

ULSTER TOWN BOARD MEETING
JUNE 19, 2014 AT 7:00 PM

CALLED TO ORDER BY SUPERVISOR QUIGLEY, CHAIRMAN at 7:05 PM

SALUTE TO THE FLAG

ROLL CALL BY CLERK

TOWN COUNCILMAN JOEL B. BRINK
TOWN COUNCILMAN ERIC KITCHEN
TOWN COUNCILMAN JOHN MORROW
TOWN COUNCILMAN ROCCO SECRETO
SUPERVISOR JAMES QUIGLEY 3rd

PUBLIC COMMENT

There was no public comment.

APPROVAL OF MINUTES FROM PREVIOUS MEETINGS

Councilman Brink motioned to accept the minutes of the May 1, 2014, May 15, 2014 and May 21, 2014 meetings.

2nd by Councilman Secreto

Town Councilman Brink	- Aye
Town Councilman Kitchen	- Aye
Town Councilman Morrow	- Aye
Town Councilman Secreto	- Aye
Supervisor Quigley	- Aye

CARRIED

COMMUNICATIONS

There were no communications.

ABSTRACT OF CLAIMS

Councilman Brink motioned to approve the June 2014 abstract as submitted

2nd by Councilman Secreto

Town Councilman Brink	- Aye
Town Councilman Kitchen	- Aye
Town Councilman Morrow	- Aye
Town Councilman Secreto	- Aye
Supervisor Quigley	- Aye

CARRIED

BUDGET MODIFICATIONS

General Fund:

Modify Revenue A1289 (DWI Wages) and Appropriation A3120.102
(DWI Wages) reimb. From Ulster County for Feb. & Mar. DWI Wages

751.95

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Modify Appropriation A7140.401 (Rec.Equip.Reserve) to be funded through A5110 (Approp.Reserve-Softball League) softballs, score books, field paint-Hat World (Anaconda Sports)

A5110 (Approp.Reserve-Softball League) for softballs, score books, field paint from Hat World (Anaconda Sports) 803.80

Modify Appropriation A7140.401 (Rec.Equip.Reserve) to be funded through A5110 (Approp.Reserve-Softball League) for electric 350.13

Highway Fund:

Modify Revenue D1289(Oth.Dept.Income) and Appropriation D5110.420 (Gas & Oil) April Gas Reimb. (Oper.Funds) 9,364.28

Modify Revenue D1289(Oth.Dept.Income) and Appropriation D5110.420 (Gas & Oil) April Gas Reimb. (Ulster Hose #5) 111.53

Modify Revenue D1289(Oth.Dept.Income) and Appropriation D5110.420 (Gas & Oil) April Gas Reimb. (Ruby Fire Dist.) 158.32

Modify Revenue D1289(Oth.Dept.Income) and Appropriation D5110.420 (Gas & Oil) April Gas Reimb. (Town of Kingston Hwy. Dept.) 429.20

Modify Revenue D1289(Oth.Dept.Income) and Appropriation D5142.420 (Gas & Oil) Feb. Gas Reimb. (E. Kingston Vol. Fire Co.)
 D5110.420 (Gas & Oil) April Gas Reimb. (E.Kingston Vol. Fire Co.) 230.71

Modify Appropriation D5130.200 (Equipment) to be funded through D5990 (Approp.Fund Bal.) purchase of a 2015 Mack Truck from Mid-Hudson Mack 115,939.00

General Fund:

Transfer From	Transfer To	
A1990.400 Contingency	A.1989.400 Grants Writer	2,000.00
A1990.400 Contingency	A1440.400 Engineer	4,000.00
A1990.400 Contingency	A1460.400 Records Mngmnt.	7,000.00
A1990.400 Contingency	A1620.100 Custodian Wages	24,000.00
A1990.400 Contingency	A3620.410 Computer Tech.	1,000.00

General Fund:

Transfer From	Transfer To	
A1110.400 Court Stenographers	A1110.402 Off.Equip.&Equip.	840.00
A9060.800 Hosp.&Dental	A9040.800 Workers' Comp.	1,386.00
A9060.800 Hosp.&Dental	A1620.100 Custodian Wages	19,000.00

Ulster Water:

Transfer From	Transfer To
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SW1.1990.400 Contingency	SW1.8340.200 Truck	3,000.00
SW1.1910.400 Unalloc.Insur.	SW1.8340.200 Truck	800.00
SW1.1910.400 Unalloc.Insur.	SW1.8340.201 Distrib.Equip.	3,470.00

Halcyon Park Water:

Transfer From

Transfer To

SW2.1910.400 Unalloc.Insur.	SW2.8340.200 Truck	380.00
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Spring Lake Water:

Transfer From

Transfer To

SW3.1910.400 Unalloc.Insur.	SW3.8340.200 Truck	380.00
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Bright Acres Water:

Transfer From

Transfer To

SW4.1910.400 Unalloc.Insur.	SW4.8340.200 Truck	380.00
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Cherry Hill Water:

Transfer From

Transfer To

SW5.1910.400 Unalloc.Insur.	SW5.8340.200 Truck	380.00
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Glenerie Water:

Transfer From

Transfer To

SW6.1910.400 Unalloc.Insur.	SW6.8340.200 Truck	380.00
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East Kingston Water:

Transfer From

Transfer To

SW7.8320.409 Repairs & Supplies	SW7.8340.200 Truck	380.00
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MOTION: Councilman Morrow

SECOND: Councilman Kitchen

Town Councilman Brink	- Aye
Town Councilman Kitchen	- Aye
Town Councilman Morrow	- Aye
Town Councilman Secreto	- Aye
Supervisor Quigley	- Aye

CARRIED

Motion to accept the Town of Ulster Kiwanis Club proposal for preparing the 2014 TOU Senior Picnic at \$11.00 per head

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MOTION: Councilman Morrow
SECOND: Councilman Secreto

Town Councilman Brink - Aye
Town Councilman Kitchen - Aye
Town Councilman Morrow - Aye
Town Councilman Secreto - Aye
Supervisor Quigley - Aye

CARRIED

Councilman Secreto would contact the Town of Ulster Kiwanis Club to see what they could do to reduce the costs.

Motion to accept the resignation of Daniel Durling from the TOU Sewer Dept.

MOTION: Councilman Morrow
SECOND: Councilman Kitchen

Town Councilman Brink - Aye
Town Councilman Kitchen - Aye
Town Councilman Morrow - Aye
Town Councilman Secreto - Aye
Supervisor Quigley - Aye

CARRIED

Presentation to Town Board of 2014 TOU SEC filing

Supervisor Quigley presented the Town Board the 2014 TOU SEC filings for their review.

Motion to approve the hiring of twenty eight seasonal employees for the Recreation Department for Summer Youth Program

<u>COUNSELOR NAME</u>	<u>JOB TITLE</u>	<u>RATE OF PAY</u>
ANDREA CLAUSI	DIRECTOR	\$15.00
DANIEL BALLOU	ASSISTANT DIRECTOR	\$13.00
KOREY JUBIE	GROUP LEADER	\$10.00
HEATHER MERTES	GROUP LEADER	\$10.00
SIMPSON BROWN	GROUP LEADER	\$10.00
ANNA HAYNER	ART	\$12.50
MATT CARL	COUNSELOR	\$8.00
JARA SAUERS	COUNSELOR	\$8.00

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ARIANA DARCY	COUNSELOR	\$8.00
NICHOLAS SMITH	COUNSELOR	\$8.00
KELDON POLACCO	COUNSELOR	\$8.00
CODY CHALLEN	COUNSELOR	\$8.00
MAEGAN NEILSON	COUNSELOR	\$8.00
CARLY WILLIAMS	COUNSELOR	\$8.00
BRIAN WACHTEL	COUNSELOR	\$8.00
DEVIN BOICE	COUNSELOR	\$8.00
GRACE NEILSON	COUNSELOR	\$8.00
MARILENA ATTANASIO	COUNSELOR	\$8.00
CHRISTIAN TRAVER	COUNSELOR	\$8.00
ANNELIESE BOYLE	COUNSELOR	\$8.00
CONNOR POLACCO	COUNSELOR	\$8.00
ZHANELLE ROSS	COUNSELOR	\$8.00
EMILY MILLER	COUNSELOR	\$8.00
JENNIFER BROCCO	COUNSELOR	\$8.00
EDWARD ALLISON	COUNSELOR	\$8.00
JASON KING	COUNSELOR	\$8.00
ERIN CONNORS	COUNSELOR	\$8.00
RYAN CORJULO	COUNSELOR	\$8.00

MOTION: Councilman Morrow
SECOND: Councilman Kitchen

Town Councilman Brink	- Aye
Town Councilman Kitchen	- Aye
Town Councilman Morrow	- Aye
Town Councilman Secreto	- Aye
Supervisor Quigley	- Aye

CARRIED

A discussion followed about CPR training.

Motion to approve the hiring of two seasonal employees for the Highway Department; Zack Nerone, Laborer / MEO at a rate of pay of \$10.00 an hour effective June 18, 2014 to

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tentatively September 1, 2014 and Darian Hewitt as a Laborer at a rate of pay of \$9.00 an hour effective June 23, 2014 to tentatively September 1, 2014.

MOTION: Councilman Brink
SECOND: Councilman Morrow

Town Councilman Brink	- Aye
Town Councilman Kitchen	- Aye
Town Councilman Morrow	- Aye
Town Councilman Secreto	- Aye
Supervisor Quigley	- Aye

CARRIED

Motion to approve the hiring of Deirdre Mance as a Court Clerk at a rate of pay of \$12.29 per hour effective July 7, 2014.

MOTION: Councilman Morrow
SECOND: Councilman Brink

Town Councilman Brink	- Aye
Town Councilman Kitchen	- Aye
Town Councilman Morrow	- Aye
Town Councilman Secreto	- Aye
Supervisor Quigley	- Aye

CARRIED

Motion to hire three part-time Police Officers; Jonathan T. Wolf, Ralph W. Leiter, and Devon C. Dawson at a rate of pay of \$19.19 an hour effective July 1, 2014.

MOTION: Councilman Morrow
SECOND: Councilman Brink

Town Councilman Brink	- Aye
Town Councilman Kitchen	- Aye
Town Councilman Morrow	- Aye
Town Councilman Secreto	- Aye
Supervisor Quigley	- Aye

CARRIED

Presentation of Revised Fund Balance Policy for future discussion and adoption

Supervisor Quigley presented the Town Board with a revised Fund Balance Policy for their review.

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Introduction of Local Law Providing for Adoption of a New Section 190-34 of Chapter 190 of the Town Code [Pre-existing and non-conforming signs]

Supervisor Quigley presented the Town Board with a proposed local law for their review and to consider setting a public hearing at the next meeting.

Town Attorney Jason Kovacs explained that the purpose of this law is to prevent existing billboards from being moved from one location to another. This is to conform the town to its existing corridor and comprehensive master plans.

Motion to authorize the Building Inspector and Code Enforcement Officer to attend TRI County Class on Wednesday, June 25th in Newburgh

MOTION: Councilman Kitchen
SECOND: Councilman Secreto

Town Councilman Brink	- Aye
Town Councilman Kitchen	- Aye
Town Councilman Morrow	- Aye
Town Councilman Secreto	- Aye
Supervisor Quigley	- Aye

CARRIED

Motion to authorize the Town Assessor to Attend the Institute of Assessing Officers in Lake George on August 22, 2014

MOTION: Councilman Kitchen
SECOND: Councilman Morrow

Town Councilman Brink	- Aye
Town Councilman Kitchen	- Aye
Town Councilman Morrow	- Aye
Town Councilman Secreto	- Aye
Supervisor Quigley	- Aye

CARRIED

Discussion and presentation of Agreement for Coalition of Lower Esopus Watershed Communities

Supervisor Quigley gave an overview of the Coalition of the Lower Esopus Watershed. The purpose of this group is to focus on public safety and the prevention of flooding.

A discussion followed.

Resolution Authorizing Supervisor to sign Coalition of Lower Esopus Watershed Communities Municipal Cooperation Agreement

WHEREAS, New York General Municipal Law, Article 5-G, Section 119-o, empowers municipal corporations, including school districts, counties, cities, town, villages, and special districts to enter into, amend, cancel, and terminate agreements for the performance among themselves (or one for the other) of their respective functions, powers and duties, on a cooperative or contract basis; and

WHEREAS, the Town of Ulster, in addition to other local municipal corporations, including but not limited to the Towns of Hurley, Saugerties, and Marbletown, (“Members”) are located wholly or partially within the Lower Esopus Creek Watershed (“Lower Esopus”), and these municipal corporations have agreed to join together in a Coalition of Lower Esopus Watershed Communities (“Coalition”); and

WHEREAS, the Members are affected by the New York City watershed rules and regulations, the rules and regulations for the Operation and Maintenance of the Ashokan Reservoir, the New York City Filtration Avoidance Determination (FAD) and the resulting discharges of waters from the Ashokan Reservoir into the Lower Esopus Creek via the Release Channel; and

WHEREAS, the Coalition is proposed for the purposes of representing an effective collective voice for the Members in ending the turbid discharges of water from the Ashokan Reservoir while continuing the discharges of clean waters that benefit the Watershed Communities, collectively known herein as the Lower Esopus Watershed Protection Program (“Program”); and

WHEREAS, matters deemed especially relevant to the achievement of the Program goals include the public safety and protection of the Lower Esopus communities and their residents and the reduction of the Ashokan Reservoir storage limits of water to eighty (80) percent of capacity or less, the achievement of which is deemed essential to the achievement of these goals; and

WHEREAS, the Members have agreed to cooperate in the development and implementation of the Program to maintain and enhance the quality of the Lower Esopus Creek and its residential and business communities, its agriculture, natural habits, and recreational and scenic assets without compromising the quality and delivery of the New York City drinking water supply; and

WHEREAS, the Members recognize that development and implementation of the Program will include the reviews of and responses to actions taken by and recommendations of the New York City Department of Environmental Protection (NYCDEP), the New York State Department of Environmental Conservation (NYDEC), the New York State Department of Health (NYSDOH), the United States Environmental Protection Agency (USEPA), the United States Army Corps of Engineers (USACE), and such other agencies and organizations public and private (collectively called “Outside Agencies”) that directly or indirectly affect or seek to affect the quality of the New York City drinking water supply system and the release or contemplated release of turbid and beneficial waters from the Ashokan Reservoir; and

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WHEREAS, the participation of the Watershed Communities in these matters is necessary to protect their collective interests and those of their constituents; and

WHEREAS, each Member municipality shall continue to have the independent power and authority to provide, perform or exercise separately any or all of the powers and functions set forth in the proposed Agreement and to take any such additional actions concerning the Lower Esopus Watershed as may be deemed by such municipalities to represent the best interests of their communities and constituents; and

WHEREAS, the Members, desiring to reduce their transactional costs and to ensure compliance with the Program and its purposes and goals and to speak with one voice on Lower Esopus Watershed issues, do hereby enter into this Agreement to maintain an organization to effectuate these goals; and

WHEREAS, it is determined that entering into the proposed Agreement, attached hereto as Exhibit "A" to this resolution, is in the best interest of the Town of Ulster;

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Ulster in regular session duly convened as follows:

1. That the Town Supervisor, James E. Quigley 3rd, is hereby authorized to execute and deliver the Municipal Cooperation Agreement in the name of and on behalf of the Town of Ulster to any prospective Member of the Coalition.
2. This Resolution shall take effect immediately.

MOTION: Councilman Morrow
SECOND: Councilman Secreto

Town Councilman Brink	- Aye
Town Councilman Kitchen	- Aye
Town Councilman Morrow	- Aye
Town Councilman Secreto	- Aye
Supervisor Quigley	- Aye

CARRIED

It was noted that there would be a \$500 fee that would go toward forming the organization.

**Resolution Granting Special Permit for Mobile Home for 154 Esopus Avenue, Kingston,
SBL: 48.49-1-18.200, Owner of Record: Zelda Briglia**

WHEREAS, the Town of Ulster Town Board, the Town of Ulster Building Inspector, and the Town Attorney, have reviewed an application by Zelda Briglia seeking Special Permit approval

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to allow a mobile home on a 1.94 acre parcel located at 154 Esopus Avenue within the Town of Ulster; and

WHEREAS, the subject site is situated within the R-10 Residential District in the Town of Ulster, where mobile homes are allowed subject to Special Permit approval by the Town Board pursuant to § 114-7(A) of the Town of Ulster Town Code; and

WHEREAS, the Town Board held a public hearing on this matter on June 5, 2014 during which no public controversy was raised concerning the proposed action, and

WHEREAS, the Town Board has determined it has complied fully with the procedural requirements of Part 617 of the State Environmental Quality Review (SEQR) Law; and

NOW THEREFORE BE IT RESOLVED, the Town of Ulster Town Board hereby issues a SEQR Negative Declaration and grants Special Permit approval to Zelda Briglia subject to the conditions, limitations and restrictions set forth below.

1. Foundation Slab, anchoring, pier blocking, and skirting shall be installed to the satisfaction of the Town of Ulster Building Department.
2. All fees, including consultant fees, shall be paid.
3. Compliance with all applicable zoning and building laws, rules, and regulations.
4. In case of a violation of any of the aforesaid conditions, this permit may be revoked by the Town Board, provided, however, that after activities under this permit shall have been properly commenced, there shall be no such revocation until substantial evidence of such violation shall have been presented to the Town Board at a meeting of said Board called for the purpose of hearing such evidence on notice to the owner.

MOTION: Councilman Morrow
SECOND: Councilman Secreto

Town Councilman Brink	- Aye
Town Councilman Kitchen	- Aye
Town Councilman Morrow	- Aye
Town Councilman Secreto	- Aye
Supervisor Quigley	- Aye

CARRIED

Discussion on parking issue Northfield/Plainfield St. behind the UC BRC Ongoing

Chief Cruise reported that the “No Parking” signs were removed behind the UC BRC Building to open up parking for people and to entice them to park there rather than on the side streets. Unfortunately, there are people who are still parking on the side streets because

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it is a shorter walk to the UC BRC and more convenient for them. He proposed posting “No Parking” signs on both sides of Northfield Street to remove that convenience making a shorter walk with the available parking.

Highway Superintendent Frank Petramale was not in favor of installing more signs because it would lead to adding additional signs.

Discussion on Town of Ulster Transfer Station in light of UCRRA letter of May 29, 2014 and UC Supervisors Meeting of 6/17/2014

Supervisor Quigley reported that the UC RRA rates are going to go up. The UC Supervisor Association was given time to discuss a private solution to address their costs of the disposal of their town’s solid waste.

A discussion followed among the Town Board about ideas to reduce costs.

PUBLIC COMMENT

Sue McConekey complained that her property assessment became too high after adding an addition to her home. The Town Assessor had suggested that they use her husband’s veteran exemption to lower the assessment. While this relieved some of the tax burden, it still didn’t address the assessed value. She contacted the assessor again and he lowered the assessment, but it was still too high. She did a study of 14 comparable houses in the area. The average house is paying \$1.01 per square foot, where she is paying \$1.34. This results in her paying about \$1,500 more in taxes a year. Her case is still pending before the Assessment Review Board.

Executive Session in regard to Local 17 Labor Negotiations

Councilman Morrow moved to enter executive session at 8:09 PM
2nd by Councilman Brink

Town Councilman Brink	- Aye
Town Councilman Kitchen	- Aye
Town Councilman Morrow	- Aye
Town Councilman Secreto	- Aye
Supervisor Quigley	- Aye

CARRIED

Councilman Secreto excused himself from the executive session due to his wife being in the union. Town Attorney Jason Kovacs and Highway Superintendent Frank Petramale were present.

Executive session ended at 8:30 PM

Supervisor Quigley reported that no actions were taken.

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Councilman Brink moved to adjourn the meeting at 8:31 PM
2nd by Councilman Secreto

Town Councilman Brink	- Aye
Town Councilman Kitchen	- Aye
Town Councilman Morrow	- Aye
Town Councilman Secreto	- Aye
Supervisor Quigley	- Aye

CARRIED

Respectfully Submitted by
Jason Cosenza, RMC FHCO
Ulster Town Clerk