

ULSTER TOWN BOARD MEETING
SEPTEMBER 16, 2010 AT 7:00 PM

CALLED TO ORDER BY SUPERVISOR QUIGLEY, CHAIRMAN at 7:02 PM

SALUTE TO THE FLAG

ROLL CALL BY CLERK

TOWN COUNCILMAN JOEL B. BRINK
TOWN COUNCILMAN ERIC KITCHEN
TOWN COUNCILWOMAN CRIS HENDRICK - absent
TOWN COUNCILMAN JOHN MORROW
SUPERVISOR JAMES QUIGLEY 3rd

Public Comments

There were no public comments.

APPROVAL OF MINUTES FROM PREVIOUS MEETING

Councilman Kitchen motioned to accept the minutes of August 5, 2010 and August 19, 2010
2nd by Councilman Brink
Four Ayes – Councilwoman Hendrick was absent

ABSTRACT OF CLAIMS

Councilman Kitchen motioned to approve the following:

FUND	CLAIM #	AMOUNT
UTILITIES		
GENERAL	901-930	12,956.90
ULSTER WATER	901-906A	5,629.42
HALCYON PK. WATER	901	264.16
SPRING LAKE WATER	901-902	159.92
BRIGHT ACRES WATER	901	427.73
GLENERIE WATER	901	32.00
EAST KINGSTON WATER	901	63.20
WHITTIER SEWER	901-902	628.21
ULSTER SEWER	901-905	14,029.82
WASHINGTON AVE. SEWER	901-902	120.92
SPECIAL LIGHT	901-906	4,041.91
ALL OTHERS		
GENERAL	901-9112	96,583.95
HIGHWAY	901-936A	120,483.10
ULSTER WATER	901-913	5,820.44
HALCYON PK. WATER	901-902	127.60
SPRING LAKE WATER	901	25.00
BRIGHT ACRES WATER	901-908	1,704.85
CHERRY HILL WATER	901	25.00
GLENERIE WATER	901	25.00

ULSTER TOWN BOARD MEETING
 SEPTEMBER 16, 2010 AT 7:00 PM

EAST KINGSTON WATER	901	25.00
WHITTIER SEWER	901-904	1,464.36
ULSTER SEWER	901-920	52,582.20
WASHINGTON AVE. SEWER	901	
INSURANCE (ALL FUNDS)	901-921	127,244.59
MEDICARE REIMB.		141,603.19
CAPITAL PROJECTS		
TRUST & AGENCY	901-903	1,762.50
BRIGHT ACRES WATER	901-903	7,009.24
DRAINAGE PROJECTS	901	25,709.98
SENIOR CENTER CAP. PROJ.		
GLENERIE WATER TANK		
	TOTAL	\$620,550.19

2nd by Councilman Brink
 Four Ayes – Councilwoman Hendrick was absent

Councilman Morrow motioned to approve the budget modification as submitted (see attached - Exhibit “A”)

2nd by Councilman Brink
 Four Ayes – Councilwoman Hendrick was absent

Resolution to Approve Amendment to Site Plan for Birches at Chambers

Councilman Morrow motioned to modify the proposed resolution of the Site Plan Amendment for BIRCHES AT CHAMBERS II to removed the \$10,000 bond requirement as a letter was received from the Kingston City School District confirming that landscaping on the boundary between the project and Chambers Elementary School has been completed and is satisfactory.

2nd by Councilman Brink
 Four Ayes – Councilwoman Hendrick was absent

Councilman Brink moved to approve the following:
RESOLUTION TOWN OF ULSTER TOWN BOARD

Site Plan Amendment Approval Recommendation - BIRCHES AT CHAMBERS II

Owner of Record: Chambers Senior Housing Limited Partnership
 Section-Block-Lot: 48.49-1-20.110

WHEREAS, the Town of Ulster Town Board and its consultant planner have reviewed an application by The Birches at Chamber Senior Housing for Site Plan Amendment Approval to create a 60' diameter UCAT Bus Turn-A-Round, which will require the removal of two (2) mature trees and three (3) off-street parking spaces in front of the eastern wing of the senior housing complex building; and

WHEREAS, The proposed action also involves the reconfiguration of handicap accessible parking spaces throughout the project site; and

ULSTER TOWN BOARD MEETING
SEPTEMBER 16, 2010 AT 7:00 PM

WHEREAS, materials submitted in support of the proposed action include:

- Cover Letter by Scott Davis, P.E. of Peak Engineering, PLLC dated 6/25/2010;
- As Built Survey, prepared by Decker Surveying, John H. Decker, LS, dated 7-1-10; and
- Bus Turn-A-Round Plan prepared by Peak Engineering, PLLC dated 6/25/2010.
- As Built Survey, prepared by Decker Surveying, John H. Decker, L.S. revised 8-5-10; and

WHEREAS, the proposed action required an area variance to the provide fewer off-street parking spaces than required by the Town Code and to allow paved surfaces within a 25-foot required buffer; and

WHEREAS, the complete application was referred to the Town of Ulster Zoning Board of Appeals for an area variance to allow for fewer off-street parking spaces and paved area within the 25-foot buffer area; and

WHEREAS, the Town of Ulster Zoning Board of Appeals, following a public hearing, approved the applicant's request to provide fewer off-street parking spaces and to locate a paved area within the 25-foot buffer area on the 1st day of September, 2010; and

WHEREAS, the Planning Board upon review of the entire record (including SEQRA Short Environmental Assessment Form) found that the proposed action will not have an adverse impact on the environment; as lead agency made a determination of non-significance and issued a negative declaration pursuant to Part 617 of SEQRA at its September 1, 2010 public meeting.

WHEREAS, the Planning Board considered of the application materials submitted by the applicant in support of the proposed action, along with the comments of its consultant planner, Town Water and Sewer Departments and consulting engineer made via memoranda (which memoranda are incorporated herein by reference); and

WHEREAS, the Planning Board, at a special meeting held on the 1st day of September, 2010, recommended to the Town Board approval of the proposed action subject to the following conditions: (1) submission of Zoning Board of Appeals letter granting required variances; (2) submission of revised plans addressing technical issues raised by Town's consulting engineer and planner; and (3) escrow account paid in full; now therefore

BE IT RESOLVED, that the Town of Ulster Town Board, at a regularly scheduled meeting held on the 2nd day of September, 2010, hereby approves the proposed action subject to the following conditions:

1. Submission of Zoning Board of Appeals letter granting required variances;
2. Submission of revised plans addressing technical issues raised by Town's consulting engineer and planner;
3. Escrow account paid in full

2nd by Councilman Morrow

Four Ayes – Councilwoman Hendrick was absent

7:05 – Short Public Hearing

ULSTER TOWN BOARD MEETING
SEPTEMBER 16, 2010 AT 7:00 PM

Supervisor Quigley called the hearing to order for a mobile home application for 6 Cedarwood Lane from Mrs. Edith Short at 7:05 PM for a mobile home located outside a trailer park.

Mr. Paul Vogt stated that he would not have a problem with the project if it was a new building and had a decent septic system installed. He feels the current project offers no improvement, as they are placing a 25 year old trailer that is in rough shape, on a corner lot that everyone has to pass. He expressed concern about the septic system.

Mr. Joe Riccio stated that the old site is an eyesore. He also expressed concern about the septic system.

Town Attorney Jason Kovacs recommended that having the septic system approved by the Board of Health be a condition for Town Board Approval.

A discussion followed with the Town Board and Mrs. Short about the septic system for the site. She will need to bring in satisfactory proof that the septic system on the property will be adequate to sustain the newer trailer that is to be installed.

Councilman Kitchen motioned to keep this public hearing active until the October 7, 2010 Town Board meeting at 7:21 PM

2nd by Councilman Morrow

Four Ayes – Councilwoman Hendrick was absent

7:20 – East Kingston Fire Department Budget

Supervisor Quigley called the hearing to order for the review of the 2011 East Kingston Fire Protection District Budget at 7:22 PM

There was no public comment.

Councilman Morrow motioned to close the public hearing at 7:23 PM

2nd by Councilman Kitchen

Four Ayes – Councilwoman Hendrick was absent

Councilman Kitchen motioned to accept the 2011 East Kingston Fire Protection District budget as submitted.

2nd by Morrow

Four Ayes – Councilwoman Hendrick was absent

Motion to reconvene the Public Hearing for the Kayak Park for October 7, 2010

Councilman Kitchen motioned to reconvene the public hearing for the Kayak Park for October 7, 2010 at 7:15 PM

2nd by Councilman Brink

Four Ayes – Councilwoman Hendrick was absent

7:25 - Planning Board By-Laws

Supervisor Quigley called the hearing to order at 7:25 PM for the review of the proposed local law for the Town of Ulster Planning Board by-laws

Town Attorney Jason Kovacs reported that the purpose of this law is to incorporate the State mandated training requirements of it board members, to update it and to officially adopt the by-laws as the others were never approved by the Town Board.

Mr. Robert Barton and the Town Supervisor had a discussion about the proposed law being easier to find on the Town website.

Councilman Morrow motioned to close the public hearing at 7:29 PM
2nd by Councilman Kitchen
Four Ayes – Councilwoman Hendrick was absent

Supervisor Quigley reported that the proposed local law would be addressed at the next Town Board meeting and the Town would still accept written comments on the subject.

Motion to authorize the Supervisor to sign the modified SRO Contract between the Town of Ulster and the Kingston Consolidated School District

Councilman Kitchen moved to authorize the Town Supervisor to execute the proposed modified SRO contracts as submitted between the Town of Ulster and the Kingston Consolidated School District.
2nd Councilman Morrow
Four Ayes – Councilwoman Hendrick was absent

Resolution for the approval of utilizing funds from the Landfill Closure Reserve Account for the acquisition of the Accounting System and Computer Upgrade and the Computerized Fuel Dispensing System

Councilman Kitchen moved to approve the following four resolutions:

RESOLUTION OF THE TOWN BOARD, TOWN OF ULSTER PURSUANT TO § 6-c OF THE GENERAL MUNICIPAL LAW TO EXPEND MONIES FROM THE EQUIPMENT RESERVE FUND TO VALLEY PETROLEUM SERVICES LLC FOR THE PURCHASE OF A FUEL DISPENSING SYSTEM

WHEREAS on August 9, 1988, pursuant to § 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 cost of acquisition of equipment; and

WHEREAS monies have been deposited in a bank account known as the Equipment Reserve Fund; and

ULSTER TOWN BOARD MEETING
SEPTEMBER 16, 2010 AT 7:00 PM

WHEREAS the Supervisor was authorized to invest from time to time the monies of said fund pursuant to § 6-f of the General Municipal Law on authorization of the board pursuant to §6-c of the General Municipal Law; and

WHEREAS said resolution was subject to permissive referendum as provided by § 81, sub 1, paragraph h; and,

WHEREAS it is proposed to expend monies from the EQUIPMENT RESERVE FUND to Valley Petroleum Services LLC as follows: THIRTY-SEVEN THOUSAND FIVE HUNDRED and 00/100 (\$37,500.00) DOLLARS from said fund for the purchase of a fuel dispensing system; 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 THIRTY-SEVEN THOUSAND FIVE HUNDRED and 00/100 (\$37,500.00) DOLLARS to Valley Petroleum Services LLC for the purchase of a fuel dispensing system; and it is further

RESOLVED that this resolution is subject to a permissive referendum.

RESOLUTION OF THE TOWN BOARD, TOWN OF ULSTER PURSUANT TO § 6-c OF THE GENERAL MUNICIPAL LAW TO TRANSFER MONIES FROM THE LANDFILL CLOSURE RESERVE FUND TO EQUIPMENT RESERVE FUND FOR THE PURCHASE OF COMPUTER EQUIPMENT FROM KVS INFORMATION SERVICES

WHEREAS on August 9, 1988, pursuant to § 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 § 6-f of the General Municipal Law on authorization of the board pursuant to § 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 is no longer needed for this purpose and may be transferred to another capital account pursuant to the authority vested in General Municipal Law § 6-c; and

WHEREAS it is proposed to transfer monies from the Landfill Closure Reserve Fund to the Equipment Reserve Fund as follows: SIXTY-FOUR THOUSAND SEVEN HUNDRED SEVENTY-TWO and 04/100 (\$64,772.04) DOLLARS from said fund for the purchase of computer equipment from KVS Information Services; now

ULSTER TOWN BOARD MEETING
SEPTEMBER 16, 2010 AT 7:00 PM

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: SIXTY-FOUR THOUSAND SEVEN HUNDRED SEVENTY-TWO and 04/100 (\$64,772.04) DOLLARS from said fund for the purchase of computer equipment from KVS Information Services; and it is further

RESOLVED that this resolution is subject to a permissive referendum.

RESOLUTION OF THE TOWN BOARD, TOWN OF ULSTER PURSUANT TO § 6-c OF THE GENERAL MUNICIPAL LAW TO EXPEND MONIES FROM THE EQUIPMENT RESERVE FUND TO KVS INFORMATION SERVICES FOR THE PURCHASE OF COMPUTER EQUIPMENT

WHEREAS on August 9, 1988, pursuant to § 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 cost of acquisition 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 § 6-f of the General Municipal Law on authorization of the board pursuant to §6-c of the General Municipal Law; and

WHEREAS said resolution was subject to permissive referendum as provided by § 81, sub 1, paragraph h; and,

WHEREAS it is proposed to expend monies from the EQUIPMENT RESERVE FUND to KVS Information Services as follows: SIXTY-FOUR THOUSAND SEVEN HUNDRED SEVENTY-TWO and 04/100 (\$64,772.04) DOLLARS from said fund for the purchase of computer equipment; 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 SIXTY-FOUR THOUSAND SEVEN HUNDRED SEVENTY-TWO and 04/100 (\$64,772.04) DOLLARS to KVS Information Services for the purchase of computer equipment; and it is further

RESOLVED that this resolution is subject to a permissive referendum.

RESOLUTION OF THE TOWN BOARD, TOWN OF ULSTER PURSUANT TO § 6-c OF THE GENERAL MUNICIPAL LAW TO TRANSFER MONIES FROM THE LANDFILL CLOSURE RESERVE FUND TO EQUIPMENT RESERVE FUND FOR THE PURCHASE OF A FUEL DISPENSING SYSTEM FROM VALLEY PETROLEUM SERVICES LLC

ULSTER TOWN BOARD MEETING
SEPTEMBER 16, 2010 AT 7:00 PM

WHEREAS on August 9, 1988, pursuant to § 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 § 6-f of the General Municipal Law on authorization of the board pursuant to §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 is no longer needed for this purpose and may be transferred to another capital account pursuant to the authority vested in General Municipal Law § 6-c; and

WHEREAS it is proposed to transfer monies from the Landfill Closure Reserve Fund to the Equipment Reserve Fund as follows: THIRTY-SEVEN THOUSAND FIVE HUNDRED and 00/100 (\$37,500.00) DOLLARS from said fund for the purchase of a fuel dispensing system from Valley Petroleum Services LLC; now

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: THIRTY-SEVEN THOUSAND FIVE HUNDRED and 00/100 (\$37,500.00) DOLLARS from said fund for the purchase of a fuel dispensing system from Valley Petroleum Services LLC; and it is further

BE IT RESOLVED that this resolution is subject to a permissive referendum.

2nd Councilman Morrow
Four Ayes – Councilwoman Hendrick was absent

Motion to authorize the Supervisor to retain an Actuarial Consultant to perform an Actuarial study required by GASB45 for a Financial Statement Audit of December 31, 2009 Financial Statements

Councilman Brink moved to authorize the Town Supervisor to hire an actuarial consultant at a cost of \$4,900.00

2nd by Councilman Kitchen
Four Ayes – Councilwoman Hendrick was absent

Motion to authorize the Superintendent of Highways to hire a Senior Data Clerk/Typist to fill the vacant position in his office

ULSTER TOWN BOARD MEETING
SEPTEMBER 16, 2010 AT 7:00 PM

Councilman Kitchen motioned to authorize the Superintendent of Highways to hire Paula Perpetua as a Senior Data Clerk/Typist (grade 6) at \$13.03 an hour
2nd by Councilman Morrow
Four Ayes – Councilwoman Hendrick was absent

Motion to allow the Supervisor to enter into a contract with Monaco Computer Service for providing Computer Support Services not to exceed 10 hours per week between 9/1/10 and 12/31/10 at the rate of \$50.00 per hour

Councilman Morrow motioned to authorize the town supervisor to enter into a contract with Monaco Computer Service for providing computer support services not to exceed 10 hours per week between 9/1/10 and 12/31/10 at the rate of \$50.00 per hour with the exception to allow the supervisor to exceed those limits in case of an emergency.
2nd by Councilman Brink
Four Ayes – Councilwoman Hendrick was absent

Motion to authorize the Supervisor to open a Credit Card account at Chase Bank

Councilman Kitchen motioned to authorize the Supervisor to open a credit card account at Chase Bank
2nd by Councilman Morrow
Four Ayes – Councilwoman Hendrick was absent

Surplus Police Equipment

Councilman Kitchen motioned to authorize the Police to auction off a 2006 Chevy Impala car and a 1994 Ford box truck
2nd by Councilman Morrow
Four Ayes – Councilwoman Hendrick was absent

7:45 - Kingston Buick

Supervisor Quigley called the hearing to order for the review of an application from Kingston Buick GMC for Site Plan and Special Permit Approval for a car dealership on Ulster Avenue, Lake Katrine at 7:36 PM

A representative gave an overview of the project to the public. They plan to build two buildings: a 24,037 ft building for selling Chevy vehicles and a 3,477 building for selling Buick and GMC vehicles. A change of use and a lot line are required. The building would be attached to public water and sewer.

Public Comment –

Mrs. Edith J. Biesele wrote an e-mail of concern about traffic congestion from the number of businesses in the area and requested that the project be suspended until this is remedied.

A discussion occurred between Councilman Brink and the project representative about the sidewalks. The sidewalk plan was still pending input from the NYS DOT in regard to a

ULSTER TOWN BOARD MEETING
SEPTEMBER 16, 2010 AT 7:00 PM

pedestrian walkway and how best to implement it. They will reach out to gain input from the Head Trauma Center as they have patients that walk the roadway there.

Councilman Kitchen motioned to close the public hearing at 7:46 PM
2nd by Councilman Morrow
Four Ayes – Councilwoman Hendrick was absent

Councilman Morrow motioned to approve the following:

RESOLUTION OF THE TOWN OF ULSTER TOWN BOARD
Special Permit and Site Plan Approval
Kingston Buick GMC
Section-Block-Lot: 39.82-2-17 & 18

WHEREAS, the Town of Ulster Planning Board and its consultant planner and engineer have reviewed an application by *Kingston Buick GMC* for Lot Line Adjustment, Special Permit & Site Plan Approval to establish a 24,037 square-foot (SF) Chevrolet Car Dealership and 3,477 SF Buick & GMC Car Dealership on their property, which is situated at the northwest corner of Grant Street and NYS Route 9W; and

WHEREAS, the Planning Board upon review of the entire record (including SEQRA Full Environmental Assessment Form Part 1 & 2) found that the proposed action will not have an adverse impact on the environment; as Lead Agency (with the authority to approve the lot line adjustment) made a determination of non-significance and issued a Negative Declaration pursuant to Part 617 of SEQRA at its September 1, 2010 public meeting; and

WHEREAS, that the Planning Board determined they complied fully with the procedural requirements of Part 617 of the State Environmental Quality Review Act (SEQRA); and

WHEREAS, the Planning Board at its September 1, 2010 meeting approved the *Lot Line Adjustment* for Kingston Buick GMC to consolidate Section-Block-Lot: 39.82-2-17 & 18; and

WHEREAS, the Town of Ulster Planning Board subsequently referred the proposed action to the Town Board for the purpose of holding a public hearing on the Special Permit along with a recommendation of Site Plan approval; and

WHEREAS, materials submitted in support of the proposed action includes:
SEQRA Full EAF Part 1 prepared by Praetorius & Conrad, P.E dated August 26, 2010;
SEQRA Full EAF Part 2 prepared by the Town's consulting planner and Planning Board;
Lot Line Adjustment Application prepared by Kayla A. Feldman dated August 26, 2010;
Sign Details for Chevrolet & Buick by Pattison Sign Group, Inc, 6/9/10; revised 8/24/10;
Existing Site Plan prepared by Praetorius & Conrad, PC dated 8/3/2010; revised 8/24/10;
Existing Site Modification Plan by Praetorius & Conrad, PC dated 8/3/2010; revised 8/24/10;
Proposed Site Plan prepared by Praetorius & Conrad, PC dated 8/3/2010; revised 8/24/10;
Proposed Site Grading Plan by Praetorius & Conrad, PC dated 8/3/2010; revised 8/24/10;
Proposed Site Utilities Plan by Praetorius & Conrad, PC dated 8/3/2010; revised 8/24/10;
Proposed Erosion Control Plan by Praetorius & Conrad, PC dated 8/3/2010; revised 8/24/10;

ULSTER TOWN BOARD MEETING
SEPTEMBER 16, 2010 AT 7:00 PM

Proposed Site Lighting/Photometric Plan by P & C, PC dated 8/3/2010; revised 8/24/10;
Proposed Landscaping Plan by Praetorius & Conrad, PC dated 8/3/2010; revised 8/24/10;
Details Sheets No. 1-4 prepared by Praetorius & Conrad, PC dated 8/3/2010; revised 8/24/10;
East Elevation Preliminary Design by Armstrong Construction Services, Inc.; 8/27/10;
North Elevation Preliminary Design by Armstrong Construction Services, Inc.; 8/27/10;
West Elevation Preliminary Design by Armstrong Construction Services, Inc.; 8/27/10;
South Elevation Preliminary Design by Armstrong Construction Services, Inc.; 8/27/10
Buick Preliminary Building Elevations by Armstrong Construction Services, Inc.; 8/27/10; and
Letter from Tim Miller Associates, Inc. to Brian Orzel US Army Corps of Engineers regarding
Pre-Construction Notification dated 9/1/10.

WHEREAS, the applicant's Site Plan dated August 28, 2010 provides for the orderly traffic circulation through the project site with ample room for the display of automobiles on the subject site; and

WHEREAS, the proposed access from NYS Route 9W complies with the requirements of the NYSDOT recommended design; and

WHEREAS, pursuant to Project Review Notes from the Town's consulting planner and engineers, additional technical revisions were required to be made to the applicant's plans related to lighting, landscaping, and technical engineering related issues; and

WHEREAS, the Town of Ulster Town Board held a public hearing on the Special Permit Application at its September 16, 2010 meeting; and

WHEREAS, no controversy was raised with the proposal at the public hearing; and

NOW THEREFORE BE IT RESOLVED, the application by - Kingston Buick GMC - for Special Permit and Site Plan Approval to establish a 24,037 square-foot (SF) Chevrolet Car Dealership and 3,477 SF Buick & GMC Car Dealership on their property, which is situated at the northwest corner of Grant Avenue and NYS Route 9W is granted, subject to the conditions, limitations and restrictions set forth below.

1. Full compliance with applicable Building Codes requirements.
2. Submission of final set of plans, which address technical revisions recommended by the Town's consulting planner and engineer and agreed to by the Town Board.
3. Escrow account paid in full.
4. Any required modifications that the Ulster County Planning Board, the New York State Department of Transportation, and the Town of Ulster Highway Superintendent recommend after their review and report.

BE IT FURTHER RESOLVED, that this matter is hereby referred to the Ulster County Planning Board, the New York State Department of Transportation, and the Town of Ulster Highway Superintendent for their review.

2nd by Councilman Brink

ULSTER TOWN BOARD MEETING
SEPTEMBER 16, 2010 AT 7:00 PM

Four Ayes – Councilwoman Hendrick was absent

Public Comment

Mr. Robert Barton complained about the blasting being performed by Callanan Industries and requested relief from the Town Board by limiting the blasting. A discussion occurred about a seismographic recording be taken from his property.

Mrs. Marlene Engelhardt stated that at a prior meeting several years ago that the problem in regards to blasting was the limits allowed by law. The supervisor in 2008 wrote a letter to the town's NYS Legislatures to address the problem, but there was no response.

Chris Carragher reported that her fence is being ruined by trees falling on it from her neighbor's property (Eddyville Mine Corp). Supervisor Quigley suggested that she contact the logger who was working on the property to remedy the tree problem.

Mr. Frank Rittie requested that the town expedite the installation of the municipal water town in East Kingston. Supervisor Quigley reported that he will do what he can to expedite the method.

Mr. John Simek, chairperson for the Kingston Public Access Commission, requested that the town help fund public access through a portion of proceeds from the town's franchise agreement. They would also be interested in in-kind services such as hosting a place for them to broadcast.

Mr. Joe Riccio requested help from the Town Board as his neighbor has sewer leaking out of the ground. He has reported to the Ulster County Department of Health who failed it. There has been no action taken since then. Supervisor Quigley requested that the fact be emailed to him to follow up on the matter.

Councilman Kitchen moved to enter into executive session for an update to pending litigation allowing mining in Eddyville and for a personnel matter at 8:10 PM
2nd by Councilman Brink
All Ayes

Councilman Kitchen moved to exit executive session at 9:13 PM
2nd by Councilwoman Hendrick
All Ayes

Supervisor Quigley reported that there were no actions taken during executive session.

Councilman Kitchen motioned to adjourn the meeting at 9:14 PM
2nd by Councilwoman Hendrick
All Ayes

Respectfully submitted by

ULSTER TOWN BOARD MEETING
SEPTEMBER 16, 2010 AT 7:00 PM

Jason Cosenza, RMC FHCO
Ulster Town Clerk

2010 BUDGET MODIFICATIONS

Sept. 16, 2010

General Fund:

Modify Appropriation A7140.401 (Recreation Equip.Reserves) to be funded through A5110 (Approp.Reserve-Softball League) payment to Eastern States Electrical for light bulbs	234.36
Modify Appropriation A7140.401 (Recreation Equip.Reserves) to be funded through A5110 (Approp.Reserve-Softball League)forfeit fee-Anthony Davis	28.00
Modify Appropriation A7140.401 (Recreation Equip.Reserves) to be funded through A5110 (Approp.Reserve-Softball League)forfeit fee-Denee McGrath, scorekeeper	18.00
Modify Appropriation A7140.401 (Recreation Equip.Reserves) to be funded through A5110 (Approp.Reserve-Softball League)electric at Orlando St. Ballfield	311.36
Modify Appropriation A7140.401 (Recreation Equip.Reserves) to be funded through A5110 (Approp.Reserve-Football League)helmets from Anaconda Sports	316.25
Modify Appropriation A7140.401 (Recreation Equip.Reserves) to be funded through A5110 (Approp.Reserve-Football League)helmets and pants from Anaconda Sports	510.50
Modify Appropriation A7140.401 (Recreation Equip.Reserves) to be funded through A5110 (Approp.Reserve-Football League)dues to Mid Hudson Conference	1,626.54
Modify Appropriation A7140.401 (Recreation Equip.Reserves) to be funded through A5110 (Approp.Reserve-Football League)reimb. To Greg Maisch for marking paint	113.34
Modify Appropriation A7140.401 (Recreation Equip.Reserves) to be funded through A5110 (Approp.Reserve-Biddy Basketball Reserve) signs from JVS Graphics	200.00
Modify Revenue A3390 (State Aid, STEP,Buckle up N.Y.) and Appropriation A3120.103 (Traffic Safety Program) reimb. May 24 thru June 6th wages	1,613.05

2010
BUDGET MODIFICATIONS

Sept. 16, 2010

Transfer From:

Transfer To:

General Fund:

A1220.400 Supervisor Salary	A1990.400 Contingency	27,000.00
A1990.400 Contingency	A1355.405 Mileage & Expenses	1,400.00
A1990.400 Contingency	A1355.418 Legal/Profess. Servs.	6,400.00
A1990.400 Contingency	A1620.409 Repairs & Supplies	500.00
A1990.400 Contingency	A1622.407 Electric	600.00
A1990.400 Contingency	A1622.408 Heat	300.00
A1990.400 Contingency	A3620.421 Veh. Maintenance	2,300.00
A1990.400 Contingency	A5132.454 Maintenance	4,000.00
A1990.400 Contingency	A7110.426 Reprs, Constr, & Equip.	400.00
A1990.400 Contingency	A8020.400 Planner	5,000.00
A1990.400 Contingency	A8160.420 Gas & Oil	600.00

Highway Fund:

D9060.800 Hosp. & Dental	D9060.802 Retirees Hosp. & Dental	7,785.00
D9060.804 Hosp. & Dental	D9060.802 Retirees Hosp. & Dental	7,785.00
D5142.447 Sand	D5142.446 Salt	6,500.00
D5110.400 Street Program	D5110.442 Road Oil	6,000.00

Ulster Water:

SW1-9060.800 Hosp. & Dental	SW1-9060.802 Retirees Hosp. & Dntl.	500.00
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Whittier Sewer:

SS1-8130.201 Truck	SS1-8130.421 Veh. Maintenance	1,000.00
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2010 BUDGET MODIFICATIONS

Sept. 16, 2010

General Fund:

Modify Appropriation A3121.400 (Drug Forfeiture) to be funded through
A5110 (Approp.Reserve-Drug Forfeiture) reimb. To Joseph Sinagra for
FBI Training Conference in Boston, Ma 2,012.75

Modify Revenue A3989 (State Aid,Child Seat Grant) and Appropriation
A3120.440 (Car Seat Grant) expenses for car seats, signs,
subscription 2,143.70