

# 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



P.O. Box 1800  
KINGSTON, NEW YORK 12402  
Telephone: 845 340-3900  
FAX: 845 340-3651

## AGENDA

**MARCH 17, 2015**

### **PUBLIC HEARINGS & REGULAR MEETING**

**7:00 PM**

**MEETING CALLED TO ORDER BY CHAIRMAN:**

**PLEDGE OF ALLEGIANCE TO THE FLAG:**

**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.

AGENDA  
PAGE 2  
MARCH 17, 2015

**ROLL CALL:** Present: Absent:

**7:00 PM - CALL OF THE 1<sup>ST</sup> PUBLIC HEARING BY CLERK:**

Proposed Local Law No. 14 of 2014, (A Local Law Establishing a Tobacco Retail License and Reducing Youth Exposure to Tobacco)

**PUBLIC COMMENT:**

**PUBLIC HEARING ADJOURNED:**

**7:05 PM - CALL OF THE 2<sup>ND</sup> PUBLIC HEARING BY CLERK:**

Proposed Local Law No. 1 of 2015, (A Local Law To Authorize The Sale And Use Of Sparkling Devices)

**PUBLIC COMMENT:**

**PUBLIC HEARING ADJOURNED:**

**7:10 PM - CALL OF THE 3<sup>RD</sup> PUBLIC HEARING BY CLERK:**

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)

**PUBLIC COMMENT:**

**PUBLIC HEARING ADJOURNED:**

**7:15 PM - CALL OF THE 4<sup>TH</sup> PUBLIC HEARING BY CLERK:**

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

**PUBLIC COMMENT:**

**PUBLIC HEARING ADJOURNED:**

**BIRTHDAYS:**

Legislator Thomas Briggs, March 3<sup>rd</sup>  
Legislator Chris Allen, March 24<sup>th</sup>  
Legislator Peter Loughran, March 26<sup>th</sup>  
Fiscal Analyst, Donald Quesnell, March 13<sup>th</sup>  
Deputy Clerk Krista Barringer, March 14<sup>th</sup>  
Sr. Legislative Employee Fawn Tantillo, March 17<sup>th</sup>

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

**COMMUNICATIONS FROM:**

Chairman John Parete

UC Purchasing Department  
Ulster Coalition Against Narcotics (UCAN)  
UC Resource Recovery Agency (UCRRA)  
UC Personnel Office

NYS Dept. of Environmental Conservation  
Catskill Mountain Railroad

Press Release, Propane Pilot Program Progresses  
Letter, Tobacco Retail License  
Fuel Delivery Service Town of Olive Meeting Minutes, January 5, 2015  
Agenda, January 25, 2015  
UC Civil Service Examination Announcements  
Response Letter to Resolution No. 10 Report, February 2015  
Response to Friends of CMRT  
Response Of CMRR Budget Plan

**COMMUNICATIONS** (continued)

Kim & Steven Hollander  
Concerned Citizens

B.J. Alan Company

Phanton Fireworks Dist., VP William Weimer

Concerned Citizens

Karen Harding  
Susanrachel Condon, Gardiner  
Steve Kohn

NYS Dept. of Environmental Conservation  
The Senate State of NY, James L. Seward  
The Senate State of NY, John J. Bonacic  
The Assembly State of NY, Kevin A. Cahill  
UC Attorney, Beatrice Havranek  
General Electric, John Haggard  
NYS Dept. of Environmental Conservation

NYS Agriculture and Markets

Upward Innovations Inc. Tom Stalcup, PhD  
UC Fire Advisory Board

NACO

Epilepsy Awareness Foundation  
NYS Dept. of Public Service

Traffic Safety Board  
NYS Dept. of Public Service  
Central Hudson

Food Service Waste Reduction Act  
(10) Letter in Support of Proposed  
Local Law No. 14 of 2014 Reducing  
Youth Exposure to Tobacco  
Letter of Support Proposed Local Law  
No. 1 of 2015 Sparkler Devices  
An Understanding of The Industry

(15) Letters in Support of Res. No. 129  
Regulating Polystyrene  
Letter of Support Local Law No. 12  
Letter to Editor, Local Law No. 12  
Concerned Citizens Res. No. 314A

Notification of Brownfield Cleanup  
Receipt of Resolution No. 9  
Receipt of Resolution No. 9  
Receipt of Resolution No. 9  
County Litigation  
Winter 2015 Update, PCB Cleanup  
Elting's Corners Facility, Remedy to  
Address Contamination  
Ag District Silvopasturing Law  
Changes & Review of Land Eligibility  
New Paltz Film Screening 2/20/15  
Meeting Minutes January 28, 2015  
Meeting Minutes February 25, 2015  
Meeting Time Change Notification  
County News Vol. 47, No. 3, 2/15  
County News Vol. 47, No.4, 2/15  
Winter 2015, Volume 10, Issue 1  
Central Hudson Rates Public Hearings,  
3/10/15 & 3/12/15  
Agenda, January 5, 2015  
Public Statement Hearings Notification  
February 2015 Energy Bulletin

AGENDA

PAGE 5

MARCH 17, 2015

UC Sheriff's Office

Friends of Catskill Mtn. Rail Trail, Kevin Smith  
Catskill Mountain Railroad Pres. Ernest Hunt  
Catskill Forest Association (CFA)  
UC Finance Department  
Office Of The State Comptroller  
Pro Act Inc.  
UC Tourism  
UC EMS Advisory Board  
Joan Tierney Family

Promotion, Detective Sergeant Dirk Budd to Lieutenant  
Letter, CMRR Business Plan  
Letter, Assist DPW with Repairs  
Newsletter Winter - 2015, Vol. 33 No. 1  
UCCC Survey Questionnaire (13)  
Receipt of UC Corrective Action Plan  
Discount Card Savings 2014 & 1/2015  
March 2015 Calendar of Events  
Minutes, January 5, 2015  
Thank You Note

**COMMUNICATIONS** (continued)

UC Corporate Compliance Committee  
New Horizons Resources, Inc.  
UC Traffic Safety Board  
Arthur Shapiro  
UC Dept. of Public Works  
  
Michael K. Shaughnessy  
  
UC Fire Chief's Assoc. Everett Erichsen  
  
UC Regional Chamber of Commerce  
UC Personnel Office  
  
UC Attorney, Beatrice Havranek  
Michael Hayes  
UC Finance Department  
Congressman Chris Gibson  
  
UC Board of Health  
Cornell Cooperative Extension

Minutes, January 14, 2015  
Winter 2015 Brochure  
Attendance Sheet, March 2, 2015  
Thank You Note  
Prior Notice, Crowell Bridge Truss Replacement  
Resignation UC Revolving Loan Fund Committee, Effective Immediately  
Letter Opposing Sparkler Legislation Proposed Local Law No.1 of 2015  
Finkelstein & Partners Grand Opening  
UC Civil Service Examination Announcements  
County Litigation  
Bad Cups In The Hudson River  
County of Ulster Public Auction 2015  
Email, Reducing Burdens on Small Business  
Meeting Minutes 2014 Sept, Oct, Nov  
March 2015 Brochure

**COUNTY EXECUTIVE COMMUNICATIONS:**

Minutes, UC Corporate Compliance  
November 12, 2014  
Appointment Human Rights  
Commission, JoAnne Myers Term  
3/1/15 – 2/28/18  
Appointments Periodic Compensation  
Review Committee, Michael K.  
Shaughnessy Term: 3/13/15~7/12/15 &  
Glenn Noonan Re-Appointment Term  
Expires: 3/31/16  
Appointments DWI Advisory Board,  
Dr. David Eaton & Dr. Peter Haughton  
Both Terms Expires: 12/31/15 &  
Thomas Kadgen Term Expires: 3/31/17  
Press Release, Carmine Liberta Bridge  
Replacement  
Budgetary Transfers Month of February

**ANNUAL REPORTS:**

Executive Departments  
UC Planning Department & Board  
UC Trails Advisory Committee

**DATE:**

2014 Annual Reports  
2014 Annual Report  
2014 Annual Report

**COMMITTEE REPORTS:**

Economic Development, Tourism, Housing,  
Planning & Transit  
Energy & Environment  
  
Law Enforcement and Public Safety  
Laws and Rules, Governmental Services  
Legislative Programs, Education & Community Services  
Public Health and Social Services  
Public Works and Capital Projects

**DATE:**

February 4, 2015,  
  
December 8, 2014  
February 4, 2015  
February 3, 2015  
February 10, 2015  
December 3, 2014  
February 10, 2015  
February 5, 2015

Ways and Means

February 17, 2015  
February 11, 2015  
February 17, 2015

**PRESENTATIONS:**

Chairman John Parete will call upon District 18 Legislator Richard Parete to present a Pride of Ulster County Award to Andrew Davis, in recognition of submitting the winning photo for our 2015 Ulster County Directory Photo Cover Contest. Joining Andrew tonight are his parents Scott and Patty Davis along with Andrew’s Art teacher Danielle Waz of John A. Coleman High School.

Chairman John Parete will call upon District 9 Legislator Herbert Litts and Ulster County Sheriff Paul VanBlarcum to present a Pride of Ulster County Award to Karen Finnegan, Director of the Ulster – Dutchess Alzheimer’s Association, in recognition of her efforts organizing the “Subzero Heroes Highland Plunge” held on February 14, 2015 at Berean Park in Highland New York. The event funds Alzheimer’s research allowing family consultations with social workers, and offers an around the clock help line. The New York Alzheimer’s Association local chapter includes the Hudson Valley, Rockland, and Westchester counties.

\*\*\*\*\*

**SPEAKERS**

**Hon. Kenneth J. Ronk, Jr. – Minority Address**

**Hon. Donald J. Gregorius – Majority Address**

**Hon. John R. Parete – Chairman Address**

\*\*\*\*\*

**PUBLIC COMMENT:**

**RESOLUTION NOS: 458 of 2014, 36, 37, 42, 43, 97 – 108, 111- 117, 119-126, 128-131;**

96, 109, 110, 118, 132 - POSTPONED, 127- WITHDRAWN,  
453 of 2014 – NO ACTION TAKEN, 110 - DEFEATED

**First Reading**

- 36 Amending The Rules Of Order Of The Ulster County Legislature**
- 37 Amending The Rules Of Order Of The Ulster County Legislature**

**Consent**

- 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**
- 98 Appropriation For The Ulster County Soil And Water Conservation District**
- 99 Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement With Arts Mid-Hudson For The 2015 Appropriation – Legislature**
- 100 Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement For The Maintenance Of Facilities For The Ulster Performing Arts Center For The 2015 Appropriation – Legislature**
- 101 Authorizing The Chairman Of The Ulster County Legislature To Enter Into An Agreement With Ulster County Community Action Committee, Inc. For The 2015 Appropriation - Legislature**
- 102 Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement With Court Appointed Special Advocates (CASA) For The 2015 Appropriation – Legislature**
- 103 Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement With Family Of Woodstock, Inc., For The Supervised Visitation Program For The 2015 Appropriation – Legislature**



- 104 2015 Appropriation For The Ulster County Libraries Program**
  
- 105 Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement With Cornell Cooperative Extension Association Of Ulster County For 2015 Appropriations**
  
- 106 2015 Appropriation For The Walker Valley Chemical Engine No. 1**
  
- 112 Re-Appointing Vice Chairman David B. Donaldson As The Ulster County Legislature's Member To Serve On The County Jury Board**
  
- 114 Appointing Alternate Member To The Ulster County Planning Board – Town Of Marlborough**
  
- 115 Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement With The New York State Department Of Transportation To Fund The Ulster County Transportation Council With The Ulster County Planning Department As Host Agency – Department Of Planning**
  
- 116 Authorizing The Chairman Of The Ulster County Legislature To Execute Contracts And Agreements With The New York State Department Of Economic Development To Allow The County Planning Board To Act As A Census Designated Affiliate – Department Of Planning**
  
- 119 Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Health Alliance Medical Alert – Office For The Aging**
  
- 120 Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Atlantic Pavement Marking, Inc – Department Of Public Works**
  
- 121 Amending Resolution No. 382, Dated October 21, 2014, Abandoning Portions Of Old Albany Post Road, County Road Number 79, Town Of Gardiner, To Various Adjoining Property Owners, Removal Of A Portion Of Said Road From County Road Map, And Authorizing The Chairman To Sign Agreement(s) With The Town Of Gardiner And Various Adjoining Property Owners**

- 123 Amending The 2015 Ulster County Budget To Accept An Additional Allocation Of Funds from the New York State Office Of Children And Family Services To Expand Services Under The Supervision And Treatment Services For Juveniles Program (STSJP) – Department Of Social Services**
- 124 Establishing Capital Project No. 449 For The Purchase Of Aegis Mobile For The County Sheriff’s Office – Ulster County Sheriff’s Office**
- 126 Authorizing The Chairman Of The Ulster County Legislature To Execute A Memorandum Of Understanding Between The New York State Division Of Criminal Justice Services And The Ulster County Sheriff’s Office For The DCJS Missing Person Clearinghouse Project Lifesaver Program – Ulster County Sheriff**
- 128 Authorizing The Conveyance Of County-Owned Property To The Original Owner – Department Of Finance**
- 131 Appointing Member To Fill Vacancy On The Ulster County Trails Advisory Committee**

**Non-Consent**

- 42 Establishing An Environmental Remediation Reserve Account**
- 43 Establishing Policy For Use Of The Environmental Remediation Fund**
- 107 2015 Appropriation For Awareness, Inc. - Legislature**
- 108 Appointing Members To The Ulster County Solid Waste Management Improvement Commission**
- 111 Appointing Members to the Periodic Compensation Review Committee**

- 117 Authorizing The Ulster County Executive To Apply For And Accept Section 5311 Federal And State Funding Under the Terms Of An Existing Continuing Agreement With The New York State Department Of Transportation For The Purchase of One Diesel Low Floor Medium Duty Bus For Fiscal Years 2015/2016 Department Of Public Transportation (Ulster County Area Transit)
- 122 Confirming The Appointment Of Susan Plonski As Commissioner Of The Department Of Public Works
- 125 Authorizing The Purchase Of Components For An Aegis Mobile  
BOND Software System For The County Sheriff's Office, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$312,970.00, And Authorizing The Issuance Of \$312,970.00 Bonds Of Said County To Pay The Cost Thereof
- 129 Adopting 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
- 130 Adopting 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

**Memorializing Resolution**

- 113 Supporting The Placement Of Video Lottery Terminals At The Hudson Valley Resort And The Pine Grove Ranch In The Town of Rochester

**MEETING ADJOURNED IN MEMORY OF:**

Mary J. Ordway, New Paltz, NY  
Philip A. Sullivan, Kingston, NY  
James D. Nerone Sr., Bluffton, SC  
Mindy McKay Mikitowicz, Willow, NY  
Richard S. Rocap, Ulster Park, NY  
Norman E. Whitaker, Saugerties, NY  
Patrick Hornbeck, Accord, NY  
H. Pat Koehn, Woodstock, NY  
Charles J. Tiano Jr., Town of Ulster, NY  
Richard M. Gardner, Saugerties, NY  
Sybil Bagge, Walker Valley, NY  
Merthern A. Potter Sr., Lake Katrine, NY  
Nelson Burhans, Saugerties, NY

Martin A. Josefski, New York City, NY  
Marie Post, Saugerties, NY  
Janice A. Hoffmann Palicia, Saugerties, NY  
Peter A. Cafaldo Sr., Saugerties, NY  
Roger W. Sexton, Ulster Park, NY  
Louis Roberti Sr., Port Ewen, NY  
Edmund J. Quednau, Woodstock, NY  
June R. Diamond, Town of Ulster, NY  
Darren A. Duffy, Kingston, NY  
Preston C. DeWitt, Town of Ulster, NY  
Martha G. McKenna, New Paltz, NY  
Alfredo Santos, San Diego, CA  
Kyle Brewer, New Paltz, NY

**MEETING ADJOURNED:**

**NEXT MEETING:**

The next Regular Meeting of the Ulster County Legislature will be held on **April 21, 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, April 1, 2015 at 12 Noon.**