

# 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

**JUNE 18, 2013**

## REGULAR MEETING

**7:00 PM**

### MEETING CALLED TO ORDER BY CHAIRMAN:

**PLEDGE OF ALLEGIANCE TO THE FLAG:** Led by Nick Zapotoski, Forrest Eckert, Alekz Obry and Lincoln Kelly of Troop 172, New Paltz, NY, in recognition of earning the rank of Eagle Scout. Chairman Terry L. Bernardo will call upon District No. 8 Legislator Carl Belfiglio, District No. 16 Legislator Tracey Bartels, and District No. 17 Legislator Kenneth Wishnick to present Pride of Ulster County Awards to these outstanding young men.

### 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:

**BIRTHDAYS:** Legislator Tracey Bartels, July 7 & Clerk Victoria Fabella, June 22.

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

**COMMUNICATIONS FROM:**

Legislator Kenneth Ronk	Letter re: Environmental, Energy & Technology Committee
Legislator John Parete	Letter re: Environmental, Energy & Technology Committee
Senator Bonacic	Acknowledgment of Resolution No. 66
Niagara County Legislature	Copy of Resolution #IL-023-13 Requesting Repeal
Concerned Citizens	1 In Support of Rail with Trail
Concerned Citizens	1,784 Petition Signatures in Support of Railroad
NACO	<i>County News</i> , 45, No. 9, May 6, 2013
Ulster County Community Services Board	April 8, 2013 Minutes
Ulster County Planning Board	Letter re: Resolution No. 065 May 8, 2013 Letter w/Environmental Assessment Form /Summary of Contents
Ulster County Attorney	Copy of U.R.G.E.N.T. Agreement and Memorandum
NYS Governor Cuomo	Regional Economic Development Councils Round 3
Tara Weitz	AT&T Learning Session
Ulster County RRA	May 20, 2013 Agenda; April 13, 2013 Minutes

**COMMUNICATIONS (continued)**

Catskill Watershed Corp.	May 8, 2013 Adopted Resolution Nos. 2275-2302 June 4, 2013 Adopted Resolution Nos. 2305-2316
HealthAlliance of the Hudson Valley Ulster County Comptroller	Letter w/copy of Resolution No. 2319 <i>Health Alliance &amp; You</i> , Spring 2013 Press Release – “Child Care Carelessness in Ulster County” UCDSS Review of Child Care and Development Block Grant
Central Hudson	Press Release “IBEW Local 320 Supports Central Hudson Merger with Fortis” <i>Energy Bulletin</i> , May 2013 Statement re: Commitment to Invest in and Improve Local Energy Delivery System <i>Conservationist</i> , Volume 67, Number 6, June 2013
NYS Department of Environmental Conservation	May 15, 2013 Minutes Tax-Free NY: Transforming University Communities Into Magnets for New Businesses and Investment
Ulster County Re-Entry Task Force NYS Mid-Hudson	Resolution No. 161 Resolution No. 165 <i>A Sense of Communities</i> , Spring 2013 Notice of Public Hearing – Proposed Golden Hill Acquisition LLC Project Certified Copy of Resolution No. 84
Fulton County Clerk	May 23, 2013 Letter w/ Copy of Short Form Order – County of Nassau, Plaintiff v. Expedia, Inc., et al., Defendants
Community Foundations of the Hudson Valley Ulster County IDA	Memorandum - UCRRA 2013 Revised Operating Budget
Delaware County Board of Supervisors NYSAC	Letter re: Belleayre Ski Center May 23, 2013 Minutes
Ulster County Resource Recovery Agency	
Michael Boyle Ulster County Fire Advisory Board	

**COMMUNICATIONS (continued)**

Ulster County Tourism

*Trending*, June 2013

CASA Historic Rondout Tour

Summer 2013 Bellayre Music Festival Program

Hudson Valley Ribfest

9/11 Memorial

Saugerties Farmers Market 2013 Events Calendar

*NYSAC NEWS*, Spring/Summer 2013

Letter re: Funding Alert – Transportation Enhancement Program

May 28, 2013 Letter re: Fiscal Audit Guidelines & Requirements

2013 Seminar Brochure

Federal Drawdown – Grant #NY-90-682

April 4, 2013 Minutes

Annual Raffle Fundraiser

Letter For Support

May 30, 2013 Publication of Nathan Jessop

Filing Confirmation – Local Law 1 2013

Letter re: Old Kings Highway/Malden Turnpike Roadway

June 9, 2013 e-mail re: RRAC

May 13, 2013 Minutes

June 11, 2013 e-mail re: RRAC

*Good For You!*, Summer 2013, Volume 3, Issue 2

2012 Annual Report

January 14, 2013 Agenda & Minutes;

February 11, 2013 Agenda & Minutes;

March 11, 2013 Agenda & Minutes;

April 8, 2013 Agenda & Minutes

2013-2014 Budget

June 13, 2013 Press Release re: Central Hudson

NYSAC

Laberge Group

NYS Education Department

Campaigns & Elections

Ulster County Area Transit

Ulster County Human Rights Commission

Family of Woodstock, Inc.

Children's Home of Kingston

Church of Latter-day Saints

NYS Department of State

Laura Ricci

Mike Berardi

Ulster County Community Services Board

Leg. Wayne Harris

Cornell Cooperative Extension

Ulster County Mental Health Assn.

Ulster County Board of Health

SUNY Ulster

NYS Public Services Commission

**COUNTY EXECUTIVE COMMUNICATIONS:**

Withdrawal of Appointment to  
Community Services Board – Tim  
Distel  
Statement of Expenditures,  
Encumbrances & Unencumbered  
Balance & Statement of Revenues  
Earned & Unearned Balance as of  
April 30, 2013  
Intermunicipal Collaboration Council  
Minutes  
February 20, 2013 Corporate  
Compliance Minutes  
May 2013 Budgetary Transfers  
Statement of Expenditures,  
Encumbrances & Unencumbered  
Balance & Statement of Revenues  
Earned & Unearned Balance as of  
May 31, 2013  
Ulster County Corporate Compliance  
Committee April 3, 2013 Minutes

**COMMITTEE REPORTS:**

Economic Development & Tourism  
Environmental, Energy & Technology  
Health & Personnel Committee  
Law Enforcement & Public Safety  
Laws & Rules, Governmental Services  
Legislative Programs, Education and Community Service  
Public Works & Capital Projects  
Social Services  
Ways and Means

**DATE:**

May 1, 2013  
May 7, 2013  
May 2, 2013  
April 29, 2013  
April 30, 2013  
May 8, 2013  
May 8, 2013  
May 1, 2013  
April 29, 2013  
May 7, 2013  
May 14, 2013

**PRIVILEGE OF THE FLOOR:**

Chairman Terry L. Bernardo will call upon District No. 2 Legislator, Robert T. Aiello to introduce Dan LeFever of Shokan, Scott Owens of Kerhonkson, Attorney Beth Capen of Kingston and Doreen Peone of Saugerties, who will be granted Privilege of the Floor to make a brief presentation about need for legislation to insure the many victims of Lymes Disease receive appropriate treatment.

**PRESENTATIONS:**

Chairman Terry L. Bernardo will recognize District No. 8 Legislator Carl Belfiglio to introduce Cheryl DePaolo, Director of the Ulster Prevention Council and Lori Rotolo, Community Prevention Specialist, to make a presentation and introduce this years' winners of the Public Service Message Media Contest, Nick Natale, Paris Smith, Hunter Odell, Logan Rotolo, and Willie Bruce, accompanied by their teachers Scott Wickham and Tim Lukaszewski.

**PUBLIC COMMENT:**

**RESOLUTION NOS: 86, 138-154, 156, 158-173, 175-181 (157- WITHDRAWN; 155 & 174- POSTPONED)**

**Consent**

- 139      Confirming Re-Appointment Of A Member To The Environmental Management Council (Bartosik)**
- 140      Confirming Re-Appointment Of A Member To The Environmental Management Council (Brandt)**
- 141      Confirming Re-Appointment Of A Member To The Environmental Management Council (Damrath)**
- 142      Confirming Re-Appointment Of A Member To The Environmental Management Council (Haldeman)**
- 143      Confirming Re-Appointment Of A Member To The Environmental Management Council (J. Noble)**

- 144      Confirming Appointment Of A Member To The Environmental Management Council (Littlefoot)**
- 145      Confirming Re-Appointment Of A Member To The Environmental Management Council (More)**
- 146      Confirming Re-Appointment Of A Member To The Environmental Management Council (Quick)**
- 147      Confirming Re-Appointment Of A Member To The Environmental Management Council (Starke)**
- 148      Confirming Re-Appointment Of A Member To The Environmental Management Council (S. Noble)**
- 149      Confirming Appointment Of Member To The Ulster County Community College Board Of Trustees**
- 150      Confirming Appointment Of A Member To The Community Services Board (Netter)**
- 151      Confirming Appointment Of A Member To The Community Services Board (Palmer)**
- 152      Reappointing A Member To The Ulster County Planning Board For The Town Of Olive – Department Of Planning (Grant)**
- 153      Reappointing An Alternate Member To The Ulster County Planning Board For The Town Of Olive – Department Of Planning (LeFever)**
- 154      Authorizing Distribution Of Mortgage Tax Receipts Pursuant To Section 261 Of The Tax Law**
- 156      Supporting the Two Row Wampum Renewal Campaign**
- 158      In Support Of New York State Legislation A934/S1561, An Act Relating To State Reimbursement To Counties For Amounts Paid On Behalf Of Non-Resident Students In Attendance At The Fashion Institute of Technology**

- 159 In Support Of New York State Legislation A05174/S03478, Which Would Require Health Insurance Companies To Provide Coverage For Long Term Medical Care For Lyme Disease And Other Tick Borne Related Pathogens, And Establish Educational Measures Including A Tick Borne Illness Research, Detection and Education Fund**
- 160 Authorizing The Chairman Of The Ulster County Legislature To Convey A Parcel Of County-Owned Property Previously Offered At Public Auction To The Village Of Ellenville – Department Of Finance**
- 161 Authorizing The Chairman Of The Ulster County Legislature To Convey A Parcel Of County-Owned Property Previously Offered At Public Auction To The Town Of Ulster – Department Of Finance**
- 163 Authorizing The Ulster County Commissioner of Finance To Assign Rights On A Parcel Of Property Previously Offered At Public Auction – Department Of Finance**
- 164 Authorizing The Conveyance Of County-Owned Property To Original Owner – Department Of Finance**
- 165 Approving Ulster County Community College Budget Amendment For The Year 2011-2012**
- 166 Approving Ulster County Community College Budget For The Year 2013-2014**
- 167 Authorizing The Chairman of The Ulster County Legislature To Execute An Agreement With The Town Of Shandaken For The Direct Invoicing Of Bus Fares For Shandaken Summer Day Camp Students – Department Of Public Transportation (Ulster County Area Transit)**
- 168 Setting a Public Hearing On Proposed Local Law No. 4 of 2013 (A Local Law Amending Local Law No. 8 of 2012 “A Local Law Of The County of Ulster Entitled ‘Mandate and Taxation Information Act’”) To Be Held On Tuesday, July 23, 2013 At 7:10 PM**
- 169 Accepting Additional Funding From The New York State Conference Of Local Mental Hygiene Directors - Amending The 2013 Ulster County Budget – Department Of Mental Health**

- 170 Authorizing an Inter-municipal Agreement With The Village Of Ellenville To Install Automatic Vehicle Locators (AVLS) - Capital Project No. 335 — Department Public Works (Highways And Bridges)**
- 171 Designating The Ulster County Attorney As The Official To Receive Service Of A Notice Of Claim From The Secretary Of State**
- 172 Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement With The New York State Department Of Homeland Security And Emergency Services For Participation In The Local Emergency Management Performance Grant Program For Federal Fiscal Year 2012 – Emergency Communications/ Emergency Management**
- 173 Appropriating Funds From An Insurance Recovery For The Repair Of An Ulster County Sheriff’s Corrections Vehicle - Amending The 2013 Ulster County Budget - Ulster County Sheriff**

**Non-Consent**

- 86 Requesting The Introduction Of Legislation To Amend Article 13-G Of The Public Authorities Law Relating To The Ulster County Resource Recovery Agency**
- 138 Establishing The Ulster County Law Enforcement Sustainability And Efficiency Commission**
- 162 Authorizing The Commissioner Of Finance To Accept And Reject Bids For Purchase Of Parcels Of County-Owned Property At The April 16, 2013 Public Auction - Department Of Finance**
- 175 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**

**Late Resolutions**

- 177**      **Scheduling A Public Hearing As Required Under Article 25AA Of The Agriculture And Markets Law, On The Addition Of Lands To Agricultural Districts, To Be Held July 23, 2013 At 7:00 PM, Or As Soon Thereafter As The Public Can Be Heard, And Providing Direct Notice To Affected Municipalities – Department Of Planning**
- 178**      **Amending The 2013 – 2018 Ulster County Capital Program And Amending Capital Project No. 370 To Include The Costs of Construction Management, And Additional Legal Services For The Implementation Of The STRIVE Project, UCCC Renovation Of Sophie Finn Elementary School And Re-Location of Various County Departments**
- 179**  
**BOND**      **Authorizing The Issuance Of An Additional \$160,700 Bonds Of The County Of Ulster, New York In Connection With The Conversion Of The Sophie Finn Elementary School For County Use In Kingston, New York**
- 180**      **Urging The New York State Legislature To Act Upon And Approve A 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**
- 181**      **Authorizing The Chairman Of The Ulster County Legislature To Enter Into A License Agreement With The Kingston City School District For Entry Upon The Grounds Of Sophie Finn School**

**First Reading**

- 176**      **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**

**MEETING ADJOURNED IN MEMORY OF:**

Virginia Craft, Bloomington  
Fred M. Shade, Jr., Kerhonkson  
Gerald "Jerry" F. Brandt, Hurley  
David Doolittle, Bloomingburg  
Douglas S. Fraser, Kingston  
Abraham Winograd, Somerset, N.J.  
Debbie Lynn (Allen) Golgoski, Kingston  
Joseph F. Estvanik, Sr., Rosendale  
Ruth Myra Guido, Kingston  
Sara Papka, New Paltz  
Peter Janosz, Kingston

Kimberly Faith O'Brien, Kingston  
John McMichael, Ulster Park  
Tasha M. Sinsapaugh, Saugerties  
Walter Jayson Startup, Kerhonkson  
Kathleen J. "Pete" Barnard, Ellenville  
Arthur H. Fisher, Port Ewen  
Mark Johnson, Saugerties  
Donald R. Baker, Woodstock  
Timothy Henry Barcone, West Kill  
Jennifer Jay VanLoan, Ulster Park

**MEETING ADJOURNED:**

**NEXT MEETING:**

The next Regular Meeting of the Ulster County Legislature will be held on **Tuesday, July 23, 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, July 3, 2013 at 12 Noon.**