

ULSTER TOWN BOARD MEETING  
OCTOBER 15, 2007 AT 7:00 PM

CALLED TO ORDER BY SUPERVISOR WOERNER, CHAIRMAN at 7:00 PM

### **SALUTE TO THE FLAG**

### **ROLL CALL BY CLERK**

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

Supervisor Woerner announced that Councilman Joel B. Brink was excused due to his illness.

Mr. Robert Barton – How is the cost of removing the building on John St. offset?  
Town Attorney Andrew Zweben stated that the Town Board has to pass a resolution that there is a danger to the public, notice has to be sent to the property owner, and if the owner does not respond, the expense is placed on the tax roll.

Mr. James McCasland – How was the town made aware of the issue of the building being defective?  
Supervisor Woerner stated that the town has been following the matter for several years. Local residents have made complaints to the Building Inspector. It was also reiterated at the public hearing the Town Board held last year.

Mr. James Quigley – Is the property owner current on his taxes and if not, what happens?  
Town Supervisor Woerner stated he believed that the taxes were up to date. If the taxes are not paid after 3 years, the County will take possession of the property.

### **APPROVAL OF MINUTES FROM PREVIOUS MEETING**

Supervisor Woerner motioned to approve the minutes of September 4, 2007, September 17, 2007 and October 1, 2007 with a correction on page three, 26,000 square feet should be 2,600.  
2<sup>nd</sup> by Councilman Secreto  
All Ayes

### **COMMUNICATIONS**

Supervisor Woerner received a communication from Town Clerk Cosenza recommending Gertrude Williams as a possible name for any proposed senior center.

### **COMMITTEE REPORTS**

Councilman Secreto reported from the Highway Committee, that the leaf pick-up schedule is available. Paper bags need to be used instead of plastic. Leaves can still be raked to the roadside. The bags cost \$2.00 for five and will be available at the Town Clerk's Office, Highway Department and the Transfer Station.

ULSTER TOWN BOARD MEETING  
OCTOBER 15, 2007 AT 7:00 PM

Councilman David Brink reported from the Finance Committee, that the abstract was reviewed. Councilman Secreto thanked all the people who participated in the process and prepared the abstract.

Councilman David Brink reported from the Personnel Committee that they are waiting for a list to review from the civil service department to hire a person for the clerk position in the Building Department.

Councilman Secreto reported from the Buildings and Grounds Committee that the lighting system in front of the Town Hall is not working. Supervisor Woerner suggested contacting the City of Kingston to see if their electricians can repair it. He also asked Councilman Secreto to look into repairing the ceiling work at the front entrance. Councilman Secreto stated that a person will be around in a couple of days to look into that problem.

Councilman Secreto reported from the Recreation Commission that Bidy Basketball has started. Practices will run up until November 11. This year there are 15 teams with 146 children playing. Councilman Artist thanked all the parents and volunteers who participate.

Councilman David Brink reported from the Building, Planning and Assessor Committee that a new building inspector has been hired, Paul Economos, and everything seems to be moving in order.

**DEPARTMENT HEAD REPORTS**

Assessor's Office – Mr. James Maloney, the Town Assessor, reported that he met with Mr. Paul Economos to discuss how each of their offices will handle the information exchange. He reported that Congressman Hinchey has secured the necessary authorization for the U.S. Army Corps of Engineers to begin comprehensive long-term flood prevention work along the Esopus and Rondout creeks. A press conference was held earlier in the day. His office is getting the information together to forward it to the Army Corp of Engineers. He requested permission to make arrangements to attend the Association of Towns Conferences.

Supervisor Woerner motioned to authorize James Maloney, the Town Assessor, to make all the arrangements to attend the Association of Towns Conference

2<sup>nd</sup> by Councilman David Brink

Four Ayes – Councilman Joel B. Brink was absent

Building Department – Mr. Paul Economos, the Town Building Inspector, read the monthly building report.

Town Clerk – Read the monthly clerk report.

Councilman Secreto moved to allow the Town Clerk to send his two deputies to a computer conference on MS excel in the amount of \$79.00 each with money being taken from meeting line item, A1345.400

2<sup>nd</sup> by Councilman David Brink

Four Ayes – Councilman Joel B. Brink was absent

ULSTER TOWN BOARD MEETING  
 OCTOBER 15, 2007 AT 7:00 PM

Town Tax Collector – Cris Hendrick, presented a proposal to work with the county to implement a credit card system to pay property taxes through the internet. The process will begin with the sharing of the tax roll between the County and the Town.

Supervisor Woerner motioned to approve the process of sharing tax roll information between the township and the county.

2<sup>nd</sup> by Councilman David Brink

Four Ayes – Councilman Joel B. Brink was absent

Highway Department – Highway Superintendent Mac Tinnie reported that the leaf pick schedule is available. Paving is moving along.

Water Department – The monthly report was read. All the fire hydrants are scheduled to be flushed or have been flushed. Supervisor Woerner reported that the lateral grant connection applications for East Kingston will be mailed out soon.

Waste Water Department – Waste Water Superintendent Halwick reported that everything is running satisfactorily.

Police Department- The monthly report was read. Police Chief Watzka reported that the police held a Children ID Day at Adams and issued 112 cards. Another is planned to be scheduled at Wal-Mart. On November 3, the police will hold a sight in day for hunting season at the Town Police Range. A concern was expressed to the department that there are no speed limit signs on Potter Hill Road. He reviewed it and that is correct. He recommended a speed limit of 30 for the area.

Councilman Secreto motioned to approve the following:

**ABSTRACT OF CLAIMS**

FUND	CLAIM #	AMOUNT
UTILITIES		
GENERAL	1001 - 1023	8,673.11
ULSTER WATER	1001-1007a	9,627.53
HALCYON PK. WATER	1001-1002	585.83
SPRING LAKE WATER	1001-1003	219.09
BRIGHT ACRES WATER	1001	309.35
GLENERIE WATER	1001-1002	36.00
EAST KINGSTON WATER		
WHITTIER SEWER	1001-1003	1,176.64
ULSTER SEWER	1001-1004	12,798.58
WASHINGTON AVE. SEWER	1001	110.60
SPECIAL LIGHT	1001-1006	3,510.07
ALL OTHERS		
GENERAL	1001-10120	103,572.78
HIGHWAY	1001-1026	125,623.07
WHITTIER SEWER	1001-1007	1,650.17

ULSTER TOWN BOARD MEETING  
OCTOBER 15, 2007 AT 7:00 PM

ULSTER SEWER	1001-1022	25,529.13
WASHINGTON AVE. SEWER		
ULSTER WATER	1001-1027	57,435.89
HALCYON PK. WATER	1001-1004	1,411.90
SPRING LAKE WATER	1001-1002	16,725.05
BRIGHT ACRES WATER	1001-1002	1,618.00
CHERRY HILL WATER	1001-1003	5,895.92
GLENERIE WATER	1001-1003	4,149.88
EAST KINGSTON WATER	1001-1002	1,803.66
INSURANCE (ALL FUNDS)	1001-1019	101,565.01
MEDICARE REIMB.		13,065.20
CAPITAL PROJECTS		
TRUST & AGENCY	1001-1002	845.00
DRAINAGE PROJECTS	1001	330.00
	TOTAL	\$ 498,267.46

2<sup>nd</sup> by Councilman David Brink

A Roll Call Vote was taken – Four Ayes – Councilman Joel B. Brink was absent

Supervisor Woerner motioned to approve the following:

Budget Modification:

General Fund	Modify Revenue A3089 (Other Gen. Aid) and appropriation A3120.440 (Child Seat Grant) grant from the Gov. Traffic Safety Committee	\$675.00
General Fund	Modify Revenue A3089 (Other Gen. Aid) and appropriation A3120.200 (Equipment) grant for Step Radar from the Gov. Traffic Safety Committee	\$2,500.00
General Fund	Modify Revenue A3089 (Other Gen. Aid) and appropriation A3120.200 (Equipment) archive grant for video cameras for police vehicles	\$10,325.00
General Fund	Modify Revenue A1289 (Other Gen. Dept. Income) and appropriation A3120.101 (O.T. Wages) special task force O.T. reimbursed by Hudson Valley Mall for July 2007	\$1,899.85
General Fund	Modify Appropriation A7140.200 (Equipment) to be funded through A5110 (Approp. Reserve-Softball League) payments to: Central Hudson - electric	\$184.67
	Frank Peterson - field prep. July 22 - Aug. 22	375.00
	Johnny on the Spot - portable units - tournament	200.00
	TOU Water Dept. - 3rd qtr. water billing	10.00
	John Swint - umpire fees / forfeit	54.00
	Ray Lindhorst - umpire fees / forfeit	54.00
	Total	\$877.67

ULSTER TOWN BOARD MEETING  
OCTOBER 15, 2007 AT 7:00 PM

General Fund	Modify Revenue A1289 (Other Gen. Dept. Income appropriation A3120.101 (O.T. Wages) special task force O.T. reimbursed by Hudson Valley Mall for August 2007	\$1,818.25
General Fund	Modify Revenue A2189 (DWI-Task Force) and appropriation A3120.102 (DWI Wages) May and June DWI reimbursement	\$576.60
General Fund	Modify Revenue A2189 (DWI-Task force and appropriation A3120.102 (DWI Wages) August DWI reimbursement	\$597.90
General Fund	Modify Revenue A2189 (DWI-Task Force) and appropriation A3120.102 (DWI Wages) May DWI/ABC check reimbursement	\$767.88
General Fund	Modify Revenue A2680 (Insurance Recoveries) and appropriation A3120.421 (veh. maint.) check from Selective Way Insurance Co. repairs to Dodge Charger, loss date 9/12/07 / Seyfarth	\$2,688.35
General Fund	Modify Appropriation A7140.200 (Equipment) to be funded through A5110 (Appropriation Reserve-Softball League) payments to: TOU Water Dist - water bill	\$10.00
	Frank Peterson - field prep. - Sept.10 - Sept. 12	\$115.00
	Frank Peterson - field prep. - Sept.17 - Oct.3	\$300.00
	Anaconda Sports - equipment bag	\$45.50
	Anaconda Sports - softballs & scorebooks	\$395.40
	Herzog Supply - marking lime, stripe spray, rapid mix	\$271.50
General Fund	Modify Appropriation A1620.200 (Equipment) to be funded A5990 (approp. funded bal) payment to Humphrey Construction for installation of windows in court clerk's \$300.00 balance of court grant received in 2006 and \$800.00 town fund	\$1,100.00
General Fund	Modify Appropriation to be funded through A5990 Appropriation	
	Fund Balance: A7140.101 Rec. Program Personnel	\$35,155.00
	A7140.400 Rec. Program Supplies	\$5,200.00
	A7110.426 Repr, Constr. & Equip	\$14,000.00
Ulster Water Capital Project	Void Budget Modification of August 20, 2007	
	Revenue HWT-2401 Interest & Earnings	\$11,754.20
	HWT-5031 Interfunded Transfer	\$17,501.35
	Approp. HWT-8130.200 Construction	\$29,255.55
Ulster Water Capital Project	Modify Budget:	
	Revenue HWT-2401 Interest & Earnings	\$11,026.96
	HWT-5031 Interfund Transfer	\$16,990.25

ULSTER TOWN BOARD MEETING  
OCTOBER 15, 2007 AT 7:00 PM

	Approp.	HWT-8130.200 Construction		\$28,017.21
East Kingston	Transfer From		Transfer To	
Water	SW-9710.700 Interest		SW7-9730.600 Ban Prin	\$21,712.50
	SW7-9730.300 Ban Int.		SW7-9730.600 Ban Prin.	\$6,287.50

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

A Roll Call Vote was taken – Four Ayes – Councilman Joel B. Brink was absent

**Public Hearing: 7:30 PM – Proposed East Kingston Fire Budget 2008**

Supervisor Woerner opened the public hearing at 7:44 PM

There were no comments made.

Supervisor Woerner motioned to close the public hearing at 7:45 PM

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

Four Ayes – Councilman Joel B. Brink was absent

**7:45 PM - Proposed Small Cities Economic Development Application in the amount of \$ 750,000**

Supervisor Woerner opened the public hearing at 7:45 PM

Supervisor Woerner explained that the State has money available for economic development projects in New York State to attract business and offer incentives for low to moderate income jobs. The money can be used for a variety purposes such as building improvements and training of employees. The purpose of this hearing is to apply for a grant for an unidentified company at TechCity, as part of the new Solar Energy Consortium, to set up shop there. This will lead to technology jobs. \$500,000 will be for the purchase of equipment and setting up a clean room, \$100,000 to upgrade the electric to the facility, \$50,000 for job training and \$100,000 for HVC improvements. It is estimated that 185 low to moderate income jobs will be created and 90 high paying jobs.

Mr. James Quigley – Inquired what happens to the company if they do not create the number of jobs proposed.

Supervisor Woerner stated that there are “clawbacks” attached by the state. More information will be available at the next public hearing as this is a general public hearing.

Supervisor Woerner motioned to close the public hearing at 7:52 PM

2<sup>nd</sup> by Councilman David Brink

Four Ayes – Councilman Joel B. Brink was absent

**Supervisor Woerner announced that the November Town Board Workshop has been rescheduled for Monday, October 29, 2007.**

**Halloween Curfew**

ULSTER TOWN BOARD MEETING  
OCTOBER 15, 2007 AT 7:00 PM

Councilman Secreto moved to set a curfew of 7PM for Wednesday, October 31, 2007, Halloween for children 16 and under.

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

Four Ayes – Councilman Joel B. Brink was absent

**Regarding the Speed Limit of Potter Hill Road**

Councilman Secreto motioned to change the speed limit on Potter Hill Road to 30 MPH

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

Four Ayes – Councilman Joel B. Brink was absent

**Filling of Town Zoning Board Vacancy**

Supervisor Woerner motioned to appoint Robert Porter to fill the vacancy of Mark Kaiser from the Zoning Board of Appeals, with the term of office to expire 12/31/2008.

2<sup>nd</sup> by Councilman David Brink

Four Ayes – Councilman Joel B. Brink was absent

**Resolutions: Issuing Final Site Plan Approval for Memorial Drive Plaza**

Councilman Secreto motioned to approve the final site plan for Memorial Drive Plaza based on the recommendation of the Town Planner and the Town Planning Board.

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

A Roll Call Vote was taken - Four Ayes – Councilman Joel B. Brink was absent

**Providing for the Demolition and Removal of the Structure located at 112 John Street.**

Councilman David Brink motioned to approve the following:

**RESOLUTION PROVIDING FOR THE DEMOLITION AND REMOVAL OF THE STRUCTURE LOCATED AT 112 JOHN STREET, EAST KINGSTON, NEW YORK (SBL 48.52-5-2)**

WHEREAS, the Building Inspector of the Town of Ulster, County of Ulster, State of New York, has inspected the property in the Town of Ulster located at 112 John Street, East Kingston, New York (SBL 48.52-5-2); and

WHEREAS, the Building Inspector has made a report in writing to the Town Board concerning the condition of the structure located on that property; and

WHEREAS, the report of the Building Inspector finds that the condition of the structure involves imminent danger to human life and safety and that the structure is in danger of collapse; and

WHEREAS, the report of the Building Inspector recommends that the structure be demolished and removed; and

WHEREAS, after due deliberation, the Town Board has accepted and approved the finding and recommendations contained in the report of the Building Inspector;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby determines that the structure located on the property at issue is unsafe and dangerous; and

BE IT FURTHER RESOLVED, that the Town Board hereby orders the structure to be demolished and removed from the property; and

BE IT FURTHER RESOLVED, that the Town Board hereby orders that a notice to this effect be served upon the persons and in the manner provided by Town Code 64-5 and 64-6, which notice shall provide for a hearing to be held on October 29, 2007 at 7:45 PM.

2<sup>nd</sup> by Councilman Secreto  
Four Ayes – Councilman Joel B. Brink was absent

**Providing for the Standardization of Dump Body Trucks and Related Snow Plow Equipment for the Town of Ulster Highway Department.**

Councilman Artist motioned to approve the following:  
**RESOLUTION PROVIDING FOR THE STANDARDIZATION DUMP BODY TRUCKS AND RELATED SNOW PLOW EQUIPMENT FOR THE TOWN OF ULSTER HIGHWAY DEPARTMENT**

WHEREAS, the Highway Department of the Town of Ulster, County of Ulster, State of New York, presently owns trucks, all manufactured by Mack Trucks, Inc. and has on hand a supply of spare parts therefore; and

WHEREAS, the Mack trucks owned by the Town of Ulster are utilized in connection with snow plowing equipment manufactured by Viking-Cives, Inc. for which the Town of Ulster already has on hand a supply of spare parts; and

WHEREAS, the employees of the Town of Ulster have been trained for use and repair of the aforesaid equipment; and

WHEREAS, to purchase a different model or make of truck and/or snow plowing equipment would be inefficient and uneconomical since alternate and additional supplies of spare parts would have to be purchased which would not be interchangeable with the ones already on hand; and

WHEREAS, for other reasons such as handling and operation of the equipment and attaching snow plows and other implements, it is determined by this Board desirable to purchase additional trucks and snow plowing equipment of the same make as the ones presently owned by the Town; and

WHEREAS, it is determined by this Board desirable to purchase additional trucks and snow plowing equipment of the same make as the ones presently owned by the Town;



ULSTER TOWN BOARD MEETING  
OCTOBER 15, 2007 AT 7:00 PM

NOW, THEREFORE, BE IT RESOLVED, that for reasons of efficiency and economy due to the savings with respect to the purchase and stocking of spare parts and to avoid additional training of Highway Department personnel and pursuant to the authority conferred by subdivision 5 of Section 103 of the General Municipal Law, it is determined by this Board that there is a need for standardization in the purchase of trucks and snow plow equipment for the Town of Ulster Highway Department; and

BE IT FURTHER RESOLVED, that the Superintendent of Highways hereby is authorized to contract for the purchase of Mack trucks including Viking snow plow equipment both of the same model as the ones presently owned by the Town of Ulster Highway Department with the lowest responsible bidder after advertisement for sealed bids and public bidding in the manner provided by Section 103 of the General Municipal Law.

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

A Roll Call vote was taken - Four Ayes – Councilman Joel B. Brink was absent

Robert Barton – Stated he was not in favor of having his tax bill viewable on-line.

Mr. James McCasland – Who attests to the accuracy of the tax bill?

Andrew Zweben, Town Attorney, stated that the resident would be responsible to pay the bill even if the bill is misrepresented.

There was a discussion on the standardization of the equipment. Councilman David Brink stated he had reviewed the issue by visiting the Highway Department. It is a practical and cost saving matter when standard common parts are kept in stock. A truck can be repaired in hours and be back in use. Supervisor Woerner stated that this allows the town to buy specific name parts even if the items are not from the lowest bidder.

Councilman Secreto motioned to adjourn the meeting at 8:24 PM

2<sup>nd</sup> by Councilman David Brink

Four Ayes – Councilman Joel B. Brink was absent

Respectfully Submitted by  
Jason Cosenza, RMC, FHCO  
Ulster Town Clerk