

ULSTER TOWN BOARD MEETING  
FEBRUARY 17, 2011 AT 7:00 PM

**CALLED TO ORDER BY SUPERVISOR QUIGLEY, CHAIRMAN at 7 PM**

**SALUTE TO THE FLAG**

**ROLL CALL BY CLERK**

TOWN COUNCILMAN JOEL B. BRINK  
TOWN COUNCILMAN ERIC KITCHEN  
TOWN COUNCILWOMAN CRIS HENDRICK  
TOWN COUNCILMAN JOHN MORROW  
SUPERVISOR JAMES QUIGLEY 3<sup>rd</sup>

**Introduce Ulster County Commission of Reapportionment and Discuss the Redistricting process**

The Commission of Reapportionment for the redistricting of the county's legislative districts to 23 single member districts gave an overview of the process. The district will be based on the 2010 federal census as well as being reflexive of the diversity of the population. Their goal is to be transparent and to provide opportunities for the public to have direct input into the process. They will have public meetings with agendas and minutes. Information is available on the County Website. They have purchased special software to help design the districts. The process may result in lines being drawn through towns to ensure equal sized special districts. Discussion followed with the audience. Supervisor Quigley inquired about the formation of the commission. A lawsuit was filed challenging it.

**OPEN DISCUSSION OF AGENDA**

Robert Barton inquired about whether the two proposed local laws have had any changes made to them.

Supervisor Quigley reported that the two proposed local laws are listed on the agenda to introduce them to the Town Board and public so that everyone is aware of them.

**COMMUNICATIONS**

A letter of resignation was received from Ronald Markisenis as the Town's public access commissioner.

Supervisor Quigley announced an opening for Town of Ulster's public access commissioner. If anyone is interested, they should submit a letter of interest to the Town Supervisor's Office.

**ABSTRACT OF CLAIMS**

Councilman Brink motioned to approve the following:

FUND	CLAIM #	AMOUNT
UTILITIES		
GENERAL	201-221	<b>14,368.68</b>
ULSTER WATER	201-207a	<b>70.39</b>
HALCYON PK. WATER	201-202	<b>551.51</b>
SPRING LAKE WATER	201-203	<b>287.81</b>
BRIGHT ACRES WATER	201	<b>527.58</b>

ULSTER TOWN BOARD MEETING  
 FEBRUARY 17, 2011 AT 7:00 PM

GLENERIE WATER	201	39.60
WHITTIER SEWER	201	59.86
ULSTER SEWER	201-202	117.77
WASHINGTON AVE. SEWER	201-202	152.92
SPECIAL LIGHT	201-206	4,284.91
ALL OTHERS		
GENERAL	201-2109	216,971.47
HIGHWAY	201-240	123,052.18
ULSTER WATER	201-228	195,448.16
HALCYON PK. WATER	201-202	630.00
SPRING LAKE WATER	201-203	15,623.38
BRIGHT ACRES WATER	201-203	3,084.98
CHERRY HILL WATER	201-203	7,994.04
GLENERIE WATER	201-203	4,179.00
EAST KINGSTON WATER	201-203	2,792.44
WHITTIER SEWER	201-204	4,993.18
ULSTER SEWER	201-218	36,437.33
WASHINGTON AVE. SEWER	201	605.00
INSURANCE (ALL FUNDS)	201-235	254,186.47
CAPITAL PROJECTS		
TRUST & AGENCY	201-208	3,242.50
	<b>TOTAL</b>	<b>\$ 889,701.16</b>

2<sup>nd</sup> by Councilwoman Hendrick  
 All Ayes

Councilman Brink moved to approve the following:

**Budget Modifications:**

**General Fund:**

Modify Appropriation A1320.200 (Equipment) to be funded through A5110 (Approp.Reserve-Landfill Closure-Equipment Reserve) payroll conversion from KVS Information Services 3,900.00

Modify Appropriation A1320.200 (Equipment) to be funded through A5110 (Approp.Reserve-Landfill Closure-Equipment Reserve) purchase general receipts module and project management from KVS Information Services 1,075.00

Modify Appropriation A1320.200 (Equipment) to be funded through A5110 (Approp.Reserve-Landfill Closure-Equipment Reserve) payroll training and expenses to KVS Information Services 3,962.19

Modify Appropriation A7140.401 (Recreation Equip.Reserve) to be funded through A5110 (Approp.Reserve-Softball League)electric at Orlando St. Ballfield 34.02

ULSTER TOWN BOARD MEETING  
FEBRUARY 17, 2011 AT 7:00 PM

Modify Appropriation A7140.401 (Recreation Equip.Reserve) to be funded through A5110 (Approp.Reserve-Biddy Basketball)Patrick Ryan Jan. refereeing fees	50.00
Modify Appropriation A7140.401 (Recreation Equip.Reserve) to be funded through A5110 (Approp.Reserve-Biddy Basketball) Simphson Brown Jan. refereeing fees	150.00
Modify Appropriation A7140.401 (Recreation Equip.Reserve) to be funded through A5110 (Approp.Reserve-Biddy Basketball)Paul Remick Jan. refereeing fees	150.00
Modify Appropriation A7140.401 (Recreation Equip.Reserve) to be funded through A5110 (Approp.Reserve-Biddy Basketball)Gary Beesmer Jan. refereeing fees	150.00

2<sup>nd</sup> by Councilman Kitchen  
All Ayes

**7:15 - Proposed Local Law of 2011: A Local Law Providing for the Adoption of a New Chapter 61 of the Town Code [Building Construction & Fire Prevention]**

Supervisor Quigley opened the public hearing at 7:18 PM

Town Attorney Jason Kovacs explained that this proposal is needed to update the current code and to be compliant with NYS building code. This is the second time this public hearing was held. Input from the Town employees was solicited and their input is in this revision.

Councilwomen Hendrick moved to close this hearing at 7:20 PM  
2<sup>nd</sup> by Councilman Brink  
All Ayes

**Approval of Committee Members for Senior Center**

Councilman Kitchen moved to approve the 2011 committee members for the Senior Center as follows: Cris Hendrick, Robin and Art Bird, Tina Crispell, Beth Barlow, Erma Francello, Pat McDonald and Cathy Canzian.  
2<sup>nd</sup> by Councilman Morrow  
All Ayes

**Authorize the Superintendent of Highways to go out to bid for 2.5-3.5 yard dump body for a Ford F450 chassis on order**

Councilman Brink moved to authorize the Superintendent of Highways to go out to bid for 2.5-3.5 yard dump body for a Ford F450 chassis that has been ordered  
2<sup>nd</sup> by Councilman Morrow  
All Ayes

ULSTER TOWN BOARD MEETING  
FEBRUARY 17, 2011 AT 7:00 PM

**Set a Public Hearing for the 2011 Small Cities Grant Application**

Councilman Kitchen moved to set a public hearing for a 2011 Small Cities Grant Application for March 3, 2011 at 7:15 PM  
2<sup>nd</sup> by Councilwoman Hendrick  
All Ayes

**Set a Public Hearing for a Special Use Permit for Sherry Ralph – proposal to use a pole barn building for kennel purposes**

Councilwoman Hendrick moved to set a public hearing for a Special Use Permit for Sherry Ralph – proposal to use a pole barn building for kennel purposes  
2<sup>nd</sup> by Councilman Kitchen  
All Ayes

**Motion to Authorize the Supervisor to approve a request by Mental Health Association in Ulster County, Inc. to relocate a Community Residence temporarily to 1111 Flatbush Avenue**

Councilman Morrow motioned to authorize the Supervisor to approve a request by the Mental Health Association in Ulster County, Inc. to relocate a Community Residence temporarily to 1111 Flatbush Avenue  
2<sup>nd</sup> by Councilman Hendrick  
All Ayes

**Motion to Authorize the Supervisor to sign the Agreement for Professional Services between the County of Ulster and the Town of Ulster for the services of a Family Violence Investigator in 2011**

Councilman Brink moved to authorize the Supervisor to sign the Agreement for Professional Services between the County of Ulster and the Town of Ulster for the services of a Family Violence Investigator in 2011  
2<sup>nd</sup> by Councilman Kitchen  
All Ayes

**Motion appointing Town of Ulster representatives to the Lower Esopus Watershed Partnership**

Councilman Kitchen moved to appoint the following as Town of Ulster representatives to the Lower Esopus Watershed Partnership:  
James Quigley the 3<sup>rd</sup> as the Delegate  
Reno Budziak as an Alternate  
James Maloney as an Alternate  
2<sup>nd</sup> by Councilman Brink  
All Ayes

**Motion appointing Town of Ulster representatives to the Ashokan Release Working Group established by the NYC DEP**

Councilman Kitchen moved to appoint the Town of Ulster representatives to the Ashokan Release Working Group established by the NYC DEP as follows:

James Quigley, the 3<sup>rd</sup> as the Delegate

John Morrow as an Alternate

James Maloney as an Alternate

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

All Ayes

**Motion authorizing the Town Clerk to go out to Public Bid for Dry Cleaning Services for the Police Department**

Councilman Brink moved to authorize the Town Clerk to go out to Public Bid for Dry Cleaning Services for the Police Department

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

All Ayes

**Resolution creating the Full Time Position of Budget Officer in the Supervisor's Office**

Councilman Kitchen moved to approve the following:

**RESOLUTION TO ESTABLISH POSITION OF TOWN OF ULSTER BUDGET OFFICER**

WHEREAS, The Town of Ulster's Audited Financial Statements for the year ending December 31, 2009 were recently submitted to the Town of Ulster Town Board, along with a Management Comment Letter; and

WHEREAS, the Management Comment Letter described deficiencies in the Town of Ulster's accounting process; some of the deficiencies were attributable to not having enough trained accounting personnel; and

WHEREAS, the formal creation of a Town of Ulster Budget Officer will serve to remedy some of the deficiencies stated in the Audited Financial Statements and the Management Comment Letter; now therefore be it

RESOLVED, that the position of Budget Officer is hereby established, effective immediately; and be it further

RESOLVED, that the Budget Officer position's responsibilities shall include:

ULSTER TOWN BOARD MEETING  
FEBRUARY 17, 2011 AT 7:00 PM

1. Analysis of all general ledger accounts for all funds maintained by the Town of Ulster, including tracing details to source documents to understand proper classification;
2. Prepare detailed departmental analysis and update on a monthly basis;
3. Prepare detailed payroll schedules by department and trace to source documents to understand proper classification;
4. Prepare budget forms;
5. Request from department heads budget recommendations, review with department heads estimates of tentative budget;
6. File with the Town Clerk the Tentative Budget for presentation to the Town Board no later than September 30;
7. Manage adoption of Preliminary Budget;
8. After the public hearing, prepare the budget in final form for the Town Board;
9. Review and monitor all financial matters, keep monthly budget comparison reports and review monthly reconciliations of cash balances; and be it further

RESOLVED, that the position of Town Budget Officer is an appointed position serving at the pleasure of the Town Supervisor of the Town of Ulster, and be it further

RESOLVED, that the Budget Officer shall be an exempt position under the New York State Civil Service law; and be it further

RESOLVED, that Patrick Ryan is hereby appointed Town of Ulster Budget Officer, and compensated at a salary of \$10.00 per hour.

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

A vote was taken – Four Ayes – One Nay by Councilwoman Hendrick

**Resolution Authorizing the Town Clerk to go out to public bid for the Replacement of Windows and Doors at Town Hall through a New York State Grant received**

Councilman Brink motioned to approve the following:

Whereas; the Town of Ulster desires to reduce energy consumption at its facilities, and

Whereas; the Town has received a grant to help fund the replacement of inefficient windows at the Town Hall with energy efficient windows, and

ULSTER TOWN BOARD MEETING  
FEBRUARY 17, 2011 AT 7:00 PM

Whereas, the replacement of the windows and doors is a Type 2 action with respect to the State Environmental Quality Review Act and an Environmental Assessment is not required, and

Whereas, plans and specifications for the replacement of the windows and doors have been prepared by Brinnier and Larios, P.C., Professional Engineers of Kingston, N.Y., and

Whereas, replacement of the doors and windows is in the public interest.

Therefore, be it resolved that Contract TU-111, "Window and Door Replacement at the Ulster Town Hall" be advertised for bids in accordance with the general municipal law.

2<sup>nd</sup> by Councilwoman Hendrick  
All Ayes

**Motion authorizing the Police Chief to go out to bid for (2) Police Cars, fully equipped**

Councilwoman Hendrick motioned to authorize the Police Chief to go out to bid for (2) police cars, fully equipped (Note: motion was intended to be to purchase two police cars, fully equipped, from NYS Bid.)

2<sup>nd</sup> by Councilman Morrow  
All Ayes

**Resolution authorizing the Public Referendum for the creation of a LOSAP program for the Bloomington Fire District**

Councilman Kitchen moved to authorize the public Referendum for the creation of a LOSAP program for the Eddyville/Bloomington Fire Protection District

2<sup>nd</sup> by Councilman Brink  
All Ayes

**Set Public Hearing for a proposed local law banning smoking on Town property**

**Councilman Brink moved to set a public hearing for March 3, 2011 at 7:25 PM**

2<sup>nd</sup> by Councilwoman Hendrick  
All Ayes

**Set Public Hearing for a proposed local law requiring abstract insurance for sub-divisions**

Councilman Morrow moved to set a public hearing for March 3, 2011 at 7:35 PM

2<sup>nd</sup> by Councilwoman Hendrick  
All Ayes

**7:35 - Propose Local Law of 2011: A Local Law Providing for the Adoption of a New Chapter 54 of the Town Code [Fire Alarms]**

ULSTER TOWN BOARD MEETING  
FEBRUARY 17, 2011 AT 7:00 PM

Town Attorney Jason Kovacs explained that this proposal updates the current code and strengthens the law to help prevent false fire alarm calls that affect the local fire departments. Another public hearing would be needed for the additional information that was provided for the improvement of the proposed local law

Councilman Kitchen moved to close the public hearing at 7:35 PM  
2<sup>nd</sup> by Councilwoman Hendrick  
All Ayes

Supervisor Quigley recessed the meeting until 7:45 PM to handle the Tech City DGEIS Public Hearing

**7:45 – Tech City Draft Generic Environmental Impact Statement**

Supervisor Quigley resumed the meeting at 7:45 PM and reopened the public hearing from February 3, 2011 for the Tech City DGEIS

Public Comments:

Mr. Robert Barton expressed concern about containing the pollutants so they don't get into the drinking water and mapping where they are. He feels that the public hearing should remain open until this information is provided.

Mr. Ron Miller expressed concern about the aquifer, the plume and the effect of storm water on these items. He was also concerned about the effect these items would have on the town wells. What are the costs to the town to provide clean water, testing of the wells and possible abandoning and have to find another water source? He would like the property to remain office manufacturing and not have any zoning changes.

Councilwoman Hendrick moved to close the public hearing at 8:52 PM  
2<sup>nd</sup> by Councilman Brink  
All Ayes

**APPROVAL OF MINUTES FROM PREVIOUS MEETING**

Councilman Morrow motioned to accept the minutes of January 13, 2011 and January 27, 2011  
2<sup>nd</sup> by Councilman Brink  
All Ayes

**Authorize the Town Assessor to work with the Town of Rosendale to provide the proper calculations for cost of the LOSAP program to Town of Ulster Residents in the Eddyville Fire Protection District.**

Councilman Morrow moved to authorize the Town Assessor to work with the Town of Rosendale to provide the proper calculations for cost of the LOSAP program to Town of Ulster residents in the Eddyville Fire Protection District  
2<sup>nd</sup> by Councilman Kitchen  
All Ayes

ULSTER TOWN BOARD MEETING  
FEBRUARY 17, 2011 AT 7:00 PM

**Public Comments**

Councilman Kitchen announced a blood drive being hosted at the Ulster Hose #5 Firehouse from 10 AM to 4 PM on February 21, 2011.

Councilwoman Hendrick announced that the March calendar of events for the senior center is available on the Town's website.

Councilwoman Hendrick motioned to adjourn the meeting at 8:55 PM  
2<sup>nd</sup> by Councilman Kitchen  
All Ayes

Respectfully Submitted by  
Jason Cosenza, RMC FHCO  
Ulster Town Clerk