

ULSTER TOWN BOARD MEETING

October 6, 2011 AT 7:00 PM

CALLED TO ORDER BY SUPERVISOR QUIGLEY, CHAIRMAN at 7:00 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 3rd

Presentation of the Pride of the Town Award to Annie Raskoskie for being named Court Clerk of the year for NY State

Annie Raskoskie was recognized by Supervisor Quigley with a Pride of the Town Award. Mrs. Raskoskie was then recognized by the Ulster County Association of Villages and Town Court Clerks with a plaque presented by follow Court Clerk, Mrs. Suzan Platte. She was also recognized by Ulster County Legislator James Maloney with a Pride of Ulster County Award. Justice Susie Kesick followed with a reported how busy the court has become since Mrs. Raskoskie started many years ago, thanked Mrs. Raskoskie for her hard work and presented her with a plaque from the Ulster County Magistrates Association.

PUBLIC COMMENT

Mr. Larry Quick was not in favor of the proposed local law for the override of the 2% tax cap and suggested that the town survey who they had to lay off to stay under.

DEPARTMENT HEAD REPORTS

Town Assessor – Mr. James Maloney reported that the Town Assessment roll was filed on July 1, 2011. There was a “kickoff” meeting for FEMA and future meetings will follow in regard to the flooding problems the Town and its residents had from the recent storms, Irene and Lee.

Director of Recreation – Jeffrey T. Hayner reported that Bidy Basketball is starting and that the summer camp ran well. The tree lighting ceremony is being planned.

Highway Department – Highway Superintendent, Frank Petramale, reported that his department has caught up from the flood situation. The leaf pickup schedule is on-line. The new electronic recycling program is working well at the Town Transfer Station.

Building Department - Paul Andreassen, the Town Building Inspector reported that the recent landlord registration law is being enforced. He has held his first inspection and more are forthcoming. He is still having people applying for permits to fix and repair their houses from the recent storm. There were 5 mobile homes destroyed due to the storm.

Water Department – Paul Vogt, Town Water Superintendent, reported that all is running well. There was no storm damage. His crew performed their annual fire hydrant flushing routine. There was one hydrant that was found broken and it was repaired. The East Kingston Water Tank is on schedule. The Glenerie Water Tank should also start in the spring. The temporary line for Bright Acres is still connected. The reason is because if there is a water break, the water needs to be replenished.

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Police Department – Police Chief Taggard read the monthly report. The storm had kept the Department Busy with service calls. They had to do some traffic and crowd control with the distribution of dry ice. They did suffer from some flooding in the basement. He thanked Councilwoman Hendrick and Councilman Morrow for their help during the flooding. He also recognized the extraordinary amount of time and energy that Town Supervisor Quigley contributed to the flooding response.

Public Hearing at 7:15 – Local Law to override the tax levy limit established in General Municipal Law Section 3-C

Supervisor Quigley called the public hearing to order at 7:26 PM

Town Attorney Jason Kavocs stated that the purpose of the proposed local law is to allow for the override of the 2% tax cap as an option for the Town Board.

Public Comment

Mr. Robert Barton was not in favor of the proposal. He suggested that the users of services such as those in the business area, who benefit the most from services, such as the police department, should be charged more to offset the property owners taxes.

Councilman Morrow moved to close the public hearing at 7:33 PM

2nd by Councilman Brink

All Ayes

Public Hearing 7:40 – Contract as proposed for the Bloomington Fire District

Supervisor Quigley called the public hearing to order at 7:34 PM

Town Attorney Jason Kavocs briefed the Town Board that this hearing is for a 3 year contract with the Bloomington Fire Company to provide fire protection services in Eddyville.

There was no public comment.

Councilman Morrow moved to close the public hearing at 7:36 PM

2nd by Councilman Brink

All Ayes

Presentation of 2012 Town Budget to the Town Board by the Town Clerk

Town Clerk Cosenza presented the Town Board with the proposed 2012 Town Budget.

Schedule Public Hearing regarding a proposed Local Law of 2011: A Local Law Authorizing Chargeback of Safety Net Expenses to the 2012 Town & County Tax Bill

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Town Attorney Jason Kavocs briefed the Town Board that this proposed local law is to separate the Safety Net expenses from the town general tax that is charged by the County on Town's general tax bill.

Councilman Brink moved to set a public hearing for October 20, 2011 at 7:20 PM

2nd by Councilman Kitchen

All Ayes

Schedule Public Hearing regarding a proposed Local Law of 2011: A Local Law Authorizing Chargeback of Board of Election Expenses to the 2012 Town & County Tax Bill

Town Attorney Jason Kavocs reported to the Town Board that this is a proposed local law that separates the Board of Election Charges from the town general tax that is charged by the County on the Town's general tax bill.

Councilman Brink moved to set a public hearing for October 20, 2011 at 7:30 PM

2nd by Councilman Kitchen

All Ayes

Schedule Public Hearing in regard to a proposed Local Law No. of 2011: A Local Law Authorizing Chargeback of Expenses for the Eddyville Fire Protection District LOSAP to the 2012 Town & County Tax Bill

Town Attorney Jason Kavocs reported to the Town Board that this is a proposed local law that separates the LOSAP charges from the Eddyville Fire Protection District tax, so that the residents in Eddyville will see a Fire Protection Service and LOSAP tax charge on their general tax bill.

Councilman Morrow moved to set a public hearing for October 20, 2011 at 7:40 PM

2nd by Councilman Brink

All Ayes

Motion to change the status for Leanne Buchinger from a part-time employee in the Court Clerk's office to intermediate status employee for 90 days at the rate of \$12.00 per hour

Councilman Kitchen moved to change the status for Leanne Buchinger from a part-time employee in the Court Clerk's office to intermediate status employee for 90 days at the rate of \$12.00 per hour effective October 6, 2011

2nd by Councilman Brink

All Ayes

Discussion on the U.S. Route 9W Corridor Enhancement Plan

Mr. Alan Sorensen, the Town Planner, gave a brief overview of the Corridor Enhancement Plan. Essentially it is a plan that offers a more attractive view scape and improves the quality of life for

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the area, based on feedback from various residents and officials, over series of time phases. One area that is in the process of being started is the installation of sidewalks from the intersection of Boices Lane to where McDonalds is, that currently doesn't have sidewalks. There are plans to move a cable line behind the buildings to offer a visual appealing area as well as having a uniformed light pole design to help define the town.

Discussion on Space Requirement for relocation of the Town Police Department

The Town Board discussed relocating the Town Police Department due to water and mold issues in the basement. There were numerous options and locations explored to find a solution that best fits the town's needs and cost. Chief Taggard recommended moving the department out in stages, starting with the Detective Division. He was in favor of a temporary office trailer until a permanent location could be found.

Councilman Kitchen moved to procure a 10' x 40' office trailer with a cost not to exceed \$2,000 for a period of 90 days to address the housing needs of the Detectives and also to bring back the air engineer to evaluate the air quality of the Town Hall and get the air quality improvement devices that may be needed.

2nd by Councilman Morrow

The Town Board had a discussion about moving the police to the UC Sheriff's Office or other locations. Also a combination of these options was discussed. A concern was expressed about the logistic of the officers' response times and costs of these options.

All Ayes

Motion to Allow the Supervisor to Accept Bids on On-line Auctions

Councilman Morrow moved to authorized the town supervisor to accept the bid results for on-line auctions that the Town Board authorized to go out to bid due to a time limitation.

2nd by Councilwomen Hendrick

All Ayes

Public Comment:

Mr. Quick inquired if the mold problem was serious enough to warrant the expense for an office trailer and for proposed renovation projects.

Supervisor Quigley reported that there is a flooding issue as the water level has risen above the basement level, as well as the mold which has caused damage to the offices and town equipment.

Mr. Robert Barton suggested that the Town should contact the State and County to revise the mining laws so that if the town gives notice to other agencies and they don't respond than the town gets to decide whether to issue it. He also suggested strict penalties that grow as they break the ordinances. He inquired if an analysis is being performed to see how much mold penetration there has been.

Supervisor Quigley reported that there are no health risks for the first floor. The spots on the ceiling are old stains from the air handler.

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Mr. Robert Crane thanked the Town Board for taking an action in regard to the building conditions. He suggested seeking grant assistance from any and all elected officials.

Police Officer James Seyfarth, Police Union President, suggested ordering another modular building to house the rest of the police to get them out of the building due to health concerns. A discussion followed between the Town Supervisor and Officer Seyfarth.

Executive Session

Councilwoman Hendrick moved to enter into executive session at 8:35 PM to discuss legal litigation pertaining to Eddyville Mine v the Town of Ulster.

2nd by Councilman Morrow

All Ayes

Councilman Morrow moved to exit executive session at 8:50PM

2nd by Councilwoman Hendrick

All Ayes

Supervisor Quigley resumed the regular meeting at 8:51 PM. There were no actions taken.

Councilman Kitchen motioned to adjourn the meeting at 8:53 PM

2nd by Councilman Brink

All Ayes

Respectfully Submitted by
Jason Cosenza, RMC FHCO
Ulster Town Clerk