

ULSTER TOWN BOARD MEETING  
FEBRUARY 23, 2005 AT 7:00 PM

**CALLED TO ORDER BY 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 - Absent*  
TOWN COUNCIL MEMBER BARBARA WISE  
SUPERVISOR FREDERICK J. WADNOLA

**COMMITTEE REPORTS**

Councilman Van Kleeck reported from the Building and Grounds Committee, that they had canceled the bid from the Apex Company for the installation of insulation in the Town Hall. He had spoken to the Town Engineer and they thought of an alternate plan of insulating just the heating equipment in the ceiling.

Councilman Artist thanked Mr. Nelson White for his help at the recent Finance Committee meeting to audit the bills for the abstract.

Councilman Van Kleeck reported, from the Highway Committee, that the new trucks had arrived and went directly into service for the recent snowstorm.

Council Member Wise reported, from the Insurance Committee, that they had received all the insurance policies for the town.

Council Member Wise announced that the Park & Recreation Committee is looking for people to work as part-time park attendants for the summer

Councilman Van Kleeck reported from the Water and Waster Water Committee, that the sewer repairs on Esopus Avenue are moving along.

Councilman Artist reported, from the Information Service Committee, that the committee is looking to take full advantage of the ADP system by offering further training to the users of the system.

**DEPARTMENT HEAD REPORTS**

Water Department – Supervisor Wadnola read the monthly water district reports.

Town Clerk – Monthly report was read.

Highway Department – Monthly report was read.

Assessor – Still looking to renew the STAR applications.

Building Department – The Monthly report was read.

Sewer Department – Monthly report was read.

Police Department – Monthly report was read. Supervisor Wadnola congratulated the Police Department for their excellent response to the Hudson Valley Mall shooting by Robert Bonelli Jr. on February 13, 2005.

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Historic Committee – Supervisor Wadnola announced that the 125<sup>th</sup> anniversary of the town would be held at the Town Hall on March 20, 2005. There will be a number of activities and exhibits available.

Supervisor Wadnola recognized County Legislators Mike Berardi and James Maloney.

**APPROVAL OF MINUTES FROM PREVIOUS MEETING**

Council Member Wise motioned to approve the January 1, 2005 Organizational, January 3, 2005 Workshop and January 18, 2005 Board meetings.

2<sup>nd</sup> by Councilman Van Kleeck

4 Ayes – Councilman Brink was absent

**ABSTRACT OF CLAIMS**

Councilman Artist motioned to approve the following:

FUND	CLAIM #	AMOUNT
<b>UTILITIES</b>		
GENERAL	201-226	\$ 11,548.13
ULSTER WATER	201-207a	\$ 5,803.62
HALCYON PK. WATER	201-202	\$ 658.26
SPRING LAKE WATER	201-204	\$ 358.85
BRIGHT ACRES WATER	201	\$ 397.57
WHITTIER SEWER	201-203	\$ 2,700.25
ULSTER SEWER	201-203	\$ 7,200.45
SPECIAL LIGHT	201-206	\$ 2,999.63
<b>ALL OTHERS</b>		
GENERAL	201-2177	\$ 260,989.03
HIGHWAY	201-253a	\$ 87,755.50
WHITTIER SEWER	201-206	\$ 2,857.98
ULSTER SEWER	201-223	\$ 93,543.22
ULSTER WATER	201-227	\$ 23,629.82
HALCYON PK. WATER	201-204	\$ 2,410.24
SPRING LAKE WATER	201-205	\$ 41,521.34
BRIGHT ACRES WATER	201-205	\$ 3,246.53
CHERRY HILL WATER	201-204	\$ 8,815.25
GLENERIE WATER	201-204	\$ 1,967.80
INSURANCE (ALL FUNDS)	201-221	\$ 187,194.99
<b>CAPITAL PROJECTS</b>		
TRUST & AGENCY	201-205	\$ 16,644.00
GLENERIE WATER	201-202	\$ 5,556.14
EAST KINGSTON WATER	201	\$ 675.00
WASHINGTON AVE. SEWER	201-202	\$ 2,084.30
	<b>TOTAL</b>	<b>\$ 770,557.90</b>

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2<sup>nd</sup> by Councilman Van Kleeck

A Roll Call Vote was taken – 4 Ayes – Councilman Brink was absent

**To Set Public Hearings**

The Town board set the following dates and times for the following public hearings;

To re-open Public Hearing for Sawkill Meadow Apartments (by Ed Hill, Jr.) for March 14, 2005 at 7:00 PM

To amend the Zoning Law to revise standards for wall signs (section 190.33A) for March 14, 2005 at 7:15 PM

To set Public Hearing for March 14, 2005 on Community Development Block Grant Program at 6:30 PM

To set Public Hearing for March 21, 2005 addressing community development needs and priorities for 7:00 PM

**To go to bid for chemicals for Water and Sewer Dept.**

Council Member Wise motioned to direct the Town Clerk to go out to bid for salt and chemical for the Ulster Water and Whitter Sewer District

2<sup>nd</sup> by Councilman Artist

4 Ayes – Councilman Brink was absent

**Local Law #1 of 2005 – Animal Control**

Council Member Wise motioned to approve the following:

**RESOLUTION NO. 1**

WHEREAS, the Town Board desires to amend and restate Article II (Control and Leashing) (Sections 75-4 through 75-10) of Chapter 75 of the Town of Ulster Code relative to the control of animals within the Town of Ulster; and

WHEREAS, the Ulster Town Board called for a public hearing to be held on the 1<sup>st</sup> day of April, 2004 at 6:15 o'clock p.m., local time, at the Ulster Town Hall located at 1 Town Hall Drive, Lake Katrine, New York; and

WHEREAS, notice of said public hearing was duly published in the Kingston Daily Freeman, the official newspaper of the Town of Ulster, on April 13, 2004, and notice of said public hearing was also conspicuously posted at the Town Hall by the Town Clerk not less than (3) days nor more than thirty (30) days prior to the date of said public hearing; and

WHEREAS, the public hearing was duly held on April 19, 2004, at the time and location specified by said notice, and all parties in attendance were permitted an opportunity to speak on behalf or in opposition to the proposed local law; and

WHEREAS, the Town Board has received and considered all public comments and the record of the public hearing on the proposed local law and, after due deliberation, at least a majority plus one of the Town Board members find it in the best interests of the Town of Ulster

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to adopt the local law;

NOW, THEREFORE, BE IT RESOLVED by at least a majority plus one of the Town Board that:

1. The Town Board hereby adopts "Local Law No. 1 of the Year 2005", a copy of which is attached hereto as Exhibit "A" and made part hereof.
2. The Town Clerk is directed to (i) enter this Resolution and its Local Law in the minutes of the Town Board and amend and restate the Town Code in accordance herewith, (ii) cause a copy of Local Law to be published if required by law, (iii) cause a copy of this Resolution and any exhibits to be posted conspicuously at or near the Office of the Town Clerk in accordance with the Town Law, (iv) cause affidavits of the publication and posting of the same to be filed with the Town Clerk, and (v) cause a copy of said Local Law to be filed with the Secretary of State in accordance with Article 3 of the Municipal Home Rule Law.

2<sup>nd</sup> by Councilman Van Kleeck

A Roll Call Vote was taken – 4 Ayes – Councilman Brink was absent

**To increase the Alternative Veterans Exemption to the Maximum allowed by law**

Supervisor Wadnola read and motioned to approve the following resolution:

WHEREAS, section 458-a of the Real Property Tax law of the State of New York authorizes local government to enact a resolution granting partial exemption from property taxes for residential property owned by persons who were enlisted in the Armed Services of the United States of America that meet the statutory qualifications as prescribed by law.

WHEREAS, the Town of Ulster Assessor recommends and submits to the Town of Ulster Town Board for approval, to increase the assessment ceiling for the New York State Veterans' Real Property Exemption to \$180,000.00, the highest allowed by the New York State Real Property Tax with a maximum exemption limits being set at \$27,000.00, \$45,000.00 and \$90,000.00 in each of the three prescribed exemption categories, and

WHEREAS, the County of Ulster and the Town's of Kingston, Gardiner, Lloyd, New Paltz and Woodstock have recently passed the same assessment ceiling under New York State Law, and

WHEREAS, the increase in the tax rate due to the passage of this resolution will be minimal to the Town's taxpayer, and

NOW THEREFORE BE IT RESOLVED, that the Town of Ulster Town Board hereby approves the Veteran's Exemption under New York State Real Property Tax Law at the Statutory maximum as set by New York State.

This resolution shall take effect for the 2005 Assessment Roll and subsequent 2006 Tax Roll and will continue until amended by the Town of Ulster Town Board.

2<sup>nd</sup> by Councilman Van Kleeck

A Roll Call Vote was taken – 4 Ayes – Councilman Brink was absent

**To establish a Board of Police Commissioners pursuant to Town Law Section 150(2) and appointing Town Board Members**

Supervisor Wadnola read and motioned to approve the following:

**RESOLUTION ESTABLISHING A BOARD OF POLICE COMMISSIONERS PURSUANT TO TOWN LAW SECTION 150(2) AND APPOINTING TOWN BOARD MEMBERS THERETO.**

WHEREAS, the Town Board may at any time establish a board of police commissioners for the Town of Ulster pursuant to Town Law Section 150(2); and

WHEREAS, the Town Board has determined that it is in the best interests of the Town to establish a board of police commissioners having all the powers relative to police matters conferred upon the Town Board pursuant to Article 10 of the Town Law; and

WHEREAS, the Town Board has determined that the board of police commissioners shall have four (4) commissioners comprised of elected Town Council members;

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 establishes a board of police commissioners to be comprised of the four (4) Town Council members of the Town Board, each of whom is appointed by the Town Board as a member of the board of police commissioners, and three (3) Council members thereof shall have the right to vote as a member of the board of police commissioners, and one (1) such Council member thereof shall be designated a non-voting member and chairperson of the Board of Police Commissioners except in the event of a tie vote of voting commissioners, in which case the nonvoting member may cast a vote to break a tie.
2. The Town Board hereby directs that the Commissioner of Criminal Justice Services shall be notified by appropriate Town personnel of the establishment of the board of police commissioners within thirty (30) days of the date hereof in accordance with Town Law Section 150(3).
3. The Supervisor is 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.

2<sup>nd</sup> by Councilman Van Kleeck

A Roll Call Vote was taken – 4 Ayes – Councilman Brink was absent

Councilman Van Kleeck motioned to approve the following:

**BUDGET MODIFICATIONS:  
GENERAL FUND**

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Modify Appropriation A5132.406 (Telephone) to be funded through A5990 (Approp.Fund Balance)for a new Telephone/Voice Mail System for the Highway Building and Assessor's Office \$ 7,500.00

GENERAL FUND

Modify Appropriation A2989.400 (D.A.R.E. Program) to be funded through A5990 (Approp.Fund Balance) for unexpended 2004 DARE funds \$ 969.85

GENERAL FUND

Modify Revenue A2680 (Insurance Recoveries) and Appropriation A3120.202 (Computers) check from Selective Insurance for computer equipment loss on 5-13-2004. \$ 808.00

GENERAL FUND

Modify Appropriation A3120.201 Police Vehicles and Prep. to be funded through A5990 (Approp. Fund Balance) for purchase of police vehicles \$45,000.00

GENERAL FUND

Modify Appropriation A3120.200 (Equipment) to be funded through A5990 (Approp. Fund Balance) for Mobile Terminal Data Equipment \$69,199.00

2<sup>nd</sup> by Council Member Wise

A Roll Call Vote was taken – 4 Ayes – Councilman Brink was absent

Councilman Artist motioned to adjourn the meeting at 8:35 PM

2<sup>nd</sup> by Councilman Van Kleeck

4 Ayes - Councilman Brink was absent

Respectfully Submitted by

Jason Cosenza, RMC

Ulster Town Clerk