

ULSTER COUNTY LEGISLATURE

DAVID B. DONALDSON, Chairman
TRACEY A. BARTELS, Vice Chair
JONATHAN R. HEPPNER, Majority Leader
KENNETH J. RONK, JR., Minority Leader
VICTORIA A. FABELLA, Clerk



P.O. Box 1800
KINGSTON, NEW YORK 12402
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MINUTES

JUNE 15, 2021

PUBLIC HEARINGS & REGULAR MEETING

Available via *vimeo* livestream <https://livestream.com/accounts/1512750/events/1824203>



Public Comment via Call in Studio. Dial: 205-Ulster-0 (205-857-8370)

7:00 PM

MEETING CALLED TO ORDER BY CHAIR: 7:10 PM

PLEDGE OF ALLEGIANCE TO THE FLAG AND MOMENT OF SILENT MEDITATION:

Led by Legislator Herbert Litts.

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 for the duration of the 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

7:00 PM - CALL OF THE 1st PUBLIC HEARING BY CLERK: 7:12 PM

As Required Under Article 25AA Of The Agriculture And Markets Law, On The Addition Of Lands To Agricultural Districts

PUBLIC COMMENT: There were no speakers signed up for public comment.

Motion by Legislator Litts, second by Legislator Fabiano to adjourn the public hearing. All in favor.

PUBLIC HEARING ADJOURNED: 7:13 PM

7:05 PM - CALL OF THE 2nd PUBLIC HEARING BY CLERK: 7:13 PM

On Proposed Local Law No. 2 Of 2021, A Local Law Requiring the Payment Of A Living Wage To Employees Of Contractors And Subcontractors That Provide Services To Ulster County

PUBLIC COMMENT: There was one speaker signed up for public comment.

1. Philip Erner, Kingston: Mr. Erner spoke in support of a \$15.00 minimum wage and higher for employees of contractors and subcontractors that provide services to the county.

Motion by Legislator Litts, second by Legislator Fabiano to adjourn the public hearing. All in favor.

Please Note: Complete content of the public comment period can be heard on the Ulster County Legislative Website.

PUBLIC HEARING ADJOURNED: 7:15 PM

7:10 PM - CALL OF THE 3rd PUBLIC HEARING BY CLERK: 7:15 PM

On Proposed Local Law No. 1 Of 2021, A Local Law Amending Various Provisions Of Local Law No. 1 Of 2020, A Local Law Amending The Code Of The County Of Ulster To Include Mandatory Food Scraps Composting By Large Generators

PUBLIC COMMENT: There were no speakers signed up for public comment.

Motion by Legislator Litts, second by Majority Heppner to adjourn the public hearing. All in favor.

PUBLIC HEARING ADJOURNED: 7:16 PM

BIRTHDAYS:

Legislator John Gavaris, June 9th
Clerk of the Legislature Victoria Fabella, June 22nd

COMMUNICATIONS FROM:

UC Legislative Chairman David B. Donaldson

UC Legislative Members

UC Personnel Dept. Dir. Employee Relations, Jim Farina

Jamie Capuano, VP Administrative Services

UC Community Services Board

County News

Town of Rochester, Supervisor Michael Baden

Town of Shandaken, Town Clerk Joyce Grant

Hodgson Attorneys, IDA Chair James Malcolm

Press Release, Federal American Rescue Funds

Letter, Central Hudson Rate Hike Request & Pending Service Termination

Letter, UCSEA Contract Negotiations

2021-2022 SUNY Ulster Budget

Minutes, April 12, 2021

Vol. 53, No.8 & No.9

Emergency Order Nos. 10-2021 & 11-2021 & State of Emergency Declaration

Res. #88-21 Increase Belleayre Funding

Proposed Romeo Enterprises, LLC Project

COMMUNICATIONS (continued):

UC Chamber of Commerce, Pres./CEO Ward Todd

Pat Courtney-Strong
NYS DEC

UC Planning Board
Clark Richters, Sr., Kingston
Christopher Grey
Cornell Cooperative Extension
Concerned Citizen's
UC Agricultural & Farmland Protection Board
UC Resource Recovery Agency

UC Attorney, Clinton Johnson

Thank You Letter, Membership Renewal
Ribbon Cutting, Hudson Valley Sports
Cards, 5/22/21 2PM Kingston
Ribbon Cutting, Zena Recreation Park Music
Series 6/5/21 Noon, Kingston
Ribbon Cutting, YMCA Farm
Stand/Cookbook, Playground 6/3/21 5:30PM
Ribbon Cutting, American Thunder 6/18 5PM
Flyer, Solar Energy Campaign
Public Comment, Brownfield Cleanup
#C356057 Albany & Wrentham LLC Site
6th Annual NYS Redevelopment Summit
Agenda 6/2/21, Minutes 5/5/21
FOIL Response
FOIL Request and Response
Flyer, Praxis Conf. 6/4/21 9:30-12:30PM
(4)Email, In Support of Res. No. 244, 6/15/21
Draft Meeting Minutes 5/26/2021
Seminar, Waste-Climate Connection 7/7 12PM
Free Webinar Classes UCRRA Zero Waste
County Litigation, May 2021

COUNTY EXECUTIVE COMMUNICATIONS:

Executive Order No. 2021-1.29, 2021-1.30,
2021-1.31, 2021-1.32 & Emergency
Declaration, 2021-1.33
Minutes March 2021, UC Corporate
Compliance Mtg.
UC OFA Advisory Council Appointments;
Salvatore Morello III, Gai Galitzine, Joyce
Greenberg, Sandra Nelson & Sandra Giles,
(Re-appointments; Winifred Barnes, Martha
Steuding) Term 6/1/21 – 5/31/24
Appointment, Director Dept. of Personnel,
Dawn Spader.

ANNUAL REPORTS:

UC District Attorney

2020 Annual Report

COMMITTEE REPORTS:

DATE:

Economic Development, Tourism, Housing,
Planning & Transit

May 4, 2021

Energy & Environment

May 3, 2021

Law Enforcement and Public Safety

May 5, 2021

Laws and Rules, Governmental Services

May 17, 2021

Legislative Programs, Education & Community Services

May 4, 2021

Public Health and Social Services

May 3, 2021

Public Works and Capital Projects

May 5, 2021

Ways and Means

May 11, 2021

May 13, 2021

May 18, 2021

PRIVILEGE OF THE FLOOR:

Chairman Donaldson granted Privilege of the Floor to Ulster County Executive Patrick Ryan who discussed Ulster County's allocation of the federal American Rescue Plan Act funding.

Please Note: Complete content can be heard on the Ulster County Legislative Website.

PRIVILEGE OF THE FLOOR:

Chairman Donaldson granted Privilege of the Floor to Ulster County District Attorney David Clegg who discussed the creation of a Discovery and Records Unit within the District Attorney's Office. Elizabeth Culmone-Mills head of IPVI also spoke in favor of having an additional support unit.

Please Note: Complete content of the public comment period can be heard on the Ulster County Legislative Website.

PUBLIC COMMENT (on items currently before the Legislature):

There were no speakers signed up for public comment.

RESOLUTION NOS: 156, 238, 239, 242, 244 – 289

Resolution No. 238 – Adopting Revised Ulster County Fund Balance Policy
POSTPONED IN COMMITTEE

Consent

156 Appointing Members To The Recycling Oversight Committee

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

242 Setting A Public Hearing On Proposed Local Law No. 3 Of 2021, A Local Law Amending Local Law No. 7 of 2014, A Local Law Respecting the Outdoor Restraint of Companion Animals, To Be Held On Tuesday, July 13, 2021 At 6:00 PM

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

244 Setting A Public Hearing On Proposed Local Law No. 4 Of 2021, A Local Law Authorizing Participation In The Hunting Pilot Program For 12 – 13 Year Old Deer Hunters, To Be Held On Tuesday, July 13, 2021 At 6:15 PM

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 245 Setting A Public Hearing On Tentative Budget Of Ulster County Community College For The Year 2021-2022 To Be Held On Tuesday, July 13, 2021 At 6:05 PM**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

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

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

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

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

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

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 250 Authorizing The Chair Of The Ulster County Legislature To Execute A Memorandum Of Agreement With The Kingston City School District For The Operation Of A Point Of Dispensing Site At The Kate Walton Field House – Department Of Public Works (Buildings & Grounds)**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 251 Authorizing The Chair Of The Ulster County Legislature To Execute An Agreement With The New York State Office Of Children And Family Services For A Mobile Child Advocacy Center Unit – Department Of Social Services**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 252 Approving The Execution Of A Contract For \$73,511.00 Entered Into By The County – Family Of Woodstock Inc. – Department Of Social Services**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 253 Approving The Execution Of A Contract For \$200,000.00 Entered Into By The County – J & D Ultracare Corp. – Department Of Social Services**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 254 Approving The Execution Of A Contract For \$200,000.00 Entered Into By The County – Unlimited Care, Inc. – Department Of Social Services**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 256 Approving The Execution Of A Contract Amendment For \$21,956.00 Entered Into By The County – PEOPLE: Projects to Empower and Organize the Psychiatrically Labeled, Inc. – Department Of Health**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 257 Approving The Execution Of A Contract Amendment For \$368,450.57 Entered Into By The County – The Trustees Of Columbia University In The City Of New York – Department Of Health**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 260 Authorizing The Chair Of The Ulster County Legislature To Extend An Intermunicipal Agreement With The Town Of New Paltz To Provide Public Transit Service To The New Paltz Area (New Paltz LOOP) – Department Of Public Transportation (Ulster County Area Transit)**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 261 Approving The Execution Of A Contract Amendment For \$48,600.00, Causing The Aggregate Contract Plus Amendment Amount To Be In Excess Of \$50,000.00 Entered Into By The County – Bishop Peak Technology, Inc. – Ulster County Area Transportation (UCAT)**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 262 Approving The Execution Of A Contract Amendment For \$246,414.00 Entered Into By The County – National Business Equipment, LLC – Information Services**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 263 Approving The Execution Of A Contract Amendment For \$287,002.44 Entered Into By The County – Tyler Technologies, Inc. – Information Services**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 264 Authorizing The Chair Of The Ulster County Legislature To Execute A Fixed Term Agreement With New York State Office For The Prevention Of Domestic Violence – Enough Is Enough Initiative – Department Of Probation**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 265 Approving The Execution Of A Contract For \$50,000.00 Entered Into By The County – Legal Services Of The Hudson Valley – Probation**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 266 Approving The Execution Of A Contract For \$85,440.00 Entered Into By The County – New York Communications Company, Inc. – Ulster County Sheriff**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 267 Authorizing The Chair Of The Ulster County Legislature To Terminate A Memorandum Of Understanding With The New York State Department Of Correctional Services And Community Supervision For Space At Ulster County's Old Jail – Department Of Public Works (Buildings & Grounds)**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 268 Establishing Capital Project No. 594 - Black Creek Upgrade, Amending The 2021-2026 Capital Improvement Program - Ulster County Sheriff**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 270 Approving The Execution Of A Contract Amendment For \$25,000.00, Causing The Aggregate Contract Plus Amendment Amount To Be In Excess Of \$50,000.00 Entered Into By The County – Edible Independence, Inc. – Emergency Management**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 271 Approving The Execution Of A Contract For \$150,000.00 Entered Into By The County – Emergency Services Marketing Corp., Inc. – Emergency Management**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 273 Authorizing The Chair Of The Ulster County Legislature To Enter Into An Agreement With The New York State Office Of Indigent Legal Services For Distribution #9 – Public Defender's Office**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 274 Authorizing The Chair Of The Ulster County Legislature To Enter Into An Agreement With The New York State Office Of Indigent Legal Services For Distribution #10 – Public Defender's Office**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 275 Authorizing The Chair Of The Ulster County Legislature To Enter Into An Agreement With The New York State Office Of Indigent Legal Services For Distribution #11 – Public Defender's Office**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 276 Establishing Capital Project No. 593 – New Paltz Substation Parking Lot Replacement — Department Of Public Works (Highways & Bridges)**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 278 Approving The Execution Of A Contract For \$145,000.00 Entered Into By The County – Callanan Industries, Inc. – Department Of Public Works**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 279 Approving The Execution Of A Contract Amendment For \$100,000.00 Entered Into By The County – L.W. Tree Service, Inc. – Department Of Public Works**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 280 Approving The Execution Of A Contract For \$96,420.00 Entered Into By The County – Barton & Loguidice, D.P.C. – Department Of Public Works**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 281 Approving The Execution Of A Contract For \$69,872.00 Entered Into By The County – Alleymor Inc., D/B/A Pestmaster Services – Department Of Public Works**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 282 Approving The Execution Of A Contract For \$82,885.65 Entered Into By The County – Peak Power Systems, Inc. – Department Of Public Works**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 284 Setting A Public Hearing On Proposed Local Law No. 5 Of 2021, A Local Law Amending Local Law No. 3 Of 2019, A Local Law Establishing The Ulster County Electrical Licensing Board And Providing For the Qualifications, Examination, Licensing And Regulation Of Electricians In Ulster County, New York, To Be Held On Tuesday, July 13, 2021 At 6:10 PM**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 286 Authorizing Distribution Of Mortgage Tax Receipts Pursuant To Section 261 Of The Tax Law**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 287 Authorizing The Chair Of The Ulster County Legislature To Enter Into An Agreement With The New York State Division Of Criminal Justice Services For Participation In The Criminal Justice Discovery Reform Grant – District Attorney, Department Of Probation, Sheriff**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

- 289 Establishing A “Ban The Box” Policy For The County Of Ulster**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

Non-Consent

238 Adopting Revised Ulster County Fund Balance Policy

POSTPONED IN COMMITTEE

**239 Replenishing The Tax Stabilization Reserve Fund Of The County Of
Ulster**

Legislator Archer motioned, seconded by Legislator Ronk, to Refer Resolution No. 239 back to the Ways and Means Committee.

MOTION ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

REFERRED BACK TO WAYS AND MEANS COMMITTEE

249 Amending The 2021 Ulster County Budget To Fund Environmental Outreach Manager Position – Department Of The Environment

ADOPTED BY THE FOLLOWING VOTE:

AYES: 21 NOES: 2
(Noes: Legislators Litts and Ronk)

**255 Approving The Execution Of A Contract For \$159,176.00 Entered Into By
The County – Liberty Resources, Inc. – Department Of Social Services**

ADOPTED BY THE FOLLOWING VOTE:

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

**258 Supporting The Findings And Recommendations Of The 2020 Final
Report And Plan Completed By The Ulster 2040 Working Group**

ADOPTED BY THE FOLLOWING VOTE:

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

- 259 Approving The Execution Of A Contract For \$75,000.00 Entered Into By The County – Ulster County Economic Development Alliance, Inc. – Department Of Economic Development**

ADOPTED BY THE FOLLOWING LONG ROLL VOTE:

AYES: 17 NOES: 6
(Noes: Legislators Archer, Bartels, Delaune, Gavaris, Ronk, and Walter)

- 269 Authorizing The Purchase And Installation Of Black Creek System
BOND Equipment In The Ulster County Jail, For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$1,102,665.00, And Authorizing The Issuance Of \$1,102,665.00 Bonds Of Said County To Pay The Cost Thereof**

ADOPTED BY THE FOLLOWING LONG ROLL VOTE:

AYES: 23 NOES: 0

- 272 Amending The 2021 Ulster County Budget To Create A “Discovery And Records Unit” At The Office Of The Ulster County District Attorney**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 20 NOES: 3
(Noes: Legislators Fabiano, Litts, and Ronk)

- 277 Authorizing The Reconstruction Of The New Paltz Substation Parking
BOND Lot, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$145,000.00, And Authorizing The Issuance Of \$145,000.00 Bonds Of Said County To Pay The Cost Thereof**

ADOPTED BY THE FOLLOWING LONG ROLL VOTE:

AYES: 23 NOES: 0

283 Authorizing The Chair Of The Ulster County Legislature To Enter Into A Lease Agreement With Higginsville Station, LLC For Board Of Elections Office & Storage Space - Department Of Public Works – Buildings And Grounds

Legislator Bartels motioned, seconded by Legislator Ronk, to make changes to the Resolution and corresponding agreement as indicated in strikethrough and bold font, allowing for extension of the lease by the Ulster County Legislature, at its sole discretion, with any lease modifications made and approved by the both the County Attorney and Legislative Counsel.

MOTION ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

Legislator Walter motioned, seconded by Legislator Ronk, to Refer Resolution No. 283 back to the Laws and Rules, Governmental Services Committee.

MOTION ADOPTED BY THE FOLLOWING LONG ROLL VOTE:

AYES: 15 NOES: 8
(Noes: Legislators Archer, Cahill, Criswell, Donaldson, Heppner, Parete, Petit, and Uchitelle)

REFERRED BACK TO LAWS AND RULES, GOVERNMENTAL SERVICES COMMITTEE

285 Authorizing The Issuance Pursuant To Section 90.00 And/Or Section 90.10 Of The Local Finance Law Of Refunding Bonds Of The County Of Ulster, New York, To Be Designated Substantially “Public Improvements Refunding (Serial) Bonds”, And Providing For Other Matters In Relation Thereto And The Payment Of The Bonds To Be Refunded Thereby

ADOPTED BY THE FOLLOWING LONG ROLL VOTE:

AYES: 23 NOES: 0

288 Adopting Proposed Local Law No. 1 Of 2021, A Local Law Amending Various Provisions Of Local Law No. 1 Of 2020, A Local Law Amending The Code Of The County Of Ulster To Include Mandatory Food Scraps Composting By Large Generators

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

PUBLIC COMMENT (on subjects *not* currently before the Legislature):

There were no speakers signed up for public comment.

MEETING ADJOURNED IN MEMORY OF: Read by Legislator Maio.

William P. Geick, Saugerties, NY – former Legislator	AnnMarie Reda, High Falls, NY
Frank R. Allen, Hyde Park, NY	Mildred Goldsmith, Kingston, NY
John “Jack” H. Deegan, Sr., Kingston, NY	Jayne Rion, Shokan, NY
Charles Lishnoff, Chichester, NY	Margaret Knott, High Falls, NY
John A. Mauro Sr., Sebring, FL	John “Jack” F. Boyle Sr., Hurley, NY
Elizabeth “Betty” J. Cotich, Saugerties, NY	Michael Bush, Phoenicia, NY
Charles B. Harnden Jr., Kingston, NY	Joyce Schiff, New Paltz, NY
John “Jerry” G. Baltz, Shandaken, NY	Elaine Longto, Kingston, NY
Emily E. Pauli, Kingston, NY	Kathleen A. VanTassell, Port Ewen, NY
Linda Rinker Brice, Glenford, NY	Sherret S. Chase, Town of Olive, NY
Leroy W. Carlson, Jr., Gardiner, NY	Christopher M. Carlon, Red Hook, NY

Motion by Legislator Litts, seconded by Minority Leader Ronk to adjourn Legislative Session.
All in favor.

MEETING ADJOURNED: 8:53 PM

MINUTES
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NEXT MEETING:

The next Regular Meeting of the Ulster County Legislature will be held on Tuesday, July 20, 2021 at 7:00 PM at SUNY Ulster County Community College, Stone Ridge Campus, 491 Cottekill Rd, Stone Ridge, NY 12484

Resolution deadline is **Friday, June 25, 2021 at 12 Noon.**