ULSTER COUNTY LEGISLATURE

MINUTES

MAY 15, 2012

REGULAR MEETING 7:00 PM

MEETING CALLED TO ORDER BY CHAIRMAN: 7:07 PM

PLEDGE OF ALLEGIANCE TO THE FLAG: Led by Bill Eckert, Member of Ulster County Fire Advisory Board

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 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: 20 Absent: 3
( Legislators Fabiano, John Parete and Provenzano)
( Legislator John Parete arrived at 7:18 PM)

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

COMMUNICATIONS FROM:

Epilepsy Foundation
3rd Annual Stroll for Epilepsy – May 20, 2012 Registration Form

Central Hudson
Energy Bulletin – April 2012

Ulster County Attorney
County Actions Report - Month of March 2012

Ulster County Emergency Communications
April 17, 2012 Letter – copy

Ulster County Resource Recovery Agency
MSW, Recycling, Leachate, MRF
Cost Center Analysis & Treasurer’s Report – April 16, 2012 Regular Board Meeting
Report To The Legislature - Independent Auditor’s Report

Toski & Co., P.C.

State Of New York Public Service Commission
Joint Petition of Aqua Utilities, Inc., Aqua New York, Inc. and American Water Works Company, Inc. for Approval of Stock Purchase Agreement

NYS Department of Agriculture and Markets
April 18, 2012 letter – District Review Community Analyst

Esri
February 16, 2012 Meeting Minutes

Ulster County Youth Board
Memorial Invitation for Hon. Vincent G. Bradley – May 11, 2012 Courthouse

Ulster County Bar Association
Trending – May 2012 Calendar of Events

Ulster County Tourism
Convention Support Donation

Zone 3 Convention Committee
Thank You letter

Sawkill Senior Citizens Club, Inc.
COMMUNICATIONS FROM (continued):

Catskill Watershed Corp.

SWF CAP

Women’s Health & Fitness Foundation

Community Foundations of the Hudson Valley
Ulster County Clerk

Hospice, Inc.
Robert DiBella, Director, UC Public Transportation

Town of Rochester Youth Department/Community Ctr.

George Clinton Memorial Committee
Hodgson Russ, LLP

Town of Poughkeepsie Deputy Clerk

Richard Ehrenberg
Ulster County Bar Association
Ulster County Department of Finance

NaCO

Ulster County Fire Advisory Board
Golden Hill LDC

Coalition of Watershed Towns

Notice of Preliminary Decisions, May 1, 2012
Semi-Annual Meeting Minutes, April 12, 2012
12th Annual Women’s Health & Fitness Expo Invitation - May 19th
Spring 2012 Newsletter
April 2012 Newsletter
Federal Drawdown – UCAT Grant #NY-90-X668-00
Federal Drawdown – UCAT Grant #NY-90-X668-00
Calendar of Events – May, June, July & August 2012
Thank You from Paul O’Neill
Municipal Law Seminar, Thursday 5/17/12
May 23, 2012 Town Board Public Hearing Notice
Letter re: Local Law 169-8
Hon. Karen Peters reception
April 30, 2012 Designations/ Wanda Provisor and Christopher J. Rioux
County News, Vol. 44, No. 8
April 23, 2012
April 25, 2012 Meeting Minutes
March 21, 2012 Board of Directors Meeting Minutes
Executive Committee Minutes, January 16, 2012 and February 20, 2102; Letter of Intent Deadline
COMMUNICATIONS FROM (continued):

Town of Rochester, Town Clerk Kathleen Sergio
Laberge Group
Ulster County Chamber Of Commerce

Notice of Public Hearing, Local Law #2-2012 – Exploration For The Extraction of Natural Gas
May 7, 2012 Letter, January/February 2012 Newsletter
May 2012 Chamber News
Fox 98.9 FM Offer To Ulster County Chamber members
Puttin Plus Family Fun Center Invitation
UPS Store Discount Invitation
Woodstock Chimes Spring Warehouse Sale, May 17-20, 9am – 5pm
Scholarship Golf Tournament, June 18, 2012 11:00 a.m.
12th Annual Women’s Health & Fitness Expo
Ulster BOCES Erica Halwick – Former New Visions Student
Contaminated Sites Information Bulletin
County Action Report, Month of April 2012

COUNTY EXECUTIVE COMMUNICATIONS:

April 16, 2012 Memorandum
Announcing Appointment of C.J. Rioux Deputy Commissioner of Finance
Notice of appointment of Derek J. Spada to Ethics Board
COUNTY EXECUTIVE COMMUNICATIONS (continued):

- Budgetary Transfers Month of April 2012
- Ulster County Corporate Compliance Committee Meeting Minutes, February 15, 2012
- Ulster County Corporate Compliance Committee Meeting Minutes, March 21, 2012
- May 10, 2012 Appointment Letter of Courtney Sheeley to UC Youth Board
- May 10, 2012 Appointment Letter of Individuals to UC Arson Task Force Board

COMMITTEE REPORTS:

- Economic Development & Tourism: April 4, 2012
- Environmental, Energy & Technology: April 5, 2012
- Health & Personnel: April 30, 2012
- Law Enforcement & Public Safety: April 3, 2012
- Laws & Rules, Governmental Services: April 16, 2012
- Legislative Programs, Education & Community Services: April 3, 2012
- Social Services: April 2, 2012
- Ways and Means: April 10, 2012

PRESENTATIONS:

Chairman Terry L. Bernardo will call upon District No. 11 Legislator Richard Gerentine who will be joined by District No. 13 Legislator Kenneth Ronk and District No. 14 Legislator Craig Lopez, members of the Ulster County Fire Advisory Board to present a Pride of Ulster County Award to G. Calvin Cosman, retired member of the Ulster County Fire Advisory Board.
Chairman Terry L. Bernardo will call upon District No. 18 Legislator Richard Parete, Chairman of the Law Enforcement and Public Safety Committee to present Pride of Ulster County Awards to SUNY New Paltz students: Kayla DiPaulo, Dominique LaRosa, Laura Kaempf, Jade Schwartz and Jill Spadafora for their efforts in raising Distracted Driving Awareness in Ulster County. The students were joined by SUNY New Paltz President Donald P. Christian and their teacher who guided the project, Eve Waltermaurer, Department of Sociology, Assistant Professor, Criminology Program Coordinator. Legislator Richard Parete was joined by the members of the Law Enforcement and Public Safety Committee.

PRIVILEGE OF THE FLOOR:

Chairman Terry L. Bernardo has granted Privilege of the Floor to Mark Westcott, Queensbury Supervisor and a member of the Warren County Board of Supervisors. Mark Westcott started the Enough Mandates Initiative in Warren County. [www.enoughmandates.com](http://www.enoughmandates.com) is a nonpartisan, local community based New York State initiative devoted to mandate relief. Mr. Westcott has also organized an initiative called “Mayday for Mandate Relief,” and will present a PowerPoint Presentation.

PUBLIC COMMENT: See minutes.

RESOLUTION NOS: 107 – 124, 75, and 125 - 127

107 Resolution Declaring May 15, 2012 To Be “Mayday For Mandate Relief” And Urging The Mandate Relief Council To Take Swift Action In Submitting A Package Of Mandate Relief Proposals To Governor Cuomo And The State Legislature To Be Voted On This Session
ADOPTED: 21 – 0

108 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
ADOPTED: 21 – 0 (Approved by the County Executive)

109 Authorizing The Conveyance Of County-Owned Property To Original Owner
ADOPTED: 21 – 0 (Approved by the County Executive)

110 Establish Capital Project No. 360 For A Telephone System Upgrade and Amending The 2012 Ulster County Budget– Ulster County Community College
ADOPTED: 21 – 0 (Approved by the County Executive)

111 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 June 19, 2012 At 7:00 PM, Or As Soon Thereafter As The Public Can Be Heard, And Providing Direct Notice To Affected Municipalities – Department Of Planning
ADOPTED: 21 – 0

112 Creating A Special Committee On The Accessibility Of County-Owned Or Leased Property
TABLED BY COMMITTEE

113 Appointing Member To The Ulster County Planning Board – City Of Kingston – Department Of Planning
ADOPTED: 21 – 0

114 Appointing Alternate Member To The Ulster County Planning Board – Town Of Esopus
ADOPTED: 21 – 0

115 Confirming Appointment Of Carol M. Smith, MD, MPH As Commissioner Of Health And Commissioner Of Mental Health
ADOPTED: 21 – 0 (Approved by the County Executive)

116 Confirming Appointment Of Member To The Ulster County Board Of Ethics
ADOPTED: 21 – 0 (Approved by the County Executive)

117 Appropriating Funds From The Contingency Account And Transferring Funds From Various Departmental Accounts To Cover The Additional Cost Of Casualty Insurance– Amending The 2012 Ulster County Budget
ADOPTED: 21 – 0 (Approved by the County Executive)

118 Amending The 2012 Ulster County Budget - Appropriating Unexpended Funds From The New York State Office Of Homeland Security And Emergency Services For The Law Enforcement Terrorism Prevention Program - Ulster County Sheriff’s Office
ADOPTED: 21 – 0 (Approved by the County Executive)

119 Setting A Public Hearing On Proposed Local Law No. 9 Of 2012 (A Local Law Of The County Of Ulster, New York, Known As The “Taxation Transparency Act”), To Be Held On Tuesday, [To Be Determined] At [To Be Determined] PM, Or As Soon Thereafter As The Public Can Be Heard
WITHDRAWN BY SPONSOR
120. Amending The Rules Of Order Of The Ulster County Legislature To Establish A Procedure For Removing The Chairman Of The Ulster County Legislature
WITHDRAWN BY SPONSOR

121. Notice Of Public Hearing On Tentative Budget Of The Ulster County Community College For The Year 2012 - 2013 On Tuesday, June 5, 2012 At 6:30 PM
ADOPTED: 21 – 0

122. In Support Of New York State Assembly Bill No. A07478 And New York State Senate Bill No. S4934 To Amend The State Finance Law, In Relation To The Monies Of The Spinal Cord Injury Research Trust Fund
ADOPTED: 21 – 0 (Approved by the County Executive)

123. Amending The 2012-2017 Capital Program To Provide An Increase In Capital Project No. 357, The Purchase Of Vehicles For The County Sheriff – Amending The 2012 Ulster County Capital Project Fund Budget
ADOPTED: 21 – 0 (Approved by the County Executive)

124. Authorizing The Purchase Of Vehicles Of And For The County Of Ulster, New York, At A Maximum Estimated Cost Of $44,500.00, And Authorizing The Issuance Of $44,500.00 Bonds Of Said County To Pay The Cost Thereof
ADOPTED: 21 – 0 (Approved by the County Executive)

Late Resolutions

75. Setting A Public Hearing On Proposed Local Law No. 3 Of 2012 (A Local Law Entitled “Mandate And Taxation Information Act”), To Be Held On Tuesday, June 19, 2012 At 7:00 PM, Or As Soon Thereafter As The Public Can Be Heard
ADOPTED: 21 – 0

125. Setting A Public Hearing On Amended Proposed Local Law No. 1 Of 2012 (A Local Law Of The County Of Ulster, New York, Known As The “Hydraulic Fracturing Brine Prohibition Act”), To Be Held On Tuesday, [To Be Determined] PM
REFERRED BACK TO COMMITTEE

126. Proclaiming Friday, May 18, 2012 Distracted Driving Awareness Day In Ulster County
ADOPTED: 21 – 0
127 Amending Resolution No. 2 Dated January 3, 2012 Amending The Powers And Duties Assigned To The Ways And Means Committee
ADOPTED: 21 – 0

MEETING ADJOURNED IN MEMORY OF:

Thomas Clancey, Woodstock, NY
Marilyn E. Zimmerman, Kingston, NY
Richard J. Malone, Ball Ground, GA
Meryl Vernon Gutridge, Kingston, NY
Michael R. Spada, Kingston, NY
Robert Walter Weiss, Sr., Highland, NY
Carolyn M. Waruch, Cherrytown, NY
John Robert Wawro, Delray Beach, FL
Levon Helm, Woodstock, NY
Bruce K. Davis, Kingston, NY
Narco, Ulster K-P Member, Sheriff’s Office

James M. Ellsworth, Town of Ulster, NY
Josefa Nina Lieberman, Lake Katrine, NY
Dr. Stuart E. Munson, Mt. Tremper, NY
Alfonso Sellett, Walker Valley, NY
Howard A. Halstead, Poughkeepsie, NY
Dolores M. Burns, Kingston, NY
Antoinette LeGoff, Saugerties, NY
Charles F. Daley, Saugerties, NY
Katherine Distin Krajick, Kingston, NY
Anna Goodwin-Gremer, Saugerties, NY

NEXT MEETING:

A public hearing on the Tentative Budget of the Ulster County Community College for the year 2012 - 2013 will be held on Tuesday, June 5, 2012 at 6:30 PM in the College Lounge, Vanderlyn Hall, Ulster County Community College, Stone Ridge, New York.

A public hearing on Proposed Local Law No. 3 of 2012 will be held on Tuesday, June 19, 2012 at 7:00 PM, or as soon thereafter as the public can be heard, and a public hearing as “Required Under Article 25AA of Agricultural Markets Law will be held on Addition of Lands to Agricultural Districts And Providing Direct Notice To Affected Municipalities” on Tuesday, June 19, 2012 at 7:00 PM, or as soon thereafter as the public can be heard, in the Legislative Chambers, Sixth Floor, Ulster County Office Building, 244 Fair Street, Kingston, New York. The next Regular Meeting of the Ulster County Legislature will immediately follow the scheduled Public Hearings.

Resolution deadline is Wednesday, May 30, 2012 at 12 Noon.
MEETING ADJOURNED: 7:52 PM