

ULSTER TOWN BOARD MEETING

November 21, 2013 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 COUNCILWOMAN CRIS HENDRICK

TOWN COUNCILMAN ERIC KITCHEN

TOWN COUNCILMAN JOHN MORROW

SUPERVISOR JAMES QUIGLEY 3rd

PUBLIC COMMENT

There was no public comment.

COMMUNICATIONS

A letter was read from Mr. & Mrs. Ryan reporting dangerous conditions and requesting the installation of stop signs in the area of Hillside Terrace and Robin Lane.

APPROVAL OF MINUTES FROM PREVIOUS MEETINGS

Councilman Morrow motioned to accept the minutes of the October 3, 2013 and October 17, 2013 meetings.

2nd by Councilman Brink

Town Councilman Brink - Aye

Town Councilwoman Hendrick - Aye

Town Councilman Kitchen - Aye

Town Councilman Morrow - Aye

Supervisor Quigley - Aye

CARRIED

ABSTRACT OF CLAIMS

Councilwoman Hendrick motioned to approve the November 2013 abstract as submitted

2nd by Councilman Morrow

Town Councilman Brink - Aye

Town Councilwoman Hendrick - Aye

Town Councilman Kitchen - Aye

Town Councilman Morrow - Aye

Supervisor Quigley - Aye

CARRIED

BUDGET MODIFICATION

General Fund:

ULSTER TOWN BOARD MEETING

November 21, 2013 at 7:00 PM

Modify Appropriation A7140.401 (Rec.Equip.Reserve) to be funded through A5110 (Approp.Reserve-Softball League) electric-Orlando St. Ballfield	90.76
Modify Revenue A2189 (DWI-Task Force) and Appropriation A3120.102 (DWI-Wages) reimb. For August wages	1,062.55
Modify Revenue A3390 (St.Aid-STEP-Buckle Up NY) and Appropriation A3120.103 (Traffic Safety Program) reimb. May wages	447.12
Modify Appropriation A7140.401 (Rec.Equip.Reserve) to be funded through A5110 (Approp.Reserve-Softball League) baseplugs from Hat Word	29.50
Modify Revenue A2189 (DWI-Task Force) and Appropriation A3120.102 (DWI-Wages) reimb. For Sept wages	2,219.19
Modify Appropriation A7140.401 (Rec.Equip.Reserve) to be funded through A5110 (Approp.Reserve-Softball League) trophies from Deuire's Trophies	90.00
Modify Appropriation A7140.401 (Rec.Equip.Reserve) to be funded through A5110 (Approp.Reserve-Biddy Basketball League) score books and game ball bags from Hat World	250.50
Modify Appropriation A7140.401 (Rec.Equip.Reserve) to be funded through A5110 (Approp.Reserve-Football League) mileage reimb. To Greg Maisch (Oct.12-Nov.7,2013)	220.68
Modify Appropriation A7140.401 (Rec.Equip.Reserve) to be funded through A5110 (Approp.Reserve-Football League) reimb.for pizza for equipment collection day (11/9/13) - Greg Maisch	62.69
Modify Appropriation A7140.401 (Rec.Equip.Reserve) to be funded through A5110 (Approp.Reserve-Football League) refereeing for Tiny Mate games on 10/20/13-M.Grossman,D.Kincaid & T.Worthy,\$50 each	150.00
Modify Appropriation A7140.401 (Rec.Equip.Reserve) to be funded through A5110 (Approp.Reserve-Football League) Mid-Hudson Conference-Tiny Mite Bowl Game (11/3/13)	104.00
Modify Appropriation A7140.401 (Rec.Equip.Reserve) to be funded through A5110 (Approp.Reserve-Football League) T-shirts from essential Fitness	305.00
Modify Revenue A2650 (Sale of Scrap & Excess Material) and Appropriation A3120.421 (Veh.Maint.) check from Cars Plus of Ulster - town portion of 2 vehicles salvaged	258.80

ULSTER TOWN BOARD MEETING

November 21, 2013 at 7:00 PM

Modify Revenue A2705 (Gifts & Donations) and Appropriation A3120.200 (Equipment) donation from Target Corp. toward the purchase of an ID System for the police dept.	1,400.00
Modify Appropriation A1930.400 (Judgment & Claims) to be funded through A5990 (Approp.Fund Bal.)Tax refund-Hudson Valley Newco, Urgent settlement legal services	61,909.00
Highway Fund:	
Modify Revenue D1289(Oth.Dept.Income) and Appropriation D5110.420 (Gas & Oil) Sept. Gas Reimb. (Ulster Hose #5)	138.53
Modify Revenue D1289(Oth.Dept.Income) and Appropriation D5142.420 (Gas & Oil) Oct. Gas Reimb. (Ulster Hose #5)	162.73
Modify Revenue D1289(Oth.Dept.Income) and Appropriation D5110.420 (Gas & Oil) Aug. Gas Reimb. (Town of Kingston Hwy. Dept.)	559.85
Modify Revenue D1289(Oth.Dept.Income) and Appropriation D5110.420 (Gas & Oil) Sept. Gas Reimb. (Town of Kingston Hwy. Dept.)	639.43
Modify Revenue D1289(Oth.Dept.Income) and Appropriation D5142.420 (Gas & Oil) Aug. Gas Reimb. (E. Kingston Vol. Fire Co.)	535.00
Modify Revenue D1289(Oth.Dept.Income) and Appropriation D5142.420 (Gas & Oil) Sept. Gas Reimb. (E. Kingston Vol. Fire Co.)	421.14
Modify Appropriation D1930.400 (Judgement & Claims) to be funded through D5990 (Approp.Fund Bal.) payment to Hudson Valley Newco for 2011 tax refund	11,039.00
Modify Appropriation D5112.201 (SHIPS) to be funded through D5990 (Approp.Fund Bal.) State Aid, SHIPS Contractual reimb.	4,000.00
Modify Revenue D3503 (State Aid, SHIPS) and Appropriation D5112.201 (SHIPS Expenses) reimb. From State	400.00
Ulster Water:	
Modify Appropriation SW1-8320.456 (Water Tank Painting) to be funded through SW1-5990 (Approp.Fund Bal.) expenses pertaining to water tank	110,000.00
Bright Acres Water:	
Modify Revenue SW4.5031 (Interfund Revenue) and Appropriation SW4.9730.600 (BAN-Prin.) to record unexpended cash from Capital Project to pay on BAN prin.	19,548.05

ULSTER TOWN BOARD MEETING

November 21, 2013 at 7:00 PM

Modify Appropriation SW4.9730.600 (BAN-Prin.) to be funded through SW4.5990 (Approp.Fund Bal.) to record appropriation for BAN payoff 45,646.95

Bright Acres Water Cap. Project

TRANSFER FROM

HBA.8330.400 Purification Funds

TRANSFER TO

HBA.9901.900 Transf. to Oth. 19,548.0
5

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

Presentation of Life-Saving and Good Samaritan Award

A Good Samaritan Award was presented to Katelyn Salvione for her response to a one-car accident involving Jennifer Berean, on Oct. 13, 2013 on the East Chester St. Bypass. Ulster Police Officer Ronald Stroh, and members of Ulster Hose Co. 5 were also recognized for their lifesaving actions.

Presentation by Dr. Paul Padalino – Kingston High School Capital Project

Dr. Paul Padalino gave an overview of the need for a proposed Kingston High School Capital Project. The voters would need to approve a \$137.5 million renovation. The state will reimburse the Kingston school district 60 percent of the project’s cost, which would bring the local taxpayer share to \$55 million. However, these figures need to be approved by the state.

Under the proposed renovation plan, the Myron J. Michael Building, a former junior high school adjacent to Kingston High, would be demolished in the summer of 2018 at a projected cost of \$1.5 million, and a new bus drop-off and student entrance would be built at roughly the same location. The high school’s main building, facing Broadway, would see “heavy” renovations of 22,200 square feet and “light” renovations of 19,200 square feet. Another 181,400 square feet would be added to the Salzmann building; new entrances would be created for the Kate Walton Field House; and the Tobin/Whiston building would be demolished at a cost of \$1.4 million.

The plan combines efforts to respond to declining enrollment districtwide by closing school buildings while recognizing that the high school, whose main building opened in 1915, is poorly equipped to handle technology and faces costly infrastructure problems.

ULSTER TOWN BOARD MEETING

November 21, 2013 at 7:00 PM

He also stated that the proposed changes at the high school are accompanied by programs intended to encourage students to stay in school and achieve better academic results.

A light discussion followed among the Town Board Members.

Motion to hire Daniel R. Killian as a Part time Police dispatcher at a rate of \$14.13 an hour effective November 22, 2013

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

Motion to authorize Police Chief to sign Services Agreement with Dr. Fix for professional services for Police Department

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

Presentation of Proposed Local Law that Provides Minimum Requirements for Meeting Attendance and Training for Members of the Town of Ulster Planning Board and Town of Ulster Zoning Board of Appeals

Town Attorney Jason Kovacs presented this proposed local law that allows the Town Board to remove members of the Town Planning Board and Zoning Board if they fail to meet certain attendance and training requirements.

Motion to set a Public Hearing for Proposed Local Law of 2013, A Local Law to Provide Minimum Requirements for Meeting Attendance and Training for Members of the Town of Ulster Planning Board and Town of Ulster Zoning Board of Appeals for Thursday, December 4, 2013 at 7:15PM

ULSTER TOWN BOARD MEETING

November 21, 2013 at 7:00 PM

MOTION: Councilman Kitchen

SECOND: Councilwoman Hendrick

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

MOTION: Councilman Brink

SECOND: Councilman Kitchen

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

CARRIED

Discussion on adding a stop sign at the intersection of Hillside Terrace and Robin Lane

Mrs. Phoebe McDonough reported on the traffic situation on Robin Lane and expressed her concern about the dangers exposed to pedestrians and children using the roadway as the traffic is not following proper speed limits and obeying the stop signs. The condition has worsened since the detours from the sinkhole occurrence in the City of Kingston.

A discussion followed among the Town Board. Chief Cruse had performed some enforcement in the area, but the problem doesn't always occur when there is a marked car on the road.

Councilman Kitchen stated that he would review the issue along with the Police and Highway Department.

Annual Christmas Tree Lighting Ceremony

Councilman Kitchen announced that the Annual Christmas Tree Lighting Ceremony will be held on Sunday, Dec. 1, 2013 starting at 5 PM.

Public Comment

There were no public comments.

ULSTER TOWN BOARD MEETING

November 21, 2013 at 7:00 PM

Executive Session - Tax Certiorari Litigation Review & Tech City v. TOU

Councilman Morrow moved to enter into executive session at 7:49 PM to discuss pending litigation

2nd by Councilwoman Hendrick

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

CARRIED

Town Attorney Jason Kovacs was present during the session.

Councilman Kitchen moved to exit executive session at 8:08 PM

2nd by Councilman Brink

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

CARRIED

The regular meeting was resumed at 8:10 PM

Hudson Valley Newco LLC Settlement

Whereas, Hudson Valley Newco LLC commenced a proceeding pursuant to Real Property Tax Law Article 7 against the Town of Ulster in July, 2010 to review the assessment on real property located within the Town of Ulster, County of Ulster, New York known and designated as tax map number 48.8-1-34.210 and located at 501-799 Frank Sottile Boulevard;and,

Whereas, the parties in open court resolved this tax certiorari proceeding on or about October 8, 2012 subject to town board approval; and,

Whereas, a copy of the Stipulation of Settlement and Order as entered in the Ulster County Clerk's Office is attached hereto and made a part hereof as Exhibit A.

Now, Therefore, It Is Resolved:

1. The Town Board of the Town of Ulster hereby approves the resolution of this tax certiorari proceeding as set forth within the attached Stipulation of Settlement and Order.

ULSTER TOWN BOARD MEETING

November 21, 2013 at 7:00 PM

MOTION: Councilman Morrow

SECOND: Councilman Kitchen

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

CARRIED

Councilwoman Morrow motioned to adjourn the meeting at 8:11 PM
2nd by Councilman Kitchen

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

CARRIED

Respectfully Submitted by
Jason Cosenza, RMC FHCO
Ulster Town Clerk