

**Energy & Environment Committee  
Meeting Minutes**

**DATE & TIME:** February 7, 2019; 6:00  
**LOCATION:** KL Binder Library, 6<sup>th</sup> Floor, COB, Kingston, NY  
**PRESIDING OFFICER:** Chairman Manna Jo Green  
**LEGISLATIVE STAFF:** Fawn A. Tantillo  
**PRESENT:** Legislators Mary Wawro (6:07-7:15), Lynn Eckert, Jonathan Heppner, Brian Woltman and Legislative Chairwoman Tracey Bartels  
**ABSENT:** None  
**QUORUM PRESENT:** Yes

**OTHER ATTENDEES:** Legislators Laura Petit and Joseph Maloney; County Attorney Mark Longtoe; Tim Rose, Angelina Peone, Melinda France, Ulster County Resource Recovery Agency (UCRRA); David Haldeman, Ulster County Environment Management Council (UCEMC); Seth McKee, Scenic Hudson

Chairman Greene called the meeting to order at approximately 6:00 pm and lead the Pledge of Allegiance.

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**Motion No. 1:** To Approve the Minutes December 6, 2018  
**Motion Made By:** Legislator Heppner  
**Motion Seconded By:** Legislator Woltman  
**Discussion:** None  
**Voting in Favor:** Legislators Greene, Wawro, Eckert, Heppner, Woltman and Bartels  
**Voting Against:** None  
**No. of Votes in Favor:** 6  
**No. of Votes Against:** 0  
**Disposition:** Approved

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Tim Rose introduced Angelina Peone, Recycling Coordinator and Melinda France Recycling Educator for the UCRRA. He gave the committee an update on progress with DEC and the UCRRA solid waste plan. He also spoke about progress with the proposed Greene, Ulster, Sullivan (GUS) solid waste partnership.

UCRRA purchased a bagger for composting material so they can sell compost in bags as well as in bulk. They have a grinder that is available to the towns.

They are going out to bid on landfill space and expect cost to rise 10-20%. Trucking costs are anticipated to rise 20-30% or more. He emphasized the need for a long-term solution that could make the county self-reliant.

Legislator Maloney noted that the UCRRA is working to keep tipping fees down but suggested that the higher costs that reflect the realities of disposing of solid waste may motivate the public

and elected officials to embrace alternatives like composting and find long term solutions to solid waste and recycling.

Legislator Heppner spoke about composting efforts in the Town of Woodstock.

Chairman Greene told the committee about an ad-hock committee of stakeholders to drafting legislation regarding mandatory composting for large food waste generators. They are modeling legislation similar to that of Connecticut where one of the criteria for mandatory composting is to be within 15-20 miles of a composting facility.

Mr. Rose hopes to expand composting at the UCRRA facility that is now operating at capacity. In addition to the original 37 acres, the agency recently purchased two additional parcels – 24 acres and 52 acres. This should give them room to double their capacity for composting.

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**Motion No. 2:** To discuss Resolution No. 471 - Amending Resolution No. 318 Dated September 15, 2015 To Conform To Agreement of Sale of County-Owned Real Property in the Town of Lloyd To The New York State Department Of Environmental Conservation And Authorizing The Chairman Of The Ulster County Legislature To Convey Such Parcel – Department Of Finance

**Resolution Summary:** This resolution makes an amendment to a previous resolution associated with the transfer of a Parcel located off North Chodikee Lake Road in the Town of Lloyd from the County of Ulster to the New York State Department of Environmental Conservation for the purchase price of \$178,5000.

**Motion By:** Legislator Wawro  
**Motion Seconded By:** Legislator Woltman

**Discussion:** Legislator Maloney asked why neighboring property owners were not invited to attend this meeting.

Chairman Greene said Legislator Herb Litts had met with neighboring property owners and representatives of the NYS DEC. She also spoke to Bill Rudge from the NYSDEC and he was in active communication with them.

**Motion By:** Legislator Heppner  
**Motion Seconded By:** Legislator Eckert

**Discussion:** Chairwoman Bartels said her concerns with insuring the parcel remain open space were answered and reminded the committee that if NYSDEC finalized this purchase, under Environmental Conservation Law they cannot sell it to a developer. She recognized that the issue the neighbors have is with the NYSDEC and was not sure that meeting with the neighbors could offer them any solutions to those concerns.

Mr. Longtoe and the committee discussed this history of the Chodikee Lake Road and the events 14 years ago that lead to protecting this land as open space.

Mr. McKee told the committee that Scenic Hudson supports protecting this parcel as open space and supports the sale to NYSDEC. He shared photos and maps. He pointed out Scenic Hudson owned property that bordered this parcel and the Black Creek State Forest. If these parcels are both purchased by NYSDEC all these continuous properties can become part of the State Forest

Preserve. He reminded the members that the State of New York pays local property taxes on Forest Preserve lands it owns just like any other taxpayer.

Legislator Maloney felt strongly that no action should be taken unless and until the committee met with neighboring property owners. He wanted to see guarantees that the State would pay taxes on the property before moving forward.

Legislator Heppner felt he needed additional information to better understand the concerns of the neighbors on Chodikee Lane Road.

Chairman Greene suggested they convene a meeting in the district and invite the neighboring property owners on Chodikee Lake Road as well as Legislator Litts and representatives of NYSDEC and Scenic Hudson.

**Motion No. 3:** Take no action on this resolution at this time.

**Motion By:** Legislator Wawro  
**Motion Seconded by:** Legislator Heppner

**Voting in Favor:** Legislators Greene, Wawro, Eckert, Heppner, Woltman and Bartels  
**Voting Against:** None  
**No. of Votes in Favor:** 6  
**No. of Votes Against:** 0

**Disposition:** No Action

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**Motion No. 4:** to discuss Resolution No. 400 - Adopting Proposed Local Law No. 20 Of 2018, A Local Law Requiring Restaurants And Fast Food Service Establishments Provide Plastic Beverage Straws Solely Upon Request

**Resolution Summary:** This resolution would approve and adopt proposed local law No. 20 of 2018 establishing a requirement that local restaurants and food establishments to provide plastic straws solely upon request

**Motion By:** Legislator Eckert  
**Motion Seconded By:** Legislator Woltman

**Discussion:** Legislators Bartels and Maloney, sponsors of the resolution, approved the amendments making the language consistent throughout the local law.

**Voting in Favor:** Legislators Greene, Eckert, Heppner, Woltman and Bartels  
**Voting Against:** None  
**No. of Votes in Favor:** 5  
**No. of Votes Against:** 0  
**Disposition:** Amendments approved

**Motion No. 5:** to approve Resolution 400 as amended.

**Motion Made by:** Legislator Eckert  
**Motion Seconded By:** Legislator Woltman

**Discussion:** None

**Voting in Favor:** Legislators Greene, Eckert, Heppner, Woltman and Bartels  
**Voting Against:** None  
**No. of Votes in Favor:** 5  
**No. of Votes Against:** 0  
**Disposition:** Approved

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**Motion No. 6** – To approve Resolution No. 6 - Confirming Appointment Of Member To The Fish And Wildlife Board

**Resolution Summary:** The resolution would confirm County Executive Mike Hein’s appointment of Legislator Heidi Haynes as the Legislative representative for Ulster County to the New York State Fish and Wildlife Board for a term from the Present through December 31, 2019

**Motion By:** Legislator Eckert  
**Motion Seconded By:** Legislator Heppner

**Discussion:** None

**Voting in Favor:** Legislators Greene, Eckert, Heppner, Woltman and Bartels  
**Voting Against:** None  
**No. of Votes in Favor:** 5  
**No. of Votes Against:** 0  
**Disposition:** Approved

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**Motion No. 7** – To approve Resolution No. 7 - Adopting Proposed Local Law No. 24 Of 2018, A Local Law Amending Local Law No. 5 of 2018, A Local Law Promoting The Use Of Reusable Bags And Regulating The Use Of Plastic Carryout Bags And Recyclable Paper Carryout Bags

**Resolution Summary:** This resolution will amend Local Law No. 5 of 2018 to exempt certain individuals on public assistance from the 5-cent fee for paper bags and postpone the enforcement of the law until December 31, 2019 to allow for public informational campaigns.

**Motion By:** Legislator Heppner  
**Motion Seconded By:** Legislator Eckert

**Discussion:** The committee discussed the amendments. Chairwoman Bartels noted that the county is issuing an RFP for the “Roll Out” of the legislation.

**Voting in Favor:** Legislators Greene, Eckert, Heppner, Woltman and Bartels  
**Voting Against:** None  
**No. of Votes in Favor:** 5  
**No. of Votes Against:** 0  
**Disposition:** Approved

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**Motion No. 8:** To approve Resolution No. 16 - Appointing And Reappointing Members To The Soil And Water Conservation District Board

**Resolution Summary:** The resolution would confirm Chairwoman Tracey A. Bartels reappointment of Legislator James Delaune and appointment of Legislator Kathy Nolan as the Legislative representative for Ulster County Soil and Water Conservation District Board for a term from the Present through December 31, 2019

**Motion By:** Legislator Eckert  
**Motion Seconded By:** Legislator Heppner

**Discussion:** Legislator Heppner commended Chairwoman Bartels for her years of service on the Board.

**Voting in Favor:** Legislators Greene, Eckert, Heppner, Woltman and Bartels  
**Voting Against:** None  
**No. of Votes in Favor:** 5  
**No. of Votes Against:** 0  
**Disposition:** Approved

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**Motion No. 9:** To approve Resolution No. 17 - Appointing And Reappointing Members To The Soil And Water Conservation District Board

**Resolution Summary:** The resolution would confirm Chairwoman Tracey A. Bartels reappointment of Leonard Tantillo and Severyn Joe Hasbrouck, Jr. to the Ulster County Soil and Water Conservation District Board for a term from the Present through December 31, 2021

**Motion By:** Legislator Eckert  
**Motion Seconded By:** Legislator Heppner

**Discussion:** Chairwoman Bartels spoke about her respect for these members and all the members of this Board. She is considering changing the makeup of the Soil and Water Board to allow current farming interest members to remain and adding a representative from the City of Kingston as a non-farming board member.

The current law requires representatives of a Grange and the committee briefly discussed the decline of active Granges throughout New York State and the difficulty of finding a Grange member.

**Voting in Favor:** Legislators Greene, Eckert, Heppner, Woltman and Bartels  
**Voting Against:** None  
**No. of Votes in Favor:** 5  
**No. of Votes Against:** 0  
**Disposition:** Approved

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**Motion No. 10:** To discuss Resolution No. 18 - Confirming Appointments To The Ulster County Resource Recovery Agency

**Resolution Summary:** The resolution would confirm Chairwoman Tracey A. Bartels appointment of members to be determined to the Ulster County Resource Recovery Agency for a term from the Present through December 31, 2021

**Motion By:** Legislator Eckert  
**Motion Seconded By:** Legislator Heppner

**Discussion:** Chairman Bartels did not expect the committee to vote on this resolution tonight. She presented the committee with several applicants and asked them to interview the applicants and make recommendations to her.

**Disposition:** No Action taken

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**Motion No. 11:** To approve Resolution No. 71 - Authorizing The Chair Of The Ulster County Legislature To Execute An Agreement With The New York State Energy Research And Development Authority (NYSERDA) To Accept Incentive Funds Through The Charge Ready NY Program – Department Of The Environment

**Resolution Summary:** This resolution will authorize the Chair to execute an agreement with NYSERDA to accept funding through the Charge Ready NY program and authorize the Coordinator of the Department of the Environment to certify the pre-approval application to NYSERDA, and to certify satisfactory installation of charging equipment.

**Motion By:** Legislator Heppner  
**Motion Seconded By:** Legislator Woltman

**Discussion:** Chairwoman Bartels noted that Ulster County has done an outstanding job meeting and exceeding the Legislature's Green Fleet policy. She suggested the committee should re-examine that policy and set new goals.

**Voting in Favor:** Legislators Greene, Eckert, Heppner Woltman and Bartels  
**Voting Against:** None  
**No. of Votes in Favor:** 5  
**No. of Votes Against:** 0  
**Disposition:** Approved

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**Motion No. 12:** To approve Resolution No. 72 - Authorizing The Chairwoman Of The Ulster County Legislature To Execute An Agreement With The New York Power Authority (NYPA) For Energy Services – Department Of The Environment

**Resolution Summary:** This resolution will authorize the Chair to execute an agreement with NYPA and any amendments for funding obtained from the New York Attorney General’s 2016 Volkswagen settlement to install electric bus charging equipment at the UCAT headquarters and bus garage, 1 Danny Circle, Kingston and possibly complete additional projects to include energy efficiency projects and services; clean energy technology projects and services; high-performance and sustainable building programs and services (including technologies that reduce air and other pollution, conserve materials and resources such as water); and the construction, installation and/or operation of facilities or equipment done in connection with any such project, programs and services

**Motion By:** Legislator Heppner

**Motion Seconded By:** Legislator Eckert

**Discussion:** None

**Voting in Favor:** Legislators Greene, Eckert, Heppner, Woltman and Bartels

**Voting Against:** None

**No. of Votes in Favor:** 5

**No. of Votes Against:** 0

**Disposition:** Approved

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**Motion No. 13:** To approve Resolution No. 73 - Authorizing The Chairwoman Of The Ulster County Legislature To Execute A Multi-Jurisdictional Payment In Lieu Of Taxes Agreement With ELP Saugerties Solar LLC, The County Of Ulster, The Town Of Saugerties, And The Saugerties Central School District For Solar Energy Systems Pursuant To Real Property Tax Law Section 487

**Resolution Summary:** This resolution will authorize the Chair to execute a multi -jurisdictional PILOT with ELP Saugerties Solar LLC, Ulster County, the Town of Saugerties and the Saugerties School District and any amendments thereto, for a solar energy system

**Motion By:** Legislator Heppner

**Motion Seconded By:** Legislator Eckert

**Discussion:** None

**Voting in Favor:** Legislators Greene, Eckert, Heppner, Woltman and Bartels

**Voting Against:** None

**No. of Votes in Favor:** 5

**No. of Votes Against:** 0

**Disposition:** Approved

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**Motion No. 14:** To approve Resolution No. 74 - Authorizing The Chairwoman Of The Ulster County Legislature To Execute A Payment In Lieu Of Taxes Agreement With Frog Hollow Solar, LLC For Solar Energy Systems Pursuant To Real Property Tax Law Section 487

**Resolution Summary:** This resolution would authorize the Chairwoman to enter into a PILOT Agreement, and any amendments thereto, with Frog Hollow Solar, LLC for the building and operations of a Solar Energy System.

**Motion By:** Legislator Heppner

**Motion Seconded By:** Legislator Eckert

**Discussion:** None

**Voting in Favor:** Legislators Greene, Eckert, Heppner, Woltman and Bartels

**Voting Against:** None

**No. of Votes in Favor:** 5

**No. of Votes Against:** 0

**Disposition:** Approved

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**New Business:**

**Old Business:**

Chairman Greene gave an update of the Climate Smart Committee including open Board seats she hopes to fill soon.

Chairman Greene asked if there was any other business, hearing none

**Motion to Adjourn**

**Motion Made By:** Legislator Heppner

**Motion Seconded By:** Legislator Woltman

**No. of Votes in Favor:** 5

**No. of Votes Against:** 0

**Time:** 8:14 pm

**Respectfully submitted:** Fawn Tantillo

**Minutes Approved** March 7, 2019