

TOWN OF ULSTER TOWN BOARD MEETING (07)

MARCH 17, 2022

CALLED TO ORDER BY DEPUTY SUPERVISOR VAN KLEECK, at 7:00 PM

SALUTE TO THE FLAG

ROLL CALL by Town Clerk, Suzanne Reavy:

TOWN COUNCILMAN CLAYTON VAN KLEECK

TOWN COUNCILMAN ROCCO SECRETO

TOWN COUNCILMAN ERIC KITCHEN - *Excused*

TOWN COUNCILWOMAN ANNA HAYNER

SUPERVISOR JAMES E. QUIGLEY 3rd - *Excused*

ALSO IN ATTENDANCE:

1. Warren Tutt, Building Inspector
2. Jason Kovacs, Town Attorney
3. Vincent Maggiore, Wastewater Superintendent
4. Bill Kemble, Daily Freeman
5. Six audience members

IMPORTANT ANNOUNCEMENTS by the DEPUTY SUPERVISOR

1. Town Councilman, Joel B. Brink, passed away this afternoon. Symbolic that he passed on the day of a town board meeting. This morning, he asked his daughter to inform the supervisor of his condition. He cherished being a town board member and served this town very well.
2. Condolences to the family of highway superintendent, Frank Petramale, on the passing of their father, Louis Petramale.

ADDITIONS OR CHANGES TO AGENDA – None

PUBLIC DISCUSSION ON AGENDA ITEMS - None

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APPROVAL OF MINUTES – February 3rd (2022-M-105)

MOTION: Councilwoman Hayner

SECOND: Councilman Secreto

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

CARRIED

APPROVAL OF MINUTES – February 17th (2022-M-106)

MOTION: Councilwoman Hayner

SECOND: Councilman Secreto

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

CARRIED

COMMUNICATIONS – None

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ABSTRACT OF CLAIMS

Presented by Councilman Secreto

2021 (2022-M-107)

Prepaid Bills:	\$	28,606.97
Abstract Bills:	\$	-
Escrow Bills:	\$	-
Reserve:	\$	-
TOTAL:	\$	28,606.97

MOTION: Councilman Secreto

SECOND: Councilwoman Hayner

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

CARRIED

March, 2022 (2022-M-108)

Prepaid Bills:	\$	364,719.89
Abstract Bills:	\$	243,602.67
Escrow Bills:	\$	14,822.50
Reserve:	\$	
TOTAL:	\$	623,145.06

MOTION: Councilman Secreto

SECOND: Councilwoman Hayner

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

CARRIED

MARCH 17, 2022

New Business:

Presentation and Acceptance of the Town Clerk’s Monthly Report for the month of February, 2022 (2022-M-109)

Town Clerk: Monthly report is triple the amount its usual amount due to building department fees for Target and All Space Storage.

MOTION: Councilwoman Hayner

SECOND: Councilman Secreto

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

CARRIED

Motion to have the Town Clerk send a letter to NYSDOT Regional Traffic Engineer in Poughkeepsie requesting a study of the traffic conditions on Rt. 9W between Quick Chek in Lake Katrine and the Ulster/Saugerties Town line. The Town Board seeks a reduction from 45mph to 35mph between Quick Chek and Bread Alone and a reduction from 55mph to 45mph from Bread Alone to the Ulster/Saugerties Town line (2022-M-111)

MOTION: Councilman Secreto

SECOND: Councilwoman Hayner

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

CARRIED

MARCH 17, 2022

Motion to accept the resignation of Deputy Town Clerk Hommel

Letter read by Councilman Secreto

MOTION: Councilman Secreto

SECOND: Councilwoman Hayner

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

CARRIED

Motion to proclaim the month of April at the Town of Ulster as World-Wide Parkinson's Disease Awareness Month (2022-M-112)

MOTION: Councilman Secreto

SECOND: Councilwoman Hayner

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

CARRIED

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Motion to Authorize the Building Inspector to attend the Hudson Valley CEO Educational Conference, April 27th-29th in Poughkeepsie (2022-M-113)

MOTION: Councilwoman Hayner

SECOND: Councilman Secreto

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

CARRIED

MARCH 17, 2022

Old Business:

Resolution Authorizing Adoption by the Town Board of Ulster of Local Law No. 2 of 2022 - Allowing Members of the Town Board to Participate in Town Board Meetings via Videoconference from Locations Outside the Town of Ulster Boundary Lines (2022-R-114)

Resolution of the Town Board
TOWN OF ULSTER

Resolution Authorizing Adoption by the Town Board of the Town of Ulster of Local Law No. 2 of 2022 - A Local Law Allowing Members of the Town Board to Participate in Town Board Meetings via Videoconference from Locations Outside the Town of Ulster Boundary Lines

WHEREAS, an introductory Local Law entitled “A Local Law Allowing Members of the Town Board to Participate in Town Board Meetings via Videoconference From Locations Outside the Town of Ulster Boundary Lines” was introduced before the Town Board of the Town of Ulster on January 20, 2022, and upon notice duly published and posted, a hearing was held on February 17, 2022 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 “A Local Law Allowing Members of the Town Board to Participate in Town Board Meetings via Videoconference From Locations Outside the Town of Ulster Boundary Lines” 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 No. 2 of 2022 - A Local Law Allowing Members of the Town Board to Participate in Town Board Meetings via Videoconference From Locations Outside the Town of Ulster Boundary Lines, 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 he 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.

MARCH 17, 2022

LOCAL LAW NO. 2 of 2022

Town of Ulster, County of Ulster

A Local Law Allowing Members of the Town Board to Participate in Town Board Meetings via Videoconference From Locations Outside the Town of Ulster Boundary Lines

Be it enacted by the Town Board of the Town of Ulster as follows:

Section 1. Legislative Intent

It is the intent of this local law to give town board members the authority to participate in town board meetings via videoconference from locations that fall outside the town's geographical boundaries.

Videoconferencing has proven to be an effective and useful tool for town board meetings that allows members to participate despite issues such as inclement weather, illness, or travel plans.

Videoconferencing also helps ameliorate potential quorum issues so that the town is able to address business and matters in a more timely fashion.

Although Public Officers Law § 102 expressly allows members of a public body to attend and participate in meetings using videoconferencing, Town Law § 62 states that town board meetings must take place within the town thereby making it unclear if a town board member may participate via videoconference from a location outside the town's boundaries. This local law is meant to expressly provide that authority to members of the town board.

Section 2. Authority

This local law is adopted pursuant to Municipal Home Rule Law § 10 which expressly authorizes the town board to adopt a local law superseding any provision of Town Law relating to the property, affairs, or government of the town.

Section 3. Videoconferencing from Outside Town Limits

The Town Board of the Town of Ulster hereby supersedes Town Law § 62 to expressly allow town board members to participate in town board meetings using videoconferencing from locations that fall outside the geographical limitations of the town.

Section 4. Severability.

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If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date.

This local law shall take effect immediately upon filing with the Secretary of State.

MOTION: Councilwoman Hayner

SECOND: Councilman Secreto

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

CARRIED

PUBLIC COMMENT:

Regis Obijiski, Town Resident

Re: Recent article in Daily Freeman by Bill Kemble, regarding Tech City property.

We support development of business and purchase by National Resources. Do not want the deal to fall apart.

Town suggesting that the appraisal is too low and would be higher if other comparables are used. Appraisal did not use those comparables. Is the town planning to press this through court or an appeal? Offset is that we could lose the deal. Was there a suggestion that UC EDA pressured Hilco Real Estate Appraisal to keep a low assessment (\$9.3M)? Why would it be the case that taxpayers would have to make up the \$347,000?

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Councilman Van Kleeck: Regarding taxes, Ulster County is the agency not receiving the money. The town is always made whole. Other points we will look into.

MOTION to adjourn (7:18 pm) (2022-M-115)

MOTION: Councilman Secreto

SECOND: Councilwoman Hayner

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

CARRIED

Respectfully Submitted by Suzanne Reavy
Ulster Town Clerk