

ULSTER TOWN BOARD MEETING

October 15, 2015 AT 7:00 PM

**CALLED TO ORDER BY SUPERVISOR QUIGLEY at 7:06 PM**

**SALUTE TO THE FLAG**

**ROLL CALL BY CLERK**

TOWN COUNCILMAN JOEL B. BRINK

*TOWN COUNCILMAN ERIC KITCHEN - Excused*

TOWN COUNCILMAN JOHN MORROW

TOWN COUNCILMAN ROCCO SECRETO – 7:08 pm

SUPERVISOR JAMES QUIGLEY 3<sup>rd</sup>

**AGENDA ADDITIONS**

N/A

**PUBLIC COMMENT**

N/A

**APPROVAL OF MINUTES FROM PREVIOUS MEETINGS**

Councilman Brink motioned to accept the minutes of the September 3<sup>rd</sup>, 2015 meetings, 2<sup>nd</sup> by Councilman Morrow.

Town Councilman Brink	- Aye
<i>Town Councilman Kitchen</i>	- <i>Excused</i>
Town Councilman Morrow	- Aye
Town Councilman Secreto	- Aye
Supervisor Quigley	- Aye

**CARRIED**

Supervisor Quigley asked for a correction to the Resolution passed on September 17, 2015 on the Landfill Closure. The Resolution as written (page 11 of the minutes), stated Glenerie Water District when in fact it is the Whittier Sewer District.

Supervisor Quigley motioned to accept the change to the resolution, 2<sup>nd</sup> by Councilman Morrow.

Town Councilman Brink	- Aye
<i>Town Councilman Kitchen</i>	- <i>Excused</i>
Town Councilman Morrow	- Aye
Town Councilman Secreto	- Aye
Supervisor Quigley	- Aye

**CARRIED**

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Councilman Brink motioned to accept the minutes of the September 17th, 2015 meetings, 2<sup>nd</sup> by Councilman Morrow, as corrected.

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

CARRIED

**COMMUNICATIONS**

An e-mail was read from Tony Penz thanking the Supervisor and Highway Superintendent Petramale for the installation of additional signs on Quail Drive, which has helped the traffic situation. He thanked the Town for a timely solution.

**ABSTRACT OF CLAIMS**

Councilman Secreto motioned to approve the October 2015 abstracts as presented as submitted, 2<sup>nd</sup> by Councilman Morrow.

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

CARRIED

**BUDGET MODIFICATIONS**

**October**

**General Fund:**

Modify Appropriation A7140.401 (Rec.Equip.Reserve) to be funded through A5110 (Approp.Fund Bal.-Softball League) Anaconda Sports-stripping machine & cable cable	210.00
Modify Appropriation A7140.401 (Rec.Equip.Reserve) to be funded through A5110 (Approp.Fund Bal.-Softball League) water - Orlando St. Ballfield	15.00
Modify Appropriation A7140.401 (Rec.Equip.Reserve) to be funded through A5110 (Approp.Fund Bal.-Football League) refereeing servs-Bill Ott, Glenn Pomerante & Gerald Pinzow - 9/20/15	360.00
Modify Appropriation A7140.401 (Rec.Equip.Reserve) to be funded through	

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	A5110 (Approp.Fund Bal.-Football League) refereeing servs-John Carter, William Colombo & Thomas Hart - 9/26/15	360.00
	Modify Appropriation A7140.401 (Rec.Equip.Reserve) to be funded through A5110 (Approp.Fund Bal.-Football League) Verified Volunteers - 16 background checks	80.00
	Modify Appropriation A7140.401 (Rec.Equip.Reserve) to be funded through A5110 (Approp.Fund Bal.-Football League) Cherrydale Farms - cookie dough fund raiser	3,532.80
	Modify Appropriation A7140.401 (Rec.Equip.Reserve) to be funded through A5110 (Approp.Fund Bal.-Football League) Greg Maisch - reimb. For self-inking stamp, refills	77.23
	Modify Appropriation A7140.401 (Rec.Equip.Reserve) to be funded through A5110 (Approp.Fund Bal.-Football League) Greg Maisch - reimb. mileage 8/28, 9/11	73.60
	Modify Appropriation A7140.401 (Rec.Equip.Reserve) to be funded through A5110 (Approp.Fund Bal.-Football League) Anaconda Sports - mouthguards, chin straps, ice packs straps, ice packs	440.90
<b>General Fund:</b>	Modify Appropriation A7140.401 (Rec.Equip.Reserve) to be funded through A5110 (Approp.Fund Bal.-Bidy Basketball League) Lowes - materials for sign	19.82
	Modify Appropriation A7140.401 (Rec.Equip.Reserve) to be funded through A5110 (Approp.Fund Bal.- Volleyball League) return of forfeit fees - Valerie Myers-PriorityOne	26.00
	Modify Appropriation A7140.401 (Rec.Equip.Reserve) to be funded through A5110 (Approp.Fund Bal.-Rec.Equip.Rsrv) Corcraft Products - signs for Rockwell Lane Rail Trail	144.00
<b>Highway Fund:</b>		
	Modify Revenue D1289 (Oth.Dept.Income) and Appropriation D5110.420 (Gas & Oil) Mar. Gas Reimb. (Ulster Hose #5) Oil) Aug. Gas Reimb. (Oper.Funds)	6,667.64
	Modify Revenue D1289 (Oth.Dept.Income) and Appropriation D5110.420 (Gas & Oil) Mar. Gas Reimb. (Ulster Hose #5) Oil) Aug.Gas Reimb. (East Kingston Vol. Fire Co.)	450.91
	Modify Revenue D1289 (Oth.Dept.Income) and Appropriation D5110.420 (Gas & Oil) Mar. Gas Reimb. (Ulster Hose #5) Oil) July Gas Reimb. (Town of Kingston Hwy. Dept.)	562.95

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Modify Revenue D1289 (Oth.Dept.Income) and Appropriation D5110.420  
(Gas & Oil) Mar. Gas Reimb. (Ulster Hose #5)  
Oil) Aug. Gas Reimb. (Ruby Fire Dept.) 127.57

Modify Revenue D1289 (Oth.Dept.Income) and Appropriation D5110.420  
(Gas & Oil) Mar. Gas Reimb. (Ulster Hose #5)  
Oil) Aug. Gas Reimb. (Ulster Hose #5) 81.34

**Whittier Sewer:**

Modify Appropriation SS1.9950.900 (Interfund Transfer,Capital Project) to be  
funded through SS1.5990 (Approp.Fund Bal.) funding for expenses for  
Whittier Sewer Cap. Proj.-Grant Street Construction - Inv.#2 - primary  
clarifier replacement 70,680.00

Modify Appropriation SS1.9950.900 (Interfund Transfer,Capital Project) to be  
funded through SS1.5990 (Approp.Fund Bal.) funding for expenses for  
Whittier Sewer Cap. Proj. - Brinnier & Larios - engin. Servs. June 1 thru  
July 29 \$2,417.50 & July 30 thru Sept. 2 \$7,410.00 -primary clarifier  
replacement 9,827.50

**Whittier Sewer  
Cap. Proj.:**

Modify Revenue HWS.5031 (Interfund Transfer) and Appropriation  
HWS.8110.200 (Construction) payment to  
Grant St.Constr.- primary clarifier replacement - Inv.#2 70,680.00

Modify Revenue HWS.5031 (Interfund Transfer) and Appropriation  
HWS.8110.400 (Engineering) - Brinnier & Larios - engin.servs.  
June 1 thru July 29 for \$2,417.50 & July 30 thru Sept.2 for \$7,410.00  
- primary clarifier replacement 9,827.50

**East Kng.Water:**

Modify Appropriations SW4.8320.250 (Meters & Hydrants) \$2,500.00 &  
SW4.8320.454 (Maint.) \$1,000.00 to be funded through SW4.5990  
(Approp.Fund Bal.) 3,500.00

**GENERAL FUND:**

Transfer From	Transfer To	
A1220.200 Equipment	A.1220.403 Office Supplies	200.00
A1220.200 Office Equip.	A1220.410 Computer Tech	2,500.00
A1255.404 GIS	A1355.403 Office Supplies	200.00
A1410.404 Law Books	A1410.410 Computer Tech.	290.00
A7140.101 Program Personnel	A7110.426 Repair,Constr.	5,500.00
A1620.409 Rep.& Supplies	A1620.454 Maint.	600.00
A1622.409 Rep.& Supplies	A1622.410 Water & Sewer	13.00

**ULSTER WATER:**

Transfer From	Transfer To	
SW1.1910.404 Unalloc.Insur.	SW1.1930.400 Judgmnt & Claims	717.00
SW1.8310.200 Computer Equip.	SW1.8310.403 Office Supplies	1,400.00
SW1.8320.409 Rep.& Supplies	SW1.8320.413 Equip. Rental	600.00

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**HALCYON  
PK.WATER:**

<b>Transfer From</b>	<b>Transfer To</b>	
SW2.8320.409 Rep.&Supplies	SW2.8320.454 Maint.	200.00
SW2.8320.409 Rep.&Supplies	SW2.8330.458 DEC Permit	50.00

**EAST KNG.WATER:**

<b>Transfer From</b>	<b>Transfer To</b>	
SW7.9040.800 Worker's Comp.	SW7.9710.700 Serial Bond/Int.	0.24

**WHITTIER SEWER:**

<b>Transfer From</b>	<b>Transfer To</b>	
SS1.8130.409 Rep.&Supplies	SS1.8130.422 Main.	500.00

MOTION: Councilman Secreto  
SECOND: Councilman Morrow

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

CARRIED

**NEW BUSINESS**

**Resolution declaring Town of Ulster's intent to be Lead Agency for Brigham Lane Water District Extension**

Whereas, the Town of Ulster intends to install approximately 2,285 lineal feet of 8 inch diameter ductile iron water main, 475 lineal feet of 10 inch diameter ductile iron water main and 5 fire hydrants on portions of Leggs Mills Road and Brigham Lane as its Brigham Lane Water District Extension project, and;

Whereas, funding for the project exists in the form of a \$600,000 grant from the New York State Office of Community Renewal Small Cities Program (Project #1159PW62-14) and an estimated \$12,645 in Town funds, and;

Whereas, the project requires that an Environmental Review be conducted pursuant to Article 8 of the Environmental Conservation Law, Part 617 of NYCRR (SEQRA), and;

Whereas, a preliminary engineering report and conceptual map to extend public water service to portions of Leggs Mills Road and Brigham Lane have been prepared by Brinnier and Larios, P.C., Professional Engineers, of Kingston, New York, and;

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Whereas, the Town has prepared a Short Environmental Assessment Form.

Therefore, be it resolved that the Town Board declares its desire to be Lead Agency and authorizes the Town Clerk to distribute a Lead Agency Coordination Form, Short Environmental Assessment Form, and conceptual map of the proposed Brigham Lane Water District Extension project to the other involved agencies.

**By Order of the Town Board, Town of Ulster, this fifteenth day of October 2015.**

MOTION: Councilman Morrow

SECOND: Councilman Brink

Town Councilman Brink	- Aye
<i>Town Councilman Kitchen</i>	- <i>Excused</i>
Town Councilman Secreto	- Aye
Town Councilman Morrow	- Aye
Supervisor Quigley	- Aye

CARRIED

**Presentation and Acceptance of the Town Clerk's Monthly Report for the month of September 2015**

MOTION: Councilman Secreto

SECOND: Councilman Brink

Town Councilman Brink	- Aye
<i>Town Councilman Kitchen</i>	- <i>Excused</i>
Town Councilman Morrow	- Aye
Town Councilman Secreto	- Aye
Supervisor Quigley	- Aye

CARRIED

Prior to the next to Motions, Highway Superintendent Petramale explained that he reached out to the Vendors to extend the existing prices for another year, and they agreed to stick with the existing contracts which will save the Town approximately \$10,000.00.

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**Motion to Award bid for Superintendent of Highways to purchase a Body/Plow/Wing package as per Bid #RFP-TOUH2014-07 as part of the 2016 Equipment Placement Program**

MOTION: Councilman Morrow

SECOND: Councilman Secreto

Town Councilman Brink	- Aye
<i>Town Councilman Kitchen</i>	- <i>Excused</i>
Town Councilman Morrow	- Aye
Town Councilman Secreto	- Aye
Supervisor Quigley	- Aye

CARRIED

**Motion to Award bid for Superintendent of Highways to purchase a single axle Chassis as per Bid #RFP-TOU2014-06 as part of the 2016 Equipment Placement Program**

MOTION: Councilman Secreto

SECOND: Councilman Morrow

Town Councilman Brink	- Aye
<i>Town Councilman Kitchen</i>	- <i>Excused</i>
Town Councilman Morrow	- Aye
Town Councilman Secreto	- Aye
Supervisor Quigley	- Aye

CARRIED

**Motion to set a Public Hearing date for a one year extension for the Fire Protection Contract between TOU on behalf of the Eddyville Fire Protection District and the Bloomington Fire Company for Thursday, October 26, 2015 at 7:00 pm at the Bloomington Fire House**

MOTION: Councilman Morrow

SECOND: Councilman Brink

Town Councilman Brink	- Aye
<i>Town Councilman Kitchen</i>	- <i>Excused</i>
Town Councilman Morrow	- Aye
Town Councilman Secreto	- Aye
Supervisor Quigley	- Aye

CARRIED

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**Motion to hire one part time Police Dispatcher, Linda Boughton, at a rate of \$15.60 per hour effective 10/19/15.**

MOTION: Councilman Secreto

SECOND: Councilman Morrow

Town Councilman Brink	- Aye
<i>Town Councilman Kitchen</i>	- <i>Excused</i>
Town Councilman Morrow	- Aye
Town Councilman Secreto	- Aye
Supervisor Quigley	- Aye

CARRIED

**Resolution authorizing the Conveyance of Theresa Lane, Lake Katrine, NY to Wayne M. Closi and Kathleen M. Closi**

WHEREAS, in 1949, Timothy Doyle, as Executor of the Estate of Theresa Marz, conveyed to the Town of Ulster, lands of which a portion is now known as Theresa Lane;

WHEREAS, that property constitutes an access road, Theresa Lane, to the lands formerly of the Estate of Theresa Marz, now owned by Wayne M. Closi and Kathleen M. Closi;

WHEREAS, the Town did not intend at the time of conveyance, nor now, to maintain said road;

WHEREAS, Wayne M. Closi and Kathleen M. Closi, as successors to the lands formerly of the Estate of Theresa Marz, request the conveyance of this portion of lands to them; and

WHEREAS, the Town has no use for said property.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF ULSTER, NEW YORK, AS FOLLOWS:

SECTION-1        Upon the expiration of the period of time provided by law for the filing of a petition for a permissive referendum hereon, or upon the approval of the transfer of property contemplated herein in the event that such referendum is held, the Supervisor of the Town of Ulster is authorized to execute the deed attached hereto conveying the property to Wayne M. Closi and Kathleen M. Closi, for no consideration; and

SECTION-2        The Supervisor of the Town of Ulster is authorized to execute such other documents necessary to complete the conveyance of this property.

MOTION: Councilman Morrow

SECOND: Councilman Brink



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Town Councilman Brink	- Aye
<i>Town Councilman Kitchen</i>	- <i>Excused</i>
Town Councilman Morrow	- Aye
Town Councilman Secreto	- Aye
Supervisor Quigley	- Aye

CARRIED

**OLD BUSINESS**

**Resolution authorizing the Supervisor to Sign the Health Reimbursement Plan Document (presented last meeting) for 2016.**

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, 2015, 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

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.

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MOTION: Councilman Brink

SECOND: Councilman Secreto

Town Councilman Brink	- Aye
<i>Town Councilman Kitchen</i>	- <i>Excused</i>
Town Councilman Morrow	- Aye
Town Councilman Secreto	- Aye
Supervisor Quigley	- Aye

CARRIED

**Public Hearing 7:20 pm – TOU 2016 Tentative Budget**

**Supervisor Quigley spoke prior to the opening of the Public Hearing.**

The Supervisor has presented to the Town Board the Tentative TOU Budget for 2016. The budget was presented and publicly published after the Workshop meeting 2 weeks ago. The total tax levy as reported is \$11,204,125.00. This does not include appropriations or tax levies for the East Kingston Fire Protection District, Ulster Fire District #1, Ulster Hose District #5 or the Ruby Fire Company. The Fire District Public Hearings are scheduled for next week and they will report to the Town Clerk's Office after their hearings. The Town Board Subcommittee met with the East Kingston Fire Protection District to discuss their budget for 2016, and are waiting for a response from the Fire Company.

All those wishing to speak, please come to the podium, state your name, address for the record, and keep your statements brief to allow everyone a chance to speak.

**Motion to Open the Public Hearing by Councilman Brink at 7:20 PM;  
2<sup>nd</sup> by Councilman Secreto**

Town Councilman Brink	- Aye
<i>Town Councilman Kitchen</i>	- <i>Excused</i>
Town Councilman Morrow	- Aye
Town Councilman Secreto	- Aye
Supervisor Quigley	- Aye

CARRIED

**Motion to close the Public Hearing by Councilman Secreto at 7:21 PM;  
2<sup>nd</sup> by Councilman Brink**

Town Councilman Brink	- Aye
<i>Town Councilman Kitchen</i>	- <i>Excused</i>
Town Councilman Secreto	- Aye
Town Councilman Morrow	- Aye
Supervisor Quigley	- Aye

CARRIED

**PUBLIC COMMENT**

**Mr. John Iannoti – Sunrise Avenue, Town of Ulster** spoke to the Town Board about rumors circulating his neighborhood. The rumor is that Ulster Gardens is looking to house recently released parolees, which he believes to be in violation of site plan approval and also of concern to those in the area. Supervisor Quigley will talk to the management company and project developers to see if there is any truth to these rumors.

**Mr. John Morrow – Town Councilman** wanted to commend the Supervisor for all of his hard work and hours on the preparation of the budget.

Councilman Brink moved to adjourn the meeting at 7:24 PM  
2<sup>nd</sup> by Councilman Secreto

MOTION: Councilman Brink  
SECOND: Councilman Secreto

Town Councilman Brink	- Aye
<i>Town Councilman Kitchen</i>	- <i>Excused</i>
Town Councilman Morrow	- Aye
Town Councilman Secreto	- Aye
Supervisor Quigley	- Aye

CARRIED

Respectfully Submitted by  
Linda A. McDonough  
Ulster Town Clerk