

**ULSTER COUNTY LEGISLATURE
COMMITTEE MEETING MINUTES**

NAME OF COMMITTEE: Public Works & Capital Projects Committee

DATE: September 14, 2009

TIME: 5:30 PM

PLACE: Library Conference Room, 6th Floor
County Office Building

LEGISLATORS PRESENT: Chairman Peter Loughran, Deputy Chairman Dean Fabiano, Legislator Jon Decker, Legislative Chairman David B. Donaldson, Legislator Frank Felicello (arrived 5:37), Legislator Roy Hochberg (arrived 5:42)

LEGISLATORS ABSENT: Legislator Kevin Roberts

OTHERS ATTENDING: Legislator Don Gregorius, Legislator Brian Shapiro, Commissioner of Public Works Sheeley, Assistant Deputy Co. Executive Plonski, Lee Cane of LWV, Hardenburg Supervisor Jerry Fairbairn, Brian Powers of Phoenicia Times/Olive Press

MEETING CALLED TO ORDER @ 5:31 PM

APPROVAL OF THE AUGUST 27, 2009 MINUTES: All in favor

BUILDINGS & GROUNDS

- 1) **Draft Resolution Request** - Authorizing The Chairman Of The Ulster County Legislature To Enter Into A Lease Agreement With Pine Professional Center For Offices Of Ulster County Department Of Probation, New Paltz - Department Of Public Works

Motion offered by Legislative Chairman Donaldson, Seconded by Legislator Fabiano, All in Favor

Discussion: None

- 2) **Draft Resolution Request** - Authorizing The Chairman Of The Ulster County Legislature To Enter Into A Lease Agreement With Voluntary Action Center Of Dutchess County, Inc., D/B/A Hands On! The Hudson Valley - Department Of Public Works

Motion offered by Legislative Chairman Donaldson, Seconded by Legislator Fabiano, All in Favor

Discussion: Ms. Plonski explained that the Office for the Aging was allowing a woman (Hands On!) to use office space, inclusive of a phone and computer, for \$100 month, beginning in January and ending in July. This allows the \$700 to now be collected by the County.

- 3) **Draft Resolution Request** - Request By The County Of Ulster, For Greenway Trail Designation Of The Sojourner Truth Ulster Landing Park Trail System

Motion offered by Legislative Chairman Donaldson, Seconded by Legislator Decker, All in Favor

Discussion: None

- 4) **Draft Resolution Request** - Supporting A Grant Application to the Hudson River Greenway to Construct an ADA Compliant Trail at Sojourner Truth Ulster Landing County Park

Motion offered by Legislative Chairman Donaldson, Seconded by Legislator Decker, All in Favor

Discussion: None

- 5) **Draft Resolution Request** - Authorizing The Chairman Of The Ulster County Legislature To Enter Into A Lease Agreement With Ulster County Community College Small Business Incubator For Social Services Offices

Motion offered by Legislative Chairman Donaldson, Seconded by Legislator Fabiano, All in Favor

Discussion: Continuation of NY Connects Program using space at the BRC; extension of existing lease.

- 6) **Draft Resolution Request** - Encouraging And Supporting The Construction Of Belleayre Resort To Be Managed By Crossroads Ventures, LLC - Supporting Economic Development And The Tourism Industry In Ulster County

Motion offered by Legislative Chairman Donaldson, Seconded by Legislator Hochberg to Move This Resolution to the Economic Development, Housing, Planning and Transit Committee and Have No Discussion on The Issue at the Public Works Meeting

Vote Casts: Legislators Donaldson, Decker and Hochberg were ayes;
Legislators Loughran, Fabiano and Felicello were noes: motion defeated

Discussion: Discussion did take place which indicated that the resolution was going to be reviewed (regardless of motion) by the Economic Development, Housing, Planning and Transit Committee. The motion to refer was defeated because Legislators Loughran, Fabiano and Felicello felt Public Works was involved with the matter these past several months, considering licensing/easement/permit requests, and that discussion of this resolution should be allowed. Legislative Chairman Donaldson expressed the nature of this particular resolution was directly related to Economic impact, nothing to do with Public Works oversight, and therefore a lot of discussion and debate should not take place. Legislative Chairman Donaldson also pointed out that this project was supported by resolution back in 2002. Upon the motion being defeated, Legislative Chairman Donaldson asked Commissioner Sheeley what immediate affect this resolution, which was pointed out to be memorializing, has on Public Works and Commissioner Sheeley indicated none at this time.

Legislator Felicello made an informal request for reconsideration of the motion to refer by offering to change his vote, pending the answer to a question put to Commissioner Sheeley. Legislator Felicello questioned would the Crossroads project involve/impact the County Public Works department? Commissioner Sheeley indicated it would not immediately so Legislator Felicello changed his vote on the motion to refer.

Motion offered by Legislative Chairman Donaldson, Seconded by Legislator Hochberg to Move This Resolution to the Economic Development, Housing, Planning and Transit Committee and Have No Discussion on The Issue at the Public Works Meeting was then passed by the following:

Vote Casts: Legislators Donaldson, Decker, Hochberg and Felicello were ayes;
Legislators Loughran and Fabiano were noes:

HIGHWAYS & BRIDGES

- 7) **Draft Resolution Request** - Amending Resolution No. 12 Of April 7, 2009 Only To Revise The Equipment List That Accompanied Said Resolution In Relation To Capital Project No. 284 For Purchase Of Highway Equipment

Motion offered by Legislative Chairman Donaldson, Seconded by Legislator Felicello, All in Favor

Discussion: Commissioner Sheeley indicated trucks went to bid without sanders as part of the requirements; list had to be modified.

OLD BUSINESS: None

NEW BUSINESS: Legislator Gregorius, at the beginning of the meeting, made a point of order and questioned if a quorum was present due to the Chairman being in attendance. It was explained the Chairman was actually a member of the committee, assigning himself as a replacement for Legislator Sheeley. Additionally, at the September meeting a resolution was passed which allows the Chairman to make a quorum, rather than increase the quorum, if members are absent.

Motion to adjourn @ 5:53 PM

Motion offered by Legislative Chairman Donaldson, Seconded by Legislator Fabiano, All in Favor

Respectfully submitted,
Mary L. Carey, Clerk
U.C. Legislature
9/18/09