

**ULSTER TOWN BOARD WORKSHOP
OCTOBER 18, 2004 AT 7:00 PM**

CALLED TO ORDER BY DEPUTY SUPERVISOR WISE, 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
SUPERVISOR FREDERICK J. WADNOLA – Absent

COMMUNICATIONS – none

COMMITTEE REPORTS

Councilman Artist thanked Mr. Nelson White for his help at the recent Finance Committee meeting to audit the bills for the abstract on Saturday, October 16, 2004 at 9 AM

Council Member Wise reported under the insurance committee, that she was waiting to receive a discounted quote from Delta Dental

Councilman Artist announced that Post Park would be closing within two weeks (October 31, 2004) for the season.

Councilman Van Kleeck motioned to appoint Nick Harris, John Iannotti, and Council Member Barbara Wise to the Town Ethics Committee
2nd by Councilman Brink
Four Ayes- Supervisor Wadnola was absent

DEPARTMENT HEAD REPORTS

Town Clerk – Read the monthly clerk report

Water Department – The department has been flushing hydrants. The Glenerie Water District is moving along.

Highway Department – The monthly Highway report was read. Leaf pick-up is underway.

Town Assessor – Reported that the office is preparing for the exemption season

Police Department- monthly report was read. This is the highest accident report month ever.

Historic Committee – Mrs. Dorthy Carbo read a letter of appreciating from the County Historian for the committee's work on the *Ulster County Gazette*. The committee is working on a TV program on cable access called "As We Remember It". On November 17, 2004, a meeting will be held for cable access at the Kingston City Hall. She asked the audience to attend to show public support.

Police Chief Watzka thanked Sam's Club for their \$1000 donation to the Town Dare Program.

Privilege of the floor - Nick Woerner

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Mr. Woerner requested that the Town Board look into a town master plan. He stated that the New York State Planning Association recommended the town renew their plan every 10 to 15 years. The town can setup a citizen committee or hire a private firm to do the work, which would be expensive. He pointed out that the Town of Rhinebeck is currently working on a master plan. He felt it was important for the town to review this to help create working, house and recreation space. He suggested that the town set up a citizen committee made up of four members, one of which should be an elected official. He stated that the New York State Planning Association would be available to council the town for a fee of \$350.00. He asked the Town board to consider him as a member if the committee was formed.

APPROVAL OF MINUTES FROM PREVIOUS MEETING

Councilman Brink motioned to approve the minutes of September 7, 2004 and September 20, 2004.

2nd by Councilman Brink

Four Ayes- Supervisor Wadnola was absent

Council Member Wise motioned to approve the following:

ABSTRACT OF CLAIMS

FUND	CLAIM #	AMOUNT
UTILITIES		
GENERAL	1001-1022	\$ 6,518.27
ULSTER WATER	1001-1005a	\$ 5,144.30
HALCYON PK. WATER	1001-1002	\$ 324.04
SPRING LAKE WATER	1001-1003	\$ 174.02
BRIGHT ACRES WATER	1001	\$ 200.09
WHITTIER SEWER	1001-1003	\$ 1,012.38
ULSTER SEWER	1001-1003	\$ 8,560.60
SPECIAL LIGHT	1001-1006	\$ 2,730.80
ALL OTHERS		
GENERAL	1001-10135	\$ 85,488.52
HIGHWAY	1001-1046	\$ 109,056.88
WHITTIER SEWER	1001-1003	\$ 523.75
ULSTER SEWER	1001-1030	\$ 20,031.36
ULSTER WATER	1001-1030	\$ 12,032.48
HALCYON PK. WATER	1001-1003	\$ 5,622.49
SPRING LAKE WATER	1001-1003	\$ 319.00
BRIGHT ACRES WATER	1001-1002	\$ 188.74
CHERRY HILL WATER	1001-1002	\$ 10,246.00
INSURANCE (ALL FUNDS)	1001-1016	\$ 72,797.47
ELECTION	1001-1061	\$ 8,264.38
CAPITAL PROJECTS		
TRUST & AGENCY	1001	\$ 460.30

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GLENERIE WATER	1001-1004	\$ 192,832.00
DRAINAGE PROJECTS	1001-1013	\$ 22,674.20
EAST KINGSTON WATER	1001-1002	\$ 1,650.00
WASHINGTON AVE. SEWER	1001-1005	\$ 12,533.93
	TOTAL	\$ 579,386.00

2nd by Councilman Artist

A Roll Call vote was taken - Four Ayes- Supervisor Wadnola was absent

Discussion:

Request for 30 MPH Speed Limit — Skytop area

Highway Superintendent Tinnie stated that the Town Board would have to approve a resolution requesting the speed limit. This would be sent to the County who would pass a resolution that would be sent to the State to take effect.

East Kingston Fire District Budget

The Town Board discussed the East Kingston Fire Protection Budget. It was stated that nothing seemed out of order when it was reviewed, but there was a concern that the citizens in the area didn't get a chance to express their opinions at the recent public hearing. The Town Board would hold a discussion with Supervisor Wadnola, upon his return, as to whether another public hearing should be held.

Councilman Van Kleeck motioned to approve the following:

RESOLUTION OF THE TOWN BOARD, TOWN OF ULSTER PURSUANT TO SECTION 6-c (9-a) TO TRANSFER MONIES FROM THE LANDFILL CLOSURE RESERVE FUND TO THE EQUIPMENT RESERVE FUND FOR THE PURCHASE OF ONE 2005 MACK CV713 TRUCK WITH A 14 FOOT DUMP BODY WITH FRONT MOUNT HYDRAULIC FOR THE TOWN OF ULSTER HIGHWAY DEPARTMENT \$102,452.31

WHEREAS on August 9, 1988, pursuant to Section 6-f of the General Municipal Law as amended, the Town Board of the Town of Ulster did establish a Capital Reserve Fund known as the "LANDFILL CLOSURE RESERVE FUND" to finance the closing of the Town's landfill, and,

WHEREAS monies have been deposited in a bank account known as the Landfill Closure Reserve Fund, and

WHEREAS the Supervisor was authorized to invest from time to time the monies of said fund pursuant to Section 6-f of the General Municipal Law on authorization of the board pursuant to Section 6-c of the General Municipal Law, and,

WHEREAS the Town of Ulster, by deed dated May 18, 1993 conveyed the Town Landfill to the Ulster County Resource Recovery Agency which has assumed responsibility for costs of closing and capping the Town Landfill and,

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WHEREAS the money deposited in the Landfill Closure Reserve Fund in the amount of \$1,880,776.43 is no longer needed for this purpose and may be transferred to another capital account pursuant to the authority vested in General Municipal Law Section 6-c (9-a), and

WHEREAS it is proposed to transfer monies from the Landfill Closure Reserve Fund to the Equipment Reserve Fund as follows:

- (1) Eighty two thousand seven hundred seventy three and 31/100 (82,773.31) from said fund for the purchase of one 2005 Mack CV713 Truck from Mid-Hudson Mack Inc. for the Town of Ulster Highway Department,
- (2) Nineteen thousand six hundred seventy nine and 00/100 (\$19,679.00) dollars from said purchase of a 14 foot dump body with-mount hydraulic pump for the aforesaid truck from Amthor Inc. for the Town of Ulster Highway Department, and now therefore

BE IT RESOLVED that the Ulster Town Supervisor is authorized to expend monies from the Equipment Reserve Fund in the sum of:

- (1) Eighty two thousand seven hundred seventy three and 31/100 (82,773.31) from said fund for the purchase of one 2005 Mack CV713 Truck from Mid-Hudson Mack Inc. for the Town of Ulster Highway Department,
- (2) Nineteen thousand six hundred seventy nine and 00/100 (\$19,679.00) dollars from said purchase of a 14 foot dump body with-mount hydraulic pump for the aforesaid truck from Amthor Inc. for the Town of Ulster Highway Department, and it is further,

RESOLVED that this resolution is subject to a permissive referendum.

2nd by Councilman Brink

A Roll Call vote was taken - Four Ayes- Supervisor Wadnola was absent

Councilman Brink motioned to approve the following:

RESOLUTION OF THE TOWN BOARD, TOWN OF ULSTER PURSUANT TO SECTION 6-c OF THE GENERAL MUNICIPAL LAW TO EXPEND MONIES FROM THE EQUIPMENT RESERVE FUND FOR THE PURCHASE OF ONE 2005 MACK CV713 TRUCK WITH A 14” DUMP BODY WITH FRONT MOUNT HYDRAULIC AND LABOR FOR THE TOWN OF ULSTER HIGHWAY DEPARTMENT \$102,452.31

WHEREAS on August 9, 1988, pursuant to Section 6-f of the General Municipal Law as amended, the Town Board of the Town of Ulster did establish a Capital Reserve Fund known as the “EQUIPMENT RESERVE FUND” to finance the purchase of equipment, and,

WHEREAS monies have been deposited in a bank account known as the Equipment

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Reserve Fund, and

WHEREAS the supervisor was authorized to invest from time to time the monies of said fund pursuant to Section 6-f of the General Municipal Law on authorization of the board pursuant to Section 6-c of the General Municipal Law, and,

WHEREAS said resolution was subject to permissive referendum as provided by Section 81, sub 1, paragraph h, and,

WHEREAS it is proposed to expend the sum of:

- (1) Eighty two thousand seven hundred seventy three and 31/100 (82,773.31) dollars from said fund for the purchase of one 2005 Mack CV713 Truck from Mid-Hudson Mack INC. for the Town of Ulster Highway Department,
- (2) Nineteen thousand six hundred seventy nine and 00/100 (\$19,679.00) dollars from said purchase of a 14 foot dump body with-mount hydraulic pump for the aforesaid truck from Amthor Inc. for the Town of Ulster Highway Department, and now therefore

BE IT RESOLVED that the Ulster Town Supervisor is authorized to expend monies from the Equipment Reserve Fund in the sum of:

- (1) Eighty two thousand seven hundred seventy three and 31/100 (82,773.31) from said fund for the purchase of one 2005 Mack CV713 Truck from Mid-Hudson Mack INC. for the Town of Ulster Highway Department,
- (2) Nineteen thousand six hundred seventy nine and 00/100 (\$19,679.00) dollars from said purchase of a 14 foot dump body with-mount hydraulic pump for the aforesaid truck from Amthor Inc. for the Town of Ulster Highway Department, and further

RESOLVED that this resolution is subject to a permissive referendum.

2nd by Councilman Van Kleeck

A Roll Call vote was taken - Four Ayes- Supervisor Wadnola was absent

Councilman Brink motioned to approve the following:

Resolution to accept the Performance Bond of Martin Home Builders Corporation for the installation of Oak Ridge Terrace, Town of Ulster, N.Y.

Whereas the Planning Board of the Town of Ulster has previously required a performance Bond for the construction of a Town road that will be known as Oak Ridge Terrace and

Whereas, the original bond has expired and a new bond is required to develop the project of the Hilanje subdivision,

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Now therefore be it resolved that the Town Board of the Town of Ulster accepts a performance Bond in the amount of \$46,000.00 as set by the Town of Ulster Superintendent of Highways to construct Oak Ridge Terrace in the Hilanje subdivision

2nd by Councilman Van Kleeck

A Roll Call vote was taken - Four Ayes- Supervisor Wadnola was absent

Approve the General Cleaning contract with Gateway Community Industries for the Highway Dept.

Council Member Wise motioned to accept the contract with Gateway Community Industries for cleaning services at the Town Highway Department effective May 1, 2004

2nd by Councilman Brink

A Roll Call vote was taken - Four Ayes- Supervisor Wadnola was absent

Councilman Brink motioned to approve the following:

In the Matter of a Proposed Increase (Pursuant to Section 209-h of the Town Law) in the Maximum Amount: Authorized to be Expended in Connection With the Establishment of a Water District in the Town of Ulster, Ulster County, New York, Known as the Glenerie Water District in said Town

PUBLIC INTEREST ORDER

WHEREAS, the Town Board of the Town of Ulster, Ulster County, New York (the "Town"), has heretofore received a map, plan and report including an estimate of cost, prepared by a competent engineer, duly licensed by the State of New York, which have been filed in the office of the Town Clerk of said Town in relation to the establishment a new Water District in said Town, to be known as the Glenerie Water District of the Town of Ulster, Ulster County, New York at a revised maximum estimated cost of \$2,874,570; and

WHEREAS, following a public hearing held on April 29, 2002, and based upon the evidence given thereat, said Town Board duly adopted a resolution determining in the affirmative all of the questions set forth in subdivision 1 of Section 209-e of the Town Law and approving the establishment of said Glenerie Water District at the maximum estimated cost of \$2,874,570; and

WHEREAS, it now appears that such maximum estimated cost must be increased by \$169,200 to a new maximum estimated cost of \$3,043,770, pursuant to Section 209-h of the Town Law; and

WHEREAS, an order was duly adopted by said Town Board on October 4, 2004, regarding said proposed Glenerie Water District, the improvement proposed therefor, the increase in the maximum amount proposed to be expended for said improvement, the proposed method of financing to be employed, and specifying the 18th day of October, 2004, at 6:30 o'clock P.M., Prevailing Time at the Town Hall, in Lake Katrine, New York, in said Town, as the time when and the place where said Town Board would meet for the purpose of holding a public hearing to

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hear all persons interested in the subject thereof concerning the same; and

WHEREAS, such order was duly published and posted in the manner and within the time prescribed by Section 209-h of the Town Law and proof of such publication and posting has been presented to said Town Board; and

WHEREAS, said public hearing was duly held at the time and place set forth in said order, as aforesaid, at which time all persons desiring to be heard were duly heard; and

WHEREAS, the estimated cost of hook-up fees to the typical property in the District is \$150; and

WHEREAS, the estimated cost of the District to the typical property therein is \$622 in the first year in which operation, maintenance, debt service and other charges and expenses are to be paid; and

WHEREAS, a detailed explanation of the manner by which were computed said estimated costs of hook-up fees and first-year costs to the typical property and typical one or two-family homes in said District, has been filed in the office of the Town Clerk where the same are available during regular office hours for examination by any person interested in the subject manner thereof; and

WHEREAS, it is now desired to increase the maximum estimated cost for the establishment of Glererie Water District; NOW, THEREFORE, IT IS HEREBY

ORDERED, by the Town Board of the Town of Ulster, Ulster County, New York, as follows:

Section 1. Pursuant to Section 209-h of the Town Law, it is hereby determined that it is in the public interest to establish the Glererie Water District at an increased maximum estimated cost of \$3,043,770 and that the maximum amount to be expended in the establishment of the Glererie Water District in the Town of Ulster, Ulster County, New York, is hereby increased from \$2,874,570 to \$3,043,770, and said Glererie Water District is hereby established at said revised maximum estimated cost.

Section 2. The improvements proposed for said Glererie Water District consist of the construction of a water distribution system, including water mains, hydrants, valves, the acquisition of land or rights-in-land, original furnishings, equipment, machinery, apparatus, appurtenances, and incidental improvements and expenses in connection therewith. The maximum amount to be expended by said Glererie Water District pursuant to these proceedings for said improvement shall not exceed \$3,043,770, an increase of \$169,200 over that previously authorized for the establishment of said District. Said cost of said improvement shall be financed by the issuance of serial bonds of said Town maturing in annual installments over a period not exceeding forty years, payable in the first instance, to the extent not paid from Water rates, from assessments levied upon and collected from all the taxable real property within Glererie Water District in the manner provided by law, in an amount sufficient to pay the principal and interest on said bonds as the same become due, but if not paid from such source, all the taxable real

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property in said Town shall be subject to the levy of ad valorem taxes without limitation as to rate or amount sufficient to pay the principal of and interest on said bonds as the same shall become due.

Section 3. The Town Clerk is hereby authorized and directed to cause a certified copy of this order to be duly recorded in the office of the Clerk of Ulster County, New York, within ten days after the effective date of this order and to file a certified copy thereof also within said ten days in the office of the State Department of Audit and Control, in Albany, New York, both pursuant to subdivision 1 of Section 209-h of the Town Law.

Section 4. This order is hereby adopted subject to permissive referendum.

2nd by Councilman Brink

A Roll Call vote was taken - Four Ayes- Supervisor Wadnola was absent

Council Member Wise motioned to adjourn the meeting at 7:55 PM

2nd by Councilman Artist

4 Ayes – Supervisor Wadnola was absent

Respectfully submitted by
Jason Cosenza, RMC
Ulster Town Clerk