

ULSTER TOWN BOARD WORKSHOP
September 4, 2007 at 7:00 PM

CALLED TO ORDER BY SUPERVISOR WOERNER, CHAIRMAN

SALUTE TO THE FLAG

ROLL CALL BY CLERK

TOWN COUNCILMAN CRAIG ARTIST
TOWN COUNCILMAN DAVID BRINK
TOWN COUNCILMAN JOEL B. BRINK
TOWN COUNCILMAN ROCCO SECRETO
SUPERVISOR NICKY B. WOERNER

Public Comment

Robert Barton stated that he is opposed to proposed local law #4, as he wants the Town Board to be accountable for the final approval of any large project.

John Heitzman – He concurred with Robert Barton about the proposed local law #4. He would also like the Town Board to have final say over Ulster Manor.

Proposed Local Law # 3 of 2007 – Authorizing an exemption of real property taxes for volunteer firefighters and ambulance squad active members.

Supervisor Woerner reported that a proposed local law #3 is to authorize exemptions for active volunteer firefighters and ambulance squad members. This proposal is being offered on the County level by Legislator Brian Cahill. He offered to co-sign a letter to the state raising the exemption level and a letter to the school to offer an exemption.

The Town Board members all expressed that they are in favor of this proposal.

Councilman Artist motioned to set a public hearing for September 17, 2007 at 7:45 PM
2nd by Councilman Joel B. Brink
All Ayes

Proposed Local Law # 4 of 2007 – Authorizing the Planning Board to have final site Plan Approval Authority; increasing the Planning Board from five to seven members

There was a brief discussion among the Town Board. Councilmen Artist and Joel B. Brink are in favor of retaining final site plan approval at the Town Board level. They believe that the people want direct accountability for site plan approvals. Councilman David Brink is in favor of the final approval being at the Planning Board level as there have not been any significant changes by the Town Board. He further feels that adding more members dilutes the responsibility of the board. Councilman Secreto concurred with Councilman David Brink.

Councilman Secreto motioned to set a public hearing for proposed local law #4 on September 17, 2007 at 8 PM.
2nd by Councilman David Brink

All Ayes

Authorizing the Town Supervisor to sign all necessary documents for the Office of Court Administration Grant Application.

Councilman Artist moved to approve and authorize the Town Supervisor to sign all necessary documents for the Office of Court Administration Grant Application

2nd by Councilman Secreto.

All Ayes

Authorizing the Transfer of \$ 49,000 from the Landfill Closure Fund to the Equipment Reserve Fund for the purchase of a 2008 Dodge Magnum K-9 Police Vehicle and a 2008 Dodge Charger Police Patrol Vehicle (Police Department)

Councilman David Brink 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 AND OUTFITTING OF ONE 2008 DODGE MAGNUM POLICE K-9 VEHICLE AND ONE 2008 DODGE CHARGER POLICE VEHICLE

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,

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: FORTY-NINE THOUSAND and 00/100 (\$49,000.00) DOLLARS from said fund for the purchase and outfitting ONE 2008 DODGE MAGNUM POLICE K-9 VEHICLE AND ONE 2008 DODGE CHARGER POLICE VEHICLE FOR THE TOWN OF ULSTER POLICE DEPARTMENT

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NOW THEREFORE, BE IT RESOLVED that the Supervisor of the Town of Ulster be and he is authorized to transfer monies from the Landfill Closure Reserve Fund to the Equipment Reserve Fund in the sum of FORTY-NINE THOUSAND and 00/100 (\$49,000.00) DOLLARS from said fund for the purchase and outfitting of ONE 2008 DODGE MAGNUM POLICE K-9 VEHICLE AND ONE 2008 DODGE CHARGER POLICE VEHICLE FOR THE TOWN OF ULSTER POLICE DEPARTMENT, and it is further,

RESOLVED that this resolution is subject to a permissive referendum.

2nd by Councilman Secreto

A Roll Call Vote was taken – All Ayes

Authorizing the Appropriation of \$ 49,000 from Equipment Reserve Fund for the purchase of a 2008 Dodge Magnum K-9 Police Vehicle and a 2008 Dodge Charger Police Patrol Vehicle (Police Department)

Councilman Secreto 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 AND OUTFITTING OF ONE 2008 DODGE MAGNUM POLICE K-9 VEHICLE AND ONE 2008 DODGE CHARGER POLICE VEHICLE FOR THE TOWN OF ULSTER POLICE DEPARTMENT

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: FORTY-NINE THOUSAND and 00/100 (\$49,000.00) DOLLARS from said fund for the purchase and outfitting of ONE 2008 DODGE MAGNUM POLICE K-9 VEHICLE AND ONE 2008 DODGE CHARGER POLICE VEHICLE FOR THE TOWN OF ULSTER POLICE DEPARTMENT, NOW

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: FORTY-NINE THOUSAND and 00/100 (\$49,000.00) DOLLARS from said fund for the purchase and outfitting

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of ONE 2008 DODGE MAGNUM POLICE K-9 VEHICLE AND ONE 2008 DODGE CHARGER POLICE VEHICLE FOR THE TOWN OF ULSTER POLICE DEPARTMENT and it is further

RESOLVED that this resolution is subject to a permissive referendum.

2nd by Councilman Joel B. Brink
A Roll Call Vote was taken – All Ayes

7:30 PM -Proposed Twin Creeks Subdivision Storm Water District.

Supervisor Woerner opened the hearing at 7:35 PM

Mr. Moriello, a representative from the developer explained the history of the project and that the purpose of this hearing is solely for the creation of a drainage district. The project still needs to go before the Town Planning Board for further review. The district will allow the town to charge a user fee to the people who own the property in order to provide proper maintenance to drainage areas. This district will be MS-4 compliant.

Mrs. Karen Markisenis – How will this fee be assessed?

Mr. Moriello – It will be assessed on a per lot basis. The fee has not been set as of yet, but the fee will be on the tax bill so the purchaser of the property will be aware of this.

Supervisor Woerner motioned to adjourn the hearing at 7:40 PM

2nd by Councilman Artist

All Ayes

Establishing the Twin Creeks Subdivision Storm Water District

Councilman David Brink motioned to approve the establishment of the Twin Creeks Subdivision Storm Water District

2nd by Councilman Secreto

A brief discussion occurred among the Town Board and the Town Attorney in regard to procedure and progress of establishing the district.

A Roll Call Vote was taken – All Ayes

Establishing the National Incident Management System (NIMS) as Ulster County's Standard for Emergency Incident Management – Emergency Management Emergency Communications

Councilman Secreto motioned to approve the following resolution:

ESTABLISHING THE NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS) AS THE TOWN OF ULSTER'S STANDARD FOR EMERGENCY INCIDENT MANAGEMENT - EMERGENCY MANAGEMENT/EMERGENCY COMMUNICATIONS

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WHEREAS, the National Commission of Terrorist attacks (the 9/11 Commission) recommended adoption of a standardized Incident Command System; and

WHEREAS, the President of the United States, in Homeland Security Directive (HSPD-5) directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (NIMS) which would provide a consistent nationwide approach for federal, state, local and tribal governments to work together more effectively and efficiently to prepare for, prevent, respond to and recover from domestic incidents, regardless of cause, size or complexity; and

WHEREAS, it is necessary and desirable that all federal, state, local and tribal emergency agencies and personnel coordinate their efforts to effectively and efficiently provide the highest levels of incident management; and

WHEREAS, to facilitate the most efficient and effective incident management, it is critical that Federal, State, local and tribal organizations utilize standardized terminology, standardized organizational structures, interoperable communications, consolidated action plans, unified command structures, uniform personnel qualification standards for planning, training and exercising, comprehensive resource management and designated incident facilities during emergencies or disasters; and

WHEREAS, the NIMS standardized procedures for managing personnel, communications, facilities and resources will improve the Town's ability to utilize federal funding to enhance local and state agency readiness, maintain first responder safety and streamline incident management training processes; and

WHEREAS, the Incident Command System component of NIMS is already an integral part of various incident management activities throughout the Town of Ulster, including current emergency management training programs; and

WHEREAS, HSPD-5 requires federal departments and agencies to make adoption of NIMS by state, tribal and local organizations a condition for federal preparedness assistance beginning in the fiscal year 2005; and

WHEREAS, the Public Safety Committee has met, reviewed and approved this request;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Ulster does hereby establish the National Incident Management System (NIMS) as the Town of Ulster's standard for emergency incident management.

2nd by Councilman Artist
All Ayes

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Economic Development Committee

Mr. James Maloney, Town Assessor, reported that the committee's next step, as recommended by Alan J. Sorensen, Town Planner, is to incorporate the committee into the Economic Development Corporation and add some seed money, \$5,000-\$7,500, to the 2008 town budget. After the creation, the corporation can go after grant and revolving loan money and administer it.

Supervisor Woerner stated that he will get some estimates on how much it will cost to incorporate.

Mr. Robert Barton had a discussion with the Town Supervisor about establishing a public emergency management plan. He reiterated that he is in favor of the Town Board having final site plan approval.

John Heitzman reported that the U-Haul Property on Ulster Avenue has a storage unit that is blocking the view of the egress.

Supervisor Woerner will talk to the Zoning Enforcement Officer about it.

Mr. James Maloney thanked the Town Board for setting a PH for the Firefighter exemption.

Mr. Richard Metzger – Thanked Councilman Joel B. Brink for getting the weeds removed from the Tech City property. He asked the town to get the old stone dust removed from sidewalks along Ulster Avenue and Ulster Crossings. He further asked that the signs by Verizon Wireless at the corner of Boices Avenue and Ulster Avenue be removed as they block the view. Also the parking lot needs to also be striped.

Mrs. Karen Markisenis – Inquired about the status of reverse 911 (a phone call warning people of pending dangers – floods, hazarded spills etc.)? What is the status of parking lot striping in the town? She is in favor of the Planning Board having final say. Five members should remain. County Legislator Brian Cahill – Stated that reverse 911 was used with the recent flooding problem. Mr. Art Synder would be able to answer that.

Supervisor Woerner essentially stated that it varies from mall to mall. As they appear before the Town Planning Board those items are being addressed with the traffic flows.

County Legislator Brian Cahill reported that Boices Lane will get some minor repairs this year to make it better for the winter and is slated for a complete make-over next year.

County Legislator Mike Berardi reported that he is seeing multiple unlicensed vehicles in the town. He will wait for the public comment hearing on proposed local law #4 for final site plan approval.

Mr. Nelson White inquired if the Albany Avenue Garage is in violation of any town ordinance due to its unsightly appearance.

Supervisor Woerner believed that they are in site plan violation and they are awaiting site plan approval. He will investigate it further.

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Mr. Robert Barton inquired about the budget process.

Supervisor Woerner explained the budget calendar of events.

Councilman Woerner motioned to adjourn the meeting at 8:29 PM

2nd by Councilman Secreto

All Ayes

Respectfully Submitted by

Jason Cosenza, RMC FHCO

Ulster Town Clerk