

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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KINGSTON, NEW YORK 12402
Telephone: 845 340-3900
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MINUTES

OCTOBER 21, 2014

**PUBLIC HEARING
&
REGULAR MEETING**

7:00 PM

MEETING CALLED TO ORDER BY CHAIRMAN: 7:04 PM

PLEDGE OF ALLEGIANCE TO THE FLAG: Led by Chairman John R. Parete

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 Hearing and Session.

MICROPHONES

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

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ROLL CALL: Present: 23 Absent: 0

CALL OF THE PUBLIC HEARING BY CLERK: 7:06 PM

As Required Under Article 25AA Of The Agriculture And Markets Law Regarding The 8-Year Review Of Agricultural District No. 4 And Providing Direct Notice To Affected Municipalities – Department Of Planning

PUBLIC COMMENT: There were no speakers at tonight’s public hearing.

Majority Whip Briggs motioned, seconded by Minority Leader Ronk to adjourn. All in favor.

PUBLIC HEARING ADJOURNED: 7:07 PM

BIRTHDAYS:

Legislator Craig Lopez, October 30, 2014

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

COMMUNICATIONS FROM:

Chairman John Parete

Vice Chairman David Donaldson
Ms. Ricketson – Town of Saugerties

Concerned Citizens

Press Release, 2015 Budget Proposal
Press Release, Truth and Transparency
Budget & Protocol, County Executive
Press Release, 2015 Projected Savings
Letter Agricultural Dist. #4 Tax
Parcel#18.1-1-33.200 Not Subdivided
Emails (24) Save The Rails

COMMUNICATIONS (continued)

NYC DEP, Angela Licata, Bureau of Sustainability	Draft Scope of Work, Upstate Water Supply Resiliency Project
Community Services Board/Subcommittee	October 2014 Meeting Schedule
ProAct Inc.	UC Discount Card August 2014
NACO	County News Vol.46, No.17 9/8/14
UC Resource Recovery Agency	Agenda & Minutes August 25, 2014
	2015 Draft Budget/Pull-Charge Fee Projections
Walkway Over The Hudson Crossings	News Letter, Issue No. 2, 2014
Ulster County Tourism	October 2014 Calendar of Events
NACO County News	Vol. 46, No. 18 September 22, 2014
	Vol. 46, No. 19 October 6, 2014
State of NY Dept. of Agriculture and Markets	UC Ag Dist. No. 2 Eight-Year Review
	Resolution No. 265 Ag Dist. Inclusion
State of NY Dept. of State	Receipt of Local Law 2 of 2014
State of NY Dept. of Conservation	Fact Sheet – Interim Remedial Measure Proposed – American Cleaners, Kingston, NY
State of NY Division of Homeland Security and Emergency Services	Letter announcing Ulster County being awarded Public Safety Answering Points Operations Grant
Ulster County Fire Advisory Board	Minutes September 24, 2014
Ulster County Planning Board	Agenda Oct. 1 st , Minutes Sept. 2014
Legislator Chris Allen District No. 2	Designee UC Community Action
Central Hudson, A Fortis Company	Energy Bulletin, Sept. and Oct. 2014
UC Finance Department	UCCC Survey Questionnaire (34)
Ulster County SPCA	First Annual Runway Adoptathon 10/4
Lorman Education Services	Brochure – Seminar 12/4/14
Saugerties Historical Society	Fundraiser - Winter Oil Fund
Ulster County CSEA	Labor-Mgmt. Newsletter Fall 2014
	Flyer Radio City Music Hall Drawing
Lee Molyneaux	Thank You Note
Office of the Ulster County Sheriff	Traffic Safety Board Resume
Ulster County Comptroller	Net Service Fee Memorandum
	October Session Abstract Opinion
Town of Shandaken Supervisor	Resolution No. 121-14 UCRRA Rates
CCW / SATCON	Flyer, Expo Registration

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COMMUNICATIONS (continued)

Ulster County Attorney
UC Regional Chamber of Commerce
Rip Van Winkle Council, Boy Scouts of America
Ulster County Human Rights Commission
UC Cornell Cooperative Extension
Office of the NYS Comptroller

Mohonk Mountain House
UC Area Transit (UCAT)
Seven21 Media Center
Pro Act Inc.
Drescher & Malecki LLP

Town of Olive

New York State Association of Counties

City & State

County Litigation September 2014
Ribbon Cutting, Grounded 10/17/14
2014 Distinguished Citizen Awards
Minutes Sept. 4, 2014 & Oct. Agenda
Chronic Disease Prevention 10/30/14
Child Protective Services – Global UC
Report of Examination Child
Protective Services
Local Food Security Conference
Federal Drawdown Echo Project
Poster UCAN Be On TV 10/26/14
September 2014 Update
2013 Comprehensive Annual
Financial Report
2013 Year Ending Single Audit Report
Final Issued Basic Financial
Statements Ulster Tobacco Asset
Securitization Corp Year Ending
12/31/13.
Resolution #15 of 2014 – Resolution
Supporting Change to Proposed Rate
Changes from Ulster County Resource
Recovery Agency
2014 NYSAC Fall Seminar
Resolutions
October 13, 2014 Issue

COUNTY EXECUTIVE COMMUNICATIONS

2015 UC Executive Budget
2015 Executive Position Listing
2015 Executive Budget Summary
2015 Budget Message
2015 Capital Projects
2015 Draft UC Real Property Tax Fact
Sheet
Board of Ethics Mtg. July 9, 2014

COUNTY EXECUTIVE COMMUNICATIONS (continued)

Budgetary Transfers September 2014
Executive Budget Letter Oct. 9, 2014

COMMITTEE REPORTS:

DATE:

Economic Development, Tourism, Housing,
Planning & Transit
Energy & Environment

September 22, 2014

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

September 15, 2014

September 23, 2014

September 8, 2014

September 22, 2014

September 10, 2014

September 8, 2014

September 12, 2014

September 17, 2014

September 23, 2014

PUBLIC COMMENT: There were (7) seven speakers at tonight's public hearing.

1. Jacob Salt: Mr. Salt expressed his support for Energize NY (solar independence), noting it would be a great move for small businesses and feels Ulster County could be a good model for the rest of the state.
2. Tory Lowe, Kingston, NY: Ms. Lowe is a member of "Kingston Action for Education", created to combat – repeal the Common Core curriculum. Ms. Lowe shared her child's experience and asked for legislative support for this cause. Ms. Lowe felt her children were being abused and consequently enrolled them in private school. They are now achieving success.
3. Maria Maritsas, Kingston NY: Ms. Maritsa is a parent, teacher and Co-founder of "Kingston Action for Education" who also spoke to repealing the Common Core curriculum. Ms. Maritsas also shared her children's stressful common core curriculum experiences of being over tested - noting, IEP violations of abuse due to testing above a child's comprehension. Children are being tested on current grade level and not their functioning level. Ms. Maritsas feels the states signed onto Common Core – sight unseen, solely for financial gain for a race to the top.

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4. Jolyn Safron, Hurley NY: Ms. Safron a parent and teacher and a two year advocate, also spoke to repeal the Common Core curriculum. Ms. Safron is also a member of “Kingston Action for Education.” Ms. Safron noted 35 percent of 3-5th graders in the Kingston school district did not participate in the current round of testing.
5. Madeline Hoetger, Kingston NY: Ms. Hoetger also spoke to repeal the Common Core curriculum. Ms. Hoetger feels the common core for education program was selected by our district because our area is experiencing a huge financial deficit thus welcomed the program incentives to help bring in revenue. She noted Westchester schools and other wealthy areas did not choose to move forward with the program.
6. Tim Weidemann, Kingston NY: Mr. Weidemann is Co-Chairman of the not-for-profit Kingston Land Trust Rail Trail Committee in the City of Kingston. Mr. Weidmann thanked everyone for their support noting Legislator Provenzano attended the ground breaking ceremony last Friday. Mr. Weidemann provided posters showing the breath of the project. The City of Kingston has partnered with Iron Horse Preservation Society to remove the ties. For more information on the project go to Kingstongreenline.org
7. Gloria Waslyn, Phoenicia NY: Ms. Waslyn shared concerns with the City of Kingston potentially selling water to a bottling company only to ship out to other locations - leaving the sludge here in Ulster County. Ms. Waslyn cited we all have a social responsibility to look at how this effects the environment. The stewardship of our community and how it progresses is very important to the Town of Woodstock and many concerned citizens.

RESOLUTIONS:

**RESOLUTION NOS: 343, 348, 349, 351 - 366, 369 - 390;
314, 344, 345, 350 – POSTPONED IN COMMITTEE
367, 368 – REFERRED**

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A motion was made by Minority Leader Ronk, seconded by Majority Leader Gregorius to move Resolution Nos. 348, 355, 363, 365, 383, 385, 386, 387 and 389 out of the Non-Consent Agenda and into the Consent Agenda. All in favor.

Resolution No. 314 – Setting A Policy For County Owned Vehicles To Utilize Alternative Fuel Sources
POSTPONED IN COMMITTEE

Resolution No. 344 – Setting A Public Hearing On 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) To Be Held On Tuesday, November 18, 2014 At 7:05 PM
POSTPONED IN COMMITTEE

Resolution No. 345 – Setting A Public Hearing On Proposed Local Law No. 13 of 2014 (A Local Law Regulating The Use Of Polystyrene Foam Disposable Food Service Ware And Requiring The Use Of Biodegradable Or Compostable Food Service Ware By Chain Food Service Establishments In Ulster County) To Be Held On Tuesday, November 18, 2014 At 7:05 PM
POSTPONED IN COMMITTEE

Resolution No. 350 – Supporting The Reintroduction and Passage Of New York State Assembly Bill 07994 And Senate Bill 06267, An Act To Amend The Education Law, In Relation To The Common Core State Standards Initiative And The Race To The Top Program
POSTPONED IN COMMITTEE

Resolution No. 367 – Setting A Public Hearing On Proposed Local Law No. 14 of 2014 (A Local Law Entitled “The Ulster County Tobacco Free School Zone Law”) To Be Held On Tuesday, November 18, 2014 At 7:15 PM
REFERRED BACK TO COMMITTEE

Resolution No. 368 – Adopting Proposed Local Law No. 10 of 2014 (A Local Law Respecting the Outdoor Restraint of Companion Animals)
REFERRED BACK TO COMMITTEE

Resolution No. 373 – Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – UC Economic Development Alliance, Inc. – Department Of Planning
REFERRED BACK TO COMMITTEE

Consent

- 343 Setting A Public Hearing On Proposed Local Law No. 11 of 2014 (A Local Law Amending Local Law No. 10 Of 2008 (A Local Law Adopting An Administrative Code For The County Of Ulster, State Of New York), To Provide Status Of Contract Negotiations) To Be Held On Tuesday, November 18, 2014 At 7:00 PM**

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

- 351 Authorizing A Public Hearing as Required For Ulster County’s Housing Rehabilitation And Disaster Relief Program Funded Through the Community Development Block Grant Program (CDBG) And Administered By The Office Of Community Renewal – Department Of Planning**

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

- 352 Confirming Re-Appointment Of A Member To The Traffic Safety Board**

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

- 353 Confirming Appointment Of A Member To The Traffic Safety Board**

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

- 354 Confirming Appointment Of A Member To The Traffic Safety Board**

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

- 356 Authorizing The Chairman Of The Ulster County Legislature To Execute Inter-Municipal Agreements For The STOP DWI Crackdowns High Visibility Enforcement Program - Amending The 2014 Ulster County Budget – Department Of Probation, Division Of STOP-DWI**

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

- 357 Authorizing The Appropriation Of Funds From The Saugerties Summer Festival Revenue Account For Reimbursement Of Expenses - Amending The 2014 Ulster County Budget – Ulster County Sheriff’s Office**

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

358 Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement With The New York State Division Of Homeland Security And Emergency Services For Overtime Reimbursement – Ulster County Sheriff

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

359 Amending the 2014 Ulster County Budget To Include Additional Funding From The New York State Office For The Aging – Office For The Aging

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

360 Authorizing The Chairman Of The Ulster County Legislature To Execute An Inter-Municipal Shared Services Agreement With The Town Of Woodstock For Maintenance Of County Roads – Department Of Public Works (Highways And Bridges)

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

361 Authorizing The Chairman Of The Ulster County Legislature To Execute An Inter-Municipal Shared Services Agreement With The Town Of Shandaken For Maintenance Of County Roads – Department Of Public Works (Highways And Bridges)

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

362 Authorizing The Ulster County Commissioner Of Finance To Accept Redemption Offers Relative To Payment Of Real Property Taxes In The 2012 *In Rem* Foreclosure Proceeding – Department Of Finance

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

364 Accepting The Accounting Of Unpaid School Taxes For The 2014-2015 School Year, Directing Payment To The School Districts And Directing Re-Levying Pursuant To The Real Property Tax Law – Department Of Finance

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

370 Establishing A Policy For The Naming Of County-Owned Assets

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

371 Establishing the Ulster County Coalition Against Narcotics

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

372 Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Lime Energy Co. – Department Of Public Works

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

374 Approving The Execution Of A Contract Amendment In Excess Of \$50,000.00 Entered Into By The County – Gorman Brothers, Inc. – Department Of Public Works

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

375 Approving The Execution Of A Contract Amendment In Excess Of \$50,000.00 Entered Into By The County – Family of Woodstock, Inc. – Department Of Social Services

ADOPTED BY THE FOLLOWING VOTE: AYES: 22 NOES: 0
(Abstention: Legislator Wawro)

376 Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Executive Process Services LLC – Department Of Social Services

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

377 Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Paul Turner Construction – Ulster County Community College

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

378 Approving The Execution Of A Contract In Excess Of \$50,000.00

**Entered Into By The County – Resource Systems Group, Inc. –
Department Of Planning**

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

- 379 Approving The Execution Of A Contract Amendment In Excess Of
\$50,000.00 Entered Into By The County – Lighttower Fiber Networks II,
LLC f/k/a HV Datanet LLC – Department Of Information Services**

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

- 380 Approving The Execution Of A Contract In Excess Of \$50,000.00
Entered Into By The County – Westchester Community Opportunity
Program, Inc. – Employment and Training**

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

- 381 Establishing And Reporting The Standard Work Day For Elected And
Appointed Officials**

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

Non Consent

- 348 Adopting Proposed Local Law No. 4 of 2014 (A Local Law Amending
Local Law No. 2 Of 2006 (A Local Law Adopting A County Charter
Form Of Government For The County Of Ulster, State Of New York)
And Amending Local Law No. 10 Of 2008 (A Local Law Adopting An
Administrative Code For The County Of Ulster, State Of New York), To
Update The Term Of Membership To The Environmental Management
Council)**

MOVED TO CONSENT

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

- 349 Adopting Proposed Local Law No. 6 of 2014, A Local Law To Establish
A Sustainable Energy Loan Program In The County Of Ulster**

Legislator Bartels motioned, seconded by Legislator Greene, to strike the

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words "such as a credit report" from Section 6., A.6, on page 4 of the Local Law.

MOTION ADOPTED BY THE FOLLOWING VOTE: AYES:20 NOES:3
(Noes: Legislators Donaldson, Maio and Ronk)

ADOPTED AS AMENDED BY THE FOLLOWING VOTE: AYES: 16 NOES: 7
(Noes: Legislators Belfiglio, Litts, Loughran, Maio, John Parete, Provenzano, and Ronk)

355 Appropriating Funds From The District Attorney Forfeiture Account - Amending The 2014 Ulster County Budget – Ulster County District Attorney’s Office

MOVED TO CONSENT

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

363 Authorizing The Chairman Of The Ulster County Legislature To Execute A Settlement Agreement And Release Between HealthAlliance Hospital Mary’s Avenue Campus, Benedictine LaSalle Medical Office, LLC, The City Of Kingston, The Kingston City School District And The County Of Ulster

MOVED TO CONSENT

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

365 Amending The 2014-2019 Capital Program and Capital Project No. 370, STRIVE – SUNY Ulster Satellite Campus, To Include The Costs of Construction – Department Of Public Works (Buildings And Grounds)

MOVED TO CONSENT

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

366 BOND Authorizing The Construction And Reconstruction Of The Former Sophie Finn Elementary School In The City Of Kingston, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of

\$6,402,315.00, And Authorizing The Issuance Of \$6,402,315.00 Bonds Of Said County To Pay The Cost Thereof

LONG ROLL

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

369 Amending The Indigent Veteran Burial Policy To Equalize the Reimbursement Rates For Burial And Cremation Services

Legislator Provenzano motioned, seconded by Legislator Ronk, to replace the original Schedule A with the revised Schedule A attached.

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

373 Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – UC Economic Development Alliance, Inc. – Department Of Planning

REFERRED BACK TO COMMITTEE

Late Resolutions

382 Abandoning Portions of Old Albany Post Road, County Road Number 79, Town of Gardiner, to Various Adjoining Property Owners, Removal of a Portion of Said Road From County Road Map, and Authorizing the Chairman to Sign Agreement(s) with the Town of Gardiner and Various Adjoining Property Owners

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

383 Authorizing The Chairman Of The Ulster County Legislature To Execute Inter-Municipal Agreements With Various Police Agencies For The Provision And Installation Of Video/Audio Recording Equipment - District Attorney's Office

MOVED TO CONSENT

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

- 384 Approving The Execution Of A Contract Amendment In Excess Of \$50,000.00 Entered Into By The County – Correctional Medical Care– Ulster County Sheriff**

ADOPTED BY THE FOLLOWING VOTE: AYES: 20 NOES: 3
(Noes: Legislators Allen, Bartels, Greene)

- 385 Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Clove Excavators – Department Of Public Works**

MOVED TO CONSENT

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

- 386 Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Hudson Valley Electrical Construction & Maintenance, Inc. – Department Of Public Works**

MOVED TO CONSENT

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

- 387 Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Jersen Construction Group, LLC– Department Of Public Works**

MOVED TO CONSENT

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

- 388 Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – John W. Danforth Company– Department Of Public Works**

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

389 Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – S&L Plumbing and Heating Corporation– Department Of Public Works

MOVED TO CONSENT

ADOPTED BY THE FOLLOWING VOTE: AYES: 23 NOES: 0

390 Nullifying Resolution No. 253 Of July 15, 2014, And Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Correctional Medical Care Inc., CBH Medical, P.C., And SM Dental, P.C. – Ulster County Sheriff

ADOPTED BY THE FOLLOWING VOTE: AYES: 20 NOES: 3
(Noes: Legislators Allen, Bartels, Greene)

COMMITTEE OF THE WHOLE:

Chairman John R. Parete recognized Legislator Rodriguez for the purposes of a motion, seconded by Minority Leader Ronk to enter into the Legislature as a “Committee of the Whole as Laws & Rules Governmental Services.” Minority Leader Ronk assumed the role as acting Chairman of the Committee of the Whole.

Motion No. 1 Enter Into the Legislature as a “Committee of the Whole”

Motion Made By: Legislator Rodriguez

Motion Seconded By: Legislator Ronk

Discussion: Legislator Donaldson supported the resolution however feels the Committee of the Whole should only be used in extreme circumstances and for time sensitive material. Legislators Ronk and Gerentine concurred.

Roll Call Vote: No
Voting In Favor: (19)

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Voting Against: (4) John Parete, Donaldson, Gerentine, Maio
Disposition: Carried

Motion No. 2 Bring Resolution No. 391 Forward, October 21, 2014

Resolution Text: Setting A Public Hearing On Amended Proposed Local Law No, 10 of 2014 (A Local Law Respecting the Outdoor Restraint of Companion Animals) To Be Held On Wednesday, November 12, 2014 At 6:00 PM

Motion Made By: Legislator Ronk

Motion Seconded By: Legislator Briggs

Discussion: Legislator Richard Parete shared concerns as to the resolutions educational component, fines and fees, thus felt the resolution should be referred back to committee. Legislator Briggs felt the resolution should move forward – that it is a slam dunk and that animals are being abused every day and action needs to be taken now. Legislator Wishnick asked for a friendly amendment to add the word “*event*” in regard to weather and spoke of SPCA volunteers experiencing terrible acts to animals every day.

Roll Call Vote: No
Voting In Favor: (19)
Voting Against: (4) John Parete, Donaldson, Gerentine, Maio
Disposition: Carried

Motion No. 3 Refer Resolution No. 391 Back to the Law Enforcement & Public Safety Committee

Motion Made By: Legislator Gerentine

Motion Seconded By: Legislator R. Parete

Discussion: Legislator Gregorius motioned for a Long Roll, Seconded by Legislator J. Parete.

Roll Call Vote: Yes
Voting In Favor: (9) Donaldson, Gerentine, Litts, Lopez, Maio, Maloney, J. Parete, R. Parete, Wawro.
Voting Against: (14) Allen, Archer, Bartels, Belfiglio, Briggs, Fabiano, Greene, Gregorius, Loughran, Provenzano, Roberts, Rodriguez, Ronk, Wishnick.
Disposition: Defeated 9-14

Motion No. 4 Amending Resolution No. 391 to add an educational component - verbiage to Page 3, Section 4. Enforcement, Seconded Paragraph, “A violation of any of the provisions of this

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section shall, for a first offense, be punishable by a fine of up to \$100 and/or an educational component at the judges discretion.”

Motion Made By: Legislator R. Parete

Motion Seconded By: Legislator Maio

Discussion: No

Roll Call Vote: No

Voting In Favor: (20)

Voting Against: (3) (Greene, Archer, Wishnick)

Disposition: Carried 20-3

Motion No. 5 Second Amendment - Amending Resolution No. 391 - Modify Fine Amount - Page 3, Section 4, Fourth Paragraph, Striking \$5000K and replace with \$2000K. “For a third or subsequent violation, the fine shall be one thousand dollars and/or 150 hours of community service plus surrender of dog, if ordered by court, plus costs of investigation and prosecution, not to exceed \$2000”.

Motion Made By: Legislator R. Parete

Motion Seconded By: Legislator Maio

Discussion: Legislator Tracey Bartels inquired as to how the \$5000.00 fine was derived. Leg. Wishnick explained it was discussed at the previous caucus with Leg. R. Parete and Legislative Attorney Cappy Weiner’s input.

Legislator Rodriguez called the question to move Resolution No. 391 to the floor.

Roll Call Vote: No

Voting In Favor: 19

Voting Against: 4 (J. Parete, Donaldson, Wishnick, Archer)

Disposition: Carried 19-4

Motion No. 6 Call the question to move Resolution No. 391 to the floor.

Motion Made By: Legislator Rodriguez

Motion Seconded By: Legislator Maio

Discussion: Chairman John Parete stated he would be a no vote due to procedural concerns.

Roll Call Vote: No

Voting In Favor: 22

Voting Against: 1 (J. Parete)

Disposition: Carried 22-1

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Adjournment of the Whole

Motion Made By: Legislator Bartels

Motion Seconded By: Legislator Litts

No. of Votes in Favor: 23

No. of Votes Against: 0

TIME: 8:09 PM

391 Setting A Public Hearing On Amended Proposed Local Law No. 10 of 2014 (A Local Law Respecting the Outdoor Restraint of Companion Animals) To Be Held On Wednesday, November 12, 2014 At 6:00 PM.

ADOPTED AS AMENDED BY THE FOLLOWING VOTE: AYES: 22 NOES: 1
(Noe: Legislator John Parete)

Note: Legislator's Allen, Archer, Belfiglio, Fabiano, Gregorius, Litts, Lopez, Maio, Maloney, Roberts, Ronk, and Wawro asked that their names be added to the resolution.

MEETING ADJOURNED IN MEMORY OF:

Alvin W. Mertine, New Paltz, NY
Gabriel Aguilar MD, Ulster Park, NY
Jan Metzelaar, Essex Junction, VT
Mildred Setariano, Ellenville, NY
Donald J. Sweeney, Kingston, NY
Patricia E. Rowe, Stone Ridge, NY
Timothy J. Ruzzo Sr., Port Ewen, NY
Frank Hansenflue, Lomontville, NY
John A. Russell, Woodstock, NY
Donna Marie Ragonese, Kerhonkson, NY
Dorethea O. Quick, Willow, NY
Mary Doyle, Marlboro, NY

Agnes J. Ferraro, Saugerties, NY
David W. Hoffman, Hurley, NY
Jane A. Sunshine, Woodstock, NY
Kelly A. Utter, Cottekill, NY
Louis V. Every, Kingston, NY
V. David Schneider, Kingston, NY
Mitchell J. Gleich, East Greenbush, NY
Robbie Robinson, Accord, NY
John G. Stote, Jr, Kingston, NY
Jeannie Flemming-Laik, Rosendale, NY
Donna Marie Ragonese, Kerhonkson, NY

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Motion by Majority Leader Gregorius at 8:18 PM, seconded by Minority Leader Ronk, to adjourn Legislative Session. All in favor.

MEETING ADJOURNED: 8:18 PM

NEXT MEETING:

There will be a Special Informational Session for O'Connor Davies, LLP to present their analysis of the 2015 Ulster County Budget on **Wednesday, October 29, 2014 at 6:00 PM** in Legislative Chambers, Sixth Floor, Ulster County Office Building, 244 Fair Street, Kingston, New York

The next Regular Meeting of the Ulster County Legislature will be held on **November 18, 2014 at 7:00 PM** in the Legislative Chambers, Sixth Floor, Ulster County Office Building, 244 Fair Street, Kingston, New York.

Resolution deadline is **Wednesday, October 29, 2014 at 12 Noon.**