

**ULSTER TOWN BOARD MEETING
NOVEMBER 21, 2005 AT 7:00 PM**

Supervisor Wadnola opened the hearing up at 7:00 PM

Ulster Town Clerk Cosenza read the notice:
NOTICE OF PUBLIC HEARINGS

PLEASE TAKE NOTICE that the Ulster Town Board will hold a Public Hearing Monday, November 21, 2005 at 7 PM to review the revisions of the Empire Zone boundaries to encourage industrial and commercial development and to allow for the creation of additional sub-zone in the Town of Ulster. The hearing will be held at the Ulster Town Hall, Lake Katrine, New York.

FOLLOWING SAID HEARING, the Town Board will hold a Public Hearing on the application of SAS Properties Inc. for a special permit for "Cedar Kingston LLC", a multiple dwelling (81 rooms), on the lands of Ferlazzo Lillian Trust, Didonna Albert Trust & SAS Properties Inc. (a total of 4.4 acres) located on parcel lot # 48.7-1-18, 48.7-1-19 & 48.7-1-20, located on 1285-1287 & 1307 Ulster Avenue in an RC Zone.

At these times, all interested parties will be heard.

BY ORDER OF THE ULSTER TOWN BOARD
Jason Cosenza, RMC
Ulster Town Clerk

Mrs. Catherine Maloney, the Zone Coordinator, no relation to James Maloney, the Town Assessor, explained that New York State passed a law that changes the rules for the Empire Zone. The law reduced the number of zones allowed to six zones with a seventh based on need. The zones need to be continuous bodies, where before, the zones could be spot zoned. There are currently over 90 sub-zones. The committee (Empire Zone) sat down, reviewed the law and tried to make a revision configuration of a map that utilizes area where the most business can benefit.

Summary of Statements:

Mr. James Maloney – In the trimming of zone, if the Savanna Partners wanted to do an addition to their mothballed building would they be able to get back into the Empire Zone? He stated his concern is that if the building gets filled, there could be good jobs there.

Mrs. Maloney – It is possible. Every alteration would be looked at on a case by case basis and a local law would have to be passed. It would take some time for the amendment to take effect.

Mr. Nick Harris – What type of jobs? Have you been successful?

Mrs. Maloney – The empire zone wants to encourage manufacturing. Yes. We have over 150 registered businesses.

Councilman Craig Artist – How many acres did the Town lose in this revision? Why is Kingston getting parts of the zone that are including retail and why not Ulster's retail?

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Mrs. Maloney – Can't state offhand without looking at the map. The law was changed and that is the path to reach other areas of the City of Kingston. The Ulster retail stores would gain no benefit from being in the zone as this does not benefit retail.

Council Member Wise motioned to adjourn the hearing at 7:17 PM
2nd by Councilman Artist
Four Ayes – Councilman Van Kleeck was absent

Supervisor Wadnola opened the second Public Hearing for "Cedar Kingston LLC" at 7:18 PM

Mr. Wayne Graf, Attorney for "Cedar Kingston LLC", reviewed the proposal before the Town Board. He stated that he has satisfied Mr. Louis DiDonna's concerns by not using any fences and planting heavy landscaping; increasing the numbers of trees and offering them in various sizes. There are four buildings on the lot: a Dunkin Donuts that is being built to justify the economics of leasing property as an entrance to the lot, a Hampton Inn which was reduced from 91 units to 81 units, a 10,000 square foot CVS and a Taco Bell. The project exceeds the minimum requirement set by the town. These are not traffic generators, but feed off the traffic passing by. The project will offer part-time, managerial and pharmacists jobs. The site plan was reviewed by many people and modifications were made that were appropriate. The Town Engineer reviewed the site for water and sewer and he was satisfied. The Fire Chief reviewed the plan for emergency purposes and the fitting of a ladder truck around the area. He was also satisfied. He felt any outstanding issues have been addressed. The Hampton Inn is a four story building; the others are single.

Mr. Barry Medenbach, the architect, stated that the buildings are standard for those businesses. The CVS is a red brick ranch type. There are a variety of trees to provide a buffer to the other property owners.

There was a discussion between Councilman Brink and Mr. Medenbach about the drive-thru at the Dunkin Donuts about people trying to back out and be stuck due to the traffic entering the drive-thru. The lane that exits the drive-thru is able to handle two cars but it would be a tight fit as it is not designed to handle two cars. It would be hard for a car that turned to exit the drive-thru to exit without being in the line. This is not the designated path for people to exit.

Mr. Vince Guido – The County Planning Board gave numerous suggestions and asked the Town Board to adopt them. The site has 81 rooms and there are 77 car parking spots. Where will the snow be put? This project does not fit the character of the area. Asked the town to set the standards higher and suggested the project be scaled back. The easements lead nowhere.

Mr. Joe Toscano – If the assumptions made about the traffic don't come true, will they abandon the project (after it is built) for the benefit of the town? He was not in favor of the project.

Mr. Larry Winkler – Felt that the project would make the traffic pattern grow worst. He further felt that the project proposal didn't work on paper and it was not going to work in real life.

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Mr. Nick Harris – Suggested since this is the first blueprint with trees on it, that the town take over the property and make a park out of it (jest).

Ulster Hose Fire Chief – Can the fire truck go around both sides of the building? Has the footprint been changed? Is the access path a single lane? The Fire Department needs a new fire truck to service the building.

Mr. Wayne Graf – Yes, the truck can fit. The footprint was shrunken. He was unaware of the fire truck need but felt there were mechanisms in place to solve that problem. He was also aware that the Fleet/Bank of America was a 4 story building.

Councilman Brink – Does the building provide enough of a collapse zone or room to get the fire equipment in there assuming the building is full?

Fire Chief – The Fire Department would have to deal with the situation as it comes. The department may not be able to put its equipment where it wants to.

Mr. Joe Toscano - Asked the Town Board to adopt the County Planning Board recommendations.

Mr. Wayne Graf – In regard to things that were stated, there are 85 parking spaces for the hotel. Stated that the project greatly exceeded the standards that the town had for parking and green space. He stressed that this project would have little impact on the traffic. The companies felt comfortable coming to this project. He requested the Town Board adopt a negative declaration for the project. The County Planning Board recommendations were not in the property owners control to fix. The neighboring property owner didn't want to offer cross easements. The project had no control over this, but did put cross easements for future development.

Mr. Ozzie Biechert – Stated he reviewed the traffic study and followed the plan through all the stages. He felt that this was a good plan, a good result and a good tax impact to the town.

Mrs. Dawn Pretsch - Was not in favor of the project due to the traffic impact.

Mr. Nick Harris – (Humor) Stated that the town should send “Taco Bell” to the City of Kingston and the town should get a “Hooters”.

Mr. Vince Guido – Stated that a lot of projects come to the town and they pay a lot of tax money to the town but the Town's taxes never go down. He felt the traffic congestion does not justify the building.

Mr. Barry Medenbach, the architect, stated this was a question of economics. If you scale back or remove one of the buildings, the economics aren't there. He had worked on several projects in this area and this is one of the applications that managed to solve all the problems to development this area.

Councilman Brink motioned to adjourn the hearing at 8:18 PM

2nd by Council member Wise

Four Ayes – Councilman Van Kleeck was absent

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CALLED TO ORDER BY SUPERVISOR WADNOLA, CHAIRMAN at 8:35 PM

SALUTE TO THE FLAG

ROLL CALL BY CLERK

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

COMMUNICATIONS –

Supervisor Wadnola announced the 5th Annual Tree Lighting Ceremony, hosted by the Ulster Kiwanis will be held on Sunday, November 27th, at the Ulster Town Hall from 4PM to 6PM. Special Guests will be Kingston High School Chorus and Brass Ensemble. Also, free face painting, free crafts for children, free refreshments and free pictures with Santa Claus.

BSA Committee for Troop 20, Hurley – Bradley R. Hill, a resident, earned his eagle scout award and the Town Board was invited to his Eagle Court of Honor on December 18, 2005 at the Hurley Church.

COMMITTEE REPORTS

Supervisor Wadnola reported from the Buildings and Grounds Committee that about 10 years ago, a mechanical engineer reviewed the heating and air conditioning system in the building. The engineer was in today and was going to pull out his old reports and take some positive action. The town is going to put two heaters in the hallway and a few other places to help relieve the poor heating conditions.

Councilman Artist reported, from the Town Finance Committee, that the monthly abstract was reviewed on Saturday, November 19, 2005.

Supervisor Wadnola congratulated all the candidates elect. He announced the appointment of Nick Woerner as the Deputy Supervisor effective December 1, 2005 for a smooth transition.

DEPARTMENT HEAD REPORTS

Town Clerk – The monthly clerk report was read.

Water Department – Paul Vogt, the water superintendent reported that the department has been doing its “routine running”. Hydrants have been flushed except in Glenerie. Supervisor Wadnola thanked Paul Vogt for his work in the town.

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

Town Assessor – Reported that the office is working on its star program process for February.

Police Department- The monthly report was read.

APPROVAL OF MINUTES FROM PREVIOUS MEETING

Supervisor Wadnola motioned to approve the minutes for October 3, 2005 and October 17, 2005.

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2nd by Councilman Brink
Four Ayes – Councilman Van Kleeck was absent

Councilman Brink motioned to approve the following:

ABSTRACT OF CLAIMS

FUND	CLAIM #	AMOUNT
UTILITIES		
GENERAL	1101-1127	\$ 7,935.93
ULSTER WATER	1101-1106a	\$ 8,348.52
HALCYON PK. WATER	1101-1102	\$ 411.61
SPRING LAKE WATER	1101-1104	\$ 242.93
BRIGHT ACRES WATER	1101	\$ 211.38
GLENERIE WATER	1101	\$ 14.04
WHITTIER SEWER	1101-1103	\$ 1,944.07
ULSTER SEWER	1101-1105	\$ 33,139.70
SPECIAL LIGHT	1101-1106	\$ 3,323.57
GENERAL	1101-11163	\$ 116,954.93
HIGHWAY	1101-1149	\$ 117,774.97
WHITTIER SEWER	1101-1108	\$ 1,684.34
ULSTER SEWER	1101-1134	\$ 24,556.00
ULSTER WATER	1101-1136	\$ 61,673.28
HALCYON PK. WATER	1101-1104	\$ 1,574.40
SPRING LAKE WATER	1101-1104	\$ 22,645.60
BRIGHT ACRES WATER	1101-1108	\$ 659.53
CHERRY HILL WATER	1101-1103	\$ 91.60
GLENERIE WATER	1101-1102	\$ 50.00
INSURANCE (ALL FUNDS)	1101-1117	\$ 82,716.40
ELECTIONS	1101-1171	\$ 13,117.45
CAPITAL PROJECTS		
TRUST & AGENCY	1101-1108	\$ 24,194.06
GLENERIE WATER	1101	\$ 50.93
DRAINAGE PROJECTS	1101-1102	\$ 24,494.96
EAST KINGSTON WATER	1101-1104	\$ 12,622.19
	TOTAL	\$ 560,432.39

2nd by Councilman Artist
A Roll Call vote was taken – 3 Ayes – Council Member Wise abstained – Councilman Van Kleeck was absent

Local Law to revise the Empire Zone boundaries to encourage industrial and commercial development and to allow for the creation of additional sub-zone in the Town of Ulster
Supervisor Wadnola read and motioned to approve the following:

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**LOCAL LAW NO. 4 OF 2005 OF THE TOWN OF ULSTER, NEW YORK AMENDING
THE EMPIRE ZONE LEGISLATION**

WHEREAS, by Local Law No. 2 of 1994 of the Town of Ulster and by Resolution #71 of 1994, the County of Ulster authorized the City of Kingston and the Town of Ulster to prepare and submit the joint application for designation of the Empire Zone, pursuant to Section 961 of the General Municipal Law, and the creation of such Zone was approved by the New York State Commissioner of Economic Development and such Zone was formally designated by the Empire Zones Designation Board on July 27, 1994.

WHEREAS, the New York State Legislature and the Governor have enacted into law changes to the Empire Zones program, whereby each existing Empire Zone must configure its existing zone acreage into six "distinct and contiguous" areas with a seventh depending upon need;

WHEREAS, pursuant to Sections 961 and 957(d) of the General Municipal Law, as amended, the City of Kingston and the Town of Ulster are submitting a joint application for redesignation of the existing Empire Zone into six "distinct and contiguous areas" with a seventh depending upon need, including a description of the areas identified for such redesignation, to the New York State Commissioner of Economic Development for ultimate approval by the Empire Zones Designation Board; and

WHEREAS, such redesignation could greatly benefit the County of Ulster in that new businesses would be encouraged to locate in the zone area, existing businesses would be encouraged to expand in the zone area, and new and expanded businesses would generate new jobs for County residents; and

WHEREAS, a draft of the amended Zone Development Plan is hereby authorized to be submitted along with the redesignation application to the New York State Commissioner of Economic Development;

NOW, THEREFORE, BE IT ENACTED BY THE TOWN OF ULSTER, as follows:

Section 1. The Town of Ulster hereby jointly submits an application for redesignation of certain areas within Ulster County as an Empire Zone; provided, however, that such authorization and empowerment shall be conditioned upon the concurrence, through properly adopted resolution(s) with respect to such application of the governing bodies of any and all cities, towns and villages in which such zone is located.

Section 2. The boundaries of said areas to be included in said Empire Zone shall be as set forth in Schedule A, which is attached hereto and made a part hereof.

Section 3. Pursuant to requirements of Section 963(a) of the General Municipal Law, City of Kingston Comptroller shall continue to serve as the Local Empire Zone Certification Officer of Kingston/Ulster Empire Zone, and shall, pursuant to the regulations promulgated pursuant to Article 18-B of the General Municipal Law, perform the following duty, to wit,

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certify, jointly with the New York State Commissioner of Economic Development and the New York State Commissioner of Labor, those businesses enterprises that are eligible to receive those benefits referred to in Section 966 of the General Municipal Law, and any other applicable statutes.

Section 4. Pursuant to Article 18-B of the General Municipal Law, the Local Empire Zone Administrative Board as presently constituted is hereby continued . The Local Empire Zone Administrative Board, pursuant to Section 963(a) of the General Municipal Law, as amended, shall approve for certification by the Zone Certification Officer, the New York State Commissioner of Economic Development, and the New York State Commissioner of Labor, the applications of those businesses eligible for certification to receive the benefits referred to in Section 966 of the General Municipal Law, and shall perform all other duties required of it pursuant to Section 963(b) of the General Municipal Law,

Section 5. This local law shall take effect upon filing in the Office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

2nd by Councilman Brink

A discussion occurred among the Town Board about the changes within the EDZ. Councilman Artist stated that he was not in favor of the law due to the loss of acreage within zone to the town. He felt that, if the City of Kingston was going to get retail areas in the zone, then the Town should include its retail. Supervisor Wadnola stated that this change was not in the Town's Control and was forced by the changes in the State Law.

A Roll Call Vote was taken –
Councilman Artist – Nay
Councilman Van Kleeck – Absent
Councilman Brink – Aye
Council Member Wise – Nay
Supervisor Wadnola – Aye

The motioned failed.

Council Member Wise motioned the following:

Resolution to Authorize a Water and Wasterwater Grant Agreement

Whereas, the USDA requires the Town to sign a grant agreement in order to receive USDA's grant funds for the East Kingston Water Project

Now, therefore be it resolved that the Town Board of the Town of Ulster hereby approves the grant agreement for the East Kingston Water Project and authorizes Supervisor Frederick J. Wadnola to sign that agreement on behalf of the Town.

2nd by Councilman Artist

4 Ayes – Councilman Van Kleeck was absent

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Supervisor Wadnola read and motioned the following:

**RESOLUTION TO IMPROVE CERTAIN CAPITAL PROJECTS FOR THE TOWN OF
ULSTER SEWER DISTRICT**

Whereas, the Ulster Town Board is the governing body of the Town of Ulster; and

Whereas, the Ulster Sewer District Superintendent has demonstrated a need for certain capital projects at the Wastewater Treatment Facility located on Dogwood Street Extension; and

Whereas, these projects are specifically to assure compliance with SPDES permit limitations and overall system reliability; and

Whereas, the need for these projects has been reviewed by Brinnier and Larios, P.C. engineers for the Ulster Sewer District; and

Whereas, the Ulster Sewer District has established a capital improvement fund for projects of this nature;

Now, therefore, be it resolved that the following capital projects are hereby authorized at total cost not to exceed \$450,000.00 (four hundred fifty thousand 00/00 dollars) for the purchase and installation of the following items:

- 1) Addition of 3rd Blower for Submerged Biological Contactors
- 2) Replacement of air diffuser assemblies for 4 Submerged Biological Contactors
- 3) Replacement of center drive mechanism for Gravity Thickener
- 4) Replacement of center drive mechanism for One Secondary Clarifier (old primary)

2nd by Councilman Brink

A Roll Call vote was taken – 4 Ayes – Councilman Van Kleeck was absent

Supervisor Wadnola read and 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
HEATING UPGRADES TO THE ULSTER TOWN HALL IN THE AMOUNT OF
\$19,796.00 FROM JEFF LOWE, PLUMBING, HEATING & AIR CONDITIONING, INC.**

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

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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,

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) TWELVE THOUSAND EIGHT HUNDRED EIGHTY-FOUR AND 00/100 (\$12,884.00) DOLLARS from said fund for to furnish and install two VRV products Model PSU-30 hot water cabinet unit heaters at either end of the Hallway with copper hot water piping installed from the heaters to the boiler room. All piping will be installed with 1” rigid fiberglass. A TACO circulator and the flow check valve will be added to the boiler supply header. Service valves will be installed on each side of the circulator and the in the supply and return piping of each heater. A Honeywell T8400 digital thermostat will control a Honeywell transformer/relay that provide power to the fans in the heating units and circulator.

(2) THREE THOUSAND FOUR HUNDRED FIFTY-SIX AND 00/100 (\$3,456.00) DOLLARS from said fund to furnish and install a VRV products model PSU-30 hot water cabinet unit heater to the right of the entrance door of the police department. All piping will be installed with 1” rigid fiberglass. Service valves will be installed on the supply and return piping of the heater. A Honeywell T8400 digital thermostat will be installed.

(3) THREE THOUSAND FOUR HUNDRED FIFTY-SIX AND 00/100 (\$3,456.00) DOLLARS from said fund to furnish and install a VRV products model PSU-30 hot water cabinet unit heater to the Justice Department hallway. All piping will be installed with 1” rigid fiberglass. A Honeywell T8400 digital thermostat will be installed.

NOW THEREFORE,

BE IT RESOLVED that the Supervisor of the Town of Ulster be and he is authorized to expend monies from the Equipment Reserve Fund in the sum of NINETEEN THOUSAND SEVEN HUNDRED NINETY-SIX AND 00/100 (\$19,796.00) for the purchased and installation of the afore said heating upgrades from Jeff Lowe, Plumbing, heating & Air Conditioning.

RESOLVED that this resolution is subject to a permissive referendum.

2nd by Councilman Artist

A Roll Call vote was taken – 4 Ayes – Councilman Van Kleeck was absent

Supervisor Wadnola motioned to approve the following:

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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 HEATING UPGRADES TO THE ULSTER TOWN HALL IN THE AMOUNT OF \$19,796.00 FROM JEFF LOWE, PLUMBING, HEATING & AIR CONDITIONING, INC.

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 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) TWELVE THOUSAND EIGHT HUNDRED EIGHTY FOUR AND 00/100 (\$12,884.00) DOLLARS from said fund to furnish and install two VRV products Model PSU-30 hot water cabinet unit heaters at either end of the Hallway with copper hot water piping installed from the heaters to the boiler room. All piping will be installed with 1" rigid fiberglass. A TACO circulator and the flow check valve will be added to the boiler supply header. Service valves will be installed on each side of the circulator and the in the supply and return piping of each heater. A Honeywell T8400 digital thermostat will control a Honeywell transformer/relay that provide power to the fans in the heating units and circulator.

(2) THREE THOUSAND FOUR HUNDRED FIFTY-SIX AND 00/100 (\$3,456.00) DOLLARS from said fund to furnish and install a VRV products model PSU-30 hot water cabinet unit heater to the right of the entrance door of the police department. All piping will be installed with 1" rigid fiberglass. Service valves will be installed on the supply and return piping of the heater. A Honeywell T8400 digital thermostat will be installed.

(3) THREE THOUSAND FOUR HUNDRED FIFTY-SIX AND 00/100 (\$3,456.00) DOLLARS from said fund to furnish and install a VRV products model PSU-30 hot water cabinet unit heater to the Justice Department hallway. All piping will be installed with 1" rigid fiberglass. A Honeywell T8400 digital thermostat will be installed.

BE IT RESOLVED that the Supervisor of the Town of Ulster be and he is authorized to expend monies from the Equipment Reserve Fund in the sum of NINETEEN THOUSAND SEVEN HUNDRED NINETY-SIX AND 00/100 (\$19,796.00) for the purchase and installation of the afore said heating upgrades from Jeff Lowe, Plumbing, heating & Air Conditioning

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RESOLVED that this resolution is subject to a permissive referendum.

2nd by Council Member Wise

A Roll Call vote was taken – 4 Ayes – Councilman Van Kleeck was absent

Council Member Wise motioned to approve the following:

Resolution that all Elected Officials and non-union employees contribute Four Hundred Dollars (\$400.00) on a yearly basis to the cost of their health insurance

Whereas, the Town Board of the Town of Ulster is the governing body of the Town and

Whereas, the Town Board has determined that all employees; elected officials and non-union employees of the Town should contribute to the cost of their health insurance and

Now therefore be it resolved that all elected officials and non-union employees of the Town who elect to participate in the medical insurance programs offered by the Town will contribute \$400.00 on a yearly basis to the cost of their health insurance effective January 1, 2006.

2nd by Councilman Artist

A Roll Call vote was taken – 4 Ayes – Councilman Van Kleeck was absent

Councilman Artist motioned to approve the following:

Establish an Open Development Area S-B-L: 56.021-2-24 and 36111 Fairway Drive Lands of Warren Tuft

WHEREAS, §190-17.B of the Town of Ulster Zoning Law requires that “Every building requiring a permit shall be on a lot abutting a suitably improved street as provided in §280-a of the Town Law”; and

WHEREAS, Warren Tuft proposes to acquire a 0.9 acre lot which will have access from Fairway Drive, across lands of Robert and Dolores Tuft via an easement; and

WHEREAS, the applicant has received a necessary setback variance from the Zoning Board of Appeals; and

WHEREAS, the Planning Board has reviewed the proposed plat, found it to be appropriate and granted final plat approval on condition that an “open development area” is established as provided under §280-a of the Town Law,

NOW THEREFORE be it resolved that:

The lands described as Parcel 56.021-2-24 on the tax records of the Town of Ulster and the 0.939 acre lot to be created on adjacent lands of Hudson Valley Ice and Sports, is hereby established as an open development area as provided under §280-a of the New York State Town Law.

2nd by Council Member Wise

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4 Ayes – Councilman Van Kleeck was absent

Resolution Establishing Membership in the Digital Towpath Cooperative

Supervisor Wadnola pulled the item from the agenda to allow time for the supervisor elect to review the resolution.

Supervisor Wadnola read and motioned to approve the following:

Resolution to Authorize Homeowner Notification Letters for Integrated River solutions, Inc.

Whereas, the Town of Ulster is interested in good stewardship for its streams and waterways, and

Whereas, the Town has entered into an inter-municipal agreement with the Towns of Woodstock and Kingston and has received a grant from New York State to enable the three towns to develop long term stewardship strategies for the stream corridor as well as an educational outreach program, and

Whereas, it is necessary to conduct an inventory of physical features along the Sawkill stream, and

Whereas Integrated River Solutions, Inc. has been awarded the bid to conduct this inventory, and

Whereas, Integrated River Solutions, Inc. needs access to properties along the streambed, Now therefore be it resolved that the Town of Ulster authorizes Integrated River Solutions to send letters of notification of their project to homeowners along the streambed

2nd by Councilman Artist

4 Ayes – Councilman Van Kleeck was absent

Supervisor Wadnola motioned to approve the following :

Budget Modifications :

General Fund	Modify Revenue A2705 (Gift & Donations) and Approp. A3120.435 (Canine) donation from Sam's Club Foundation	\$2,000.00
Ulster Water	Modify Revenue SW1-2665 (Sale of Equipment) and Appropriation SW1-8340.200 (Truck) purchase of 1990 F150 Ford 4x4 from Larry Yerkes, Jr.	\$780.00
Highway Fund	TRANSFER FROM	TRANSFER TO
	D5110.413 Equip. Rental	D5110.420 Gas & Oil
	D5110.438 Engineering	D5110.443 Pipe,Drains
	D5110.445 Blasting	D5110.443 Pipe,Drains
	D5130.413 Rental	D5130.200 Equipment
	D5130.413 Rental	D5130.422 Equip Maint
		\$9,900.00
		3,000.00
		3,000.00
		4,900.00
		20,000.00

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	D5110.400 Street Prog.	D5130.428 Solvents	3,000.00
	D5110.400 Street Prog.	D5130.429 Oil & Lub	4,900.00
	D5110.400 Street Prog.	D5130.491 Parts	20,000.00
	D5142.449 Calcium	D5142.448 Cold Patch	3,200.00
	D5142.449 Calcium	D5142.437 Meal Allow.	2,000.00
	D5142.449 Calcium	D5142.420 Gas & Oil	2,000.00
	D5110.442 Road Oil	D5110.443 Pipe,Drains	2,500.00
Highway Fund	Modify Revenue D5031 Interfund Transfer		24,494.96
	Appropriations: D5110.100 Wages		9,219.21
	D5110.413 Equipment Rental		15,275.75
	Reimbursement for Wages & Equipment Rental from Drainage Capital Project Fund		
Drainage Capital Projects	TRANSFER FROM HDR-5110.200 Constr.	TRANSFER TO HDR-9950.900 Interfund Transfer-Cap.Proj.	24,494.96
Ulster Sewer	Modify Appropriations SS2-8130.423 (Equip. Repair) \$36,713.38 and SS2-8130.423 (Sewer Mains-Rep.& Maint.) \$6,105.00 to be funded through SS2-5110 (Approp.Reserve) for partial payment to Leo Boice & Sons for sanitary sewer rehabilitation project, South Interceptor, Esopus Avenue		\$42,818.38
Ulster Sewer	Modify Revenue SS2-5031 (Interfund Transfer) and Approp. SS2-8130.422 (Equip. Repair) transfer from Sewer Impact Fees for partial payment to Leo Boice & Sons for sanitary sewer rehabilitation project, South Interceptor, Esopus Ave. for		\$20,352.87
General Fund	Modify Revenue A4389 (Public Safety,Fed.Aid) and Approp. A3120.200 (Equipment) Police Grant for bullet proof vest		\$3,758.30
General Fund	Modify Revenue A4389 (Safety,Fed.Aid) and Approp. A8160.401ing Costs) Fed. & State Reim. For Flooding debris removal April 2-4,2005		\$51,846.63
General Fund	Modify Revenue A4389 (Safety,Fed.Aid) and Appropriations A3120.101 (O.T.Wages) \$69,467.85, A3120.421 (Veh.Maint.) 3,834.50 - Fed.&State Reimb. For Flooding services provided April 2-4.2005 (Police Dept.)		\$10,302.35
Highway fund	Modify Revenue D4389 (Safety,Fed.Aid) and Appropriations D5110.100 (Wages) \$2,601.54 D5110.413 (Equip. Rental) \$29,120.84 and D5142.437 (Meal Allowances) \$87.50 - Fed and State Reimb for Flooding services provided April 2-4,2005		\$31,809.88
Set Up Budget Small Cities	Revenue HCW-4910 (Fed.Aid- community Develop)		\$266,000.00
Program Community Develop. Block Grant	Appropriations: HCW-8662.200 Lateral Connections HCW-8686.401 Administration		\$240,000.00 2,000.00

