wing Fling, June 2, 2013 11:30 a.m. – 5:00 p.m.
Ulster County Fire Advisory Board	March 27, 2013 Minutes
American Cancer Society	September 27, 2013 Birthday Bash
New York State DEC	<i>Conservationist</i> , Volume 67, Number 5, April 2013
Morgan Hill Game Assn.	4/12/13 Letter
NACO	<i>County News</i> , Vol.45, No. 7. April 8, 2013

COUNTY EXECUTIVE COMMUNICATIONS:

Notice of Appointment to Environmental Management Council – Kirsten T. Schara w/Resume
Notice of Appointment to UC Stop DWI Board – Thomas P. Kadgen
Notice of Appointment to Ulster County Environmental Management Council – Joseph Liuni
March 2013 Budgetary Transfers

COUNTY EXECUTIVE COMMUNICATIONS (Cont.)

Notice of Appointment to Ulster County Community Services Board (subcommittee): Tim Distel, Community Services Board; John Brillon, Jr., Substance Abuse Subcommittee; Penelope Bishop, Mental Health Subcommittee; Applications of Tim Distel, Penelope J. Bishop and John R. Brillon, Jr. Board of Ethics January 7, 2013 Minutes
Statement of Expenditures, Encumbrances & Unencumbered Balance & Statement of Revenues Earned & Unearned Balance as of March 31, 2013

COMMITTEE REPORTS:

DATE:

Economic Development & Tourism
Environmental Energy & Technology

March 6, 2013
January 10, 2013
January 23, 2013
February 7, 2013

Health & Personnel

March 7, 2013
February 4, 2013

Law Enforcement & Public Safety
Laws & Rules, Governmental Services
Legislative Programs, Education and Community Service
Public Works & Capital Projects
Ways and Means

March 4, 2013
March 5, 2013
March 15, 2013
March 13, 2013
March 6, 2013
March 19, 2013
April 9, 2013

PRIVILEGE OF THE FLOOR:

Chairman Terry L. Bernardo has granted Privilege of the Floor to District No. 1 Legislator Mary Wawro, Chair of the Social Services Committee and Chair of the Public Safety Advisory Committee to discuss The Week of the Young Child™ - an annual celebration sponsored by the National Association for the Education of Young Children (NAEYC). The purpose of the Week of the Young Child™ is to focus public attention on the needs of young children and their families and to recognize the early childhood programs and services that meet those needs.

Chairman Terry L. Bernardo has granted Privilege of the Floor to Butch Dener. Mr. Dener, an organ donor recipient himself, will present information regarding Organ Donor Month and sharing the joys of family. He will be joined by a guest speaker who will share his personal experiences and discuss how organ donation can help to change lives.

Chairman Terry L. Bernardo will call upon Legislator Bob Aiello, Chairman of the Health and Personnel Committee and Legislator Jeanette Provenzano, Deputy Chairman of the Health and Personnel Committee, to present a Proclamation to Butch Dener, on behalf of the Ulster County Legislature, declaring the month of April Organ Donor Month.

PRESENTATIONS:

Chairman Terry L. Bernardo will call upon District No. 2 Legislator Robert Aiello, Chair of the Health and Personnel Committee and District No. 7 Legislator Jeanette Provenzano, Deputy Chair of the Health and Personnel Committee to present a Pride of Ulster County Award to Vincent McLaughlin in recognition Autism Awareness Month and of his tireless efforts as an advocate for persons with disabilities, particularly those with Autism.

PUBLIC COMMENT:

RESOLUTION NOS: 85, 86- 114, 116-117

- 85 Rescinding The Rules Of Order Of The Ulster County Legislature Adopted On January 3, 2012 And Establishing New Rules Of Order Of The Ulster County Legislature**

SECOND READING ONLY

- 86 Requesting The Introduction Of Legislation To Amend Article 13-G Of The Public Authorities Law Relating To The Ulster County Resource Recovery Agency**
- 87 Amending The Rules Of Order Of The Ulster County Legislature To Require the Recording of Legislative Meetings and Standing Committee Meetings**

FIRST READING ONLY

- 88 Appropriation For Ulster County Libraries Program**
- 89 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**
- 90 Re-Establishing The Ulster County Trails Advisory Committee – Ulster County Legislature**
- 91 Confirming Appointment Of A Member To The Environmental Management Council**
- 92 Appointing And Reappointing Members To The Soil And Water Conservation District Board**
- 93 Amending The 2013 Ulster County Budget - Appropriating Unexpended Funds From The New York State Office Of Homeland Security And Emergency Services For The State Homeland Security Program - Ulster County Sheriff's Office**

- 94 **Amending The 2013 Ulster County Budget - Appropriating Unexpended Funds From The New York State Office Of Homeland Security And Emergency Services For The Law Enforcement Terrorism Prevention Program - Ulster County Sheriff's Office**
- 95 **Approving The New York State Office Of Children And Family Services 2013 Resource Allocation Plan, Amending The 2013 Ulster County Budget – Youth Bureau**
- 96 **Appropriating Funds From The Liability And Casualty Reserve Fund For Payment Of A Judgment – Amending The 2013 Ulster County Budget – Department Of Insurance**
- 97 **Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement With Empire State Development For A Grant**
- 98 **Establishing Capital Project #386, Reconstruction Of Various Roads In Ulster County – Department Of Public Works (Highways And Bridges)**
- 99 **Authorizing The Cost Of Road Reconstruction And Resurfacing Throughout And In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$400,000, And Authorizing The Issuance Of \$400,000 Bonds Of Said County To Pay The Cost Thereof**
- 100 **Amending Capital Project No. 262, A Project For The Bridge Replacement On Mud Tavern Road Over The Dwaarkill – Transportation Improvement Project (TIP) Not On The State Highway System – Public Works (Highways And Bridges)**
- 101 **Authorizing Certain Costs In Connection With The Replacement For The Bridge On Mud Tavern Road, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$18,983, And Authorizing The Issuance Of \$18,983 Serial Bonds Of Said County To Pay The Cost Thereof**
- 102 **Establishing Capital Project Nos. 362, 364 through 367 and Nos. 382-384 – Roof Repairs – Various County Buildings – Amending The 2013 - 2018 Capital Program - Department Of Public Works (Buildings And Grounds)**

- 103 Authorizing The Reconstruction Of Roofs At Various County Facilities, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$896,400, And Authorizing The Issuance Of \$896,400 Serial Bonds Of Said County To Pay The Cost Thereof**
- 104 Establishing Capital Projects Nos. 387 Through 390 For Replacement/Reconstruction Of Various County Bridges And Box Culverts – 2013 Bridge Replacement Program – Highways And Bridges**
- 105 Authorizing The Replacement And Reconstruction Of Various Bridges And Box Culverts Throughout And In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$775,000, And Authorizing The Issuance Of \$775,000 Bonds Of Said County To Pay The Cost Thereof**
- 106 Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement With The New York State Division Of Criminal Justice Services For Participation In The Crimes Against Revenue Program – District Attorney**
- 107 Supporting A Local Government Efficiency Grant Application**
- 108 Authorizing An Agreement Between The County Of Ulster And The Ulster County Staff Association (NYSUT, AFT, NEA, AFL-CIO) For The Years 2011 Through 2014**
- 109 Appointing Member To The Ulster County Planning Board – Town of Saugerties – Department Of Planning**
- 110 Amending The 2013 Ulster County Budget In Order To Appropriate Unused Grant Funds – Department Of Planning**
- 111 Setting A Public Hearing On The Tentative Budget Of The Ulster County Community College For The Year 2013 - 2014 To Be Held On Tuesday, June 11, 2013 At 6:30 PM**
- 112 Authorizing The Chairman Of The Ulster County Legislature To Execute An Intermunicipal Agreement With Various Municipalities For The Operation Of U.R.G.E.N.T. (Ulster Regional Gang Enforcement Narcotics Team) – Ulster County Sheriff**

- 113 Authorizing an Inter-municipal Agreement With The Town Of Wawarsing To Install Automatic Vehicle Locators (AVLS) - Capital Project No. 335 — Department Public Works (Highways And Bridges)**
- 114 Calling On The Ulster County Industrial Development Agency (UCIDA) To Establish A Policy Regarding Incumbent Legislators And Payment In Lieu Of Tax (PILOT) Agreements**
- 116 Authorizing The Continuation Of Agricultural District No. 1 – Hudson River – Towns Of Esopus, Lloyd, Marlborough, New Paltz and Plattekill – Department Of Planning**
- 117 Approving Home Rule Request For Senate Bill No. S4516 And Assembly Bill No. A5130 Authorizing Ulster County To Continue The Additional 1% Rate Of Its Sales And Compensating Use Tax For Two More Years**

MEETING ADJOURNED IN MEMORY OF:

Michael J. Krum, Mt. Marion
Genevieve S. Bittner, Kingston
Gerard T. Soldner, Kingston
Harold Berean, Jr., Highland
Roy Bynum Keener, Franklin, N.C.
John A. Watzka, Kingston
Robert J. McNally, Stone Ridge
Michael Stapleton, Shandaken
Deborah Bundschuh, Saugerties
Florence “Flo” Davis, Kingston
Charles J. Gambino, Saugerties
Frederick Schussler, Jr., Lomontville
Susan Ann Benincasa, Kingston
Virginia E. Wasserbach, Saugerties
Helen M. Young, Saugerties
Harvey R. Myers, Saugerties
Norman “Breezy” Chaffee Bohan, Esopus

Amos J. MacCreery, Jr., Kingston
Earl W. Harp, New Paltz
Derek James Wood, Ulster Park
Marjorie H. Spada, Kingston
Gilda J. Iannone, Yonkers
Jean Henson, Connecticut
Harvey V. Finch, Hurley
Carmela Violetta Garrison, Saugerties
Mildred Ann Moylan, Rosendale
Kevin Reynolds, Saugerties
Theresa C. Howell, New Paltz
Pete Keator, Kerhonkson
Ludwig Montesa, New Paltz
Hugo Dachenhausen, Lake Katrine
Richard Benjamin, Saugerties
Carla T. Smith, Saugerties
Loretta Scheid, Kingston

AGENDA
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MEETING ADJOURNED:

NEXT MEETING:

The next Regular Meeting of the Ulster County Legislature will be held on **Tuesday, May 14, 2013 at 7:00 PM** in the Legislative Chambers, Sixth Floor, Ulster County Office Building, 244 Fair Street, Kingston, New York.

Resolution deadline is **Wednesday, April 24, 2013 at 12 Noon.**