

ULSTER COUNTY LEGISLATURE

JOHN R. PARETE, Chairman
DAVID B. DONALDSON, Vice Chairman
DONALD J. GREGORIUS, Majority Leader
KENNETH J. RONK, JR., Minority Leader
VICTORIA A. FABELLA, Clerk



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MINUTES

FEBRUARY 17, 2015

PUBLIC HEARINGS & REGULAR MEETING

7:00 PM

MEETING CALLED TO ORDER BY CHAIRMAN: 7:02 PM

PLEDGE OF ALLEGIANCE TO THE FLAG: Led by Chairman John R. Parete

MOMENT OF SILENT MEDITATION:

ANNOUNCEMENTS

FIRE EVACUATION PLAN

PLEASE NOTE THAT IN THE EVENT OF AN EMERGENCY THE FIRE DEPARTMENT HAS REQUESTED THAT LEGISLATORS AND ALL OTHERS MOVE AT LEAST ONE BLOCK AWAY FROM THE COUNTY OFFICE BUILDING IN ORDER NOT TO IMPEDE THE FIREFIGHTERS IN THEIR DUTIES

CELL PHONES

Please silence cell phones and refrain from texting for the duration of the Public Hearings and Session.

MICROPHONES

Please be reminded to use your microphones when speaking so that you are recorded for the official record.

ROLL CALL: Present: 23 Absent: 0

Note: Vice Chairman Legislator David Donaldson was in attendance - linked via computer, located at 606 Pinebrook Crescent, Venice, Florida 34285 address.

Note: Legislator Kevin Roberts left Session at 9:08 PM.

7:00 PM - CALL OF THE 1ST PUBLIC HEARING BY CLERK: 7:04 PM

Proposed Local Law No. 12 of 2014 (A Local Law Regulating The Use Of Polystyrene Foam Disposable Food Service Ware By Food Service Establishments In Ulster County)

PUBLIC COMMENT:

There were (14) fourteen speakers signed up for the 1st public hearing comment period.

1. Michelle Bergkamp, RRA: Ms. Bergkamp spoke on behalf of the UC Resource Recovery Agency supporting Proposed Local Law No. 12 of 2014, regulating the use of polystyrene foam disposable food service ware by food service establishments in Ulster County. Ms. Bergkamp provided a written copy for the official record of her comments.
2. Tobe Carey, Glenford: Mr. Carey is a founding member of Sustainable Hurley. Mr. Carey also spoke in support of Proposed Local Law No. 12 of 2014.
3. Chris Jackson, Kerhonkson: Mr. Jackson also spoke in support of Proposed Local Law No. 12 of 2014 - noting the cost is negligible.
4. Kay Hoiby, Gardiner: Ms. Hoiby also spoke in support of Proposed Local Law No. 12 of 2014.
5. Jonathan Ridgeway, Clintondale: Mr. Ridgeway also spoke in support of Proposed Local Law No. 12 of 2014.

6. Iris Marie Bloome, Rosendale: Ms. Bloome also spoke in support of Proposed Local Law No. 12 of 2014. Ms. Bloome does not support the 178 miles of the Pilgrim Pipe Line – thus in support of Resolution No.38.
7. Kelly Murphy, Kerhonkson: Ms. Murphy also spoke in support of Proposed Local Law No. 12 of 2014.
8. Karen Cathers, New Paltz: Ms. Cathers read a statement on behalf of Marie Young of Plattekill, a disabled senior citizen that could not be in attendance. Ms. Young spoke in support of Proposed Local Law No. 12 of 214. Ms. Murphy provided a written copy of Ms. Young's comments.
9. Malcom Condon, Gardiner: Malcom Condon, a young student spoke eloquently in support of Proposed Local Law No. 12 of 2014 - asking the legislature for their help securing his future as a marine biologist by protecting the ecosystem. Malcom provided a written copy of his comments.
10. Christine Kelley, Gardiner: Ms. Kelly also spoke in support of Proposed Local Law No. 12 of 2014. Noting her experience as a previous business owner - stating it would cost pennies.
11. Jeremy Cherson, Ossining: Mr. Cherson spoke on behalf of Paul Gallay, Hudson Riverkeeper in support of Proposed Local Law No. 12 of 2014. Riverkeeper is a member-supported watchdog organization dedicated to defending the environmental, recreational and commercial integrity of the Hudson River and safeguarding the Watershed that provides drinking water to nine million NYC and Hudson Valley residents. Mr. Cherson provided a written copy of his comments.
12. Deb Weltsch, Tillson: Ms. Weltsch also spoke in support of Proposed Local Law No. 12 of 2014.
13. Pam Krimsky, Highland: Ms. Krimsky also spoke in support of Proposed Local Law No. 12 of 2014, noting health hazards when polystyrene form is exposed to hot oil - heated. Ms. Krimsky noted she was proud to live in Ulster County with such a progressive Legislature.
14. Tina Tomasicchio, Gardiner: Ms. Tomasicchio also spoke in support of Proposed Local Law No. 12 of 2014, noting recently banned in NYC restaurants and serving areas.

Legislator Herbert Litts motioned, seconded by Minority Leader Ronk to adjourn. All in favor.

PUBLIC HEARING ADJOURNED: 7:25 PM

Please Note: Complete content of the public comment period for tonight's 1st Public Hearing can be heard on the Ulster County Legislative website.

7:05 PM - CALL OF THE 2ND PUBLIC HEARING BY CLERK: 7:25 PM

Proposed Local Law No. 16 of 2014 (A Local Law Establishing An Automatic Re-Canvassing Procedure In And For The County Of Ulster, State Of New York)

PUBLIC COMMENT:

There were (3) three speakers signed up for the 2nd public hearing comment period.

1. Vic Work, UC Dem. Commissioner BOE: Mr. Work, Board of Elections Commissioner offered information (in his opinion – not the Board of Elections) - explaining the general election process whereas a 3% mandated audit of voting machines. Mr. Work sees no reason for the county law, and suggested waiting for the State Board of Elections to make a proposal to the State Legislature to change the State Law. Mr. Work provided a written copy of his comments.
2. Tim Gay, UC Dem. Deputy Comm. BOE: Mr. Gay, Deputy Commissioner Board of Elections spoke to his email sent to all legislators over the weekend. Mr. Gay noted Ulster County's exemplary reputation running elections with limited but top notch staff.
3. Lanny Walter, Saugerties: Mr. Walter spoke in favor of Proposed Local Law No. 16 of 2014. A Local Law Establishing An Automatic Re-Canvassing Procedure In And For The County Of Ulster, State Of New York. Feels the Legislature should hear what the Republican Commissioner has to say prior to voting.

Legislator Herbert Litts motioned, seconded by Minority Leader Ronk to adjourn. All in favor.

PUBLIC HEARING ADJOURNED: 7:36PM

Please Note: Complete content of the public comment period for tonight's 2nd Public Hearing can be heard on the Ulster County Legislative website.

Thank you Chairman Parete, members of the Ulster County Legislature and members of the Ulster County community for providing the Ulster County Resource Recovery Agency an opportunity to address you on Proposed Local Law Number 12/Regulating The Use Of Polystyrene Foam Disposable Food Service Ware By Food Service Establishments in Ulster County

For too long, polystyrene foam has been mischaracterized as a safe, and economically sound choice for packaging when it is in fact a great threat to our county's ecosystem, health and our commitment to environmental sustainability. The Ulster County Resource Recovery Agency applauds the efforts of members of the Ulster County Legislature for proposing this bill to finally ban the use of polystyrene foam in our County, and look forward to the widespread use of renewable and recyclable materials for packaging.

This would also be an important victory for our citizens committed to reducing global warming and to reducing the volume of trash we generate and export for landfill disposal, almost 250 miles to Central, NY.

On July 28th last year, the National Academy of Sciences (NAS) released its Review of the Styrene Assessment in the National

Toxicology Programs 12th Report on Carcinogens, strongly supported the listing of styrene as *reasonably anticipated to be a human carcinogen*. That same week, Washington, D.C., joined the growing list of over 100 cities that have chosen to ban polystyrene products for health and environmental reasons. The report notes “many people are exposed” to styrene through “food (from migration of styrene from polymer packaging materials), cigarette smoke, vehicle exhaust and other forms of combustion and incineration of styrene polymers.” ¹ Continued use of polystyrene containers perpetuates these exposures for our residents.

Passing this law will mean cleaner streets and parks and less pollution in our waterways. Restaurant owners and food vendors in Ulster County will transition to more environmentally friendly food and beverage containers, just as they have in more than 100 jurisdictions around the country, where similar bans have already been adopted.

The New York City ban on polystyrene foam foodservice products goes into effect in July of this year on the grounds that these products cannot be efficiently and economically recycled through a curbside collection system.

In a press release dated December 8th, the city announced, "After consultations with corporations, including Dart Container Corporation, nonprofits, vendors and other stakeholders, the

Department of Sanitation (DSNY) has determined that expanded polystyrene (EPS) foam cannot be recycled, which led to the ban. DSNY has also determined that there currently is no market for post-consumer EPS collected in a curbside metal, glass and plastic recycling program."

Mayor Bill de Blasio also noted in this release, "These products cause real environmental harm and have no place in New York City. We have better options, better alternatives, and if more cities across the country follow our lead and institute similar bans, those alternatives will soon become more plentiful and will cost less."

There are many alternatives to polystyrene foam, such as polyactic acid, a biodegradable material from sugar cane processing. If this Ulster County law is enacted, it will be a step in the right direction in terms of supporting the green economy. It will increase demand for the emerging sustainable food container industry, creating jobs and incentivizing the expansion of manufacturing alternative products. And most importantly, the law will help to significantly reduce the volume of waste transported for landfill disposal.

1 National Research Council of the National Academies, *Review of the Styrene Assessment in the National Toxicology Program 12th Report on Carcinogens* (July 28, 2014).

I am Marie Young and I have lived in Ulster County for over forty years. Expanded polystyrene, made with hydrofluorocarbons, should be banned from Ulster County entirely. It does not biodegrade for one hundred years, but the beads do separate and look like seeds. When birds eat these, they die a slow and horrible death. After these birds die and decompose, the beads re-enter the food chain to kill again.

When polystyrene is not discarded as litter, but is burned as municipal waste at temperatures of 800–900 °C (the typical range of a modern incinerator), the products of combustion consist of a complex mixture of polycyclic aromatic hydrocarbons (PAHs) from alkyl benzenes to benzoperylene. Over 90 different compounds have been identified in combustion effluents from polystyrene. Their toxic effects include tumor formation -- that is to say -- CANCER!! Do you really want to breath this?

Marie Young
Plattekill, NY
883-6803

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WHY THIS MOVEMENT IS IMPORTANT TO ME,
AND THE BENEFITS OF THIS BILL
By Malcolm Condon, Gardiner

The Styrofoam ban matters to me because what you can affect is my, and all others my age's future. It can be a beautiful future or it can be a WALLI future. If you haven't seen the Pixar film, earth is uninhabitable because of garbage, and humans are forced to live on a ship in space.

Since I was two, I have dreamed of being a marine biologist, my parents have spent thousands on my dream, and I have studied hard to this day. I don't want the oceans to be dormant when I am out of college just because people choose to use a straw, or use a Styrofoam cup for coffee. I am appalled at the childish idea of a grownup not being able to drink a glass of water without a straw. Since I first decided to be a marine biologist, over 2,007,500,000,000 straws have been used; this is enough straws to fill over 509,905 busses. This amount of straws would span over 20,369,200 miles. Each year American throw away 25,000,000,000 Styrofoam cups. Even 500 years from now, the foam coffee cup you used this morning will be sitting in a landfill.

This plastic and Styrofoam isn't biodegradable; it is photo degradable, which means that toxic chemicals leak out of the styrene and into whatever they touch - including all monera, protists, fungi, plants, and animals, including humans. This also means they can not decompose, but instead break down into tiny toxic pieces which will last forever, that means every piece of plastic, and Styrofoam still exists in some way shape or form.

If you joined them together, all the plastic in the ocean would circumnavigate the earth 4,200 times. The cost of going paper instead of Styrofoam is just pennies more per unit.

You can get more than 1,000 paper cups for less than 100 dollars. Please if you know anyone who works at, or owns a restaurant, try to get them to go paper.

You guys have the power to turn my, and my peers dreams of our futures into realities, I have only the power of my words and only you can decide if they are persuasive, but I will tell you this: we have our words, we have the potential, we have the determination, we strive for clean oceans, and now all we need is the numbers, which, with your support, we just may be able to get. So are you going to help us? Do you have what it takes? And, will you save our future? Or are you going to kill my, our dream, like so many others have? My future is in your hands. So you decide.



February 17, 2015

Re: Letter of Support for "A Local Law Regulating the Use Of Polystyrene Foam Disposable Food Service Ware By Food Service Establishments in Ulster County"

Riverkeeper is a member-supported watchdog organization dedicated to defending the environmental, recreational and commercial integrity of the Hudson River and safeguarding the Watershed that provides drinking water to nine million New York City and Hudson Valley residents.

We support the proposed resolution to regulate polystyrene in food service establishments within Ulster County including Ulster County government facilities.

Polystyrene foam is a persistent non-biodegradable pollutant found in the Hudson River Estuary and waterbodies around the world. Primarily used in food service and packaging, polystyrene enters the environment both intentionally and unintentionally leading to negative ecological and economic consequences.

The annual Riverkeeper Sweep, the Hudson River's largest cleanup event engaged 1,900 volunteers from NYC to Albany on May 10th, 2014. Collectively, volunteers hauled out 31 tons of trash from the Hudson River. A significant portion of the garbage collected from the Hudson River consisted of polystyrene products. Efforts to reduce the flow of polystyrene and other forms of litter into the Hudson River watershed are highly encouraged. The proposed resolution is an important step towards addressing the problem of litter and debris in the Hudson River Watershed and throughout our local environment.

We thank the Ulster County legislature for their consideration and leadership on this important issue. The current resolution sets the tone for the entire Hudson Valley to follow the Ulster County legislature's example of good river stewardship.

Sincerely,

Paul Gallay

Hudson Riverkeeper

"I have been in the office as Commissioner for since Jan 2011 - in that time we have had 11 total elections: 4 State/Local primaries, 1 Special, 1 Presidential Primary, 1 Federal Primary and 4 General Elections and in that time our mandated 3 percent audits of machine count have not turned up any conflicts with voter intent. All Affidavit ballots, absentee ballots and machine ballots that the machine could not read for some reason are hand counted in the presence of witnesses, Starting a week after the election.. I see no reason for the county law and suggest that we wait for the State Board of Elections to make a proposal to the State Legislature to change the State Law.

All of our counts - 3percent audits, recanvassing of voter results and counting of valid affidavits, absentees and unscanned ballots is open to the public and press - if there is a discrepancy we would deal with it then, Prior to the Official Certification of the Results."

Date: February 15, 2015

To: John Parete, Chairman of the Ulster County Legislature
The Legislators of Ulster County

From: Vic Work, Democratic Elections Commissioner
Tim Gay, Democratic Deputy Commissioner

CC: Michael Hein, Ulster County Executive

Subject: An analysis of proposed Local Law 16 of 2014

Via E-mail and e-mail attachment

First, please note that the Commissioners of the Ulster County Board of Elections have not taken a position on the proposed law.

Commissioners Thomas Turco (Republican) and Vic Work (Democrat) attended the Laws and Rules, Government Services Committee meeting on November 17, 2014, when this proposed legislation was announced, and offered comments at that time.

The following analysis is respectfully submitted by Commissioner Vic Work and Deputy Commissioner Tim Gay and is not the Ulster County Board of Elections position; it is strictly our own research and statement of findings.

With careful review and due consideration of the proposed law, we offer the following analysis to the Ulster County Legislature regarding Local Law 16 of 2014.

There are three primary concerns with proposed Local Law 16 in its current form.

- The costs for a manual re-count
- Clarifications in the law's criteria for determining margins
- No mandates or clear facts supporting the need for the law

Costs involved with conducting a manual hand-count:

The proposed local law includes the following regarding financing a re-canvass:

f. Cost of Automatic Re-Canvassing: The cost of any automatic re-canvassing provided for in this Local Law shall be borne by the Ulster County Board of Elections.

Currently, Ulster County's election costs are billed back to the Towns. This is being phased out over the next 3 years, when the County will assume all election costs. The proposed legislation needs to address this transition.

The Legislators and Towns should also know that costs could be quite high for a manual hand-count. It is not a matter of sitting in a conference room with a table and 4 clerks.

The November 2008 Ulster County Comptroller's race can serve as a basis for estimating how much a manual hand-count could cost. The final certified results for the County Comptroller's race had a margin of 174 between the two candidates (39,107 to 38,933) out of 89,980 ballots.

Under proposed Local Law 16, this race would have automatically gone to a manual hand-count -- 0.2% of 89,980 is 179 votes.

To estimate a cost, we obtained some basic numbers from the only two election boards in New York with procedures for hand-counts -- Columbia County, where each election is hand-counted, and New York City, where hand-counts are required if the margin is less than 0.5% for all elections under one million voters.

By using estimated numbers from Columbia County Board of Elections, a final hand-count for the 2008 Comptroller's race, with a 4-day turn-around, would have cost approximately \$25,000.*

- Hiring 80 temporary clerks to serve on 20 bi-partisan teams for 4 days
- Who then count/sort/re-canvass approx. 1,000-1,100 ballots per 7 hr. day
- 2,240 hrs @\$11.25 per hour ... \$25,200

The second cost scenario is based on the 2014 Democratic Primary for the 86th Assembly District in Bronx County, New York City.

Out of 4,158 votes cast, the difference between the two candidates was 11, mandating a hand-count. It took 10 days with a staff of at least 4 hourly

employees, 8-10 hours per day, including weekends to hand-count all ballots (estimated 400 hours total, averaging 400 ballots per day**). This does not include managerial time. Note it took longer because the entire process was reviewed by attorneys and candidates.

If all 89,980 ballots in the 2008 Comptroller's race had received the same scrutiny as the 4,158 ballots in the Bronx, Ulster County's labor costs could easily have been in excess of \$100,000. (approx. 90,000 hrs. @ 11.25 per hr.)

(*Columbia County estimates based on interviews with and information from Democratic Elections Commissioner Virginia Martin. ** Information from the NYC BOE is based on calls to the public affairs officer and managers.)

An additional cost to factor is a finding a facility large enough to accommodate the re-count. By NYS Election Law, all election materials, including ballots, ballot bins and scanners, must be kept under double locks held separately by the Commissioners of each party.

Columbia County uses their Legislative Chamber, which is in the same building as their Board of Elections. New York City uses voting machine warehouse space.

The Ulster County Board of Elections doesn't have such a facility. The re-canvass would require a double-locked, accessible secured facility of at least 3,000 sq. feet, large enough for opening and storing 160 ballot bins, and up to 100,000 ballots, with room for tables, chairs, and additional workspace equipment to accommodate 10 to 20 four-person teams.

Margin Percentages Need Clarification

The Legislature's vote margin requirement is based on the New York City Board of Elections' two-tiered formula: 10 votes or less than 0.5% of total votes in elections with less than one million votes cast; or 0.2% of the total votes for elections of more than one million.

The Ulster County Legislature's proposal applies the same percentages but replaces the one million vote separation with 3,000 votes, and adds another criteria:

1. The margin of victory is less than twenty (20) votes; or
2. The margin of victory is less than one-half ($1/2$) of one (1) percent of the total votes cast in any particular contest where the total number of votes cast is less than 3,000, or
3. The margin of victory is less than two-tenths ($2/10$) per cent of the total votes cast in any particular contest where the total number of votes cast is 3,000 or greater.

Here are the math problems:

Regarding #1: An actual 20 vote margin would only qualify a race with a total vote count of 10,000 ($20 = 0.2\%$ of 10,000 votes), which would come under criterion 3.

Regarding #2: In a close election with 2,999 votes, the margin is 15 votes or less (0.5% of 2,999), which causes a dilemma in #3.

Regarding #3: In a close election with 3,000 voters, the margin is only 6 votes or less (0.2% of 3,000).

As written, the proposed law's criteria will have an unintended consequence on close high-turn-out elections. A number of Ulster County elections have a turn-out around 3,000.

The Legislature may consider margins from a proposal under review by the New York State Board of Elections***. It's intent, if approved by the State Board and the Legislature, is to amend New York State Election Law 6210 with guidelines on implementing a manual re-canvass when the margin is:

- 2 votes if less than 100 ballots are cast
- 2 plus 1.% of the total ballots cast, 100 to 999
- 11 plus 0.5% of the total ballots cast, 1,000 to 99,999
- 506 plus 0.25% of the total number of ballots, 100,000 – 499,999

(*** This proposal has not been approved by the State Board and has not been introduced in the NYS Legislature for enactment.)

The following in the Legislature's proposed local law may be an oversight:

g. The losing candidate in a contest that meets the criteria as set forth above may waive the automatic recount provisions of this local law by giving written notice to the Ulster County Board of Elections within five days after the certification of the election results.

Instead of “within five days...”, this section should conclude with “... prior to the Board of Elections commencing the automatic recount.”

Is there a need for a hand-count?

No clear evidence has been presented for requiring a manual re-canvass.

The New York State Board of Elections’ Commissioners are reviewing a proposal but have not made a determination.

New York City has a mechanism, which has been used once. The outcome of the election changed, but the changes were made upon review and rulings on absentee and affidavit ballots.

Columbia County manually re-canvasses each election, but there is no clear sign that hand-counts differed from the scanner totals.

In Ulster County, the facts are:

- Ulster County implemented the new voting systems in 2009. After each election, in accordance with NYS Election Law, the Commissioners direct the 3% audit, a hand-count of election results from 3% of the scanners used on election day, randomly selected by lottery. In 11 separate elections since 2009, all results from the hand-counts have matched the randomly-selected scanners’ memory devices.

- The 3% audit is conducted by the two Voting Machine Technicians and two experienced Board Clerks. None recall seeing a ballot where the voter's intent was not indicated by a filled-in circle or check mark. It should be noted that the voting systems alert voters if their ballots have extraneous marks.

- When a question arises during the 3% audit concerning a mark and/or intent, the Board Staff review the actual ballot image stored on the Election Management System. That image also includes a summary on how the scanner read the ballot. The Board Staff report they have not encountered a discrepancy when referring to the images.

- Notices are given to all candidates and the public regarding machine inspections and the opportunity to observe the 3 % audit.

- Recent close elections in Ulster County have been determined by examinations and rulings on affidavit and absentee ballots, not by a re-canvass of scanned ballots. No candidates have questioned the accuracy of the scanners, including the following from 2013.

Marlboro Proposal # 9.

Total Votes cast: 2,373

Yes: 1,131

No: 1,126

Margin: 5, mandating a hand-count (0.5% of total vote = 12)

Plattekill Town Justice

Total Votes: 2,167

Sisti: 1,050

Murphy: 1,050

Margin: tie

14th District Legislator

Total Votes: 1907

Distill: 910

Lopez: 917

Margin: 7, mandating a hand-count (0.5% of total vote = 10)

In summary, we hope this is helpful in guiding the Legislators on their decision for Local Law 16. We would welcome any questions.

Respectfully submitted: Vic Work, 845 334-5423, vwor@co.ulster.ny.us

Tim Gay, 845 334-5432, tgay@co.ulster.ny.us

BIRTHDAYS:

Legislator Lynn Archer, February 22nd
Legislator Richard Parete, February 25th
Deputy Clerk Jay Mahler, February 23rd

MOTION TO DISPENSE WITH THE READING OF THE MINUTES OF THE PREVIOUS MEETING

COMMUNICATIONS FROM:

Chairman John Parete

Press Release, NYS Rural Broadband
Expansion Statement
2015 Standing Committee Assignments
Press Release, Ag District Inclusion
Memo to Marc Rider, UC Purchasing;
re: Fuel delivery service in the Town of
Olive

Legislator David Donaldson

Appeal of Judge Mott Decision CMRR,
September 26, 2014
Future of Railroad Corridor Memo
County Censorship of CMRR
Supporters

Legislators Briggs and Lopez
Legislator Richard Gerentine

Press Release, Gaming Commission
Press Release, Sale of Fireworks
Support for Extension of Sales Tax Rate
Emergency Order No.1 of 2015 and
State of Emergency Declaration
County Litigation

UC Attorney, Beatrice Havranek

Request for Executive Session 2/11/15
Reimbursement Inmate Healthcare Law
Invitation SUNY Workforce 1/22/15
Winter 2014-2015 Issue
UCCC Survey Questionnaire (28)
Agenda & Minutes 11/10/14, Minutes
6/9/14

CSEA Local 856/ Unit #8950 Pres. Mike Cimorelli
NYS Legislative Commission on Rural Resources
UC Finance Department
UC Community Services Board

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Ron Schalow

ProAct, Pharmacy Benefit Mgmt. Company
NYS Office of Consumer Service

State of New York Public Service Commission

State of New York Department Of State

Email, New Death Count Bakken Oil
Train Disasters

UC Discount Card Year in Review

Energy Modernization Initiative
Information Sessions

Safety of Electric Transmission &
Distribution Systems

Receipt of Local Law 1 of 2015

COMMUNICATIONS (continued)

General CODE

Mental Health Association in Ulster County

Renee Martin

The Senate State Of New York, Senator Bonacic
State Of NY Office Of The State Comptroller
Congressman Chris Gibson

UC Personnel Office

Nolan & Heller, LLP
NACO County News

UC Finance Department
Family of Woodstock
Orchard Court Partnership Healthcare
Timberline TCH Design/Build
UC Resource Recovery Agency

UC Ancient Order of Hibernians
NYSAC

Concerned Citizens

Receipt of Authorization for
Supplement

Bouquets of Anemones for Mental
Health

Email, Contamination/NYS Wetlands

Receipt of Resolution Nos. 350 & 359

Receipt of Resolution No. 397 of 2014

Agenda for the 114th Congress Update
Midwinter Report, 1/30/15

UC Civil Service Examination
Announcements

Matter of Application of Strategic Six
Vol. 47, No. 1, January 12, 2015

Vol. 47, No. 2, January 26, 2015

UCCC Survey Questionnaire (9)

Letter, Emergency Shortfall Funding

Acquisition of Senior Care Facilities

Letter, UC Bid Process

Agenda, January 28, 2015

Letter, Use of Heavy Equipment

2015 St. Patrick's Parade Information

Volume 36, Issue 1, Winter 2015

Receipt of Resolution No. 9

Emails (2) In Support of Rails

Emails (2) Opposing Resolution No.
314A (15 signatures)

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Friends of Catskill Mountain Railroad

Citizens For Local Power

Office For The Aging Advisory Council

Central Hudson Gas & Electric

UC SPCA

UC Fire Advisory Board

UC Planning Board

Petition UC Executive: Save Our Railroad 2,164 signers

Public Forum Kingston City Hall 1/28/15

Profile Amy McAden

Energy Bulletin, January 2015

Flyer, Benefit Ride, May 2, 2015

Resignation, Kevin Keller Appointment, Kevin Hines

Agenda 2/4/15 and Minutes 1/7/15

COMMUNICATIONS (continued)

Community Foundations of the Hudson Valley

UC Area Transit

The Bank of Greene County

UC Mental Health Department

UC Youth Board

UC Human Rights Commission

Wayne Lair, Phantom Fireworks

Winter 2015 Newsletter

Federal Drawdown ECHO Project

Grand Opening, 2/25/15, 2 Miron Lane

Access - Mobile Mental Health Team

Meeting Minutes 11/20/14

Meeting Minutes 12/4/14

The Truth About Sparklers

COUNTY EXECUTIVE COMMUNICATIONS:

Invitation 2015 State of the County Address

Minutes, UC Corporate Compliance

Press Release, Appointment UC Commissioner of Public Works, Susan Plonski

Budgetary Transfers for January 2015

ANNUAL REPORTS:

UC Clerk's Office

UC Board of Elections

UC Real Property

DATE:

2014 Annual Report

2014 Annual Report

2014 Annual Report

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COMMITTEE REPORTS:

Economic Development, Tourism, Housing,
Planning & Transit
Law Enforcement and Public Safety
Laws and Rules, Governmental Services

Public Health and Social Services
Public Works and Capital Projects
Ways and Means

DATE:

December 4, 2014,
January 7, 2015
December 4, 2014
November 17, 2014
December 15, 2014
December 1, 2014
December 4, 2014
December 7, 2014
December 10, 2014

PRESENTATIONS:

Chairman John R. Parete called upon Legislator Craig Lopez, District No. 14, and joined by Legislator Kenneth Ronk presented an Ulster County Proclamation to the Walker Valley Chemical Engine Co. #1, in recognition of their 100th Anniversary.

PUBLIC COMMENT:

There were (17) seventeen speakers signed up for public comment.

1. Jonathan Ridgeway, Clintondale: Mr. Ridgeway spoke in support of Memorializing Resolution No. 38, Opposing The Pilgrim Pipeline - asking the Legislature to adopt this resolution.
2. Tobe Carey, Glenford: Mr. Carey also spoke in support of Resolution No. 38.
3. Iris Bloome Rosendale: Ms. Bloome who is the Executive Director of Protecting Our Waters, came to speak tonight on behalf of the Coalition Against Pilgram Pipe Lines – asking for legislative support of Resolution No. 38.
4. Meg Carey: Ms. Carey would like all legal action against the Catskill Mountain Railroad stopped – noting the Legislative Executive Session scheduled for later in the evening. Ms. Carey strongly supports an un-segmented rail with a trail alongside from Kingston to High Mount. Ms. Carey feels the Catskill Mtn. Railroad deserves the Pride of Ulster County Award.

5. Kathy Nolan, Catskill Mtn Keeper: Ms. Nolan addressed a letter sent to legislators from ten (10) local and regional environmental groups speaking out against Resolution No. 314A, Establishing A Pilot Program For Alternative Fuel And Committing To Create A Green Fleet Policy. Ms. Nolan summarized Resolution No. 314A as a wasteful and unfounded expenditure.
6. Holly Shader, Gardiner: Ms. Shader also spoke on behalf of Coalition against The Pilgrim Pipe Lines – asking for support of the memorializing Resolution No. 38.
7. JoAnn Myers, Kingston & Marbletown: Ms. Myers spoke to the future of our planet being dependent on all of us – opposes the Pilgrim Pipe Line, barges on the Hudson River, bomb trains and fossil fuels. Also spoke in favor of Solar.
8. Jess Mullen: Ms. Mullen spoke out against Resolution No. 314A - not putting ourselves at risk. Ms. Mullen is also in favor of Resolution No. 38.
9. Thomas Wanning, New Paltz: Mr. Wanning spoke in favor of Solar Energy being comparable in cost. The only reason solar isn't everywhere is that people put hundreds and millions of dollars in election campaigns to buy our democracy.
10. Sue Rosenberg, Saugerties: Ms. Rosenberg represents Frack Free Catskills & Coalition against The Pilgrim Pipe Line – spoke in support of Resolution No. 38.
11. Jo Shuman, Rosendale: Ms. Shuman read a contemporary fable, Up Stream Down Stream by Dr. Donald D. Ardel in an effort to express a more creative approach – supporting Resolution No. 38 opposing the Pilgrim Pipe Line.
12. Deb Weltsch, Tillson: Ms. Weltsch said the pipeline is very close to her property line – speaking in support of the memorializing Resolution No. 38 opposing the Pilgrim Pipe Line. There also is a bear migratory pattern that the pipe line will affect. Forbes magazine reported hidden health related issues due to fossil fuels.
13. John Armstrong, Olivebridge: Mr. Armstrong represents Frack Action and is a lifelong Ulster County resident. Mr. Armstrong supports Resolution No. 38 opposing the Pilgrim Pipe Line and against Resolution 314A, Establishing a Pilot Program for Alternative Fuel.
14. Pam Krinsky, Highland: Ms. Krinsky also supports Resolution No. 38 noting economic loss and health related concerns.
15. Julia Walsh: Ms. Walsh represents Frack Action statewide - an organization Ms. Walsh started 5-years ago. Ms. Walsh opposes Resolution No. 314A, and is in support of Resolution No. 38.

16. Joann Steel, Esopus: Ms. Steel chairs the local Mid-Hudson Sierra Club. Ms. Steel read a statement passed by the NYS Sierra Club concerning the opposition the Pilgrim Pipe Line. They call for a moratorium on any decisions made until a formal review can be done by the DEC is completed.
17. Sheriff Paul VanBlarcum: The Sheriff thanked Legislator Lopez for recognizing the fire department for the work they do for the rural community, and expressed his pleasure seeing young people participate in tonight's process. The Sheriff spoke to Resolution No. 314A - stepping up to the plate assisting the legislature with a study for an alternative sustainable fuel source plan by retrofitting a few vehicles within the county. The Sheriff understands the importance of investigating – evaluating cost saving measures for Ulster County. The Sheriff has also asked the Executive Office to fund an electric gas hybrid vehicle.

Legislator Herbert Litts motioned, seconded by Minority Leader Ronk to adjourn. All in favor.

Please Note: Complete content of the public comment period for tonight's Session can be heard on the Ulster County Legislative website.

RESOLUTION NOS: 314A of 2014, 367 of 2014, 38- 41, 44-95; 96-MARCH INTRODUCTION; 453 of 2014, 42 & 43- POSTPONED; 458 of 2014, 37 & 97- NO ACTION TAKEN; 14, 33 & 34- WITHDRAWN; 36 - DEFEATED

A motion was made by Majority Leader Gregorius, seconded by Minority Leader Ronk, to move Resolution Nos. 39 and 50 out of the Non-Consent Agenda and into the Consent Agenda, and move Resolution No. 79 out of the Consent Agenda and into the Non-Consent Agenda. All in favor.

Resolution No. 96 – Dissolving The Ulster County Railroad Advisory Committee And Creating The Ulster & Delaware Railroad Corridor Advisory Committee – Ulster County Legislature
MARCH INTRODUCTION

Resolution No. 453 of 2014 – Establishing A Policy For The Attendance Of Conferences And Educational Training By Officers And Employees Of Ulster County
POSTPONED IN COMMITTEE

Resolution No. 42 – Establishing An Enviornmental Remediation Reserve Account
POSTPONED IN COMMITTEE

Resolution No. 43 – Establishing Policy And Procedure For Use Of The Environmental Remediation Fund

POSTPONED IN COMMITTEE

Resolution No. 458 of 2014 – Establishing A Policy Against Suspicionless Warrant Checks At The Entrance Of Certain County Buildings

NO ACTION TAKEN

Resolution No. 37 – Amending The Rules Of Order Of The Ulster County Legislature

NO ACTION TAKEN

Resolution No. 97 – Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Daniel J. Nichols d/b/a Nichols Construction – UCCC

NO ACTION TAKEN

Resolution No. 14 – Adopting An Amended Annual Financial Disclosure Form

WITHDRAWN BY SPONSORS

Resolution No. 33 – Establishing Capital Project Nos. 425 and 426 “Building A Better Ulster County” Infrastructure Investment Program – Nova Chip and Asphalt Overlay – Various Roads – Department Of Public Works (Highways & Bridges)

WITHDRAWN BY SPONSORS

Resolution No. 34 – Authorizing The Cost Of Road Reconstruction Throughout And In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$5,788,300.00 And Authorizing The Issuance Of \$5,788,300.00 Bonds Of Said County To Pay The Cost Thereof

WITHDRAWN BY SPONSORS

Resolution No. 36 – Amending The Rules Of Order Of The Ulster County Legislature

DEFEATED IN COMMITTEE

Consent

- 46 **Establishing Capital Project Nos. 417, 418, 420, and 422 “Building A Better Ulster County” Infrastructure Investment Program - Various Cor- Ten Steel Bridges – Amending The 2015 – 2020 Capital Program – Department Of Public Works (Highways & Bridges)**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 48 Establishing Capital Project Nos. 425 and 426 “Building A Better Ulster County” Infrastructure Investment Program – Asphalt Overlay – Various Roads – Amending the 2015 – 2020 Capital Program – Department Of Public Works (Highways & Bridges)**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 52 Establishing Capital Project No. 428 “Building A Better Ulster County” Infrastructure Investment Program – Road Shoulder Asphalt Overlay – Various Roads – Amending The 2015 – 2020 Capital Program – Department Of Public Works (Highways & Bridges)**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 54 Establishing Capital Project No. 438 – “Building A Better Ulster County” Infrastructure Investment Program - Replacement Of The Mount Marion Bridge Superstructure – Amending the 2015 – 2020 Capital Program – Department Of Public Works (Highways & Bridges)**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 56 Establishing Capital Project No. 439 – “Building A Better Ulster County” Infrastructure Investment Program - Rehabilitation Of The Wallkill Bridge - Amending the 2015 – 2020 Capital Program – Department Of Public Works (Highways & Bridges)**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 58 Establishing Capital Project No. 441 – “Building A Better Ulster County” Infrastructure Investment Program – Geo-Stabilization – Department Of Public Works (Highways & Bridges)**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 60 **Establishing Capital Project No. 443 – “Building A Better Ulster County” Infrastructure Investment Program – Elting Road Retaining Wall Construction and Shoulder Repair - Amending The 2015 – 2020 Capital Program – Department Of Public Works (Highways & Bridges)**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 62 **Establishing Capital Project Nos. 444 and 445 – “Building A Better Ulster County” Infrastructure Investment Program - Rehabilitation Of The Alligerville and Leggs Mill Bridges - Amending the 2015 – 2020 Capital Program – Department Of Public Works (Highways & Bridges)**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 64 **Establishing Capital Project No. 448 Reconstruction Of Various Roads In Ulster County – Department Of Public Works (Highways And Bridges)**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 66 **Approving The Exercise Of An Option To Renew The Present Lease Agreement with the Town of Wawarsing For A Substation Of The Ulster County Sheriff's Office – Department Of Public Works (Building & Grounds)**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 67 **Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement With The New York State Office Of Indigent Legal Services To Accept A Grant For The Counsel At First**

Appearance Project – Office Of The Public Defender

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 68 Authorizing The Chairman Of The Ulster County Legislature To Execute An Intermunicipal Agreement With Various Municipalities For The Operation Of U.C.E.R.T (Ulster County Emergency Response Team) – Ulster County Sheriff**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 69 Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement With The New York State Office Of Information Technology Services – Department Of Information Services**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 70 Authorizing The Chair Of The Ulster County Legislature To Call A Public Hearing As Required Under Article 25AA Of Agricultural Markets Law Regarding The 8-Year Review Of Agricultural District No. 2 And Providing Direct Notice To Affected Municipalities – Department Of Planning**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 71 Re-Appointing Member And Appointing Alternate To The Ulster County Planning Board – Town Of Plattekill**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 72 Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Barton & Loguidice DPC– Department Of Planning**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 73 Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – National Business Equipment– Department Of Information Services**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 74 Approving The Execution Of A Contract Amendment In Excess Of \$50,000.00 Entered Into By The County – Clove Excavators Inc– Department Of Public Works**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 22 NOES: 0
(1 Abstention – Legislator Herbert Litts)

- 75 Approving The Execution Of A Contract Amendment In Excess Of \$50,000.00 Entered Into By The County – Taylor Recycling Facility LLC– Department Of Emergency Management**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 76 Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Vanacore, Debenedictus, Digiovanni & Weddell LLP– District Attorney**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 22 NOES: 0
(1 Abstention – Legislator Kenneth Ronk)

- 77 Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – The Research Foundation Of State University Of New York– Public Defender**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 78 Authorizing The Chairman Of The Ulster County Legislature To Execute A Contract With The New York State Department Of Health To Continue The Children With Special Health Care Needs Program – Department Of Health**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 79 Amending The 2015 Ulster County Budget To Accept An Additional Allocation Of Funds From The New York State Office Of Mental Health To Expand Ulster County's Mobile Mental Health Services – Department Of Mental Health**

MOVED TO NON-CONSENT AGENDA

ADOPTED BY THE FOLLOWING VOTE:

AYES: 22 NOES: 0
(Legislator Roberts left at 9:08 PM)

- 80 Confirming Appointment Of A Member To The Community Services Board**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 81 Confirming Appointment Of A Member To The Community Services Board's Mental Health Subcommittee**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 82 Confirming Re-Appointment Of A Member To The Community Services**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 83 Confirming Appointment Of A Member To The Community Services Board's PW/DD Subcommittee**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 84 Confirming Appointment Of A Member To The Community Services Board**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 85 Confirming Appointment Of A Member To The Community Services Board's Substance Abuse Subcommittee**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 86 Confirming Re-Appointment Of A Member To The Community Services Board**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 87 Confirming Appointment Of A Member To The Community Services Board**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 88 Confirming Appointment Of A Member To The Community Services Board**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 89 Confirming Re-Appointment Of A Member To The Community Services Board**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 90 Confirming Appointment Of A Member To The Community Services Board's PW/DD Subcommittee**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 91 Authorizing The Chairman Of The Ulster County Legislature To Enter Into An Agreement With Albany County For Micrographics Services And For Microfilm Processing And Duplication – County Clerk**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 92 Authorizing The Commissioner Of Finance To Sell Real Property Acquired By Court Order Pursuant To Article 11 Of The Real Property Tax Law – Department Of Finance**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 93 Commencing The Process to Extend The Additional Sales Tax Rate Of One Percent As Previously Authorized By Chapter 200 Of The Laws Of 2002 For An Additional Period Of At Least Twenty-Four Months**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 94 Setting A Public Hearing On Proposed Local Law No. 2 of 2015 (A Local Law Requiring That The County Of Ulster Be Reimbursed For The Cost Of Medical Or Dental Services Provided To Inmates At The Ulster County Jail From Any Third Party Coverage Of Indemnification Carried By An Inmate) To Be Held On Tuesday, March 17, 2015 At 7: 10 PM**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 95 Appointing Member To Fill Vacancy On The Ulster County Fire Advisory Board**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

Non-Consent

- 314A of Establishing A Pilot Program For Alternative Fuel And Committing To
2014 Create A Green Fleet Policy**

Legislator Ronk motioned, seconded by Legislator Maio, to strike the first RESOLVED, and to strike the words "And Committing To Create A Green Fleet Policy" from the title of the resolution.

MOTION ADOPTED BY THE FOLLOWING VOTE:

AYES: 15 NOES: 8

(Noes: Legislators Allen, Archer, Greene, Gregorius, Loughran, Provenzano, Rodriguez, and Wishnick)

ADOPTED AS AMENDED BY THE FOLLOWING VOTE:

AYES: 14 NOES: 9

(Noes: Legislators Allen, Archer, Bartels, Greene, Gregorius, Loughran, Provenzano, Rodriguez, and Wishnick)

367 of 2014 Setting A Public Hearing On Proposed Local Law No. 14 of 2014 (A Local Law Entitled “ A Local Law Establishing a Tobacco Retail License and Reducing Youth Exposure to Tobacco”) To Be Held On Tuesday, March 17, 2015 At 7:00 PM

Legislator Richard Parete motioned, seconded by Legislator Provenzano, to amend Proposed Local Law No. 14 of 2014 to add (I) to Section 4 to read as follows:

“(I) Within thirty (30) days of receiving a completed application and supporting documentation, if any, the Commissioner must either grant or deny the applicant’s request for a Tobacco Retail License and must notify the applicant of his or her determination. If the applicant is an Existing Tobacco Retailer, the retailer may continue to engage in the sale of Tobacco Products until such time as a determination is made by the Commissioner and the retailer receives notification of such determination. If the applicant is applying for a New Tobacco Retail License and was not in existence prior to January 1, 2016, the applicant may not begin selling Tobacco Products until he or she receives notification of the Commissioner’s determination.”

MOTION ADOPTED BY THE FOLLOWING VOTE:

AYES: 18 NOES: 0

(Legislator Rodriguez left Chambers at 9:07 PM and returned at 9:11 PM; Legislator Wishnick left Chambers at 9:07 PM and returned at 9:12 PM; Legislator Archer left Chambers at 9:08 PM and returned at 9:11 PM; Legislator Allen left Chambers at 9:08 PM and returned at 9:14 PM; Legislator Roberts left at 9:08 PM)

ADOPTED AS AMENDED BY THE FOLLOWING VOTE:

AYES: 18 NOES: 0

(Legislator Rodriguez left Chambers at 9:07 PM and returned

at 9:11 PM; Legislator Wishnick left Chambers at 9:07 PM and returned at 9:12 PM; Legislator Archer left Chambers at 9:08 PM and returned at 9:11 PM; Legislator Allen left Chambers at 9:08 PM and returned at 9:14 PM; Legislator Roberts left at 9:08 PM)

- 39 Setting A Public Hearing On Proposed Local Law No. 1 of 2015 (A Local Law To Authorize The Sale And Use Of Sparkling Devices) To Be Held On Tuesday, March 17, 2015 At 7:05 PM**

MOVED TO CONSENT AGENDA

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 40 Adopting Proposed Local Law No. 15 of 2014, A Local Law Establishing A Construction Apprenticeship For Agreements For Certain Bridge Contracts In Excess Of \$500,000**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 18 NOES: 0

(Legislator Rodriquez left Chambers at 9:07 PM and returned at 9:11 PM; Legislator Wishnick left Chambers at 9:07 PM and returned at 9:12 PM; Legislator Archer left Chambers at 9:08 PM and returned at 9:11 PM; Legislator Allen left Chambers at 9:08 PM and returned at 9:14 PM; Legislator Roberts left at 9:08 PM)

- 41 Adopting Proposed Local Law No. 17 of 2014, A Local Law Amending Local Law No. 9 Of 2008 (A Local Law Prohibiting Smoking Upon All Real Property Owned Or Leased By The County Of Ulster)**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 15 NOES: 6

(Noes: Legislators Fabiano, Gerentine, Lopez, Maio, Maloney, and Ronk)
(Legislator Allen left Chambers at 9:08 PM and returned at 9:14 PM; Legislator Roberts left at 9:08 PM)

44 Appointing Members To The Ulster County Solid Waste Management Improvement Commission

Legislator Gerentine motioned, seconded by Legislator Briggs, to replace Richard A. Gerentine with T.J. Briggs, who will serve on the Commission as a member representing the Ways and Means Committee.

MOTION ADOPTED BY THE FOLLOWING VOTE:

AYES: 21 NOES: 0
(Legislator Allen left Chambers at 9:08 PM and returned at 9:14 PM; Legislator Roberts left at 9:08 PM)

ADOPTED AS AMENDED BY THE FOLLOWING VOTE:

AYES: 21 NOES: 0
(Legislator Allen left Chambers at 9:08 PM and returned at 9:14 PM; Legislator Roberts left at 9:08 PM)

**47
BOND Authorizing The Rehabilitation And Reconstruction Of Various Bridges Throughout And In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$455,000.00, And Authorizing The Issuance Of \$455,000.00 Bonds Of Said County To Pay The Cost Thereof**

LONG ROLL

ADOPTED BY THE FOLLOWING VOTE:

AYES: 22 NOES: 0
(Legislator Roberts left at 9:08 PM)

**49
BOND**

Authorizing The Cost Of Road Reconstruction Throughout And In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$4,268,825.00, And Authorizing The Issuance Of \$4,268,825.00 Bonds Of Said County To Pay The Cost Thereof

LONG ROLL

ADOPTED BY THE FOLLOWING VOTE:

AYES: 22 NOES: 0
(Legislator Roberts left at 9:08 PM)

50

Establishing Capital Project No. 427 "Building A Better Ulster County" Infrastructure Investment Program – Hot-In-Place Recycling, Nova Chip and Asphalt Overlay Shoulders – Lucas Avenue – Amending the 2015 – 2020 Capital Program – Department Of Public Works (Highways & Bridges)

MOVED TO CONSENT AGENDA

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

**51
BOND**

Authorizing The Cost Of The Reconstruction Of Lucas Avenue, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$2,422,400.00, And Authorizing The Issuance Of \$2,422,400.00 Bonds Of Said County To Pay The Cost Thereof

LONG ROLL

ADOPTED BY THE FOLLOWING VOTE:

AYES: 22 NOES: 0
(Legislator Roberts left at 9:08 PM)

FEBRUARY 17, 2015

**53
BOND** **Authorizing The Cost Of Reconstruction Of Various Road Shoulders Throughout And In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$61,000.00, And Authorizing The Issuance Of \$61,000.00 Bonds Of Said County To Pay The Cost Thereof**

LONG ROLL

ADOPTED BY THE FOLLOWING VOTE:

AYES: 22 NOES: 0
(Legislator Roberts left at 9:08 PM)

**55
BOND** **Authorizing The Reconstruction Of The Mount Marion Bridge, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$900,000.00, And Authorizing The Issuance Of \$900,000.00 Bonds Of Said County To Pay Part Of The Cost Thereof**

LONG ROLL

ADOPTED BY THE FOLLOWING VOTE:

AYES: 22 NOES: 0
(Legislator Roberts left at 9:08 PM)

**57
BOND** **Authorizing The Reconstruction Of The Wallkill Bridge, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$950,000.00, And Authorizing The Issuance Of \$950,000.00 Bonds Of Said County To Pay Part Of The Cost Thereof**

LONG ROLL

ADOPTED BY THE FOLLOWING VOTE:

AYES: 22 NOES: 0
(Legislator Roberts left at 9:08 PM)

FEBRUARY 17, 2015

- 59
BOND** Authorizing Slope Stabilization On Mountain Road (County Route No. 28), In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$310,000.00, And Authorizing The Issuance Of \$310,000.00 Bonds Of Said County To Pay The Cost Thereof

LONG ROLL

ADOPTED BY THE FOLLOWING VOTE:

AYES: 22 NOES: 0
(Legislator Roberts left at 9:08 PM)

- 61
BOND** Authorizing The Construction Of A New Retaining Wall On Elting Road In The Town Of Rosendale, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$85,000.00, And Authorizing The Issuance Of \$85,000.00 Bonds Of Said County To Pay Part Of The Cost Thereof

LONG ROLL

ADOPTED BY THE FOLLOWING VOTE:

AYES: 22 NOES: 0
(Legislator Roberts left at 9:08 PM)

- 63
BOND** Authorizing The Reconstruction Of The Alligerville Bridge And Leggs Mill Bridge, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$1,125,000.00, And Authorizing The Issuance Of \$1,125,000.00 Bonds Of Said County To Pay Part Of The Cost Thereof

LONG ROLL

ADOPTED BY THE FOLLOWING VOTE:

AYES: 22 NOES: 0
(Legislator Roberts left at 9:08 PM)

- 65
BOND** Authorizing The Cost Of Road Reconstruction Throughout And In And For The County Of Ulster, New York, At A Maximum Estimated Cos Of \$425,000.00, And Authorizing The Issuance Of \$425,000.00 Bonds Of Said County To Pay The Cost Thereof

LONG ROLL

ADOPTED BY THE FOLLOWING VOTE:

AYES: 22 NOES: 0
(Legislator Roberts left at 9:08 PM)

Memorializing Resolutions

38 Opposing The Pilgrim Pipeline

Legislator Ronk motioned, seconded by Legislator Maio, to refer the resolution back to the Energy and Environment Committee.

MOTION DEFEATED BY THE FOLLOWING
VOTE:

AYES: 8 NOES: 15
(Ayes: Legislators Fabiano, Gerentine, Litts,
Lopez, Maio, Maloney, Roberts and Ronk)

ADOPTED BY THE FOLLOWING VOTE:

AYES: 22 NOES: 1
(Noes: Legislator Gerentine)

**45 Supporting A Budget Line Item For The Catskill Park And Catskill
Forest Preserve In The New York State Environmental Protection Fund
(EPF)**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 22 NOES: 0
(Noes: Legislator Roberts left at 9:08 PM)

****EXECUTIVE SESSION WITH COUNTY ATTORNEY TO DISCUSS CATSKILL MOUNTAIN RAILROAD COMPANY INC. V. COUNTY OF ULSTER****

Majority Leader motioned, seconded by Minority Leader Ronk to go into Executive Session at 9:15 PM. All in favor.

Legislator Herbert Litts motioned, seconded by Minority Leader Ronk to adjourn Executive Session at 9:50 PM. All in favor.

MEETING ADJOURNED IN MEMORY OF: Read by Legislator Carl Belfiglio.

Robert J. Hart, Kingston, NY
Steven Finkle, Kingston, NY
Billy J. Smith, West Hurley, NY
James J. Carpino, Kingston, NY
Donald D. Rutigliano, Highland, NY
Jose E. Duarte, Kingston, NY
Conrad Bourguignon, Greenville, TN
Armand Schwab Jr., Gardiner, NY
Eugene W. Cusatis, New Paltz, NY
Mathilde Harian, Kingston, NY
Roswith Renate Arnold Mason, Rifton, NY
Anthony D. Secreto, Glasco, NY
Salvatore L. Sgroi, Albany, NY
David A. Brought, Shandaken, NY
Anthony G. Mottle, Stone Ridge, NY 99yrs.
Anita VanGorder, Saugerties, NY
David L. Butler, New Paltz, NY
Gerald J. Tierney, Hurley, NY
Thomas J. Fitzgerald Sr., Kingston, NY
Thomas E. Berger, Gardiner, NY
Ellen C. Burns, Kingston, NY

Janet M. Salanitri, Kingston, NY
David E. Drescher, Saugerties, NY
Captain Raymond Wood Jr., Stone Ridge, NY
Robert F. Hicks, Winston-Salem, NC
Mary K. Natoli, Kingston, NY
Frances Shapiro, Kingston, NY
Harold F. Smith, Lake Katrine, NY
Helen L. Jeffs, Olivebridge, NY
Edward J. Olender, Tillson, NY
Kenneth B. Hauck, Mount Marion, NY
Gertrude J. Moser, Saugerties, NY
Karl G. Schoeck, Tillson, NY
Alma Keeling, Shokan, NY
Frank Fabiano, Glasco, NY
Elizabeth L. Wilde, Camillus NY
Antoinette Spada, Glasco, NY
Michael K. Kennedy, Kingston, NY
Flora Springstead, Red Hook, NY
Bruce Dederick, Saugerties, NY
Richard O. Perusse, Kerhonkson, NY
Reba E. Eighmey, Kingston, NY

MINUTES

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Kathleen A. Sheehan, Town of Ulster, NY

Charles R. Kesick, Rockledge, FL

Gail Kniceley, Rosendale, NY

Joseph St. George, Summerfield, FL

R. Burke Bartells, Saugerties, NY

William E. Nickerson, Tillson, NY

Motion by Majority Leader Gregorius, seconded by Minority Leader Ronk to adjourn Legislative Session at 10:02 PM. All in favor.

MEETING ADJOURNED: 10:02 PM

NEXT MEETING:

The next Regular Meeting of the Ulster County Legislature will be held on **March 17, 2015 at 7:00 PM** in the Legislative Chambers, Sixth Floor, Ulster County Office Building, 244 Fair Street, Kingston, New York.

Resolution deadline is **Wednesday, February 25, 2015 at 12 Noon.**