

ULSTER TOWN BOARD MEETING

October 4, 2012 AT 7:00 PM

CALLED TO ORDER BY SUPERVISOR QUIGLEY, CHAIRMAN at 7 PM

THE 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

PUBLIC COMMENT

There was no public comment.

COMMUNICATIONS

No communications were read.

Department Head Reports

Water Dept. – Water Superintendent John Rose read his monthly report. Chlorine Stations are being installed in East Kingston and in Glenerie. The Glenerie Water Tank is nearing completion.

Wastewater Dept. – Superintendent of Waste Water, Corey Halwick, reported all the districts are running satisfactorily. Whittier Sewer District was approved to receive FEMA funds for repairs and upgrades. The new camera truck has arrived and is proving to be invaluable.

Recreation – Jeff Hayner reported that the Recreation Program is heading into its fall schedule. Bidly Basketball and Volleyball are starting. He requested that the Rider Park shed's roof be repaired. Supervisor Quigley requested that a meeting with the park work staff be set so next year's project list could be composed.

Highway Dept. – Highway Superintendent Frank Petramale gave his monthly report. The leaf pick-up is underway. All the projects are moving along. The trucks are being prepared for the session.

Assessor – Sole Assessor, James Maloney, reported all is well. All the seniors will be notified of their renewals and all the building permits are being inspected for the 2013 roll. The Town Board thanked him for his work on getting funding from FEMA.

Police Dept. – Acting Officer in Charge, Lt. Anthony Cruise read his monthly report. He confirmed that the Mountain Road area has had the proper speed limit posted (see Sept. 20, 2012 minutes). The redesign scoff law ticket is due soon to match the proposed parking bureau law.

Building Dept. – Building Inspector, Paul Andreassen, gave his monthly report. Permitting is up. A discussion occurred about the compliance of a landlord inspection along Neighborhood Road. A junkyard on North Drive was in the process of being investigated.

Town Clerk Office – Town Clerk Cosenza reported that the office is running satisfactorily and that he is looking to expand the credit card payment option to other purchases beside property taxes. He is also looking at a more robust point of sale program.

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Public Hearing - 7:15 PM - A Proposed Local Law of 2012: A Local Law authorizing the override of the tax levy limit established in General Municipal Law Section 3-C, for 2013 Town Budget

Town Attorney Jason Kavocs stated that the purpose of the proposed local law is to allow for the override of the 2% property tax cap as an option for the Town Board. He recommended that the town approve this law in case there is an error in the calculation of the budget to ensure that the town is compliant with NYS Law.

Councilman Morrow moved to open the public hearing on the proposed local law authorizing the override of the tax levy limit established in General Municipal Law Section 3-C, for 2013 Town Budget at 7:33 PM

2nd by Councilman Hendrick

All Ayes

Public Comment:

Mr. Robert Barton was against the proposed law as the people are taxed to death. The tax increases are out of hand.

Mr. Marc Rider inquired if the election and safety net costs were included in the proposed budget and was not in favor of overriding the tax cap.

Councilwoman Hendrick moved to close the public hearing at 7:35 PM

2nd by Councilman Brink

All Ayes

Public Hearing 7:25 PM - Proposed Local Law of 2012: A Local Law Authorizing Chargeback of Safety Net Expenses to the 2013 Town & County Tax Bill

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 on the town's property tax bill. This expense is charged by the County to the Town.

Councilman Morrow moved to open the public hearing on the proposed local law authorizing chargeback of safety net expenses to the 2013 town & county tax bill at 7:36

2nd by Councilwoman Hendrick

All Ayes

Public Comment:

Mr. Robert Barton was in favor of the local law. He wanted greater scrutiny and accountability of the money being spent on these services. He was also in favor of a residency law before anyone can collect any assistance.

Councilman Brink moved to close the public hearing at 7:38 PM

2nd by Councilwoman Hendrick

All Ayes

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Public Hearing 7:30 PM – Proposed Local Law Authorizing Chargeback of the Board of Election Expenses to the 2013 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 Morrow moved to open the public hearing on the proposed local law authorizing chargeback of the Board of Election expenses to the 2013 Town & County Tax Bill at 7:39 PM
2nd by Councilwoman Hendrick

All Ayes

Public Comment:

Mr. Marc Rider was not in favor of the proposed law. He feels that the town knows the cost of the election expenses and can figure them in the budget.

Councilman Brink moved to close the public hearing at 7:40 PM

2nd by Councilwoman Hendrick

All Ayes

Public Hearing - 7:35 PM – Proposed Local Law of 2012: A Local Law Authorizing Chargeback of Expenses for the Eddyville Fire Protection District LOSAP to the 2013 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 can see what the Fire Protection LOSAP costs are on their general tax bill.

Supervisor Quigley stated that this proposed law is at the request of the Eddyville Fire District.

Councilman Morrow moved to open the public hearing at 7:41 PM on the proposed local law authorizing the chargeback of expenses for the Eddyville Fire Protection District LOSAP to the 2013 Town & County Tax Bill

2nd by Councilwoman Hendrick

All Ayes

There was no public comment.

Councilman Morrow moved to close the public hearing at 7:42 PM

2nd by Councilman Brink

All Ayes

Motion authorizing the Supervisor to sign a letter requesting an extension for NRCS Grant Completion to November 7, 2012

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Highway Superintendent Frank Petramale reported that the project has been held up due to the permitting process and they need the additional time to complete the job.

Councilman Morrow moved to authorize the Supervisor to sign a letter requesting an extension for NRCS Grant Completion to November 7, 2012

2nd by Councilwoman Hendrick

All Ayes

Authorize the Highway Superintendent to go out to bid for a Mack 4 X 2 Chassis with a combination Dump Body/Sander, front plow and patrol wing plow

Councilman Morrow moved to authorize the Highway Superintendent to go out to bid for a Mack 4 X 2 Chassis with a combination Dump Body/Sander, front plow and patrol wing plow

2nd by Councilman Brink

All Ayes

Presentation of 2013 Town Budget to the Town Board by the Town Clerk

Town Clerk Cosenza presented the proposed 2013 Town Budget to the Town Board for their review.

Supervisor Quigley inquired as to what process the Town Board would like to use in reviewing the Town Budget. After a discussion, it was concluded that a meeting would be held on October 24, 2012 at 6:00 PM at the Senior Center for budget discussion.

Motion authorizing the Supervisor to execute documents pertaining to grants for the Court Administration for court improvements and enhancements for the 2013 year

Councilwoman Hendrick motioned to authorize the supervisor to execute any and all documents pertaining to a grant application to the Office of the Court Administration for the Court improvements and enhancements for the 2013 year

2nd by Councilman Morrow

All Ayes

Schedule a Public Hearing on the application of Don S. Mackenzie d/b/a Buck's Recycling Center for a Junk Yard Special Permit

Councilman Morrow moved to set a public hearing on the application of Don S. Mackenzie for an application for a Junk Yard Special Permit for October 18, 2012 at 7:25 PM

2nd by Councilwoman Hendrick

All Ayes

Resolution Retirement Reporting for Appointed Officials

Councilman Kitchen moved to approve the two following resolutions:

STANDARD WORK DAY RESOLUTION

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WHEREAS, Regulation 315.4 of the New York State & Local Retirement System requires the

Governing Body of the town to establish a Standard Workday and Reporting system for all elected and appointed town officers that were elected or appointed after September 12, 2009, and

WHEREAS, persons affected are those that are enrolled in the New York State Retirement System as either Tier 2, 3, 4 or 5 members, and

WHEREAS, the persons affected are those that receive monetary compensation for their duties and do not use the town's Time Clock nor use Time Sheets to document their work hours; now therefore be it

RESOLVED, that seven (7) hours is established as the Standard Workday; and be it further

RESOLVED, that the recording of time worked consists of a three month Time/Work log starting on January 1, 2012. This Time/Work log shall be created and maintained by the affected worker; and be it further

RESOLVED, that once passed, this Resolution shall be posted on the Town's Website and the Official Sign Board for a period of at least 30 days; and be it further

RESOLVED, that the Ulster Town Clerk shall submit a certified copy of the resolution and an affidavit of its posting to the Office of State Comptroller; and be it further

RESOLVED, that once the three month time period Time/Work log is completed, the affected person shall sign and submit their Time/Work log to the Ulster Town Clerk; and be it further

RESOLVED, that the Governing Body of the Town shall utilize the Time/Work logs to calculate the percentage of the Standard Workday worked over the 3 month time period and report the findings to the New York State & Local Retirement System so that the New York State & Local Retirement System may determine pension credits; and be it further

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RESOLVED, that the Ulster Town Clerk shall retain the Time/Work logs submitted for a period of ten years. Elected or Appointed Officers affected by regulation 2 NYCRR 315.4

Name	Title	Term of Office
Shirley Felton	Deputy Clerk	1/01/2012 to 12/31/2015
Becky Vogt	Deputy Clerk	5/09/2011 to 12/31/2015
Jeff Hayner	Recreation Director	01/01/2011 to 12/31/2013
Anne Raskoskie	Court Clerk	01/01/2010 to 12/31/2013
Suzanne Reavy	Court Clerk	01/01/2012 to 12/31/2015
Margaret King	Supervisor's Secretary	01/01/2012 to 12/31/2013

Resolution #2

BE IT RESOLVED, that the Town of Ulster / Location code 0675 hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the time keeping system records or the record of activities maintained and submitted by these officials to the clerk of this body:

Name	Title	Term of Office
Shirley Felton	Deputy Clerk	1/01/2012 to 12/31/2015
Becky Vogt	Deputy Clerk	5/09/2011 to 12/31/2015
Jeff Hayner	Recreation Director	01/01/2011 to 12/31/2013
Anne Raskoskie	Court Clerk	01/01/2010 to 12/31/2013
Suzanne Reavy	Court Clerk	01/01/2012 to 12/31/2015
Margaret King	Supervisor's Secretary	01/01/2012 to 12/31/2013

2nd by Councilman Brink
All Ayes

Parking Issues

Councilwoman Hendrick explained that in reviewing the current parking laws in regard to the problem people were having with the County employees parking in the residential area, behind the Ulster County Building on Ulster Avenue, they discovered some deficiency. These issues were forwarded to the Town Attorney to address.

Town Attorney Jason Kovacs explained that he drafted a proposed law that would create a parking ordinance that could be enforced with penalties, where a person can lose their license if the fines were not paid.

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Councilwoman Hendrick reported that, as a part of this law, the Court would need money to purchase the software to help with the enforcement of the parking tickets.

2013 County Budget Report

County Legislator James Maloney reported that proposed budget appears to have a small decrease. The County will be taking over the town's safety net cost in phases over three years.

Supervisor Quigley thanked Legislator James Maloney for his work with the safety net costs.

Public Comments

Mr. Robert Barton inquired about the Town Hall update, if any money was budgeted for Town Hall and about the Millen's.

Supervisor Quigley had no updates for the Town Hall. There is nothing budget for a Town Hall renovation. The building aspect of Millen's Recycling Center is being monitored by the Building Department and environmental falls on the DEC.

Mr. Robert Crane thanked the Town Supervisor for his work in getting the County to take over the safety net costs.

Councilman Brink motioned to adjourn the meeting at 8:08 PM

2nd by Councilwoman Hendrick

All Ayes

Respectfully Submitted by
Jason Cosenza, RMC FHCO
Ulster Town Clerk