ULSTER TOWN BOARD WORKSHOP MEETING
NOVEMBER 5, 2009 AT 7:00 PM

CALLED TO ORDER BY SUPERVISOR WOERNER, CHAIRMAN at 7:11 PM

SALUTE TO THE FLAG

ROLL CALL BY CLERK
TOWN COUNCILMAN DAVID BRINK
TOWN COUNCILMAN JOEL B. BRINK
TOWN COUNCILMAN ERIC KITCHEN
TOWN COUNCILMAN ROCCO SECRETO
SUPERVISOR NICKY B. WOERNER

Supervisor Woerner announced that he appointed Councilman Joel B. Brink as Deputy Supervisor to aid in the transition into the 2010 administration.

James McCausland is not in favor of any budget increase. He feels that the town overspent. He sited the black top expense for the fire training center that was unplanned for. He suggested that the town stick to the budget and spend less.

Town Justice Marsha Weiss stated that their office reduced its budget last year because of grants and this year their office requested that the budget be restored to the normal levels as the cuts in their current form are "unrealistic".

Robert Crane inquired about the money for the fishing platform in the budget. A discussion occurred about the expenditures and where the money was coming from.

Patrick Sheehan requested that line items to the Town Court be restored. He suggested that the town use more part-time police officers to offset full-time officers and save money on benefits.

Robert Barton requested that the town board keep the tax increase as close to 0% as possible.

Councilman Secreto motioned to close the public hearing at 7:32 PM
2nd by Councilman David Brink
All Ayes

Councilman Kitchen requested more time from the Town Board to review the budget suggestions from the public.

Councilman Secreto moved to approve the 2010 Budget as submitted.
2nd by Councilman David Brink
A Roll Call Vote was taken –
Councilman David Brink - Aye
Councilman Joel B. Brink - Aye
Councilman Kitchen   - Nay
Councilman Secreto   - Aye

ULSTER TOWN BOARD MEETING
NOVEMBER 5, 2009 AT 7:00 PM

Supervisor Woerner   - Nay
Budget was approved

The meeting was recessed at 7:33 PM

The meeting resumed at 8:08 PM

Supervisor Woerner called the public hearing to order at 8:09PM for the proposed local law #7 that will amend the boundaries of the Kingston–Ulster Empire Development Zone.

Town Attorney Zweben gave any overview of the law. Essentially there is an allotted amount of area that can be in an empire zone. In order to include an area, another area has to be removed. The proposed law is moving space that is located in parking lot locations, that offer no economic benefit, to areas where a business will reside and gain a benefit.

Councilman Secreto motioned to closed the public hearing at 8:11 PM
2nd by Councilman Joel B. Brink
All Ayes

Councilman David Brink moved to appove the following:
LOCAL LAW NUMBER 7 OF 2009 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; and

WHEREAS, the Kingston/Ulster Empire Zone boundary was amended by Local Law No. 2 of 1994; and

WHEREAS, the Kingston/Ulster Empire Zone boundary was amended by Local Law No. 2 of 1995; and

WHEREAS, the Kingston/Ulster Empire Zone boundary was amended by Local Law No. 4 of 1995; and

WHEREAS, the Kingston/Ulster Empire Zone boundary was amended by Local Law No. 1 of 1996; and

WHEREAS, the Kingston/Ulster Empire Zone boundary was amended by Local Law No. 5 of 1996; and

WHEREAS, the Kingston/Ulster Empire Zone boundary was amended by Local Law No. 2 of 1998; and

WHEREAS, the Kingston/Ulster Empire Zone boundary was amended by Local Law No. 4 of 2005; and

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 boundaries, 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 CITY OF KINGSTON, as follows:

Section 1. The City of Kingston and the Town of Ulster hereby jointly submit 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 applicants have received Empire Zone approval to submit said application from New York State Department of Economic Development.

Section 4. 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 5. 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 sponsor and recommend for certification by 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 7. The Commissioner of the New York State Department of Economic Development has hereby requested to revise the boundaries of the Kingston/Ulster Empire Zone in accordance with this Local Law.

Section 8. 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.

Kingston/Ulster - Subzone 1
Property Deleted

Longitude	Latitude
-73.99253428800	41.94469592600
-73.99255043400	41.94477023900
-73.99153620000	41.94486022400
-73.99115000900	41.94402341100
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-73.99292936300	41.97363170900
-73.99200013700	41.97340891600

Kingston/Ulster -Subzone 1
Property added

Longitude	Latitude
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-73.99534451700	41.96732671300
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-73.99375360500	41.94248785900
-73.99363025200	41.94246056700
-73.99363266200	41.94245449900

2nd by Councilman Secreto
A Roll Call Vote was taken –
Councilman David Brink   - Aye
Councilman Joel B. Brink - Aye
Councilman Kitchen   - Nay
Councilman Secreto   - Aye
Supervisor Woerner   - Aye

Mr. James Quigley (Supervisor Elect) inquired if Councilman Joel B. Brink, acting as the Deputy Supervisor, will have the authority to give forms and information to him about the town without supervisor permission and does he have the right to contact the town attorney about the town's pending legal issues. Can the budget that was approved be brought back by this Town Board to be amended?
Supervisor Woerner stated that the budget cannot be reintroduced once it has been approved. He suggested that the Supervisor Elect's attorney be present with the Town Attorney to discuss issues.

Councilman David Brink motioned to adjourn the meeting at 8:17 PM
2nd by Councilman Joel B. Brink
All Ayes

Respectfully Submitted by
Jason Cosenza, RMC FHCO
Ulster Town Clerk