

# ULSTER COUNTY LEGISLATURE

## COMMITTEE REPORT

NAME OF COMMITTEE: Ways and Means Committee

DATE: April 1, 2009

TIME: 4:45 PM

PLACE: Library/Conference Room B  
Ulster County Office Building

LEGISLATORS PRESENT: Chairman A. Lomita and Legislators B. Cahill,  
Legislator S. Cummings, R. Gerentine, D.  
Gregorius, J. Provenzano, G. Noonan, S.  
Zimet, D. Donaldson

LEGISLATORS ABSENT: F. Dart

OTHERS ATTENDING: Legislator P. Terpening; Deputy County  
Executive A. Smith; Deputy Budget Director S.  
Ronga; Deputy County Executive Marshall  
Beckman; Legislative Clerk M. Carey; Deputy  
Clerk M. Dellay; Deputy Clerk K. Spinozzi;  
Legislator P. Terpening; Legislative Counsel D.  
Heppner; Finance Commissioner Paul Hewitt;  
Deputy Finance Commissioner Contract  
Management Attorney S. Van Sicklen; UCCC  
Rep. M Collins; Management Analyst D.  
Fawcett; Deputy Executive B. Havranek;  
Personnel Officer B. Bartholomew; J. Farina;  
C. Ruiz; Lance Matteson; Lee Cane

## 1) RESOLUTIONS

Resolution No. 90 – 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

Motion offered by Legislator Cahill, seconded by Legislator Donaldson.

Motion adopted unanimously.

Resolution No. 91 – Refunding Bond Resolution Of The County Of Ulster, New York, Adopted April 7, 2009, Authorizing The Issuance Pursuant To Section 90.10 Of The Local Finance Law Of Refunding Bonds, To Be Designated Substantially “Public Improvement Refunding (Serial) Bonds”, And Providing For Other Matters In Relation Thereto And The Payment Of The Bonds To Be Refunded Thereby

Motion offered by Legislator Donaldson, seconded by Legislator Gregorius.

Motion adopted unanimously.

Resolution No. 92 – Amending The 2009 Ulster County Budget – Department Of Health

Motion offered by Legislator Donaldson, seconded by Legislator Provenzano.

Motion to go into executive session offered by Legislator Donaldson, seconded by Legislator Provenzano.

Motion to go into executive session adopted unanimously.

Motion to go out of executive session offered by Legislator Gerentine, seconded by Legislator Cahill.

Motion to go out of executive session adopted unanimously.

Motion adopted unanimously.

Resolution No. 93 – Reclassifying Vacant Full-Time Benefited Position At Department Of Residential Health Care Facilities – Amending The 2009 Ulster County Budget

Motion offered by Legislator Cahill, seconded by Legislator Provenzano.

Legislator Provenzano requested that language be added to indicate the higher title will be abolished.

Motion adopted unanimously.

Resolution No. 94 – Amending The 2009 Ulster County Budget – Home Energy Assistance Program (HEAP) Administrative Funds – Department Of Social Services

Motion offered by Legislator Cahill, seconded by Legislator Noonan.

Motion adopted unanimously.

Resolution No. 95 - Declaring That Certain Real Property Owned By Ulster County And Located At Chapel Hill Road In The Town Of Lloyd Is No Longer Necessary For Public Use And Authorizing That Said Real Property Be Sold To The Highest Bidder Pursuant To Section 215 (6) Of The County Law

Motion offered by Legislator Donaldson, seconded by Legislator Cahill.

Motion adopted unanimously.

Resolution No. 96 – Fixing The Amount Of A Surety Bond As To Certain County Officers

Motion offered by Legislator Cahill, seconded by Legislator Provenzano.

Motion adopted unanimously.

Resolution No. 98 – Setting A Public Hearing On Introductory Local Law No. 3 Of 2009 (A Local Law Establishing Plastic Bag Fee) To Be Held On Wednesday, May 6, 2009 At 6:00 PM

Motion offered by Legislator Cahill, seconded by Legislator Donaldson.

Motion adopted.

Noes: Legislator Noonan

Resolution No. 99 – Setting A Public Hearing On Introductory Local Law No. 4 Of 2009 (Enacting “Lynette’s Law” - A Local Law Establishing A Charge Of Aggravated Harassment For The Throwing, Tossing Or Expelling Of Bodily Fluids On Residents Of Ulster County) To Be Held On Wednesday, May 6, 2009 At 6:15 PM

Resolution not voted on. Counsel asked to review letter from DA Carnright and advise whether local law is necessary.

Resolution No. 100 – Adopting Introductory Local Law No. 2 Of 2009 (A Local Law Requiring Chain Food Service Operators To Post Calorie Information On Menus), Hereinafter Known As Local Law No. 1 Of 2009

Chairman Lomita pointed out that there is this resolution has no financial impact. It was not voted upon.

Resolution No. 101 – Approving Administrative Guidelines For A Performance Based Economic Development Plan Agreement Between Ulster County Development Corporation And The County Of Ulster – Amending The 2009 Ulster County Budget – Ulster County Development Corporation

Motion offered by Legislator Donaldson, seconded by Legislator Provenzano.

Motion adopted unanimously.

Resolution No. 102 – Approving 2009 Appropriation And Guidelines For Funding The Kingston/Ulster Empire Zone

Motion offered by Legislator Provenzano, seconded by Legislator Cahill.

Motion adopted unanimously.

Resolution No. 103 – Authorizing The Chairman Of The Ulster County Legislature To Enter Into Certain Inter-Municipal Agreements For Various Programs – Department Of Social Services

Motion offered by Legislator Cahill, seconded by Legislator Cummings.

Motion adopted unanimously.

Resolution No. 104 – Authorizing The Chairman Of The Ulster County Legislature To Enter Into An Agreement With The New York State Office Of Children And Family Services (OCFS) For The Day Care Registration Grant – Department Of Social Services

Motion offered by Legislator Provenzano, seconded by Legislator Gregorius.

Motion adopted unanimously.

Resolution No. 105 – Authorizing An Agreement Between The County Of Ulster And The Ulster County Sheriff and The Ulster County Sheriff's Employees Association, Affiliated with Communications Workers of America, AFL-CIO, CLC Local 1105 (UCSEA/CWA) For The Years 2008 And 2009

Motion offered by Legislator Provenzano, seconded by Legislator Cahill.

Legislator Lomita will move to refer to Criminal Justice Committee.

Resolution No. 106 – Authorizing The County Of Ulster To Submit Applications And Assurances For HUD Community Development Block Grant Funds For The Year 2009 To The New York State Office of Community Renewal (OCR) – Department Of Planning

Motion offered by Legislator Donaldson, seconded by Legislator Cummings.

Motion adopted unanimously.

Resolution No. 107 – Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement With The County Of Westchester To Provide For The Hudson Valley Green Talent Pipeline Transformation Plan – Department Of Employment And Training

Motion offered by Legislator Provenzano, seconded by Legislator Cahill.

Motion adopted unanimously.

Resolution No. 108 – Establishing Capital Projects Nos. 320 – 322 For Reconstruction Of Various County Bridges – 2009 Bridge Replacement Program – Amending Capital Project Fund – Department Of Public Works (Highways And Bridges)

Motion offered by Legislator Donaldson, seconded by Legislator Cahill.

Motion adopted unanimously.

Resolution No. 110 – Amending Capital Project No. 292 – Reconstruction Of Various Roads In Ulster County – Department Of Public Works (Highways And Bridges)

Motion offered by Legislator Donaldson, seconded by Legislator Cummings.

Motion adopted unanimously

Resolution No. 112 – Amending Capital Project No. 284 For Purchase Of Highway Equipment – Amending The 2009 Capital Project Fund Budget – Department Of Public Works (Highways And Bridges)

Motion offered by Legislator Cummings, seconded by Legislator Lomita.

Motion adopted unanimously.

Resolution No. 114 – Amending The 2009 Ulster County Budget – American Recovery And Reinvestment Act 2009 – Department Of Employment And Training

Motion offered by Legislator Donaldson, seconded by Legislator Cahill.

Motion adopted unanimously.

Resolution No. 115 – Amending Capital Project No. 312 For UCAT Building Construction Upgrade And HVAC Controls For The Ulster County Area Transit Facility (Department Of Transportation) – Public Works (Buildings And Grounds)

Motion offered by Legislator Cummings, seconded by Legislator Donaldson.

Motion adopted unanimously.

Resolution No. 116 – Amending Capital Project No. 313 For The Purpose Of Construction Of A 15,000 Gallon Diesel Fuel Storage Facility For The Ulster County Area Transit Facility – Amending The 2009 Ulster County Budget – Public Works (Buildings And Grounds)\*

Motion offered by Legislator Donaldson, seconded by Legislator Cummings.

Motion adopted unanimously.

Resolution No. 117 – Amending The 2009 Ulster County Budget Due To Unavailable State and Federal 5311 Funds – Department Of Public Transportation ( Ulster County Area Transit)

Motion offered by Legislator Lomita, seconded by Legislator Donaldson.

Motion adopted unanimously.

Resolution No. 118 – Establishing Capital Project No. 323 For Purchase of Transit System Buses For Ulster County Area Transit – Department Of Public Transportation

Motion offered by Legislator Donaldson, seconded by Legislator Cahill.

Motion adopted unanimously.

Resolution No. 119 – Amending The 2009 Ulster County Budget Due To Unavailable State and Federal 5307 Funds – Automatic Vehicle Locator And Scheduling System – Department Of Public Transportation ( Ulster County Area Transit)

Motion offered by Legislator Cahill, seconded by Legislator Donaldson.

Motion adopted unanimously.

Resolution No. 120 – Establishing Capital Project No. 324 For Purchase of Automatic Vehicle Locator And Scheduling System For Ulster County Area Transit And Amending the 2009-2014 Ulster County Capital Program – Department Of Public Transportation

Motion offered by Legislator Provenzano, seconded by Legislator Cahill.

Motion adopted unanimously.

Resolution No. 121 – Authorizing The Chairman Of The Ulster County Legislature To Amend An Agreement With The New York State Department Of Transportation And To Amend Capital Project No. 234 (Kerhonkson Bridge) To Provide For The Construction And Inspection Phases Of The Project – Amending

The 2009-2014 Capital Program – Department Of Public Works (Highways And Bridges)

Motion offered by Legislator Cummings, seconded by Legislator Donaldson.

Motion adopted unanimously.

Resolution No. 123 – Authorizing Right-Of-Way Acquisition Of Certain Real Property For The Purpose Of Elimination And Replacement Of Two Bridges, Carrying Old New Paltz Road (CR159) Over The Abandoned Conrail Right-Of-Way, In The Town Of Lloyd (Highway Bridge Replacement And Rehabilitation) PIN 8755.14, BIN 3224270 And BIN 3224280, Not On The State Highway System – Department Of Public Works (Highways And Bridges)

Motion offered by Legislator Gerentine, seconded by Legislator Noonan.

Motion adopted unanimously.

Resolution No. 124 – Amending Capital Project No. 242 – Authorizing And Funding A Change Order For Out-Of-Scope Services And Rate Adjustments For The Elimination And Replacement Of Two Bridges, Carrying Old New Paltz Road (CR159) Over The Abandoned Conrail Right-Of-Way, In The Town Of Lloyd (Highway Bridge Replacement And Rehabilitation) PIN 8755.14, BIN 3224270 And BIN 3224280 – Amending The 2009-2014 Capital Program – Amending The 2009 Ulster County Capital Fund Budget – Department Of Public Works (Highways And Bridges)

Motion offered by Legislator Cummings, seconded by Legislator Gerentine.

Motion adopted unanimously

Resolution No. 125 – Authorizing The Chairman Of The Ulster County Legislature To Amend An Agreement With The New York State Department Of Transportation And Amend Capital Project No. 242 – Elimination And Replacement Of Two Bridges, Carrying Old New Paltz Road (CR159) Over The Abandoned Conrail Right-Of-Way, In The Town Of Lloyd (Highway Bridge Replacement And Rehabilitation) PIN 8755.14, BIN 3224270 And BIN 3224280 And Providing For The Construction And Inspection Of The Project – Department Of Public Works (Highways And Bridges)

Motion offered by Legislator Lomita, seconded by Legislator Gregorius.

Motion adopted unanimously

Motion to adjourn by Legislator Gregorius, seconded by Legislator Provenzano.

Motion adopted unanimously.

Respectfully submitted,

Alan Lomita, Chairman  
Ways and Means Committee