

TOWN OF ULSTER TOWN BOARD MEETING (15)

AUGUST 1, 2024

PUBLIC HEARINGS SCHEDULED:

7:10pm - Special Use Permit for proposed cell tower at 434 Flatbush Road (Route 32),
Kingston, Lands of Sam and Bonnie DeCicco, P-916, SBL 39.20-1-29.110 (emailed July 15th)

MEETING HELD IN PERSON and VIRTUALLY (ZOOM AND FACEBOOK LIVE)

CALLED TO ORDER BY SUPERVISOR QUIGLEY , at 7:00 PM

SALUTE TO OUR FLAG

ROLL CALL by Town Clerk, Suzanne Reavy:

TOWN COUNCILMAN CLAYTON VAN KLEECK
TOWN COUNCILMAN ROCCO SECRETO – *Excused*
TOWN COUNCILWOMAN ANNA HAYNER
TOWN COUNCILWOMAN MARYANN DEGROODT
SUPERVISOR JAMES E. QUIGLEY 3rd

ALSO IN ATTENDANCE:

1. Kyle Berardi, Police Chief
2. Frank Petramale, Highway Superintendent
3. Jason Kovacs, Town Attorney
4. Tosca Sweeney, Comptroller
5. Warren Tutt, Building Inspector
6. Vincent Maggiore, Wastewater Superintendent
7. Bill Kemble, Daily Freeman
8. Twenty+ in-person attendees
9. Representatives from each town of Ulster fire district.

ADDITIONS OR CHANGES TO AGENDA – Presentation from Shawn Heppner, Chief Ulster Hose Company No. 5, regarding Emergency Services in the town of Ulster.

PUBLIC DISCUSSION ON AGENDA ITEMS –

Laura Hartmann, town resident

1. Wanted location of small water tower discussed during caucus before this meeting.
Supervisor: Next to highway garage.

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2. Is there a new revised application from Zena Development?

Supervisor: No, supplemental material received yesterday to be placed on the town website by tomorrow morning.

COMMUNICATIONS –

Letter read from New York State Department of Transportation, in response to town's request to change the yield sign to a stop sign on Town Hall Drive/Route 209 ramp intersection. NYSDOT approved the request and work will begin this season.

COMMITTEE REPORTS:

Parks and Recreation, Councilman Van Kleeck

Only concern is the maintenance of the port-o-potties at Rider Park. Larger groups have been using them and the timing of maintenance is the issue.

No complaints for summer camp and park staffing.

Finance, Councilman Van Kleeck

Tosca (Sweeney) has a very good handle of town's finances. Looking at streamlining voucher system, which has gone well.

Sweeney: Have not moved onto purchase orders yet. Voucher system is fine.

Van Kleeck: Reviewing the way payroll information is gathered. Reviewing systems that can integrate with our KVS accounting system. Tosca talking to department heads about it, then will come back to the board with a presentation. Goal is that it is cross-trainable and easier to keep accurate. Spot checks on expenditures. Fund balances are securely deposited and in really safe hands with the supervisor.

Councilwoman DeGroot: Has questions, but will compile them for a later date for Tosca.

Buildings and Grounds, Councilwoman Hayner

Looking at replacing courtroom flooring and now ceiling tiles in the courtroom.

Personnel, Councilwoman Hayner

Nothing to report. Was not aware Councilman Secreto would not be here tonight.

Supervisor: Having some problems with civil service in getting results of exams in a timely basis, impacting our ability to hire. Jason Kovacs is in progress of contacting that office.

Councilman Van Kleeck: Working with department heads with their contracts, copied supervisor. In process, including looking at police chief and lieutenant.

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7:10pm - Special use permit for proposed cell tower at 434 Flatbush Road (Route 32), Kingston, Lands of Sam and Bonnie DeCicco, P-916, SBL 39.20-1-29.110 (emailed July 15th)

Jason Kovacs: Under our town code, cell towers require site plan approval from the planning board and a special permit of the town board.

Motion to Open Public Hearing 7:13 pm (2024-M-235)

MOTION: Councilwoman Hayner
SECOND: Councilwoman DeGrootd

Town Councilwoman DeGrootd	-Yes
Town Councilwoman Hayner	-Yes
Town Councilman Secreto	-Excused
Town Councilman Van Kleeck	-Yes
Supervisor Quigley	-Yes

CARRIED

NO COMMENTS

Motion to Close Public Hearing 7:14 pm (2024-M-236)

MOTION: Councilman Van Kleeck
SECOND: Councilwoman Hayner

Town Councilwoman DeGrootd	-Yes
Town Councilwoman Hayner	-Yes
Town Councilman Secreto	-Excused
Town Councilman Van Kleeck	-Yes
Supervisor Quigley	-Yes

CARRIED

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New Business:

Presentation Regarding EMS and Ambulance Response:

Shawn Heppner, Chief of Ulster Hose Company No. 5

Heppner: Reads from prepared material and supplies statistics (BOTH ATTACHED)

- Voice concerns of the ambulance crisis in the town of Ulster
- Many years reliable and professional ambulance service in this town.
- In the past year, quality and service has decreased; puts lives at risk; increased response time.
- Data: First half 2024, 1,162 EMS calls in town of Ulster; Ulster Hose 944 calls; primary ambulance failed to respond 49 times (5.2%). Other calls outside of Ulster Hose – 218, ambulance failed to respond 19 times (8.7%)
- Urging the town to take action to address the crisis and restore the level of emergency care to what the town expects and deserves.

Supervisor: Any suggestions?

Heppner: This town needs some sort of ambulance service, whether it is here or through the county.

Councilman Van Kleeck: Are conversations with ambulance service better or worse?

Heppner: They would be invited but are not part of it, they are a commercial ambulance service, not town wide. Multiple talks with Empress (formerly Mobile Life) and other agencies.

John Quick, Spring Lake Fire Department

Quick: Town of Ulster emergency services meeting facilitator

To VanKleeck: When Hudson Valley was involved they were invited to meetings; does not have Empress contact to invite them but they will be.

During Covid crisis, EMS was deemed an essential service. Since 2021, EMS is not an essential service. All EMS services in New York State have tried to make EMS an essential service. Would encourage the town board talk to state and county legislators to designate EMS an essential service.

Supervisor: Please provide the town with sample letters that have been sent to representatives in the lobbying efforts and the state's position on this matter.

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Mathew Molinaro, 22 years with Ulster Hose Company No. 5; EMT 19 years; Father 40 year member and EMT; Past 10 years, assistant fire chief, EMT, and in charge of EMT program.

Molinaro: Showing support for struggle with EMS in town of Ulster. Over last 40 years, calls and life threatening calls have increased. Helpless feeling when waiting 15+ minutes for transport. EMS in the town of Ulster and nation overworked, underpaid, abused. Availability, unqualified manpower, response time affected. Last summer, met with director of Empress, and was told that nothing will be changing and they would not be leaving the area; however, at that time, the level of care was not that great. November, 2023 met again with Empress director and told again same information; they were awaiting the direction of Kingston Fire for availability. Eight ambulances available county-wide, no contract necessary. The following week with Ulster County Director of Emergency Services, Erichsen, among others, and told by Erichsen that no one has a responsibility for EMS in the nation. Town is responsible for providing police and fire services. Empress told county five ambulances availability. EMS director plan was that a contract was needed - \$1.2 million per ambulance. Molinaro understanding is that with a contract, the town would be guaranteed one single ambulance. No meetings since. No contracts in place. Several meetings town and county wide where directors and EMS management were requested, and have not shown up. EMS service broken. Patients' lives jeopardized. Volunteers are looking for your guidance.

Supervisor: What level of government were the representatives that did not show?

Molinaro: County. To add to Van Kleeck, in these town association meetings, a boss from Mobile Life used to attend. Since the transition occurred, no one was sent to attend.

Councilwoman DeGroodt: How do we fix it? We have to fix it somehow.

Supervisor: I forwarded the board an email from Comptroller DiNapoli which stated this is a county-based responsibility based upon the point that a town contract would guarantee one ambulance, and no other ambulance would be available to back fill. Diaz (Saugerties) and Northern Dutchess only dispatches to Ulster when there is availability under mutual aid. Northern Dutchess not receiving support from the community to expand their geographical area of service, argument including additional service area affecting the rates. Not certain that a town-based district (\$1.5 million for one ambulance) will suffice. Continue the conversation.

Councilman Van Kleeck: The numbers and spreadsheet helped all realize the impact. The numbers raise this to an elevation to the community that this is really important. Agrees with supervisor that this to be county-based. Has to be addressed in a broader way. Encourages us to push this at the county level. The NYS association of towns speaker encouraged us to do this at a county level.

Heppner: Data presented is 911 data, it is Ulster Hose data.

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Supervisor: I received data from the county up to the end of May, and will inquire for an update. At that time, 948 calls total town-wide; Ulster Hose had a large portion of that number.

Councilwoman DeGroot: Discussion on doing this at a county level.

Councilman Van Kleeck: Prior issue with a roofing project at a county building. We brought it up at the last meeting, county legislators were here, Freeman article published, and the county moved. The size is different, but what we are doing tonight is getting this promoted, and continue to encourage this with the county. They are where the answer is.

Supervisor: Asks public, anyone here that would part with the county ambulance study? Put out last year. Spoken repeatedly about this with supervisors around the county; all are frustrated with this same issue. County study has not produced results. This matter is firmly with the county executive's office.

Asked legislator Kovacs to carry the certificate of need for Northern Dutchess Ambulance Service to come into Ulster County. Unsuccessful effort up until now.

John Cranston, Spring Lake Fire Department

Cranston: Your intentions are good, but if you want to move this to the county level, it will not work. We are getting mutual aid calls for all over the county. There are not agencies there. Mutual aid will be volunteer firefighters. We do not have manpower or time. Harder to get people to respond; nearly impossible to train. Changes to a bigger bureaucracy that does not care one way or the other.

Councilwoman Hayner: Attended a movie viewing in March; county executive held it and did not stay around to answer questions.

Chief Keller, Bloomington Fire Department

Keller: There is a town-wide system, town of Colonie has had an ambulance system in place for decades. County is not going to deal with this problem.

Thomas Long, Ruby Fire Department, assistant chief 22 years, EMT 40 years

Long: We have come a long way last 40 years, now going backward. Last seven EMS calls, one response from Empress, three responses from Marbletown. God forbid, we are going to see someone die. Town, county, and fire departments need to come together to find a solution. Worried about money? How much increase in taxes will it be to save someone's life?

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Councilman Van Kleeck: What can we do? We need to fire on both fronts. Come up with a solution if we were to do this at the local level and also at the county level to try to get an answer.

Supervisor: Thank you for coming out. Appreciates what you do.

Motion authorizing the Police Chief to declare two surplus police vehicles (e-mailed July 29th) (2024-M-237)

Chief: Two vehicles' ages and maintenance are requiring more upkeep than they are worth.

MOTION: Councilwoman DeGroot

SECOND: Councilwoman Hayner

Town Councilwoman DeGroot	-Yes
Town Councilwoman Hayner	-Yes
Town Councilman Secreto	-Excused
Town Councilman Van Kleeck	-Yes
Supervisor Quigley	-Yes

CARRIED

Presentation of Timeline E-Mail for the awarding of the Contract for the Orlando Street Softball Field Lighting Project (e-mailed July 29th)

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Resolution authorizing the Supervisor to sign ARPA Subaward Agreement between Ulster County and the Town of Ulster in the amount of \$100,000 and to declare the replacement of the Filed Lighting a Type II Acton under SEQRA (Contract e-mailed July 28th) (2024-R-238)

Resolution authorizing the Supervisor to sign ARPA Subaward Agreement by and between the County of Ulster and the Town of Ulster in the amount of \$100,000 for the Replacement of the Orlando Street Field Lighting

WHEREAS, the American Rescue Plan Act (“ARPA”) of 2021 was signed into law on March 11, 2021 and established the Coronavirus State and Local Fiscal Recovery Fund (the “SLFRF”), with the goal of providing vital federal support to local governments as they address the negative health and economic impacts of COVID-19 in their communities; and

WHEREAS, the County, as a SLFRF recipient, is authorized to issue subawards for the purpose of carrying out a portion of the administration of the SLFRF; and

WHEREAS, the County, as a SLFRF recipient, desires to utilize a portion of these funds, to respond to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19) or its negative economic impacts, including by awarding funds to the Town of Ulster for the purpose of improving the Orlando Street Softball Field Park for the benefit of the public, specifically by replacing the lighting at the park (hereinafter the “Project”); and

WHEREAS, the County, desires to issue a subaward to the Town of Ulster to assist municipalities with the cost to maintain, upgrade, and replace municipal parks and lighting systems as these systems have a significant impact to the public at large; and

WHEREAS, the County has agreed to engage the Town of Ulster, and the Town of Ulster has agreed to contract with the County, to administer a subaward of the SLFRF for the purpose of replacing the existing lighting by the purchase and installation of new energy efficient lighting for the softball field, including new underground service with meter, new panel, circuit breakers, and the installation of planking for support of the meter and panel, as well as the installation of new wooden poles, in accordance with the terms and conditions set forth in this Agreement; and

WHEREAS, said Project is subject to classification under the State Environmental Quality Review Act (SEQRA); and

WHEREAS, maintenance or repair involving no substantial changes in an existing structure or facility are classified as Type II Actions under the current Department of Environmental Conservation SEQRA Regulations; and

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WHEREAS, replacement, rehabilitation, or reconstruction of a structure or facility, in kind, on the same site, including upgrading buildings to meet building or fire codes, unless such action meets or exceeds any of the thresholds in Section 617.4 are classified as Type II Actions under the current Department of Environmental Conservation SEQRA Regulations; and

WHEREAS, the SEQRA Regulations declare Type II Actions to be actions that have no significant impact on the environment and require no further review under SEQRA; and

WHEREAS, the Town of Ulster Town Board, as the only involved agency, has examined all information related to the Project and has determined that the Project is classified as a Type II Action pursuant to Section 617.5 of the SEQRA Regulations; and

WHEREAS, it is in the best interest of the County of Ulster and the Town of Ulster to document this anticipated release of funds in a formal agreement; now, therefore, be it

RESOLVED, that the Town Board wishes to enter into an agreement with the County of Ulster, as annexed hereto and made a part hereof, subject to the approval of the Town Attorney as to form, and hereby authorizes the Town Supervisor to execute and deliver the agreement as described above; and be it further

RESOLVED, that the Project as described in this resolution is hereby declared by the Town Board of the Town of Ulster as a Type II action, which requires no further review under SEQRA.

MOTION: Councilman Van Kleeck

SECOND: Councilwoman Hayner

Town Councilwoman DeGroot	-Yes
Town Councilwoman Hayner	-Yes
Town Councilman Secreto	-Excused
Town Councilman Van Kleeck	-Yes
Supervisor Quigley	-Yes

CARRIED

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Resolution authorizing the Town to go out to bid for installation of Site Lighting Improvements and Appurtenances at Orlando Street Softball Field (Contract TU-246) (e-mailed July 28th) (2024-R-239)

RESOLUTION OF THE TOWN BOARD
Town of Ulster
Ulster County, New York

Whereas, The Town Board desires to perform necessary electrical improvements at the Orlando Street Softball Field; and

Whereas, the project is being supported, in whole or in part, by federal assistance listing number 21.027 awarded to the County of Ulster by the U.S. Department of the Treasury (ARPA funds);

Whereas, Brinnier and Larios, P.C., Professional Engineers and Land Surveyors, Kingston, New York, and Gerard Associates of Goshen, NY have been retained to prepare engineering plans, specifications, and contract documents for the project, and;

Whereas, the engineering plans, specifications, and contract documents have been completed.

Therefore, be it resolved that the Town Board hereby authorizes the Town Clerk to Advertise for Bids in accordance with the General Municipal Law, for Contract TU-246, Installation of Site Lighting and Appurtenances at the Orlando Street Softball Field, Town of Ulster, Ulster County, New York. The bid opening date will be determined by the Town Clerk in consultation with the Town Supervisor and Brinnier and Larios, P.C.

By Order of the Town Board, Town of Ulster, this 1st day of August, 2024.

MOTION: Councilwoman DeGroot

SECOND: Councilwoman Hayner

Town Councilwoman DeGroot	-Yes
Town Councilwoman Hayner	-Yes
Town Councilman Secreto	-Excused
Town Councilman Van Kleeck	-Yes
Supervisor Quigley	-Yes

CARRIED

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Discussion on the presentation of a Petition by the Residents of the Cherry Hill Subdivision for the establishment of a Sewer District (Petition presented prior meeting)

Petition presented at a June town board meeting from Cherry Hill residents.

Supervisor To DeGroot: This is a project will necessarily require applications with long periods of gestation for subsidy. Course of action discussion.

Motion to Request Town Engineers, Brinnier & Larios, a Fee to Design a Plan, Map, and Report to Prepare Documents from an Engineering Point of View to Move Forward with Funding Agencies to Determine Funding from other Sources than the Town (2024-M-240)

MOTION: Councilwoman Hayner
SECOND: Councilman Van Kleeck

Town Councilwoman DeGroot	-Yes
Town Councilwoman Hayner	-Yes
Town Councilman Secreto	-Excused
Town Councilman Van Kleeck	-Yes
Supervisor Quigley	-Yes

CARRIED

Motion to Request from town grant writer, Mark Blauer, a Proposal to Lay out a Plan for Accessing Federal and State Agencies to Provide Financing for this Project (2024-M-241)

MOTION: Councilman Van Kleeck
SECOND: Councilwoman Hayner

Discussion: Van Kleeck and Supervisor

Normal course of action for this type of project is income based. This project would not qualify because of the income levels; however, original water system was financed through Rural Development, which we may have the ability to access. It was 20+ years ago. Blauer can evaluate various options.

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Town Councilwoman DeGroot	-Yes
Town Councilwoman Hayner	-Yes
Town Councilman Secreto	-Excused
Town Councilman Van Kleeck	-Yes
Supervisor Quigley	-Yes

CARRIED

Discussion on the Updated Budget for the Ulster Water District Small Water Tower and the impact on the UC ARPA Grant (e-mailed July 28th)

Supervisor: Last meeting, discussed the south tower since Vicki Lucarini's inquiry, and tonight presented a summary of the project summary: Original budget \$1.8M; revised budget \$1.450,000, showing cost savings in the expected delivery of the tank Ulster water district south tower. The county ARPA grant was 33% or a max of \$500,000. Costs are below \$1.5M, we will draw \$480,000 from the \$500K. As the project progresses, we will be losing 0.20 of funding from the county.

Councilman Van Kleeck: This will relieve concerns. This is a percentage of the dollar.

Discussion on the final outcome of the Technology Grant the Town Board was informed about at the May 16th Town Board Meeting

Chief Berardi: Worked with Lieutenant Seyfarth. Awarded a DCJS grant, with no expiration date but cannot wait too long to make purchases. Received an additional grant for the Livescan fingerprint system. Intended use of the \$70,000 is a drone and a robot for emergency services to use when entering buildings. Will have \$24K to use on additional items. May purchase a fixed license plate reader.

Discussion on “Will Serve” Letter Request by Divert for Sewer Service for a new facility at the IPark87 Campus (e-mailed July 18th)

V. Maggiore: Current town of Ulster sewer taking in average 1.2 million gallons/day; permit is 1.6 gallons/day. Do not have a problem with it. They are talking 75,000 gallons/day with a peak of 105,000. Have not seen higher than 1.3 gallons/day. The 1.6 is a monthly average. During a major flooding event we have seen 1.6 million gallons/day, but not for a month. Surge capacity for 4/5 million gallons/day. Each capital improvement has been designed to increase capacity; New UV system cap is 5.3 million gallons/day for a peaking event; target for normal operations is 2.5 million gallons.

~ Discussion on discharge and rates ~

Maggiore cont'd: Strength of their wastewater from their pretreated system is a concentration that we can handle. Coming in similar to normal wastewater.

Rates – this will have a meter and rates to be negotiated. Industrial user because of their quantity and process. We have to issue them a permit; negotiate rates during permit issuance.

Metered flow – i.e. take in waste from grocery stores, depackage, then put it in a thick slurry in an anaerobic digester, process to filter off biogas, filter and scrub the biogas, then sell it back to the company (the grid, whatever buyer). Left behind with a supernatant of filtrate, they have to get rid of liquid flow off the digesters, solids/sludge, water that is stripped off, after it gets treated it comes into the sewer. Without being treated, that is outside of our sewer permits.

The permit issued by sewer department lays out testing requirements. Data would be sent to sewer department.

Would not burden the town to do testing on a private system on private property. We would mandate that information

Update on Goals: A lot going on at the plant. We have secured a grant with NYS asset management program. Part of establishing the life of equipment, costs, and a plan. This year, was focusing on upgrading digesters and secondary system (installed in 1999, reaching end of its life cycle). UV system delayed the digesters and secondary process from the buildout. Looking at a secondary process that would future-proof the town; looking at MBR technology – filtering water to the level of some drinking water. Some areas recycle their water. Increase biotechnology to increase capacity and quality of solids to class A bio-solids.

Motion to Authorize the Issuance of a Will-Serve Letter (2024-M-242)

MOTION: Councilwoman Hayner

SECOND: Councilman Van Kleeck

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Town Councilwoman DeGroot	-Yes
Town Councilwoman Hayner	-Yes
Town Councilman Secreto	-Excused
Town Councilman Van Kleeck	-Yes
Supervisor Quigley	-Yes

CARRIED

Discussion on lettering of Town Vehicles (e-mailed July 29th)

Councilman Van Kleeck: Sent an email asking which vehicles were not lettered.

Motion that All Vehicles Other than Pre-Determined Police Vehicles Owned and Operated by our Town be Lettered and Identified as Town Vehicles (2024-M-243)

MOTION: Councilman Van Kleeck
SECOND: Councilwoman DeGroot

Town Councilwoman DeGroot	-Yes
Town Councilwoman Hayner	-Yes
Town Councilman Secreto	-Excused
Town Councilman Van Kleeck	-Yes
Supervisor Quigley	-Yes

CARRIED

Update by the Police Chief on the implementation of the Lexipol Policy Manual and Police one Academy Software

Chief Berardi: All policies have been ‘merged’. Chief, lieutenant Seyfarth, and Det. Sgt. Benjamin are in the process of reviewing them for accuracy. There are 168 policies. Suggested not to disseminate all policies at once. Hoping to be finalized late this year/early next year. Will supply to personnel when completed.

~ Discussion Councilwoman DeGroot and Supervisor ~

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Can personnel receive a copy when completed?

A review indicated that a prior administration approved the policy manual. Town board can approve these once completed.

Councilman Van Kleeck: While we are talking about annual policies, the town board approved the employee manual. Where are we in the dissemination?

Supervisor: Asks for a motion to disseminate the employee manual, and motion should include by what method.

~ Discussion by all on best way to disseminate. ~

Motion to Send a Letter to Each Town Employee to Provide an Email for Electronic Distribution of the Manual ; Should the Employee Elect not to Receive Electronic Distribution, a Paper Copy of the Manual Will be Provided (2024-M-244)

MOTION: Councilwoman Hayner
SECOND: Councilman Van Kleeck

Town Councilwoman DeGroot	-Yes
Town Councilwoman Hayner	-Yes
Town Councilman Secreto	-Excused
Town Councilman Van Kleeck	-Yes
Supervisor Quigley	-Yes

CARRIED

Presentation of Schedule of Tax Cert case as of August 1, 2024 (e-mailed July 28th)

Supervisor: Deadline is August 10 to file tax certiorari actions. Some filed cases are safety filings for 2024 because there are ongoing litigations. Note that iPark 87 has filed a tax certiorari actions for east campus.

Presentation of Report from Constellation Energy on Town’s Electrical Purchases for 2023 certifying 100% of the Town’s Energy Purchases in 2023 were from Green Sources (e-mailed July 28th)

Supervisor: No action required.

Old Business:

Resolution Authorizing Adoption by the Town Board of the Town of Ulster of Local Law No. 3 of 2024 - Local Law to Amend Chapter 127 – Parks Amendments (e-mailed July 23rd) (2024-R-245)

Resolution Authorizing Adoption by the Town Board of the Town of Ulster of Local Law No. 3 of 2024 - Local Law to Amend Chapter 127 – Parks Amendments

WHEREAS, an introductory Local Law entitled “Local Law to Amend Chapter 127 – Parks Amendments” was introduced before the Town Board of the Town of Ulster on May 2, 2024, and upon notice duly published and posted, a hearing was held on June 6, 2024 at 7:10 p.m., before the Town Board,

WHEREAS, public discussion was heard at such hearing concerning the merits and environmental significant of said introductory local law, and be it

RESOLVED, that the adoption of the introductory local law entitled “Local Law to Amend Chapter 127 – Parks Amendments” is hereby determined to be a Type II SEQR action, and be it further

RESOLVED, that the Town Board of the Town of Ulster hereby adopts said “Local Law to Amend Chapter 127 – Parks Amendments”, a copy of which is attached hereto and made a part of this resolution, and be it further

RESOLVED, that the Town Clerk be and she hereby is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town of Ulster, and to give due notice of the adoption of said Local Law to the Secretary of State of New York.

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**TOWN OF ULSTER
LOCAL LAW
PARKS AMENDMENTS**

PERTAINING TO CHAPTER 127 - PARKS

BE IT ENACTED by the Town Board of the Town of Ulster, County of Ulster, State of New York, as follows:

§ 1. Statement of Authority

This Local Law is authorized by the New York State Constitution, the provision of the New York Municipal Home Rule Law, the provisions of the Statute of Local Governments, the relevant provisions of the Town Law of the State of New York, the laws of the Town of Ulster, and the general police power vested in the Town of Ulster to promote the health, safety, and welfare of all residents and property owners in the Town.

§ 2. Chapter 127, titled “Parks,” of the Code of the Town of Ulster is amended as follows:

Section 127-7, titled “Unlawful Acts” is amended by

- A. Removing subsection 127-7(B) – “Animals” – and replacing it with the following:
- B. *Animals.*

(1) The Town Board has approved on-leash walking of dogs in Charles Ryder Park and Robert Post Park. All dogs in those areas where such animals are permitted shall be restrained at all times by an adult on adequate leashes not greater than six (6) feet in length and shall not run at large. Dog waste must be immediately collected and removed by the owner or person in charge of the dog.

(2) It shall be unlawful for any person to allow a dog leashed and/or unleashed to be in any of the following town properties or parts thereof, unless the dog is a service dog: all other town parks; all playgrounds; all picnic areas; all active recreation areas including but not limited to courts and sports fields; all park benches; all town camp or town-licensed education program areas; all town beaches except for paved areas and boardwalks.

(3) All cats, horses and any other animals are hereby prohibited within any of the parks within the Town of Ulster.

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§ 3. Severability; Repealer.

If any section, paragraph, subdivision, clause, or provision of this local law shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged, and the remainder of this local law shall be deemed valid and effective. Any local law, ordinance, or part thereof in conflict herewith is hereby repealed.

§ 4. Effective Date.

This Local Law shall become effective upon filing in the Office of the New York State Secretary of State.

MOTION: Councilwoman Hayner
SECOND: Councilwoman DeGroot

Town Councilwoman DeGroot	-Yes
Town Councilwoman Hayner	-Yes
Town Councilman Secreto	-Excused
Town Councilman Van Kleeck	-Yes
Supervisor Quigley	-Yes

CARRIED

Discussion on Zena Development and Appeal submitted to the Woodstock Zoning Board by the Woodstock Land Conservancy (e-mailed July 23rd)

Jason Kovacs: Received a copy of the letter by Woodstock Land Conservancy to the Woodstock Zoning Board of Appeals (ZBA). This current filing seeking to appeal the determination of the Woodstock code enforcement officer is now before the town of Woodstock ZBA. The town of Ulster planning board may want to wait for the decision of Woodstock ZBA before moving forward with the town of Ulster application. If the developer does not receive all approvals from the town of Woodstock, the town of Ulster application is moot.

Supervisor: We received supplemental materials from Zena Development to be published tomorrow on our website. Material addresses material presented at a prior town planning board meeting.

Update on Archtop's use of Town ROW for installation of Fiber to serve the Town's Residents (from last meeting)

Councilman Van Kleeck: Water dept. and others concerned about Archtop's buried fiber lines. We had a meeting two weeks ago expressing concerns. Archtop seemed to take it seriously. Meeting at Grant Avenue and Neighborhood Road this week and walked the road to locate areas of concern. Vincent (sewer dept) does not have any concerns, as long as they do not drill through a manhole; Frank (highway) no concerns; John Rose (water dept) seemed satisfied that they were staying away from water system.

Councilwoman DeGroodt asked for explanation of what Archtop does so that the community can better understand.

Councilman Van Kleeck: Internet provider, like Spectrum, offering fiber optics.

Supervisor: We have had extensive conversations regarding the town using this service.

Petramale: There will be other areas of the town where similar walks will take place. There will be more mark outs as they expand. They are willing to work with us. We hope that there are no problems. They never had preconstruction meetings prior to those with us.

Update by Chief Berardi on Police Services to Kingston Motel (from prior meeting)

Chief Berardi: Last Friday, games and ice cream social with the Bruderhof and several county departments – well received. Last night, hosted a barbeque with Bruderhof. Chief received donations of balls and equipment from Walmart and John Stote. Tomorrow, kickball tournament at Boys & Girls Club. There are weekly activities hosted by My Kingston Kids and One Strike Fitness. County will be installing a tent/carport for events. Playground delivery August 21; construction thereafter. Achieving progress and positive results. Receiving support from UC Youth Bureau and county executive's office. Still receiving calls for service, but we are achieving positive results with the children.

Councilman Van Kleeck: We would leverage every possible connection we have to make things happen. You have done so to resolve a problem. As a board, keep pushing the button on the county. Thanks the Chief.

TOWN OF ULSTER TOWN BOARD MEETING (15)
AUGUST 1, 2024

Update on Proposed Reroofing project at the Business Resource Center (from prior meeting)

Warren Tutt: After the last meeting and the Daily Freeman article, I was contacted and informed that they would not be working overnight.

End of Agenda

PUBLIC COMMENT: *None*

MOTION to Enter Executive Session to Discuss Moe’s Motor Cars v Town of Ulster (emailed July 28th) 8:32 pm (2024-M-246)

MOTION: Councilman Van Kleeck

SECOND: Councilwoman Hayner

Town Councilwoman DeGroot	- Yes
Town Councilwoman Hayner	- Yes
Town Councilman Secreto	- Excused
Town Councilman Van Kleeck	- Yes
Supervisor Quigley	- Yes

CARRIED

TOWN OF ULSTER TOWN BOARD MEETING (15)
AUGUST 1, 2024

RETURN from Executive Session — No Action Taken

MOTION to adjourn 8:53 pm (2024-M-247)

MOTION: Councilwoman Hayner

SECOND: Councilwoman DeGroot

Town Councilwoman DeGroot	-Yes
Town Councilwoman Hayner	-Yes
Town Councilman Secreto	-Excused
Town Councilman Van Kleeck	-Yes
Supervisor Quigley	-Yes

CARRIED

Respectfully Submitted by Suzanne Reavy
Ulster Town Clerk