

**TOWN OF ULSTER TOWN BOARD WORKSHOP MEETING (24)**

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October 5, 2017

**CALLED TO ORDER BY SUPERVISOR QUIGLEY, CHAIRMAN at 07:00 PM**

**SALUTE TO THE FLAG**

**MOMENT OF SILENCE FOR VICTIMS OF LAS VEGAS, NV TRAGEDY**

**ROLL CALL BY TOWN CLERK, Suzanne Reavy:**

TOWN COUNCILMAN JOEL B. BRINK  
TOWN COUNCILMAN ERIC KITCHEN  
TOWN COUNCILMAN JOHN MORROW  
TOWN COUNCILMAN ROCCO SECRETO  
SUPERVISOR JAMES E. QUIGLEY 3<sup>rd</sup>

**ALSO IN ATTENDANCE:**

1. Town Attorney, Jason Kovacs
2. Highway Superintendent, Frank Petramale
3. Building Inspector, Kathy Moniz
4. Chief Kyle Berardi
5. Town Assessor, James Maloney
6. Two Town residents

**ADDITIONS OR CHANGES TO THE AGENDA – None**

**PUBLIC DISCUSSION ON AGENDA ITEMS – None**

**COMMUNICATIONS – Three letters read**

1. From Marybeth Majestic, Town of Gardiner Supervisor, thanking Frank Petramale and his department for their help in striping roads.
2. Letter from NYSDOT in response to the Town's request for line striping and lower speed limits on Route 32/Flatbush Rd. NYSDOT may install hatch lines on shoulders; the Town's concerns with passing on the shoulder and exceeding the speed limit are enforcement issues – suggest that the Town step up enforcement in the area. NYSDOT will install State law signs that New York State law prohibits driving on the shoulder.

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- 3. From 19 residences/33 residents of Eddyville, outlining traffic safety concerns in Eddyville, and requesting signs, lower speed limits, and improved signage.  
*Supervisor Quigley:* Comments referred to the County. James Maloney will bring up these issues Tuesday night at the Highway meeting.

*James Maloney:* I will make a personal phone call to Mr. Jackson, the DPW Commissioner.

**DEPARTMENT HEAD REPORT – BUILDING DEPT ONLY**

Kathy Moniz – Building Dept unusually busy. Continuing with fire inspections and operating permits. Retail space between Michaels Diner and Miron Plaza almost complete. Processing multiple zoning infractions & complaints – over 200 complaints and are at 92% compliance. MAC demo is complete. Pleasure to work with. Shop Rite broke ground and 11K square feet to be added. McDonalds is gutted and renovations to be complete by 10/13/17.

**MOTION to accept Building Department Report:** Councilman Kitchen  
**SECOND:** Councilman Secreto

Councilman Brink:	Aye
Councilman Kitchen:	Aye
Councilman Morrow:	Aye
Councilman Secreto:	Aye
Supervisor Quigley:	Aye

*CARRIED*

**COMMITTEE REPORTS**

- 1. Highway Committee, Rocco Secreto Meeting with Petramale tomorrow to go over the budget. Paving finishing up for 2017 over the next two weeks in Lake Katrine, Ruby, Sunrise Park, and Deer Run. Large draining project in Hillside Acres and Deer Run area. Getting trucks ready for plowing. Leaf pickup begins 11/13/17. Parks are good. Resource Recovery ground up our brush. Thanks City/Town/County for shared services. Thanks Frank for good job.
- 2. Buildings & Grounds, John Morrow Nothing to report.
- 3. Recreation, Joel B. Brink Bidy ball registration until 10/20 ages 5-14. Adult volleyball starts in November; Men’s softball ended; Summer camp had 235 participants; parks are in great shape.

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4. Finance, Rocco Secreto He and Brink go over abstract once per month.
5. Water/Wastewater, Eric Kitchen Seven districts doing very well. Hydrant flushing in progress, receiving help from the Highway Dept. All water testing done to date and there are no violations. Sewer Dept is very busy. Working on compliance with state. Systems working well. Great reviews from DEC. Researching technology for efficiency and energy.
6. Personnel, Joel B. Brink Working with unions to settle contracts.
7. Building Dept, Eric Kitchen Repeats report from Kathy Moniz

**NEW BUSINESS**

**PRESENTATION to Town Board of 2018 Tentative Town Budget**

*Supervisor:* Hereby delivers tentative budget. Tentative budget published on Town Website and emailed to Board members on Monday, 10/9/17. Budget packets delivered to Board members' mailboxes today. Advises Town Board to make arrangements with departments they oversee, go over budget with them, and come back to Supervisor.

**MOTION to set a Public Hearing on the 2018 Tentative Budget for Thursday, October 19, 2017 at 7:30 PM**

MOTION: Councilman Morrow

SECOND: Councilman Brink

Councilman Brink:	Aye
Councilman Kitchen:	Aye
Councilman Morrow:	Aye
Councilman Secreto:	Aye
Supervisor Quigley:	Aye

**CARRIED**

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**MOTION to authorize the purchase of one Road Warrior Speed Trailer 17, 1 CAM 4G with second camera option under NYS OGS Contract 77201, Award 2019 from NDI Recognition Systems for an amount not to exceed \$41,000 for the Police Department**

*Chief Berardi:* Allows Police Department to better enforce traffic concerns in neighborhoods without having to utilize manpower.

MOTION: Councilman Brink  
SECOND: Councilman Secreto

Councilman Brink: Aye  
Councilman Kitchen: Aye  
Councilman Morrow: Aye  
Councilman Secreto: Aye  
Supervisor Quigley: Aye

*CARRIED*

**MOTION to authorize the MCO and Building Inspector to attend the NYSBOC Tri County Conference, November 8<sup>th</sup> – 10<sup>th</sup> at the Best Western, Kingston**

MOTION: Councilman Brink  
SECOND: Councilman Morrow

Councilman Brink: Aye  
Councilman Kitchen: Aye  
Councilman Morrow: Aye  
Councilman Secreto: Aye  
Supervisor Quigley: Aye

*CARRIED*

**MOTION to authorize the Supervisor to sign the Electric and Gas Contract for 2017-2018 from Direct Energy under the MEGA Program**

*(Same contract for the past six years)*

MOTION: Councilman Morrow  
SECOND: Councilman Brink

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Councilman Brink: Aye  
Councilman Kitchen: Aye  
Councilman Morrow: Aye  
Councilman Secreto: Aye  
Supervisor Quigley: Aye

*CARRIED*

**MOTION to authorize the hiring of a Part Time Court Officer to assist with Court Security**

Anthony Pagliaro: Part time; general fund; non-union; \$21.61/hour; start date 10/10/17; requested by Judge Kesick; currently employed by T/Marbletown Court

MOTION: Councilman Brink  
SECOND: Councilman Morrow

Councilman Brink: Aye  
Councilman Kitchen: Aye  
Councilman Morrow: Aye  
Councilman Secreto: Aye  
Supervisor Quigley: Aye

*CARRIED*

October 5, 2017

**RESOLUTION to enforce provisions of Chapter 96 of Town Code (Grass, Weeds & Noxious Vegetation) against Real Property at 1020 Columbia St., Kingston, NY**

*Kathy Moniz: Belongings are outside of house and are wet & moldy. Neighbors complained. Property under foreclosure. No luck getting hold of bank or anyone. Asking Town Board for help from Highway Dept. Costs to be entered onto next tax bill.*

**Resolution of the Town Board**  
**TOWN OF ULSTER**

**Resolution to Enforce Provisions of Chapter 96 of Town Code**  
**(Grass, Weeds & Noxious Vegetation) against Real Property at 1020**  
**Columbia St., Kingston, NY**

Whereas, the owner and/or tenants of the real property at 1020 Columbia St. have been found by the Town of Ulster Building Inspector to be in violation of Town Code Sections 96-1 and 96-2; and

Whereas, the Town of Ulster Building Inspector has sent notice by certified mail to the last known address of the owner of 1020 Columbia St.; said notice included an estimate of the charges the Town would incur if forced to maintain the property at 1020 Columbia St. owner(s) were unable to maintain the property; and

Whereas, the owners of 1020 Columbia St. were unable to maintain the property pursuant to Chapter 96 of the Town Code; and

Whereas, the Town of Ulster Building Inspector has filed a formal assessment of the charges with the Town of Ulster Town Clerk, who has presented the formal assessment of the charges to the Town of Ulster Town Board, now, therefore, be it

RESOLVED, that said formal assessment of the charges is based on the presentation and report submitted to the Town of Ulster Town Board; and

BE IT FURTHER RESOLVED, the owners of 1020 Columbia St. have not complied with Chapter 96 of the Town Code; and

BE IT FURTHER RESOLVED, that the Town shall cause the removal of all garden waste, fallen tree limbs and shall cut and continue to cut the grass to a height not to exceed 6 inches, and any continued maintenance thereafter if the premises at 1020 Columbia St. continue not to be properly maintained; and

BE IT FURTHER RESOLVED, that the charges shall be sent to the owners of said property for reimbursement; and

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BE IT FURTHER RESOLVED, that if said costs and disbursements are not reimbursed within thirty (30) days of the bill, said charges shall be added to the next state, county and town tax bill pursuant to the provisions of Section 96-5 of the Town Code and shall become a lien against the property and filed with the Ulster County Clerk and the Ulster County Commissioner of Finance; and

BE IT FURTHER RESOLVED, that the Highway Department or an appointed contractor is authorized to cut and continue to cut the grass to a height not to exceed 6 inches and to remove and continue to remove all garden waste and fallen tree limbs, solid waste, debris and litter.

MOTION: Councilman Secreto

SECOND: Councilman Brink

Councilman Brink:	Aye
Councilman Kitchen:	Aye
Councilman Morrow:	Aye
Councilman Secreto:	Aye
Supervisor Quigley:	Aye

*CARRIED*

October 5, 2017

**RESOLUTION for Town of Ulster to participate in the Joint Community RFP for LED Street Light Replacement Program coordinated by Mid-Hudson Street Light Consortium**

*Supervisor:* Voluntary action where Town name added to RFP to take advantage of and allow the Town the opportunity to participate in the bidding process in a bulk purchase of LED lights.

**RESOLUTION OF THE TOWN BOARD**  
**TOWN OF ULSTER**

**Resolution Adopting a Policy in Support of Municipal Conversion to LED Street Lights**

WHEREAS, street lights are an integral public service provided by municipalities, and are vital for the safety of homeowners, businesses, institutions, pedestrians, motorists and first responders, and

WHEREAS, street lights make up a large portion of municipal electricity bills, and consume a significant amount of energy, and

WHEREAS, the New York State Comptroller in 2008 issued a report finding that municipal purchase of street lights from utilities can result in substantial long-term savings from avoided rental of the lights, and

WHEREAS, it is the policy of the State of New York to 1) encourage shared services among municipalities due to cost saving opportunities, and 2) reduce greenhouse gas emissions by 80 percent below 1990 levels by 2050 and by 40 percent by 2030 and,

WHEREAS, advancements in lighting technology have made it possible for municipalities to realize energy savings of at least 65 percent and returns on investment of under five years after converting to Light Emitting Diode (LED) street lights, and

WHEREAS, the New York State Energy Research Authority has funded the Mid-Hudson Street Light Consortium to help communities convert to LED street lights,

NOW, THEREFORE BE IT RESOLVED that the Board of the Town of Ulster hereby supports the activity of the Mid-Hudson Street Light Consortium and urges other Ulster County municipalities to work with the Consortium to identify and implement economical pathways to LED street light conversion, including through municipal purchase of existing street lights and participation in an aggregated purchase of new LED street lights.



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MOTION: Councilman Morrow  
SECOND: Councilman Brink

Councilman Brink: Aye  
Councilman Kitchen: Aye  
Councilman Morrow: Aye  
Councilman Secreto: Aye  
Supervisor Quigley: Aye

*CARRIED*

**OLD BUSINESS**

**MOTION to schedule a Public Hearing for Local Law \_\_\_\_ of 2017, a Local Law Regulating Certain Solar Energy Systems and Equipment within the Town of Ulster for October 19, 2017 at 7:15 PM**

MOTION: Councilman Secreto  
SECOND: Councilman Morrow

Councilman Brink: Aye  
Councilman Kitchen: Aye  
Councilman Morrow: Aye  
Councilman Secreto: Aye  
Supervisor Quigley: Aye

*CARRIED*

**MOTION to schedule a Public Hearing for Local Law entitled Local Law No \_\_\_\_ of 2017, Imposing a Temporary Town-Wide Moratorium on the Installation of Freestanding or Ground-Mounted Solar Energy Systems for October 19, 2017 at 7:20 PM**

MOTION: Councilman Morrow  
SECOND: Councilman Kitchen

Councilman Brink: Aye  
Councilman Kitchen: Aye  
Councilman Morrow: Aye  
Councilman Secreto: Aye  
Supervisor Quigley: Aye

*CARRIED*

October 5, 2017

**PUBLIC COMMENT**

1. **Hans Funccius, Town Resident:** Concern is about the sycamore tree on Washington Ave. Bill Kemble (*Daily Freeman*) did a great job on the recent newspaper article. A few days ago the sycamore tree was being trimmed, he drove past, saw Daily Freeman photographer there. Hans had conversation with chipper operator and tree service foreman. Foreman stated permission granted by Patel to trim the tree. Next day, two ladies from NYSDOT at the tree site taking photos; one stated that she is shocked. Tree is severely impacted. Hans questions, Why did SAI Group do this? How do we find out what purpose was? Community deserves an answer. Especially from Patel. Also, happy to see a moratorium re: solar farm (proposed) on Route 32. Asks Supervisor if he has been up there.

*Supervisor:* Yes, with Morrow.

*Funccius:* How large is that area?

*Supervisor:* Cannot comment. Waiting for developer's plans. Our request to the developer is to keep the project in previously disturbed areas, and to install security in an area used currently for four wheelers and a firing range.

*Funccius* – Perfect place for solar farm. Another question – if Cypress Creek has to remove forestry, are they going to ask the Town of Ulster for a tax break?

*Supervisor:* Issue under State law that they are entitled to. NYS Real Property Tax Law Section 487, NYSERTA guidelines for each utility service area that the maximum amount of taxes that a project can pay is calculated based on value of electricity that is generated by that project.

He and Morrow made it clear to Cypress Creek that a part of this whole process involves involvement at a community meeting between Cypress Creek and citizens of Eddyville about the entire project. When they present their plans, we will coordinate a Town meeting. Plans will not be presented on 10/19 at the public hearing.

We are placing a solar law on the legislative calendar that we originated in 2016. Law designed for what the Town is looking for from prospective solar developers. Moratorium proposed as a means to give us time to put the structure in place with the new Town law.

**~~ END OF PUBLIC COMMENT ~~**

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**MOTION to Adjourn (7:36 PM)**

MOTION: Councilman Morrow

SECOND: Councilman Brink

Councilman Brink: Aye

Councilman Kitchen: Aye

Councilman Morrow: Aye

Councilman Secreto: Aye

Supervisor Quigley: Aye

CARRIED

Respectfully Submitted by Suzanne Reavy  
Ulster Town Clerk