

Economic Development, Tourism, Housing, Planning & Transit Committee

Committee Meeting Minutes

DATE & TIME: November 9, 2016 – 6:00 PM
LOCATION: Legislative Chambers
PRESIDING OFFICER: Chairman James F. Maloney
LEGISLATIVE STAFF: Mary Beichert, Senior Legislative Employee
PRESENT: Legislators Berky, Litts, Maio & Rodriguez
ABSENT: Legislators Delaune & Lapp
QUORUM PRESENT: Yes

OTHER ATTENDEES: Vic Melville, League of Woman Voters, Deputy County Executive Ken Crannell, Chris White of Planning Department, Office of Business Services Director Suzanne Holt; Ruth Ann Devitl-Frank UPAC and Chis Silva, UPAC.

Chairman Maloney called the meeting to order at 6:03 PM.

Chairman Maloney thanked everyone for attending the meeting.

Motion No. 1: Moved to Approve the Minutes of October 3, 2016 & October 13, 2016 Meetings

Motion Made By: Legislator Maio
Motion Seconded By: Legislator Rodriguez

Discussion:

None

Voting In Favor: Legislators Berky, Litts, Maio, Maloney & Rodriguez
Voting Against: None
Votes in Favor: 5
Votes Against: 0
Disposition: Minutes Approved

Resolutions for the November 22, 2016 Session of the Legislature

Resolution No. 462: Approving The Execution Of A Contract Amendment Causing The Aggregate Contract Amount To Be In Excess Of \$50,000.00 Entered Into By The County – IBM – Department Of Information Services

Resolution Summary: This resolution approves the execution of a contract with IBM in the amount of \$32,449.38 to extend the terms of agreement for maintenance of Lotus Notes, Email and Multiplatforms.

Motion No. 2: **Motion to Postpone Resolution No. 462 for one month**
Motion By: Legislator Rodriguez
Motion Seconded By: Legislator Maio

Discussion: None

Voting In Favor: Legislators Berky, Litts, Maio, Maloney & Rodriguez
Voting Against: None
Votes in Favor: 5
Votes Against: 0
Disposition: Resolution Postponed

Resolution No. 463: Approving The Execution Of A Contract Amendment Causing The Aggregate Contract Amount To Be In Excess Of \$50,000.00 Entered Into By The County – HVEA Engineers – Department Of Planning.

Resolution Summary: This resolution approves the execution of a contract amendment with HVEA Engineers in the amount of \$40,040.00 to expand the scope of engineering services for the Hudson Valley Rail Trail West from New Paltz Road to South Street in Lloyd.

Motion No. 3: **Resolution No. 463 moved for discussion**
Motion By: Legislator Rodriguez
Motion Seconded By: Legislator Maio

Discussion:
(Chris Whites handout is attached).

Chris White stated this is an amendment for \$40,040.00 dollars. The amount is being requested due to an additional right of way needed. Also going through the Federal process there were unexpected costs incurred for the Bog turtle and wet land survey's. They are all set to go to start the right of way acquisition project and have been given the go ahead by the DOT. Mr. White is trying to find additional money to fund this project.

Discussion ensued by Chris White.

Voting In Favor: Legislators Berky, Maio, Maloney & Rodriguez
Voting Against: None
Votes in Favor: 4; Legislature Litt's Abstained
Votes Against: 0
Disposition: Resolution Adopted

Resolution No. 466: Amending Capital Project No. 451 To Provide For Additional Engineering and Right-of-Way Services for the “Hudson Valley Rail Trail West: Phase 4” Project (PIN 8761.21) And Amending the 2016 Capital Project Fund- Department of Planning

Resolution Summary: This resolution authorizes an amendment to the Capital Project No. 451 to increase costs for additional services such as engineering and right-of-way services.

Motion No. 4: **Resolution No. 466 moved for discussion**
Motion By: Legislator Maio
Motion Seconded By: Legislator Rodriguez

Discussion:

Chris White stated this Resolution explains the expenses that were incurred during the project.

Voting In Favor: Legislators Berky, Maio, Maloney & Rodriguez
Voting Against: None
Votes in Favor: 4; Litt’s Abstained
Votes Against: 0
Disposition: Resolution Adopted

Resolution No. 478: Approving The Deviation By The Ulster County Industrial Development Agency Relating To The Terms And Conditions Of A Certain PILOT Agreement To Be Entered Into Between Ulster County Industrial Development Agency And UPAC LLC In Connection With Bardavon 1869 Opera House, Inc. Project

Resolution Summary: This resolution authorizes the Chairman of the Legislature to execute and deliver the PILOT Agreement in the form presented with regards to payment terms, additional certificates and documents.

Motion No. 5: **Resolution No. 478 moved for discussion**
Motion By: Legislator Maio
Motion Seconded By: Legislator Rodriguez

Discussion:

Chris Silva, Executive Director of Bardavon stated in 2006 the Bardavon was approached by the Board Ulster Performing Arts Center to take the structure over. In 2007, Bardavon merged with UPAC into a corporate structure and spent more than \$3 million dollars in renovation costs and more than doubled the output of programs in the community. Currently, Bardavon has a \$4.7 million dollar capital budget to replace the heating/cooling system, the roof over the orchestra and expand the lobby and restroom areas. That will complete the renovation of UPAC and will allow the facility to be opened for 12 months of the year instead of 9 months. This will increase 25% of the economic benefit to the community.

Legislator Maloney explained to the committee the details of the resolution. Currently, UPAC is a tax exempt property. A separate LLC would be created and would then become a taxable entity. The resolution has asked that the affecting townships waive their taxing portions and an agreement would be created with the IDA (Industrial Development Agency) who would then lease back the property to the new for-profit company. Only for-profit entities can attain credits and the non-for profits entities cannot attain the credits.

Legislator Berky asked where the City and School District stand. Chris Silva responded he will be meeting with them in the future.

Legislator Rodriguez asked if there was additional information from the meeting with the Mayor. Mr. Silva stated the Mayor was ok with the process.

Discussion ensued between Legislator Rodriguez and Chris Silva.

Voting In Favor:	Legislators Berky, Litts, Maio, Maloney & Rodriguez
Voting Against:	None
Votes in Favor:	5
Votes Against:	0
Disposition:	Resolution Adopted

Old Business:

- Discussion of Resolution No. 170 - Re-Authorizing the Update of the County-Wide Economic Development Strategy Ulster Tomorrow; Trying to schedule a meeting
- Discussion of Resolution No. 326 - Establishing A Policy For Ulster County Bus Advertising

Motion No. 6: **Motion to Postpone Resolution Nos. 170 & 326 for one month**
Motion By: Legislator Rodriguez
Motion Seconded By: Legislator Maio

Discussion:

Legislator Berky and Legislator Rodriguez would like to set up a follow up meeting for Resolution 170 next week with Suzanne Holt.

Legislator Berky asked Ken Crannel what the status was of the bus advertising numbers. Mr. Crannel stated they are currently working on the numbers and will have information by the end of the month.

Chris White wanted to announce that there is a public information meeting on the Ashokan rail/trail project scheduled for December 1st in the Onteora High School.

Discussion ensued between Jennifer Schwartz-Berky and Chris White.

Voting In Favor: Legislators Berky, Litts, Maio, Maloney & Rodriguez
Voting Against: None
Votes in Favor: 5
Votes Against: 0
Disposition: Resolutions Postponed for one month

Discussion ensued regarding changing the December 6, 2016 meeting to December 7, 2016 at 5:30 PM.

There being no further business, Legislator Litts motioned to adjourn, seconded by Legislator Maio.

Time: 6:28 PM

Respectfully submitted: Mary Beichert, Senior Legislative Employee
Minutes Approved: December 7, 2016

FRANK K. SKARTADOS
Assemblyman 104th District

Dutchess, Orange, and
Ulster Counties

THE ASSEMBLY
STATE OF NEW YORK



COMMISSIONS
Chairman of Legislative Commission
on Rural Resources
COMMITTEES
Agriculture
Economic Development, Job Creation,
Commerce and Industry
Local Governments
Small Business
Tourism, Parks, Arts & Sports Development
Transportation

October 28, 2016

Chris White, Deputy Director
Ulster County Planning Department
244 Fair Street, PO Box 1800
Kingston, NY 12402

Dear Deputy Director White,

I present this document as a status report regarding the State Aid to Municipalities (SAM) grant sponsored by my office for \$50,000.

The Nominating Form was presented to the Ways and Means Department on November 17, 2015 with the following as the first paragraph of the project description: Requested funding will be used to help construct *Hudson Valley Rail Trail (HVRT) West: Phase 4 Project ("Phase 4 Project")*. Specifically, the Priority Project funds are anticipated to be utilized for construction of a new trailhead at South Street in the Town of Lloyd at the intersection of State Route 299, which will be the most western trailhead on the Hudson Valley Rail Trail. The trailhead will include parking facilities for trail users, directional signage, and an information kiosk and is part of the larger *Phase 4 Project*."

The Nominating Form was approved and a letter was sent to Ulster County by Speaker Heastie dated August 9, 2016 that stated a Preliminary Application was subsequently required. On August 23, 2016 my office received the completed Preliminary Application from Ulster County and forwarded it to Ways and Means.

The project was determined by Ways and Means to be eligible and forwarded to the Dormitory Authority of the State of New York (DASNY) for a more intensive review process. At the present time the project is under review. DASNY will contact Ulster County directly with any questions or supporting documentation.

While there is no guarantee that we can state to you that the grant will be funded as requested there are several elements that should be considered if you desire to include these funds as potential revenue in future budgets. They are as follows: (1) The grant requests complies with the purpose and intent of SAM grants; (2) Ulster County has complied with the grant requirement in that the project phase is not completed; (3) Ulster County has a responsible history of providing grant receipts and demonstrating accountability; (4) The funds that will be applied to this grant have been fully allocated by the State for this purpose, and will be held in place as needed.

If you require any further information on this matter please feel free to call my office.

Respectfully,

A handwritten signature in black ink, appearing to read 'Frank Skartados', written in a cursive style.

Frank Skartados