

ULSTER TOWN BOARD MEETING
November 12, 2013 at 7:00 PM

CALLED TO ORDER BY SUPERVISOR JAMES 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 3rd

PUBLIC COMMENT

Mr. Robert Barton requested raises be based on merit or the cost of living.

COMMUNICATIONS

There were no communications.

COMMITTEE REPORTS

Councilman Kitchen reported from the Recreation Committee that Bidy basketball and Adult volleyball have started and are going well. On Sunday, December 1 at 5 PM, the Town will host its annual Tree Lighting party.

Councilman Morrow reported from the Highway Committee, that the department is wrapping up the season and preparing for winter.

Councilwoman Hendrick reported from the Constitute Relations Committee, that she had investigated a quiet zone for the railroad crossing in the Glenerie area, but it wasn't feasible due to the risk management.

Councilman Kitchen reported from the powerful Water and Waste Water Committee, that the Ulster Water District north tower is up and running, well #4 was repaired and is working. The fire hydrants have had their flags installed so they are visible during snowstorms. The temporary water line for Bright Acres will be insulated. The Ulster Water District is looking for a 3rd pumping to provide more water in their tanks. The Whittier Sewer District finished paying off its last renovation and they are looking to address some other required upgrades. The UV's in the Ulster Sewer Plant are working well and received good grades for their performance.

Motion to authorize the Supervisor to sign a contract with Hess Corporation for the purchase of Electric and Natural Gas for the next 12 months

MOTION: Councilman Brink

SECOND: Councilwoman Hendrick

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Town Councilman Brink - Aye
Town Councilwoman Hendrick - Aye
Town Councilman Kitchen - Aye
Town Councilman Morrow - Aye
Supervisor Quigley - Aye

CARRIED

Motion to authorize the hiring of Joseph Alecca Jr. as a temporary employee for the Highway Department for a 90 day period effective Oct. 21, 2013 at a rate of \$13.49 an hour (Grade #6, Step #1)

MOTION: Councilman Brink
SECOND: Councilwoman Hendrick

Town Councilman Brink - Aye
Town Councilwoman Hendrick - Aye
Town Councilman Kitchen - Aye
Town Councilman Morrow - Aye
Supervisor Quigley - Aye

CARRIED

Authorize the Supervisor to sign the Health Reimbursement Arrangement with Choice Care for a 90 day period after termination of our MVP Health Plan, December 1, 2013

MOTION: Councilwoman Hendrick
SECOND: Councilman Morrow

Town Councilman Brink - Aye
Town Councilwoman Hendrick - Aye
Town Councilman Kitchen - Aye
Town Councilman Morrow - Aye
Supervisor Quigley - Aye

CARRIED

Resolution Approving the Health Reimbursement Arrangement Plan Agreement with CDPHP for December 1, 2013 through November 30, 2014

WHEREAS, the Town wishes to enter into an Agreement with CDPHP for the administration of the Health Reimbursement Arrangement associated with the Town's High Deductible HMO Health plan commencing December 1, 2013, now, therefore be it

RESOLVED, that the attached Health Reimbursement Arrangement Plan Document is hereby approved by the Board in the form presented, and be it further

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RESOLVED, that the Supervisor is authorized to execute the attached Health Reimbursement Arrangement Plan Document and related Administrative Agreements with CDPHP for the continuation of the Health Reimbursement Arrangement Plan, and be it further

RESOLVED, that the Employer Town of Ulster shall be the Sponsor of the HRA and shall be the Administrator of the HRA for purposes of ERISA, and be it further

RESOLVED, that the Employer Town of Ulster hereby appoints the Administrative Agent to assist it with the administration of the HRA and to perform all such non-discriminatory duties related thereto, and be it further

RESOLVED, that the Administrative Agent shall be instructed to take such actions that are deemed necessary and proper in order to implement the HRA, and to set up adequate accounting and administrative procedures to provide benefits under the HRA, and be it further

RESOLVED that the duly authorized agents of the Employer shall act as soon as possible to notify the Employees of the Employer of the adoption of the HRA by delivering to each Employee a copy of the summary description of the HRA in the form of the Summary Plan Description presented to this meeting, which form is approved.

MOTION: Councilman Morrow

SECOND: Councilwoman Hendrick

Town Councilman Brink	- Aye
Town Councilwoman Hendrick	- Aye
Town Councilman Kitchen	- Aye
Town Councilman Morrow	- Aye
Supervisor Quigley	- Aye

CARRIED

Authorize the Building Inspector to attend a two day conference December 4th-5th by NYSBOC –Tri County Chapter

MOTION: Councilman Morrow

SECOND: Councilwoman Hendrick

Town Councilman Brink	- Aye
Town Councilwoman Hendrick	- Aye
Town Councilman Kitchen	- Aye
Town Councilman Morrow	- Aye
Supervisor Quigley	- Aye

CARRIED

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Intermunicipal Agreement between the City of Kingston and the Town of Ulster for DiBella's Pizza Shop

Town Attorney Jason Kovacs explained that Mr. DiBella wants to receive a municipal waste water service from the City of Kingston. This agreement would allow the City of Kingston to levy any unpaid fees on Mr. DiBella's tax bill through the Town of Ulster and the Town would reimburse those fees collected back to the city.

Motion to accept the Resignation of Part-Time Officer Jonathan Tiernan in good standing

MOTION: Councilman Morrow

SECOND: Councilwoman Hendrick

Town Councilman Brink	- Aye
Town Councilwoman Hendrick	- Aye
Town Councilman Kitchen	- Aye
Town Councilman Morrow	- Aye
Supervisor Quigley	- Aye

CARRIED

RESOLUTION AUTHORIZING THE TOWN OF ULSTER SUPERVISOR TO CLOSE BANK ACCOUNT(S) AT JP Morgan Chase Bank, N.A.

WHEREAS, the Town of Ulster Town Board has heretofore declared JP Morgan Chase Bank, N.A. an official depository for town funds; and

WHEREAS, the Town of Ulster Town Board has heretofore opened various checking accounts at JP Morgan Chase Bank, N.A. to handle the town's financial and depository needs; and

WHEREAS, the following bank account(s) at JP Morgan Chase Bank, N.A. contain zero balances, are no longer needed for the town's banking needs, and are considered superfluous;

JP Morgan Chase Bank, N.A. checking account

Bright Acres Water Capital Project

THEREFORE, BE IT RESOLVED by the Town Board of the Town of Ulster, Ulster County, as follows:

1. That the Town Board of the Town of Ulster authorizes the Supervisor to close the following bank account(s) at JP Morgan Chase Bank, N.A. according to the terms and conditions of the authorizations granted in this resolution:

JP Morgan Chase Bank, N.A. checking account

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Bright Acres Water Capital Project

2. That the Town Clerk is hereby authorized to file with JP Morgan Chase Bank, N.A. a duly certified copy of this resolution.

MOTION: Councilwoman Hendrick

SECOND: Councilman Brink

Town Councilman Brink	- Aye
Town Councilwoman Hendrick	- Aye
Town Councilman Kitchen	- Aye
Town Councilman Morrow	- Aye
Supervisor Quigley	- Aye

CARRIED

Motion to authorize the Supervisor to sign Payment Estimate No.5 – FINAL dated 11/5/2013 for J Squared Construction Corporation for Additions and Alterations to the Wastewater Pump Station, Whittier Sewer District

MOTION: Councilman Morrow

SECOND: Councilwoman Hendrick

Town Councilman Brink	- Aye
Town Councilwoman Hendrick	- Aye
Town Councilman Kitchen	- Aye
Town Councilman Morrow	- Aye
Supervisor Quigley	- Aye

CARRIED

Adoption of Town of Ulster 2014 Budget

MOTION: Councilman Morrow

SECOND: Councilman Brink

A discussion occurred among the Town Board with Councilwoman Hendrick requesting further reductions.

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Supervisor Quigley moved to remove \$10,785 from the General Fund, line item A.9060.800 (page 22), and to offset revenues of same amount from real property taxes line 2nd by Councilwoman Hendrick

A Roll Call Vote was taken:

Town Councilman Brink	- Nay
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Town Councilman Kitchen - Nay
Town Councilwoman Hendrick - Aye
Town Councilman Morrow - Nay
Supervisor Quigley - Nay

Motioned Failed

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Councilman Kitchen moved to modify the Ulster Fire District #5 to increase their tax levy by \$7,811.42

MOTION: Councilman Kitchen

SECOND: Councilman Morrow

Town Councilman Brink - Aye
Town Councilwoman Hendrick - Aye
Town Councilman Kitchen - Aye
Town Councilman Morrow - Aye
Supervisor Quigley - Aye

CARRIED

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Increase the 2014 Ulster Fire Bond budget line by \$766.74 and the expense line item of judgments and claims be increase by the same amount

MOTION: Councilman Kitchen

SECOND: Councilman Brink

Town Councilman Brink - Aye
Town Councilwoman Hendrick - Aye
Town Councilman Kitchen - Aye
Town Councilman Morrow - Aye
Supervisor Quigley - Aye

CARRIED

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Increase the Town of Ulster Library tax levy by \$100,204.69 and increase their expense line to the same amount

MOTION: Councilman Kitchen

SECOND: Councilman Brink

Town Councilman Brink - Aye
Town Councilwoman Hendrick - Aye
Town Councilman Kitchen - Aye

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Town Councilman Morrow - Aye
Supervisor Quigley - Aye

CARRIED

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Councilman Kitchen moved to approve the 2014 Town of Ulster Budget as amended (superseding the prior 2014 Budget motion)
2nd by Councilman Brink

A Roll Call Vote was taken

Town Councilman Brink - Aye
Town Councilwoman Hendrick - Nay
Town Councilman Kitchen - Aye
Town Councilman Morrow - Aye
Supervisor Quigley - Aye

CARRIED

Public Hearing at 7:30 PM- Local Law for 2013 – Setting of Town Fees

The Public Hearing was opened up at 7:33 PM

Public Comment

Mr. Robert Barton expressed concern about the water rates for the Ulster Water and Sewer District. He suggested adding more steps. He also suggested to slowly stage the increase over time.

Councilman Kitchen moved to close the public hearing at 7:35 PM
2nd by Councilman Morrow

Town Councilman Brink - Aye
Town Councilwoman Hendrick - Aye
Town Councilman Kitchen - Aye
Town Councilman Morrow - Aye
Supervisor Quigley - Aye

CARRIED

2014 Police Fleet Maintenance – Authorize the town police to go out to bid

MOTION: Councilman Morrow

SECOND: Councilwoman Hendrick

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Town Councilman Brink	- Aye
Town Councilwoman Hendrick	- Aye
Town Councilman Kitchen	- Aye
Town Councilman Morrow	- Aye
Supervisor Quigley	- Aye

CARRIED

Public Comment

Mr. Robert Barton inquired about further details on the budget modifications to the 2014 budget. Mr. Quigley reported that a large parcel owner won an assessment case and money needed to be refunded to them.

Councilman Brink moved to close the meeting at 7:37 PM
2nd by Councilman Kitchen

Town Councilman Brink	- Aye
Town Councilman Kitchen	- Aye
Town Councilwoman Hendrick	- Ayes
Town Councilman Morrow	- Aye
Supervisor Quigley	- Aye

CARRIED

Respectfully Submitted by
Jason Cosenza
RMC FHCO - Ulster Town Clerk