

ULSTER TOWN BOARD MEETING
JUNE 21, 2004 AT 7:00 PM

CALLED TO ORDER BY DEPUTY SUPERVISOR WADNOLA, CHAIRMAN

SALUTE TO THE FLAG

ROLL CALL BY CLERK

TOWN COUNCILMAN CRAIG ARTIST
TOWN COUNCILMAN ROBERT VAN KLEECK
TOWN COUNCILMAN JOEL B. BRINK
TOWN COUNCIL MEMBER BARBARA WISE - Absent
SUPERVISOR FREDERICK J. WADNOLA

COMMUNICATIONS

Supervisor Wadnola announced that the Atlantic Sturgeon were going to be released into the Hudson River at Rider Park on June 22, 2004 at 1:00 PM

COMMITTEE REPORTS

Councilman Brink motioned to hire two part-time dispatchers, Owen O'Connel and Joshua Normann, effective immediately at a rate of \$12.11 an hour
2nd by Councilman Van Kleeck
A Roll Call Vote – Four Ayes – Council Member Wise was absent

Councilman Artist announced that the Town Summer Camp would start June 28, 2004

Supervisor Wadnola responded to a question from an audience member, stating that the proposed Hudson Valley Ice Skating site plan extension would be addressed at the next meeting

DEPARTMENT HEAD REPORTS

Town Clerk – Read the monthly clerk report
Sewer Department - Monthly report was read.
Water Department - Monthly report was read.
Highway Department – The monthly Highway report was read.
Town Assessor – Reported that the tentative tax roll has been completed
Building Department- Monthly report was read.
Police Department- monthly report was read.

Historic Committee report- Mrs. Carbo asked the public to share their Flag Day parade pictures with the committee. The Kiosk of the Brickyard industry at Rider Park is under construction. The Town of Ulster 125th Anniversary cards are for sale at several locations in town and approximately \$200 has been raised in sales. The Calendar Committee will offer a 15-month fundraising calendar for September. The Town Cookbook committee is making one last outreach to include a section of recipes from the local restaurants. The cookbook is scheduled for sale near Christmas. The tour committee is planning several historic house tours for August/September with more specifics being available at the next meeting. A Town of Ulster Freeman Insert booklet is scheduled for mid October, the committee is seeking information and pictures of each of the hamlets within the township. Also an Ulster Gazette issue is going to be

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devoted to the Town of Ulster in November. The committee has collected many older pictures and asked the public to help identify people. Also, an album from the 100th anniversary of the Town was uncovered. There was a Miss Town of Ulster and young ladies in white gowns at the celebration in Town Hall who need to be identified. The committee also uncovered a box of sashes from the Grange meetings and the lease agreement with the Town for use of the Grange Hall and is seeking more information about the organization.

APPROVAL OF MINUTES FROM PREVIOUS MEETING

Councilman Van Kleeck motioned to approve the minutes of May 3, 2004 and May 17, 2004.
 2nd by Councilman Brink
 Four Ayes – Council member Wise

Councilman Artist motioned to approve the following:

ABSTRACT OF CLAIMS

FUND	CLAIM #	AMOUNT
UTILITIES		
GENERAL	601-623	\$ 5,696.40
ULSTER WATER	601-607a	\$ 4,611.04
HALCYON PK. WATER	601	\$ 262.20
SPRING LAKE WATER	601-603	\$ 157.55
BRIGHT ACRES WATER	601	\$ 168.54
WHITTIER SEWER	601-603	\$ 990.52
ULSTER SEWER	601-602	\$ 128.25
SPECIAL LIGHT	601-606	\$ 2,389.91
ALL OTHERS		
GENERAL	601-6171	\$ 90,053.02
HIGHWAY	601-655	\$ 49,349.28
WHITTIER SEWER	601-605	\$ 2,183.32
ULSTER SEWER	601-634	\$ 60,339.15
ULSTER WATER	601-632	\$ 63,220.93
HALCYON PK. WATER	601-604	\$ 1,465.43
SPRING LAKE WATER	601-603	\$ 1,141.40
BRIGHT ACRES WATER	601-605	\$ 1,458.62
CHERRY HILL WATER	601-604	\$ 2,052.28
INSURANCE (ALL FUNDS)	601-616	\$ 73,496.33
MEDICARE REIMB.		\$ 6,193.80
CAPITAL PROJECTS		
GLENERIE WATER	601-606	\$ 335,149.00
DRAINAGE PROJECTS	601-608	\$ 22,816.25
	TOTAL	\$ 723,323.22

2nd by Councilman Brink

A Roll Call Vote was taken – 4 Ayes – Council Member Wise was absent

Mr. Barton presentation

Mr. Barton reported to the Town Board that he visited the Town Building Department to get an agenda for the Planning Board. It was there, but was unavailable because it was in an envelope not addressed to them. The secretary did not have the authority to open it. He felt there was a problem with this system and suggested having a copy sent to her. He further stated that the person should be offered training/instruction on what to do when the public wants to inspect the agenda. He returned the next day for the agenda and the office was closed. He stated his concern for the Ulster Water and sewer district and its capacity. The property is being developed in the district and he requested that the Water & Sewer Superintendent should make a report on what a project development's impact on the district would be. He also suggested a town master plan for the town.

Supervisor Wadnola stated that the Town Zoning is the Town's Master Plan and that it was passed in 1991. The water & sewer superintendent review all site plans and make recommendations. They also have to sign off on the plans before a building permit is issued.

To set a public hearing

Councilman Van Kleeck motioned to set a Public Hearing to approve a local law to regulate or prohibit burning of certain items except by permit and to provide penalties for the violation thereof for July 6, 2004 at 6:30 PM

2nd by Councilman Brink

4 Ayes – Council Member Wise was absent

To Set a public Hearing for the elimination of a special use permit for mining, excavation and processing uses in the R-60 District under the Town of Ulster Zoning

Supervisor Wadnola read and motioned the following resolution:

WHEREAS, the Town Board previously submitted to the Town Planning Board, pursuant to Section 190-62 of the Town of Ulster Zoning Law, an amendment to the Town of Ulster Zoning Law which proposes to eliminate special use permit mining, excavation and processing uses in the R-60 District under the Town of Ulster Zoning Law (the "Amendment"); and

WHEREAS, the Town Planning Board considered the Amendment at its June 17, 2004, meeting, and voted a recommendation in favor of its adoption by the Town of Ulster Town Board; and

WHEREAS, the Town Board desires that a public hearing be scheduled regarding the Amendment and provide for the appropriate review under the New York State Environmental Quality Review Act ("SEQRA");

NOW, THEREFORE, IT IS RESOLVED, by at least a majority of the Town Board, in accordance with applicable law, as follows:

1. The Town Board hereby declares itself lead agency under SEQRA in connection with the Amendment.

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2. The Town Board hereby determines that the proposed zoning amendment is a Type I Action under SEQRA and directs that an environmental assessment form be prepared by Shuster Associates in connection with the proposed zoning amendment and that a copy of the same be provided to all Town Board members and filed with the Town Clerk and made available for public inspection.
3. The Town Board directs that the Town Clerk schedule a public hearing for July 14, 2004, and directs that the Town Clerk provide for publication of the same in the official newspaper of the Town at least ten (10) days prior to July 14, 2004, with a copy of the affidavit of publication being filed in the Town Clerk's Office.
4. The Town Board directs that the Town Clerk at least ten (10) days prior to July 14, 2004, provide written notice of the Amendment upon each of the following with copies of said letters being filed in the Town Clerk's Office, if the Amendment affects property within 500 feet of the following: (a) property of a housing authority (upon its executive director and the c.e.o. of the municipality providing financial assistance thereto); (b) boundary of a city, village or town (upon the clerk thereof); (c) the boundary of a county (upon the clerk of the board of supervisors or other person performing like duties); (d) the boundary of a state park or parkway (upon the regional state park commission having jurisdiction).
5. The Town Board directs that the Town Clerk refer the Amendment and completed environmental assessment form under SEQRA to the Ulster County Planning Board pursuant to General Municipal Law Section 239-m.
6. The Supervisor and Town Clerk are hereby authorized to take such further actions and execute such additional documents and instruments as may be necessary or desirable to carry out the intent of the foregoing resolutions.

2nd by Councilman Brink

A Roll Call Vote was taken – 4 Ayes – Council Member Wise was absent

Referral for 411 Lucas Ave.

Supervisor Wadnola motioned to refer a request for zoning change of a property located at 411 Lucas Ave. to the Ulster Town and County Planning Dept.

2nd by Councilman Van Kleeck

4 Ayes – Council Member Wise was absent

To approve a special use permit in accordance with Chapter 190 of the Town Code for Shades of Gray Stables

Supervisor Wadnola read and motioned the following:

PROJECT: SHADES OF GRAY STABLES

RESOLUTION OF SPECIAL USE PERMIT APPROVAL

WHEREAS, the Town Board has received an application for approval of a special use permit from Tizus, Inc., for the purpose of establishing a horse boarding and riding facility on a site

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located at 1693 Route 32 (S-B-L: 39.008-2-3); and

WHEREAS, a Short Environmental Assessment form has also been submitted; and

WHEREAS, in accord with Chapter 190 of the Town Code, the Planning Board reviewed said application on May 20, 2004 and recommended to the Town Board that the application be approved; and

WHEREAS, under Section 239.1 and m of the General Municipal Law, the County of Ulster Planning Board has declared that there is no County impact; and

WHEREAS, the Town Board conducted a public hearing on June 21, 2004 at which time all interested parties had an opportunity to be heard; and

WHEREAS, the Town Board has reviewed the application and relevant materials submitted and has also taken into account its knowledge of the site and the surrounding neighborhood; and

WHEREAS, it has been determined that said special permit use is an unlisted action under the provisions of SEQR;

NOW, THEREFORE, BE IT RESOLVED, that:

1. The Town Board finds that due to the nature of the project and the measures taken to minimize effects on the environment, the project will not have any significant effect on the environment, a Negative Declaration under SEQR is hereby approved and an environmental impact statement will not be prepared.
2. The application for the special use permit approval is hereby approved in accord with Chapter 190 of the Town Code.

2nd by Councilman Artist

4 Ayes – Council Member Wise was absent

To authorize Supervisor Wadnola to sign and expedite the Water Agreement with the City of Kingston Water Department by its Board of Water Commissioners

Councilman Brink motioned to approve the following:

Resolution to authorize Supervisor Wadnola to sign and expedite the water agreement with the City of Kingston Water Department by its Board of Water Commissioners

Whereas, the Town Board of the Town of Ulster and the City of Kingston Water Department by its Board of Water Commissioners have negotiated a contract for the purchase of water from the City of Kingston for the Town of Ulster and

Whereas, attorneys for the Town of Ulster and the City of Kingston have reviewed the contract

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and deemed the contract appropriate for signing

Now, therefore be it resolved, that the Town Board of the Town of Ulster authorize Supervisor Wadnola to sign and expedite said agreement.

2nd by Councilman Van Kleeck

A Roll Call Vote was taken – 4 Ayes – Council Member Wise was absent

To award the purchase of a new Highway truck to the lowest bidder

Councilman Van Kleeck read and motioned the following:

Resolution to award the purchase of a new Highway truck to the lowest bidder

Whereas, the Town Board of the Town of Ulster authorized the Town Superintendent of Highways to go to bid for a new 2005 Mack Truck with dump body and hoist, plow and plow hitch and

Whereas, bids were received from three competitive bidders

Now, therefore be it resolved, that the Town Board of The Town of Ulster award to the lowest bidder; Mid-Hudson Mack, the purchase of a 2005 Mack CU 712 Chassis in the amount of \$75,665.05;

Also a heavy duty dump body and hoist, plow and plow hitch to the lowest bidder; Amthor Welding of Walden, in the amount of \$30,362.00

2nd by Councilman Brink

A Roll Call Vote was taken – 4 Ayes – Council Member Wise was absent

To authorize Supervisor Wadnola to sign the NYS DEC assistance contract in the amount of \$16,087.00 for the Municipal Waste Reduction & Recycling Program

Supervisor Wadnola read and motioned the following:

Resolution Authorizing the Filing of an Application for a State Grant-In-Aid for a Municipal Waste Reduction and/or Recycling Project and Signing of the associated State Contract, Under the Appropriate Laws of New York State.

WHEREAS, the State of New York provides financial aid for municipal waste reduction and municipal recycling projects; and

WHEREAS Town of Ulster herein called the MUNICIPALITY, has examined and duly considered the applicable laws of the State of New York and the MUNICIPALITY deems it to be in the public interest and benefit to file an application under these laws; and

WHEREAS, it is necessary that a Contract by and between THE PEOPLE OF THE STATE OF NEW YORK, herein called the STATE, and the MUNICIPALITY be executed for such STATE

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Aid;

NOW, THEREFORE, BE IT RESOLVED BY the Ulster Town Board:

1. That the filing of an application in the form required by the State of New York in conformity with the applicable laws of the State of New York including all understanding and assurances contained in said application is hereby authorized.
2. That Frederick J. Wadnola, the Ulster Town Supervisor, is directed and authorized as the official representative of the MUNICIPALITY to act in connection with the application and to provide such additional information as may be required and to sign the resulting contract if said application is approved by the STATE;
3. That the MUNICIPALITY agrees that it will fund its portion of the cost of said Municipal Waste Reduction and Recycling Project.
4. That five (5) Certified Copies of this Resolution be prepared and sent to the NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION, ALBANY, NEW YORK 12233-7253, together with ONE complete application.
5. That this resolution shall take effect immediately.

2nd by Councilman Van Kleeck

A Roll Call Vote was taken – 4 Ayes – Council Member Wise was absent

To authorize Supervisor Wadnola to file an application for funds up to \$100,000 from the Hudson River Estuary Management Act of NYS DEC for Riverfront Parks Improvement

Councilman Van Kleeck motioned the following:

RESOLUTION - Hudson River Estuary Management Act

Frederick J. Wadnola, as Supervisor of the Town of Ulster, New York, is hereby authorized to file an application for funds from the Hudson River Estuary Management Act (ECL 11-0306) of the New York State Department of Environmental Conservation in an amount not to exceed \$100,000 and upon approval of said request to enter into and execute a project agreement with the Hudson River Estuary program for such financial assistance to the Town for Ulster Riverfront Parks Improvement Project.

2nd by Councilman Artist

A Roll Call Vote was taken – 4 Ayes – Council Member Wise was absent

To authorize Supervisor Wadnola to file an application for funds up to \$500,000 from the NYS Office of Parks, Recreation and Historic Preservation for Ulster Riverfront Parks Improvement

Councilman Brink motioned the following:

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RESOLUTION - New York State Office of Parks, Recreation and Historic Preservation
Environmental Protection Act of 1993 and/or Title 3 of the Clean Water/Clean Air Bond Act

Frederick J. Wadnola, as Supervisor of the Town of Ulster, New York, is hereby authorized to file an application for funds from the New York State Office of Parks, Recreation and Historic Preservation in accordance with the provisions of Title 9 of the Environmental Protection Act of 1993 and/or Title 3 of the Clean Water/Clean Air Bond Act, in an amount not to exceed \$500,000, and upon approval of said request to enter into and execute a project agreement with the State for such financial assistance to the Town for Ulster Riverfront Parks Improvement Project to be implemented at Town Park and Rider Park.

2nd by Councilman Van Kleeck

A Roll Call Vote was taken – 4 Ayes – Council Member Wise was absent

Councilman Brink motioned to adjourn the meeting at 8:05 PM

2nd by Councilman Artist

4 Ayes – Council Member Wise was absent

Respectfully Submitted by
Jason Cosenza, RMC
Ulster Town Clerk