

# ULSTER COUNTY LEGISLATURE

JOHN R. PARETE, Chairman  
DAVID B. DONALDSON, Vice Chairman  
DONALD J. GREGORIUS, Majority Leader  
KENNETH J. RONK, JR., Minority Leader  
VICTORIA A. FABELLA, Clerk



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## AGENDA

**FEBRUARY 17, 2015**

**PUBLIC HEARINGS  
&  
REGULAR MEETING**

**7:00 PM**

**MEETING 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 the Public Hearings and Session.

### **MICROPHONES**

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

**ROLL CALL:** Present: Absent:

**7:00 PM - CALL OF THE 1<sup>ST</sup> PUBLIC HEARING BY CLERK:**

Proposed Local Law No. 12 of 2014 (A Local Law Regulating The Use Of Polystyrene Foam Disposable Food Service Ware By Food Service Establishments In Ulster County)

**PUBLIC COMMENT:**

**PUBLIC HEARING ADJOURNED:**

**7:05 PM - CALL OF THE 2<sup>ND</sup> PUBLIC HEARING BY CLERK:**

Proposed Local Law No. 16 of 2014 (A Local Law Establishing An Automatic Re-Canvassing Procedure In And For The County Of Ulster, State Of New York)

**PUBLIC COMMENT:**

**PUBLIC HEARING ADJOURNED:**

**BIRTHDAYS:**

Legislator Lynn Archer, February 22<sup>nd</sup>  
Legislator Richard Parete, February 25<sup>th</sup>  
Deputy Clerk Jay Mahler, February 23<sup>rd</sup>

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

**COMMUNICATIONS FROM:**

Chairman John Parete

Legislator David Donaldson

Legislators Briggs and Lopez  
Legislator Richard Gerentine

UC Attorney, Beatrice Havranek

CSEA Local 856/ Unit #8950 Pres. Mike Cimorelli  
NYS Legislative Commission on Rural Resources  
UC Finance Department  
UC Community Services Board

Ron Schalow

ProAct, Pharmacy Benefit Mgmt. Company  
NYS Office of Consumer Service

State of New York Public Service Commission

State of New York Department Of State

Press Release, NYS Rural Broadband  
Expansion Statement  
2015 Standing Committee Assignments  
Press Release, Ag District Inclusion  
Memo to Marc Rider, UC Purchasing;  
re: Fuel delivery service in the Town of  
Olive  
Appeal of Judge Mott Decision CMRR,  
September 26, 2014  
Future of Railroad Corridor Memo  
County Censorship of CMRR  
Supporters  
Press Release, Gaming Commission  
Press Release, Sale of Fireworks  
Support for Extension of Sales Tax Rate  
Emergency Order No.1 of 2015 and  
State of Emergency Declaration  
County Litigation  
Request for Executive Session 2/11/15  
Reimbursement Inmate Healthcare Law  
Invitation SUNY Workforce 1/22/15  
Winter 2014-2015 Issue  
UCCC Survey Questionnaire (28)  
Agenda & Minutes 11/10/14, Minutes  
6/9/14  
Email, New Death Count Bakken Oil  
Train Disasters  
UC Discount Card Year in Review  
Energy Modernization Initiative  
Information Sessions  
Safety of Electric Transmission &  
Distribution Systems  
Receipt of Local Law 1 of 2015

**COMMUNICATIONS (continued)**

General CODE	Receipt of Authorization for Supplement
Mental Health Association in Ulster County	Bouquets of Anemones for Mental Health
Renee Martin The Senate State Of New York, Senator Bonacic State Of NY Office Of The State Comptroller Congressman Chris Gibson	Email, Contamination/NYS Wetlands Receipt of Resolution Nos. 350 & 359 Receipt of Resolution No. 397 of 2014 Agenda for the 114 <sup>th</sup> Congress Update Midwinter Report, 1/30/15
UC Personnel Office	UC Civil Service Examination Announcements
Nolan & Heller, LLP NACO County News	Matter of Application of Strategic Six Vol. 47, No. 1, January 12, 2015 Vol. 47, No. 2, January 26, 2015
UC Finance Department Family of Woodstock Orchard Court Partnership Healthcare Timberline TCH Design/Build UC Resource Recovery Agency	UCCC Survey Questionnaire (9) Letter, Emergency Shortfall Funding Acquisition of Senior Care Facilities Letter, UC Bid Process Agenda, January 28, 2015
UC Ancient Order of Hibernians NYSAC	Letter, Use of Heavy Equipment 2015 St. Patrick's Parade Information Volume 36, Issue 1, Winter 2015
Concerned Citizens	Receipt of Resolution No. 9 Emails (2) In Support of Rails Emails (2) Opposing Resolution No. 314A (15 signatures)
Friends of Catskill Mountain Railroad	Petition UC Executive: Save Our Railroad 2,164 signers
Citizens For Local Power	Public Forum Kingston City Hall 1/28/15
Office For The Aging Advisory Council Central Hudson Gas & Electric UC SPCA UC Fire Advisory Board	Profile Amy McAden Energy Bulletin, January 2015 Flyer, Benefit Ride, May 2, 2015 Resignation, Kevin Keller Appointment, Kevin Hines
UC Planning Board Community Foundations of the Hudson Valley	Agenda 2/4/15 and Minutes 1/7/15 Winter 2015 Newsletter

**COMMUNICATIONS (continued)**

UC Area Transit

Federal Drawdown ECHO Project

The Bank of Greene County  
UC Mental Health Department  
UC Youth Board  
UC Human Rights Commission

Grand Opening, 2/25/15, 2 Miron Lane  
Access - Mobile Mental Health Team  
Meeting Minutes 11/20/14  
Meeting Minutes 12/4/14

**COUNTY EXECUTIVE COMMUNICATIONS:**

Invitation 2015 State of the County  
Address  
Minutes, UC Corporate Compliance  
Press Release, Appointment UC  
Commissioner of Public Works, Susan  
Plonski  
Budgetary Transfers for January 2015

**ANNUAL REPORTS:**

**DATE:**

UC Clerk's Office  
UC Board of Elections  
UC Real Property

2014 Annual Report  
2014 Annual Report  
2014 Annual Report

**COMMITTEE REPORTS:**

**DATE:**

Economic Development, Tourism, Housing,  
Planning & Transit  
Law Enforcement and Public Safety  
Laws and Rules, Governmental Services  
  
Public Health and Social Services  
Public Works and Capital Projects  
Ways and Means

December 4, 2014,  
January 7, 2015  
December 4, 2014  
November 17, 2014  
December 15, 2014  
December 1, 2014  
December 4, 2014  
December 7, 2014  
December 10, 2014

**PRESENTATIONS:**

Chairman John R. Parete will call upon Legislator Craig Lopez, District No. 14, to present an Ulster County Proclamation to the Walker Valley Chemical Engine Co. #1, in recognition of their 100<sup>th</sup> Anniversary.

**PUBLIC COMMENT:**

**RESOLUTION NOS: 314A of 2014, 367 of 2014, 38- 41, 44-95; 96-MARCH INTRODUCTION; 453 of 2014, 42 & 43- POSTPONED; 458 of 2014, 37 & 97- NO ACTION TAKEN; 14, 33 & 34- WITHDRAWN; 36 - DEFEATED**

**Consent**

- 46      Establishing Capital Project Nos. 417, 418, 420, and 422 “Building A Better Ulster County” Infrastructure Investment Program - Various Cor- Ten Steel Bridges – Amending The 2015 – 2020 Capital Program – Department Of Public Works (Highways & Bridges)**
  
- 48      Establishing Capital Project Nos. 425 and 426 “Building A Better Ulster County” Infrastructure Investment Program – Asphalt Overlay – Various Roads – Amending the 2015 – 2020 Capital Program – Department Of Public Works (Highways & Bridges)**
  
- 52      Establishing Capital Project No. 428 “Building A Better Ulster County” Infrastructure Investment Program – Road Shoulder Asphalt Overlay – Various Roads – Amending The 2015 – 2020 Capital Program – Department Of Public Works (Highways & Bridges)**
  
- 54      Establishing Capital Project No. 438 – “Building A Better Ulster County” Infrastructure Investment Program - Replacement Of The Mount Marion Bridge Superstructure – Amending the 2015 – 2020 Capital Program – Department Of Public Works (Highways & Bridges)**
  
- 56      Establishing Capital Project No. 439 – “Building A Better Ulster County” Infrastructure Investment Program - Rehabilitation Of The Wallkill Bridge - Amending the 2015 – 2020 Capital Program – Department Of Public Works (Highways & Bridges)**

- 58      **Establishing Capital Project No. 441 – “Building A Better Ulster County” Infrastructure Investment Program – Geo-Stabilization – Department Of Public Works (Highways & Bridges)**
  
- 60      **Establishing Capital Project No. 443 – “Building A Better Ulster County” Infrastructure Investment Program – Elting Road Retaining Wall Construction and Shoulder Repair - Amending The 2015 – 2020 Capital Program – Department Of Public Works (Highways & Bridges)**
  
- 62      **Establishing Capital Project Nos. 444 and 445 – “Building A Better Ulster County” Infrastructure Investment Program - Rehabilitation Of The Alligerville and Leggs Mill Bridges - Amending the 2015 – 2020 Capital Program – Department Of Public Works (Highways & Bridges)**
  
- 64      **Establishing Capital Project No. 448 Reconstruction Of Various Roads In Ulster County – Department Of Public Works (Highways And Bridges)**
  
- 66      **Approving The Exercise Of An Option To Renew The Present Lease Agreement with the Town of Wawarsing For A Substation Of The Ulster County Sheriff's Office – Department Of Public Works (Building & Grounds)**
  
- 67      **Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement With The New York State Office Of Indigent Legal Services To Accept A Grant For The Counsel At First Appearance Project – Office Of The Public Defender**
  
- 68      **Authorizing The Chairman Of The Ulster County Legislature To Execute An Intermunicipal Agreement With Various Municipalities For The Operation Of U.C.E.R.T (Ulster County Emergency Response Team) – Ulster County Sheriff**
  
- 69      **Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement With The New York State Office Of Information Technology Services – Department Of Information Services**

- 70 Authorizing The Chair Of The Ulster County Legislature To Call A Public Hearing As Required Under Article 25AA Of Agricultural Markets Law Regarding The 8-Year Review Of Agricultural District No. 2 And Providing Direct Notice To Affected Municipalities – Department Of Planning**
- 71 Re-Appointing Member And Appointing Alternate To The Ulster County Planning Board – Town Of Plattekill**
- 72 Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Barton & Loguidice DPC– Department Of Planning**
- 73 Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – National Business Equipment– Department Of Information Services**
- 74 Approving The Execution Of A Contract Amendment In Excess Of \$50,000.00 Entered Into By The County – Clove Excavators Inc– Department Of Public Works**
- 75 Approving The Execution Of A Contract Amendment In Excess Of \$50,000.00 Entered Into By The County – Taylor Recycling Facility LLC– Department Of Emergency Management**
- 76 Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Vanacore, Debenedictus, Digiovanni & Weddell LLP– District Attorney**
- 77 Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – The Research Foundation Of State University Of New York– Public Defender**
- 78 Authorizing The Chairman Of The Ulster County Legislature To Execute A Contract With The New York State Department Of Health To Continue The Children With Special Health Care Needs Program – Department Of Health**



- 79      **Amending The 2015 Ulster County Budget To Accept An Additional Allocation Of Funds From The New York State Office Of Mental Health To Expand Ulster County's Mobile Mental Health Services – Department Of Mental Health**
- 80      **Confirming Appointment Of A Member To The Community Services Board**
- 81      **Confirming Appointment Of A Member To The Community Services Board's Mental Health Subcommittee**
- 82      **Confirming Re-Appointment Of A Member To The Community Services Board**
- 83      **Confirming Appointment Of A Member To The Community Services Board's PW/DD Subcommittee**
- 84      **Confirming Appointment Of A Member To The Community Services Board**
- 85      **Confirming Appointment Of A Member To The Community Services Board's Substance Abuse Subcommittee**
- 86      **Confirming Re-Appointment Of A Member To The Community Services Board**
- 87      **Confirming Appointment Of A Member To The Community Services Board**
- 88      **Confirming Appointment Of A Member To The Community Services Board**
- 89      **Confirming Re-Appointment Of A Member To The Community Services Board**
- 90      **Confirming Appointment Of A Member To The Community Services Board's PW/DD Subcommittee**

- 91 Authorizing The Chairman Of The Ulster County Legislature To Enter Into An Agreement With Albany County For Micrographics Services And For Microfilm Processing And Duplication – County Clerk
- 92 Authorizing The Commissioner Of Finance To Sell Real Property Acquired By Court Order Pursuant To Article 11 Of The Real Property Tax Law – Department Of Finance
- 93 Commencing The Process to Extend The Additional Sales Tax Rate Of One Percent As Previously Authorized By Chapter 200 Of The Laws Of 2002 For An Additional Period Of At Least Twenty-Four Months
- 94 Setting A Public Hearing On Proposed Local Law No. 2 of 2015 (A Local Law Requiring That The County Of Ulster Be Reimbursed For The Cost Of Medical Or Dental Services Provided To Inmates At The Ulster County Jail From Any Third Party Coverage Of Indemnification Carried By An Inmate ) To Be Held On Tuesday, March 17, 2015 At 7: 10 PM
- 95 Appointing Member To Fill Vacancy On The Ulster County Fire Advisory Board

**Non-Consent**

- 314A of 2014 Establishing A Pilot Program For Alternative Fuel And Committing To Create A Green Fleet Policy
- 367 of 2014 Setting A Public Hearing On Proposed Local Law No. 14 of 2014 (A Local Law Entitled “ A Local Law Establishing a Tobacco Retail License and Reducing Youth Exposure to Tobacco”) To Be Held On Tuesday, March 17, 2015 At 7:00 PM
- 39 Setting A Public Hearing On Proposed Local Law No. 1 of 2015 (A Local Law To Authorize The Sale And Use Of Sparkling Devices) To Be Held On Tuesday, March 17, 2015 At 7:05 PM
- 40 Adopting Proposed Local Law No. 15 of 2014, A Local Law Establishing A Construction Apprenticeship For Agreements For Certain Bridge Contracts In Excess Of \$500,000

- 41        **Adopting Proposed Local Law No. 17 of 2014, A Local Law Amending Local Law No. 9 Of 2008 (A Local Law Prohibiting Smoking Upon All Real Property Owned Or Leased By The County Of Ulster)**
- 44        **Appointing Members To The Ulster County Solid Waste Management Improvement Commission**
- 47  
BOND      **Authorizing The Rehabilitation And Reconstruction Of Various Bridges Throughout And In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$455,000.00, And Authorizing The Issuance Of \$455,000.00 Bonds Of Said County To Pay The Cost Thereof**
- 49  
BOND      **Authorizing The Cost Of Road Reconstruction Throughout And In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$4,268,825.00, And Authorizing The Issuance Of \$4,268,825.00 Bonds Of Said County To Pay The Cost Thereof**
- 50        **Establishing Capital Project No. 427 “Building A Better Ulster County” Infrastructure Investment Program – Hot-In-Place Recycling, Nova Chip and Asphalt Overlay Shoulders – Lucas Avenue – Amending the 2015 – 2020 Capital Program – Department Of Public Works (Highways & Bridges)**
- 51  
BOND      **Authorizing The Cost Of The Reconstruction Of Lucas Avenue, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$2,422,400.00, And Authorizing The Issuance Of \$2,422,400.00 Bonds Of Said County To Pay The Cost Thereof**
- 53  
BOND      **Authorizing The Cost Of Reconstruction Of Various Road Shoulders Throughout And In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$61,000.00, And Authorizing The Issuance Of \$61,000.00 Bonds Of Said County To Pay The Cost Thereof**
- 55  
BOND      **Authorizing The Reconstruction Of The Mount Marion Bridge, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$900,000.00, And Authorizing The Issuance Of \$900,000.00 Bonds Of Said County To Pay Part Of The Cost Thereof**

- 57 BOND Authorizing The Reconstruction Of The Wallkill Bridge, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$950,000.00, And Authorizing The Issuance Of \$950,000.00 Bonds Of Said County To Pay Part Of The Cost Thereof**
- 59 BOND Authorizing Slope Stabilization On Mountain Road (County Route No. 28), In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$310,000.00, And Authorizing The Issuance Of \$310,000.00 Bonds Of Said County To Pay The Cost Thereof**
- 61 BOND Authorizing The Construction Of A New Retaining Wall On Elting Road In The Town Of Rosendale, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$85,000.00, And Authorizing The Issuance Of \$85,000.00 Bonds Of Said County To Pay Part Of The Cost Thereof**
- 63 BOND Authorizing The Reconstruction Of The Alligerville Bridge And Leggs Mill Bridge, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$1,125,000.00, And Authorizing The Issuance Of \$1,125,000.00 Bonds Of Said County To Pay Part Of The Cost Thereof**
- 65 BOND Authorizing The Cost Of Road Reconstruction Throughout And In And For The County Of Ulster, New York, At A Maximum Estimated Cos Of \$425,000.00, And Authorizing The Issuance Of \$425,000.00 Bonds Of Said County To Pay The Cost Thereof**

**Memorializing Resolutions**

- 38 Opposing The Pilgrim Pipeline**
- 45 Supporting A Budget Line Item For The Catskill Park And Catskill Forest Preserve In The New York State Environmental Protection Fund (EPF)**

**\*\*EXECUTIVE SESSION WITH COUNTY ATTORNEY TO DISCUSS CATSKILL MOUNTAIN RAILROAD COMPANY INC. V. COUNTY OF ULSTER\*\***

AGENDA

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FEBRUARY 17, 2015

**MEETING ADJOURNED IN MEMORY OF:**

Robert J. Hart, Kingston, NY  
Steven Finkle, Kingston, NY  
Billy J. Smith, West Hurley, NY  
James J. Carpino, Kingston, NY  
Donald D. Rutigliano, Highland, NY  
Jose E. Duarte, Kingston, NY  
Conrad Bourguignon, Greenville, TN  
Armand Schwab Jr., Gardiner, NY  
Eugene W. Cusatis, New Paltz, NY  
Mathilde Harian, Kingston, NY  
Roswith Renate Arnold Mason, Rifton, NY  
Anthony D. Secreto, Glasco, NY  
Salvatore L. Sgroi, Albany, NY  
David A. Brought, Shandaken, NY  
Anthony G. Mottle, Stone Ridge, NY 99yrs.  
Anita VanGorder, Saugerties, NY  
David L. Butler, New Paltz, NY  
Gerald J. Tierney, Hurley, NY  
Thomas J. Fitzgerald Sr., Kingston, NY  
Thomas E. Berger, Gardiner, NY  
Ellen C. Burns, Kingston, NY  
Kathleen A. Sheehan, Town of Ulster, NY  
Charles R. Kesick, Rockledge, FL  
Gail Kniceley, Rosendale, NY

Janet M. Salanitri, Kingston, NY  
David E. Drescher, Saugerties, NY  
Captain Raymond Wood Jr., Stone Ridge, NY  
Robert F. Hicks, Winston-Salem, NC  
Mary K. Natoli, Kingston, NY  
Frances Shapiro, Kingston, NY  
Harold F. Smith, Lake Katrine, NY  
Helen L. Jeffs, Olivebridge, NY  
Edward J. Olender, Tillson, NY  
Kenneth B. Hauck, Mount Marion, NY  
Gertrude J. Moser, Saugerties, NY  
Karl G. Schoeck, Tillson, NY  
Alma Keeling, Shokan, NY  
Frank Fabiano, Glasco, NY  
Elizabeth L. Wilde, Camillus NY  
Antoinette Spada, Glasco, NY  
Michael K. Kennedy, Kingston, NY  
Flora Springstead, Red Hook, NY  
Bruce Dederick, Saugerties, NY  
Richard O. Perusse, Kerhonkson, NY  
Reba E. Eighmey, Kingston, NY  
Joseph St. George, Summerfield, FL  
R. Burke Bartells, Saugerties, NY  
William E. Nickerson, Tillson, NY

**MEETING ADJOURNED:**

**NEXT MEETING:**

The next Regular Meeting of the Ulster County Legislature will be held on **March 17, 2015 at 7:00 PM** in the Legislative Chambers, Sixth Floor, Ulster County Office Building, 244 Fair Street, Kingston, New York.

Resolution deadline is **Wednesday, February 25, 2015 at 12 Noon.**