

ULSTER COUNTY LEGISLATURE

TERRY L. BERNARDO, Chairman
JAMES F. MALONEY, Vice Chairman
KENNETH J. RONK, JR., Majority Leader
DAVID B. DONALDSON, Minority Leader
VICTORIA A. FABELLA, Clerk



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AGENDA

OCTOBER 16, 2012

PUBLIC HEARING

REGULAR MEETING

7:15 PM

PUBLIC HEARING CALLED TO ORDER BY CHAIRMAN: 7:15 PM

PLEDGE OF ALLEGIANCE TO THE FLAG: Led by Chairman Bernardo

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: 21 Absent: 2
(Legislator Roberts arrived at 7:18 PM)
(Absent: Legislator Belfiglio)

CALL OF THE PUBLIC HEARING BY CLERK: Pursuant To Section 1182 Of the Real Property Tax Law Of The State Of New York To Consider The Request For Cancellation Or Reduction Of Interest, Penalties And Other Charges On Town Of Shandaken Property Owned By ERED, Enterprises, Inc.

PUBLIC COMMENT: See minutes

PUBLIC HEARING ADJOURNED: 7:20 PM

MEETING CALLED TO ORDER BY CHAIRMAN: 7:20:30 PM

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

BIRTHDAYS

Legislators Robert Parete – October 20th and Craig Lopez – October 30th

COMMUNICATIONS FROM:

Legislative Chairman Bernardo
NYS Department of Agriculture and Markets
Town of Rochester

Approval of Extension Review Dates
September/October/November 2012
Calendar of Events

COMMUNICATIONS (cont.)

Ulster County Lime Disease Advisory Committee	Report and Recommendations, September 20, 2012
Ulster County Chamber of Commerce	2012 Business Recognitions Awards Commercial Lighting Seminar, Tuesday, October 30, 2012 Woodstock Chimes, Pre-holiday Sale, November 8 th – 12 th , 2012
Cornell Cooperative Extension UCRRA	2012 Annual Dinner UCRRA Proposed 2013 Budget and Disposal/Handling Fee Projections 8/22/12 Certificate of County Equalization Rates
NYS Department of Taxation	UC Regional School Foundation Conference Cancellation September 19, 2012 Letter re: Conference Cancellation September 21, 2012 Letter, Resolutions Adopted by Delegates at the NYSAC 2012 Annual Meeting October 4, 2012 Letter with <i>Roadmap to Mandate Relief: How the State Can Reduce Taxes</i>
Rondout Valley Education Foundation	River Road, County Road 81, Steel Sheet Pile Wall Installation, Road Closing Certification
NYSAC	Notice of Closure, Binham Road, T/O Marlborough <i>Foundations</i> . Volume 8. Issue No. 2 (2012) <i>Trending</i> . October 2012
Ulster County Dept. Public Works	Notice of Public Hearing, Wednesday, October 3, 2012 Notice of Public Hearing, Wednesday, October 24, 2012
Marlborough Town Supervisor	Thank You Card September 28, 2012 Letter, December 31, 2011 Single Audit Report
RUPCO	
Ulster County Tourism Town of Poughkeepsie	
Doris Walker Ulster County Department of Finance	

COMMUNICATIONS (cont.)

NYS Legislative Commission on Rural Resources
Ulster County Fire Advisory Board

Fall 2012 Issue
Letter Re: Dwight A. Dougherty,
Copy Requesting Appointment to
Ulster County Fire Advisory Board
Letter Requesting Change of Meeting
Date

Ulster County Comptroller

September 25, 2012 Minutes
URGENT PROGRAM Report of
Examination March 1, 2007 – June 30,
2012

Ulster County Department of Finance

2011 Comprehensive Annual
Financial Report With Cover Letter
Conservationist. October-November
2012.

NYS Department of Environmental Conservation

Recommendation on the
Compensation of Elected Officials
Notice of Preliminary Decisions –
Adoption of Resolutions No. 2174-
2190 and 2192

Periodic Compensation Review Committee

Upper Delaware Volume 25 Number
1. Fall/Winter 2012

Catskill Watershed Corporation

Thank You Card
Distinguished Citizens Award Dinner
– Thursday, November 8th, Wiltwyck
Country Club, Kingston

Upper Delaware Council, Inc.

Thank You Card
Membership Dues Reminder, 2013
Budget

Mary Ann Manginelli
Rip Van Winkle Council, Boy Scouts of America

Annual Newsletter 2012
Minutes – April 4, 2012, May 2, 2012,
June 6, 2012, July 2, 2012, August 1,
2012 and September 5, 2012

Estelle Hafner Family
Coalition of Watershed Towns

Domestic Violence Awareness Month

PRASAD
Ulster County Planning Board

Ulster County Dept. Social Services

COUNTY EXECUTIVE COMMUNICATIONS:

UC Corporate Compliance Committee
August 15, 2012 Minutes
Statement of Expenditures,
Encumbrances & Unencumbered
Balance & Statement of Revenues
Earned & Unearned Balance as of
August 31, 2012
Board of Ethics April 2, 2012 Board
Report
Board of Ethics March 12, 2012 Board
Report
Paul Werbalowsky – Mental Health
Subcommittee Resignation
Budgetary Transfers for September
2012
Budget Letter to the Legislature, 2013
Ulster County Executive Budget, 2013
Executive Personnel Listing, 2013
Executive budget Summary, 2013
Budget Message; Resolution Adopting
2013 Ulster County Budget for the
Fiscal Year Commencing January 1,
2013 and Making Appropriations for
the Conduct of County Government
2013-2018 Capital Improvement
Program with Cover Letter
Statement of Expenditures,
Encumbrances & Unencumbered
Balance & Statement of Revenues
Earned & Unearned Balance as of
September 30, 2012

COMMITTEE REPORTS:

DATE:

Economic Development & Tourism	September 5, 2012
Environmental, Energy & Technology	September 6, 2012
Health & Personnel	September 13, 2012
Law Enforcement & Public Safety	September 4, 2012
Laws & Rules, Governmental Services	September 19, 2012
Legislative Programs, Education & Community Services	September 4, 2012
Public Works & Capital Projects	September 5, 2012
Social Services	September 11, 2012
Ways and Means	September 19, 2012
	October 9, 2012

PRESENTATIONS: There are no presentations scheduled for tonight's meeting.

PUBLIC COMMENT: See minutes

RESOLUTION NOS: 226, 245, 248-271

- 226 Authorizing The Ulster County Commissioner Of Finance To Accept Redemption Offers Relative To Payment Of Real Property Taxes In The 2010 *In Rem* Foreclosure Proceeding – Department Of Finance
ADOPTED: 22- 0 (Approved by County Executive)**
- 245 Establishing A County Policy Requiring The Posting of Information On the County Website to Assist Ulster County Municipalities To Enact Local Ordinances Prohibiting Hydraulic Fracturing
ADOPTED: 18- 4**
- 248 Urging The Governor Of The State Of New York And The New York State Legislature To Restore State Aid To Community Colleges At The Levels Required By New York State Education Law
ADOPTED: 22- 0**
- 249 Establishing County Equalization Rates For The Year 2013 Levy
ADOPTED: 22- 0 (Approved by County Executive)**

- 250** **Requiring The Posting Of Audio Recordings Of Legislative Committee Meetings On The County's Official Website Within 24 Hours Of Adjournment Of The Committee Meeting**
POSTPONED UNTIL THE NOVEMBER 2012 ENVIRONMENTAL, ENERGY AND TECHNOLOGY COMMITTEE
- 251** **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 (1 Abstention- Legislator Wawro)
(Approved by County Executive)
- 252** **Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement With Cape Pond, Inc. For A Permanent Easement Across Property Adjacent To County Road No. 56 - Department Of Public Works (Highways And Bridges)**
ADOPTED: 20- 0 (2 Abstentions- Legislators Briggs and Harris)
(Approved by County Executive)
- 253** **Authorizing The Chairman Of The Ulster County Legislature To Execute An Inter-Municipal Shared Services Agreement With Town Of Shandaken For Maintenance Of County Roads – Department Of Public Works (Highways And Bridges)**
ADOPTED: 22- 0 (Approved by County Executive)
- 254** **Declaring Various County-Owned Properties To Be Surplus Property And Authorizing The Sale Of Such Properties – Department Of Public Works, Buildings And Grounds Division**
ADOPTED: 22- 0 (Approved by County Executive)
- 255** **Accepting The Accounting Of Unpaid School Taxes For The 2012-2013 School Year, Directing Payment To The School Districts And Directing Re-Levying Pursuant To Real Property Tax Law – Department Of Finance**
ADOPTED: 22- 0 (Approved by County Executive)
- 256** **Authorizing The Chairman Of The Ulster County Legislature To Execute An Intermunicipal Agreement With Various Municipalities For The Continued Operation Of U.R.G.E.N.T. (Ulster Regional Gang Enforcement Narcotics Team) – Ulster County Sheriff**
WITHDRAWN BY SPONSOR

- 257 Authorizing The Chairman Of The Ulster County Legislature To Execute An Amendment To The License Agreement With Tonche Association, Inc. For The Operation Of An Emergency Communications Tower – Department Of Emergency Communications/Emergency Management
ADOPTED: 22- 0 (Approved by County Executive)**
- 258 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 The FY12 State Homeland Security Program - Amending the 2012 Ulster County Budget – Emergency Communications/Emergency Management And Sheriff
ADOPTED: 22- 0 (Approved by County Executive)**
- 259 Declaring The President’s Residence of Ulster County Community College Located At 3312 Route 209, Stone Ridge, NY 12484 To Be Surplus County-Owned Real Property And Approving Its Sale Or Other Disposal – Ulster County Community College
ADOPTED: 22- 0 (Approved by County Executive)**
- 260 Authorizing The County Executive To Execute An Agreement With The Dyson Foundation, Accepting A Contribution To Be Utilized For The Implementation Of The STRIVE Project, Providing Funding For The Re-Location Of County Departments And The Renovation Of Sophie Finn Elementary School For Use As A Satellite Campus Of Ulster County Community College
ADOPTED: 22- 0 (Approved by County Executive)**
- 261 Amending The 2012 – 2017 Capital Program To Establish Capital Project No. 370 – Implementation Of The STRIVE Project, UCCC Renovation Of Sophie Finn Elementary School And Re-Location of Various County Departments
ADOPTED: 22- 0 (Approved by County Executive)**
- 262 Authorizing The Financing Of Preliminary Architectural, Engineering and Environmental Investigation Costs In Connection With The Conversion Of The Sophie Finn Elementary School For County Use, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$440,000, And Authorizing The Issuance Of \$440,000 Bonds Of Said County To Pay The Cost Thereof
ADOPTED: 22- 0 (Approved by County Executive)**
- BOND**
- 263 Amending The 2012 Ulster County Budget To Accept Additional Funding From New York State Office Of Mental Health – Department Of Mental Health
ADOPTED: 22- 0 (Approved by County Executive)**

- 264** Amending The 2012 Ulster County Budget – Accepting Additional New York State Aid And Appropriating Funds For The Provision Of Additional Supportive Housing Services – Department Of Mental Health
ADOPTED: 22- 0 (Approved by County Executive)
- 265** Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement With The Town of Saugerties For The Use Of Clinic Space At The Kiwanis Ice Arena For The WIC (Women, Infants and Children) Program – Department of Health
ADOPTED: 22- 0 (Approved by County Executive)
- 266** Confirming Ulster County’s Intention To Join An Internet Bandwidth Consortium And Authorizing Ulster BOCES To Act On Ulster County’s Behalf For The Purpose Of Securing A Bid For Internet Bandwidth – Department Of Information Services
ADOPTED: 22- 0 (Approved by County Executive)
- 267** Requesting Appropriation Of Funds From The Forfeiture Account For The Office Of The District Attorney - Amending The 2012 Ulster County Budget– – Ulster County District Attorney’s Office
WITHDRAWN BY SPONSOR (Replaced with Resolution 271)
- 268** Resolution Replacing Resolution No. 213, To Authorize Acceptance of Federal or State Aid In Section 2, Which Authorized The Replacement of the HVAC System, Installation Of Back-Up Generators, and Installation Of An Emergency Notification System At Ulster County Community College In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$680,000.00 And Authorizing The Issuance Of An Aggregate \$680,000.00 Bonds Of Said County To Pay The Cost Thereof
ADOPTED: 22- 0 (Approved by County Executive)
- 269** Appointing Member To The Ulster County Fire Advisory Board
ADOPTED: 22- 0

Late Resolutions

- 270** Authorizing The Chairman Of The Ulster County Legislature To Enter Into A Lease Agreement With Pine Professional Center, LLC For Office Space To Be Used By The Ulster County Probation Department – Department Of Public Works (Buildings and Grounds)
ADOPTED: 22- 0 (Approved by County Executive)

- 271 Requesting Appropriation Of Funds From The Forfeiture Account For The Office Of The District Attorney - Amending The 2012 Ulster County Budget–
– Ulster County District Attorney’s Office
ADOPTED: 22- 0 (Approved by County Executive)**

MEETING ADJOURNED IN MEMORY OF:

Mayor Robert A. Yerick, Saugerties	Charles P. Schaller, Jr., Zena
Robert Davidson, Sarasota, Fla. (Husband of past Deputy County Clerk June Davidson)	
John “Jack” Dudek, Kingston	Lori Rubinstein, Kauneonga Lake
Ruth D. Taylor, High Falls	Aslan Dishek, Accord
Charles J. Rothe, Saugerties	James Brush, Stone Ridge
Laura Mead Jones, Gardiner	Joan Senior, Ulster
Henry Fisher, Jr., Kingston	Kenneth Bryant, Jr., Kingston
Beatrice Schiff, Hurley	Gertrude Keator, New Paltz
John F. Hasbrouck, Sr., Accord	Edward Dominello, Edgewater, Fl.

MEETING ADJOURNED: 7:39 PM

NEXT MEETING:

The next Regular Meeting of the Ulster County Legislature will be held on **Tuesday, November 13, 2012 at 7:00 PM** in the Legislative Chambers.

Resolution deadline is **Wednesday, October 24, 2012 at 12 Noon.**