

# ULSTER COUNTY LEGISLATURE

TERRY L. BERNARDO, Chairman  
JAMES F. MALONEY, Vice Chairman  
KENNETH J. RONK, JR., Majority Leader  
DAVID B. DONALDSON, Minority Leader  
VICTORIA A. FABELLA, Clerk



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## MINUTES

**APRIL 16, 2013**

**PUBLIC HEARING**

**REGULAR MEETING**

**6:55 PM**

**PUBLIC HEARING CALLED TO ORDER BY CHAIRMAN: 7:02 P.M.**

**PLEDGE OF ALLEGIANCE TO THE FLAG:** Led by Chairman Bernardo

**MOMENT OF SILENT MEDITATION:** In remembrance of the victims of the Boston Marathon bombing.

## 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 Session.

### **MICROPHONES**

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

**ROLL CALL:** Present: 20 Absent: 3 (Legislators Briggs, Richard Parete and Aiello)

**CALL OF THE PUBLIC HEARING: Proposed Local Law No. 2 Of 2013 (A Local Law Amending Local Law No. 8 of 2008 (A Local Law Adopting An Administrative Code for the County of Ulster, State of New York) to Delete the References to “Abstract of Contracts” to Require the Approval of a Contract \$50,000 or More By a Corresponding Resolution for Each Contract)**

**PUBLIC COMMENT:** None

**PUBLIC HEARING ADJOURNED:** 7:04 P.M.

**BIRTHDAYS:** Robert Aiello, April 13<sup>th</sup> and Donald Gregorius, April 19<sup>th</sup>

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

**COMMUNICATIONS FROM:**

Community Services Board	February 11, 2013 Minutes
	March 11, 2013 Minutes
Planning Board	T/O Lloyd Parcel 95.4-2-22.532/Conti Property
	T/O Marlboro Parcel 108.3-4-67/Poulin Property
	T/O Marlboro Parcel 103.3-1-18.200/Ferris Property
Cornell Cooperative Extension	Spring 2013 <i>Legislative Update</i>
	100 Years Open House, April 16, 2013 3:30 – 5:00 p.m. CCEUC Education Center

**COMMUNICATIONS (cont.)**

Concerned Citizens	846 Signatures in Support - Railroad 237 Signatures in Support – Rail with Trail
Concerned Citizens	1033 Signatures in Support – Rail Trail
Laberge Group North Spring Studio/Christina Gardner NYS Senator Bonacic C&S Companies New York State Dept. Public Service	Consolidated Funding Applications Thank You Letter Re: “Grown in New York” Plan <i>Advances</i> , Winter 2013 Newsletter Case Number 12-M-0192, Joint Petition of Fortis, Inc. and CH Energy Group, et al. Order Granting Petition in Part & Modifying Electric Transmission & Distribution Systems April 2013 Letter to Congressman Gibson re: HTLV/XMRV National Registry Independent Auditor’s Report, Report to Board – UTASC Letter with <i>Provenance of the People</i> Sunday, April 7, 2013 Spaghetti Dinner at Sue’s Restaurant <i>Trending</i> , April 13 2013 Thank you – Albert Tremper Pride March 21, 2013 Newsletter <i>Lifelong Learning</i> , Volume 1 March 21, 2013 Letter re: resolution No. 27 Spring 2013 Newsletter 47 <sup>TH</sup> Annual County Finance School, May 1-3, 2013 Letter, <i>The Medical Marijuana Fallacy</i> <i>Energy Bulletin</i> , March 2013 Copy of PILOT re: UCIDA MHMG- KM Kingston, LLC Project with Cover Letter Letter re: UCIDA/TLB Management Corp Project
Richard Engnath	
Toski & Co., P.C.	
People of Schoharie County Saugerties Historical Society	
Ulster County Tourism Tremper Family Dutchess County Arts Council Anderson Center for Autism New York Senator James Seward	
Klyne Esopus Historical Society Museum NYSAC	
Drug Free Schools Coalition of New York	
Central Hudson Hodgson Russ, Esqs.	

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**COMMUNICATIONS (cont.)**

Hodgson Russ, Esqs.

Ulster County Re-Entry Task Force  
Catskill Watershed Corp.

Dutchess County Arts Council

Ulster County Human Rights Commission  
Ulster County Chamber of Commerce

Ulster County Fire Advisory Board  
American Cancer Society  
New York State DEC

Morgan Hill Game Assn.  
NACO

First Amended PILOT re: Lloyd Park  
LLC Project

March 20, 2013 Minutes  
April 2, 2013 Resolution Nos. 2263 –  
2274

April 4, 2013 – Vol. 9, Issue 15  
Newsletter

February 7, 2013 Minutes

SCORE Newsletter

BOCES Newsletter

22<sup>nd</sup> Annual John A. Coleman  
Catholic High School Wine & Cheese  
Party & Raffle, April 21, 2013 – 3:00  
p.m.

*Chamber News*, April 2013

7<sup>th</sup> Annual Wing Fling, June 2, 2013  
11:30 a.m. – 5:00 p.m.

March 27, 2013 Minutes

September 27, 2013 Birthday Bash

*Conservationist*, Volume 67, Number  
5, April 2013

4/12/13 Letter

*County News*, Vol.45, No. 7. April 8,  
2013

**COUNTY EXECUTIVE COMMUNICATIONS:**

Notice of Appointment to  
Environmental Management Council –  
Kirsten T. Schara w/Resume

Notice of Appointment to UC Stop  
DWI Board – Thomas P. Kadgen

Notice of Appointment to Ulster  
County Environmental Management  
Council – Joseph Liuni

March 2013 Budgetary Transfers

**COUNTY EXECUTIVE COMMUNICATIONS (Cont.)**

Notice of Appointment to Ulster County Community Services Board (subcommittee): Tim Distel, Community Services Board; John Brillon, Jr., Substance Abuse Subcommittee; Penelope Bishop, Mental Health Subcommittee; Applications of Tim Distel, Penelope J. Bishop and John R. Brillon, Jr. Board of Ethics January 7, 2013 Minutes  
Statement of Expenditures, Encumbrances & Unencumbered Balance & Statement of Revenues Earned & Unearned Balance as of March 31, 2013

**COMMITTEE REPORTS:**

Economic Development & Tourism  
Environmental Energy & Technology

Health & Personnel

Law Enforcement & Public Safety  
Laws & Rules, Governmental Services  
Legislative Programs, Education and Community Service  
Public Works & Capital Projects  
Ways and Means

**DATE:**

March 6, 2013  
January 10, 2013  
January 23, 2013  
February 7, 2013  
March 7, 2013  
February 4, 2013  
March 4, 2013  
March 5, 2013  
March 15, 2013  
March 13, 2013  
March 6, 2013  
March 19, 2013  
April 9, 2013

**PRIVILEGE OF THE FLOOR:**

Chairman Terry L. Bernardo granted Privilege of the Floor to District No. 1 Legislator Mary Wawro, Chair of the Social Services Committee and Chair of the Public Safety Advisory Committee to discuss The Week of the Young Child™ - an annual celebration sponsored by the National

**PRIVILEGE OF THE FLOOR (Cont.)**

Association for the Education of Young Children (NAEYC). The purpose of the Week of the Young Child™ is to focus public attention on the needs of young children and their families and to recognize the early childhood programs and services that meet those needs. Concurrently with the presentation, Legislator Wawro provided a slide presentation.

Chairman Terry L. Bernardo granted Privilege of the Floor to Butch Dener. Mr. Dener, an organ donor recipient himself, presented information regarding Organ Donor Awareness Month. Mr. Dener urged the Legislature to propose legislation such as what the Orange County Legislature and Executive Ed Diana had put forth. He was joined by Legislators Provenzano, Ronk, Belfiglio and Rob Parete of the Health and Personnel Committee for a presentation of a Proclamation acknowledging April as Organ Donor Awareness Month.

**PRESENTATIONS:**

Chairman Terry L. Bernardo called upon District No. 7 Legislator Jeanette Provenzano, Deputy Chair of the Health and Personnel Committee to present a Pride of Ulster County Award to Vincent McLaughlin in recognition Autism Awareness Month and of his tireless efforts as an advocate for persons with disabilities, particularly those with Autism. Recipient Vincent McLaughlin addressed the Legislature in acknowledgment of the Pride of Ulster County.

**PUBLIC COMMENT:** There were 35 public commentators.

1. **Eric Wightman:**

Mr. Wightman, a High Falls resident, spoke in support of the Catskill Mountain Rail Trail stating that in his opinion, Ulster County could partially benefit from individuals traveling from the greater New York City metropolitan vicinity in search of recreational activities that were no longer feasible along the east coast shores as a result of the devastating effects of Hurricane Sandy.

2. **Carl Chipman:**

Town of Rochester Supervisor and Association of Supervisors of Ulster County President Chipman stated that the Association had requested that he attend on their behalf to discuss Resolution No. 86; which is regarding the Resource Recovery Agency Board of Directors reconfiguration. Supervisor Chipman conveyed that the Association was unanimously opposed to having Legislators on the Board of Directors and felt the public would be better served to have members from the Supervisors Association on the Board.

**PUBLIC COMMENT (Cont.):**

3. **Anna Millenson:**

Ms. Millenson indicated she was an Ulster County resident speaking as a mother, cyclist and clinical social worker in support of a Rail Trail for the benefit those wishing to get healthy. She stated that her children and husband enjoy the benefits of physical fitness. Mrs. Millenson stated she had traveled to various locations (Vermont and Cape Cod) and how convenient it would be for her family to simply be able to access a Rail Trail in Boiceville, to run, walk, ski and enjoy an ice cream on their travels. Mrs. Millenson was opposed to the suggestion of a rail and trail corridor. Written statement and list of supporters on file with the Clerk of the Legislature.

4. **Steve Rice:**

Mr. Rice indicated he was President of the Ulster County Trails Advisory Committee and spoke in support of the rail trail. He noted the progress made on the trail from Marbletown to Rochester. Mr. Rice touted that the rail trail wasn't only a health benefit but that it provided a transportation corridor.

5. **Gregg Swansey:**

Mr. Swansey stated he has been a resident of Ulster County since the 1980's and was the Director of the Economic Development & Strategic Partnerships for the City of Kingston. Written statement on file with the Clerk of the Legislature.

6. **Martin Daley:**

Mr. Daley stated he was a representative of Parks and Trails New York (PTNY) speaking on behalf of enhancing the Rail Trail and was currently working with the City of Kingston and the Kingston Land Trust. He indicated, having examined the CMRR Study and the 2006 Ulster and Delaware Railroad Rail with Trail Feasibility Study, he concluded that the Rail with Trail was not suitable for the corridor. He stated that much of what was being referred to as "rail with trail" was not the case. He stated PTNY believed the undertaking to have a Rail with Trail would be incredibly expensive, difficult to build and not attractive to tourists. He indicated PTNY strongly encourage the Legislature to create only use of a Rail Trail in the corridor.

7. **Joan Reynolds:**

Ms. Reynolds stated she spoke for herself and another 60 other Ulster County residents in support of the Rail Trail. List of supporters on file with the Clerk of the Legislature.

8. **Stuart Auchincloss:**

Mr. Auchincloss spoke in support of the Rail Trail network, recounting the benefits of exercising on Rail Trails and his travels to achieve that experience. Mr. Auchincloss referenced a book *Younger Next Year* which encouraged healthy living.

**PUBLIC COMMENT (Cont.):**

9. **Kevin Smith:**

Mr. Smith spoke about stakeholders, the corridor and the 7 communities that the corridor passes through. Mr. Smith recounted the benefits that would come to the areas, such as Boiceville, Phoenicia, Pine Hill and Winchell's Corners, as a result of the Rail Trail asked that the opportunity not be allowed to pass by. He stated that the return on the investment needed to be realized and felt it would happen.

10. **Kathy Nolan:**

Ms. Nolan referenced the website and petition currently with 1,129 signatures in support of the Rail Trail. Ms. Nolan stated that the request was made to make the Rail Trail a priority. Petition on filed with the Clerk of the Legislature.

11. **Gloria Waslyn:**

Ms. Waslyn believed strongly in a resolution that benefits all people and leaves behind no harm. Ms. Waslyn was willing to talk about new solutions that would honor the people in the community that were dedicated to the Rail and those dedicated to the Rail Trail.

12. **John Grossbohl:**

Mr. Grossbohl stated he was an expedition bicycle tourist and spoke in support of the Rail Trail stating that many trails he traveled in the past dead-ended.

13. **Dr. Lance Hoffman:**

Mr. Hoffman stated he was a Civil Environmental Engineer and spoke against a Rail with Trail. He supported Rail Trails. Written statement on file with the Clerk of the Legislature.

14. **Michael Baden:**

Mr. Baden wished to address proposed Resolution No. 85 which addressed the Rules of Order of the Legislature. He noted the difference between a recusal and an abstention. Mr. Baden stated Rule 10(R) should be taken further in definition. Mr. Baden proposed that when a Legislator recuses him/herself, the Legislator involved would have to state that they are recusing themselves before it gets to a meeting, that the Clerk of the Legislator is notified and that it be possibly be listed on the resolution itself, much like financial impact is listed. Mr. Baden also suggested that the Legislator be directed not to discuss the Resolution with any other Legislator, in or out of Chambers. Mr. Baden stated that an abstention is no different than a "yes" or "no" vote.

15. **Wally Cook:**

Mr. Cook commented in favor of the Catskill Mountain Rail Trail. He stated he was the former chair of the Trails Committee and was also a fan of railroads. Mr. Cook stated the



**PUBLIC COMMENT (Cont.):**

County would be well-served economically and recreationally to have a decrepit-free zone, with a network of trails and felt the rail trail would be an excellent addition.

16. **Steve Ladin:**

Mr. Ladin stated he was the former Chairman of the Ulster County Trails Advisory Committee, former administrator for the Trolley Museum of New York and author of an *Arcadia Publication* entitled "Ulster County Railroads." Mr. Ladin stated he wasn't totally convinced that the railroad could not exist along a trail. Mr. Ladin felt some type of equitable agreement could be reached with regard to railroad, rail trail and rails with trail.

17. **George Bain:**

Mr. Bain referenced his great aunt, whose husband was the stationmaster of the NY Central in Poughkeepsie and who taught him the use of "horse feathers" in social environments. Mr. Bain asked the Legislators to find information and ask questions including what the cost to rebuild the railroad would be.

18. **John Patane:**

Mr. Patane wished to clarify certain misconceptions, one of which was that the Ulster and Delaware corridor was in the way of connecting the Ashokan Reservoir with the Walkway Over the Hudson. Mr. Patane referenced specific gaps along the way and remarked that if the rails were taken up the result would be four incomplete rail trails.

19. **Harry Jameson:**

Mr. Jameson stated he is the Chairman of the Catskill Mountain Railroad and referenced the 2002 Restoration of the Catskill Mountain Branch Railroad – Kingston to Phoenicia, an Ulster County document which documented how the Catskill Mountain Railroad was worked to connect Kingston to Phoenicia. Mr. Jameson asked the Legislature to support the engineering document.

20. **Katherine Isabelle:**

Ms. Isabelle stated she was a volunteer with the CMRR working primarily as train crew. She noted passengers who had utilized the train who wouldn't be able to use the rail trail.

21. **Neil Isabelle:**

Mr. Isabelle wished to bring a different prospective on what draws tourists and recounted the variety of people who had ridden the train. Mr. Isabelle displayed a magazine *Trailer Life* which ran an article about a train in New Mexico and the people's love of trains. He also referenced *Hudson Valley Magazine* that listed the CMRR as Number "4" on the list of things to do in Ulster County.

**PUBLIC COMMENT (Cont.):**

22. **Peter Fluchere:**

Mr. Fluchere stated was a shoveler on the CMRR and thanked the Town of Rosendale Town Board in waiting for Ulster County officials to make peace with the CMRR before endorsing a county trail effort. Mr. Fluchere conveyed great strides had been made in repairs of the line and the cars.

23. **Karl Beard:**

Mr. Beard stated he was with the National Parks Service Rivers, Trails and Conservation Assistance Program. Mr. Beard recounted expenditures of tourists using rail trails and the amounts spent. He stated that connectivity and the quality of the trail was important. Mr. Beard stated rail with trail diminished the quality of the rail trail.

24. **Paul LaPierre:**

Mr. LaPierre stated he was a Greene County resident who recounted the railroad historically linking the mountaintop in Jewett with the towns beyond. Mr. LaPierre stated that there were numerous trails but only one railroad that could generate tourism and money for the County.

25. **Dakin Morghouse:**

Mr. Morghouse asked the Legislature to thoroughly consider the rail trail, rail with trail and railroad and indicated what he believed would be the result of the final decision made. Mr. Morghouse supported composite rail with trail system.

26. **Tim Weidemann:**

Mr. Weidemann stated he was a businessman in the City of Kingston. He stated the rail with trail proposal required significant engineering costs for design accommodations and supported building a trail and rail with trail from Kingston to Phoenicia.

27. **Erick Goodhart:**

Mr. Goodhart stated she was a New Paltz resident who had trained across the country for a bike race and encountered experience with rail and trail, rail trail and had seen railroads in operation.

28. **Mary-Ann Parker:**

Ms. Parker stated that CMRR didn't clean portions of railroad that she lived nearby and was against allowing the railroad to operate in the City of Kingston. (Written comments on file with the Clerk of the Legislature).

29. **Matt Ryan:**

Booklet, packet of railroad tracks with photographs, and written comment on file with the Clerk of the Legislature.

**PUBLIC COMMENT (Cont.):**

30. **Tim Quilty:**

Mr. Quilty wished Legislature would look at the project. He believed that the County Executive was right and that the rail trail linking the three proposed railroad beds would be a benefit for the area and felt tourism would bring people. He stated that in many areas in the U.S., they were embracing ecotourism.

31. **William Sheldon:**

Mr. Sheldon stated he was a professor from SUNY Ulster and also a cyclist in Ulster County who supported a safe corridor to be used by children to bicycle.

32. **Melissa Gibson:**

Ms. Gibson reflected on experiences of her family enjoying recreational activities in Ulster County, along Route 28, prior to moving here. Ms. Gibson supported a safe bike trail in her area, stating that the activity would help fight childhood obesity. She stated she didn't support train with trail in her area, indicating it posed a health and safety issue.

33. **Dawn Naccarato:**

Ms. Naccarato stated she was a resident from Shokan who was an avid bike riding, a personal trainer, and was opposed to a train in the Shokan area.

34. **Michael Dillinger:**

Written statement on file with the Clerk of the Legislature.

35. **Helena Baldaga:**

Ms. Baldaga stated she lived in West Hurley and hoped to find a common ground for both the railroad and rail trail to exist.

**RESOLUTION NOS: 85, 86- 114, 116-117**

**Resolution No. 85** - Rescinding The Rules Of Order Of The Ulster County Legislature Adopted On January 3, 2012 And Establishing New Rules Of Order Of The Ulster County Legislature

**SECOND READING ONLY**

**Resolution No. 86** - Requesting The Introduction Of Legislation To Amend Article 13-G Of The Public Authorities Law Relating To The Ulster County Resource Recovery Agency

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**Legislator Ronk motioned, seconded by Legislator Belfiglio, to strike sections D thru F, deleting any reference to an Advisory Board to the Resource Recovery Agency.**

MOTION ADOPTED BY THE FOLLOWING VOTE:

AYES: 18 NOES: 2  
(Noes: Legislators John Parete and Provenzano)  
(Absent: Legislators Aiello, Briggs and Richard Parete)

Legislators Belfiglio, Provenzano, John Parete, Bartels, Gregorius, Wishnick and Harris were recognized to explain their vote.

DEFEATED AS AMENDED BY THE FOLLOWING VOTE:

AYES:10 NOES: 10  
(Ayes: Legislators Bartels, Belfiglio, Gerentine, Gregorius, Harris, Maio, Roberts, Rodriguez, Wawro and Wishnick)  
(Absent: Legislators Aiello, Briggs and Richard Parete)

***Resolution No. 87*** - Amending The Rules Of Order Of The Ulster County Legislature To Require the Recording of Legislative Meetings and Standing Committee Meetings

**FIRST READING ONLY**

**Legislator Ronk motioned, seconded by Legislator Bartels, to add the language “as determined by the Clerk of the Legislature or the Director of Information Services” to Section DD as indicated in bold font.**

MOTION ON AMENDMENT ADOPTED BY THE FOLLOWING VOTE:

AYES: 20 NOES: 0  
(Absent: Legislators Aiello, Briggs and Richard Parete)

**Motion by Legislator Ronk, seconded by Legislator Donaldson to take Resolution Nos. 88 – 91, 93-95, 97-98, 100, 104, 106-111 and 113 as a block with 1 abstention on Resolution No. 107.**

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**Resolution Nos. 88-91, 93-95, 97-98, 100, 104, 106-111 and 113** were adopted unanimously by the following vote:

AYES: 20 NOES: 0  
(Absent: Legislators Aiello, Briggs and Richard Parete)

**Resolution No. 107** adopted by the following vote:

AYES: 19 NOES: 0  
(1 Abstention: Legislator Belfiglio)  
(Absent: Legislators Aiello, Briggs and Richard Parete)

**Resolution No. 92** - Appointing And Reappointing Members To The Soil And Water Conservation District Board

**Legislator Ronk motioned, seconded by Legislator Donaldson, to strike April 1, 2013 as the appointment term effective date and replace it with “Present” as indicated in bold font.**

MOTION ADOPTED BY THE FOLLOWING VOTE:

AYES: 20 NOES: 0  
(Absent: Legislators Aiello, Briggs and Richard Parete)

ADOPTED AS AMENDED BY THE FOLLOWING VOTE:

AYES: 20 NOES: 0  
(Absent: Legislators Aiello, Briggs and Richard Parete)

**Resolution No. 96** - Appropriating Funds From The Liability And Casualty Reserve Fund For Payment Of A Judgment – Amending The 2013 Ulster County Budget – Department Of Insurance

**Legislator Gerentine motioned, seconded by Legislator Rodriguez, to strike all above references to the contingency account, and to utilize all allocated insurance related funding for payment of judgments prior to transferring funds from contingency for such use.**

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MOTION ADOPTED BY THE FOLLOWING VOTE:

AYES: 20 NOES: 0

(Absent: Legislators Aiello, Briggs and Richard Parete)

ADOPTED AS AMENDED BY THE FOLLOWING VOTE:

AYES: 20 NOES: 0

(Absent: Legislators Aiello, Briggs and Richard Parete)

**Resolution No. 99** - Authorizing The Cost Of Road Reconstruction And Resurfacing Throughout And In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$400,000, And Authorizing The Issuance Of \$400,000 Bonds Of Said County To Pay The Cost Thereof

ADOPTED BY THE FOLLOWING ROLL CALL VOTE:

AYES: 20 NOES: 0

(Absent: Legislators Aiello, Briggs and Richard Parete)

**Resolution No. 100** - Amending Capital Project No. 262, A Project For The Bridge Replacement On Mud Tavern Road Over The Dwaarkill – Transportation Improvement Project (TIP) Not On The State Highway System – Public Works (Highways And Bridges)

ADOPTED BY THE FOLLOWING ROLL CALL VOTE:

AYES: 20 NOES: 0

(Absent: Legislators Aiello, Briggs and Richard Parete)

**Resolution No. 101** - Authorizing Certain Costs In Connection With The Replacement For The Bridge On Mud Tavern Road, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$18,983, And Authorizing The Issuance Of \$18,983 Serial Bonds Of Said County To Pay The Cost Thereof

ADOPTED BY THE FOLLOWING ROLL CALL VOTE:

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AYES: 20 NOES: 0  
(Absent: Legislators Aiello, Briggs and  
Richard Parete)

**Resolution No. 102** - Establishing Capital Project Nos. 362, 364 through 367 and Nos. 382-384 – Roof Repairs – Various County Buildings – Amending The 2013 - 2018 Capital Program - Department Of Public Works (Buildings And Grounds)

**Legislator Gerentine motioned, seconded by Legislator Maio, to strike three (3) incorrect dollar amounts, two (2) within the body of the resolution and one (1) under the financial impact, and replace them with accurate figures, and also to add an additional RESOLVED, as indicated in bold font.**

MOTION ADOPTED BY THE FOLLOWING VOTE:

AYES: 20 NOES: 0  
(Absent: Legislators Aiello, Briggs and Richard  
Parete)

ADOPTED AS AMENDED BY THE FOLLOWING VOTE:

AYES: 20 NOES: 0  
(Absent: Legislators Aiello, Briggs and Richard  
Parete)

**Resolution No. 103** - Authorizing The Reconstruction Of Roofs At Various County Facilities, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$896,400, And Authorizing The Issuance Of \$896,400 Serial Bonds Of Said County To Pay The Cost Thereof

ADOPTED BY THE FOLLOWING ROLL CALL VOTE:

AYES: 20 NOES: 0  
(Absent: Legislators Aiello, Briggs and  
Richard Parete)

**Resolution No. 105** - Authorizing The Replacement And Reconstruction Of Various Bridges And Box Culvers Throughout And In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$775,000, And Authorizing The Issuance Of \$775,000 Bonds Of Said County To Pay The Cost Thereof

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ADOPTED BY THE FOLLOWING ROLL CALL VOTE:

AYES: 20 NOES: 0  
(Absent: Legislators Aiello, Briggs and  
Richard Parete)

**Resolution No. 112** - Authorizing The Chairman Of The Ulster County Legislature To Execute An Intermunicipal Agreement With Various Municipalities For The Operation Of U.R.G.E.N.T. (Ulster Regional Gang Enforcement Narcotics Team) – Ulster County Sheriff

**Legislator Ronk motioned, seconded by Legislator Rodriguez, to include the Town of New Paltz as indicated in the WHEREAS above in bold font.**

MOTION ADOPTED BY THE FOLLOWING VOTE:

AYES: 20 NOES: 0  
(Absent: Legislators Aiello, Briggs and Richard  
Parete)

ADOPTED AS AMENDED BY THE FOLLOWING VOTE:

AYES: 20 NOES: 0  
(Absent: Legislators Aiello, Briggs and Richard  
Parete)

**Resolution No. 114-** Calling On The Ulster County Industrial Development Agency (UCIDA) To Establish A Policy Regarding Incumbent Legislators And Payment In Lieu Of Tax (PILOT) Agreements

Chairman Bernardo abstained from the discussion and vote, recognizing Vice-chairman Maloney for the purposes of presiding over session for the vote.

**Legislator Rodriguez motioned, seconded by Legislator Donaldson, to strike every WHEREAS except the first two.**

MOTION DEFEATED BY THE FOLLOWING VOTE:

AYES: 9 NOES: 10  
(1 Abstention: Legislator Bernardo)  
(AYES: Legislators Bartels, Donaldson, Gregorius,



Loughran, John Parete, Robert Parete, Provenzano, Rodriguez, and Wishnick)  
(Absent: Legislators Aiello, Briggs and Richard Parete)

DEFEATED BY THE FOLLOWING VOTE:

AYES: 9 NOES: 10  
(1 Abstention: Legislator Bernardo)  
(AYES: Legislators Bartels, Donaldson, Gregorius, Loughran, John Parete, Robert Parete, Provenzano, Rodriguez, and Wishnick)  
(Absent: Legislators Aiello, Briggs and Richard Parete)

Chairman Bernardo resumed the chair to preside over the session.

***Resolution No. 116*** - Authorizing The Continuation Of Agricultural District No. 1 – Hudson River – Towns Of Esopus, Lloyd, Marlborough, New Paltz and Plattekill – Department Of Planning

**Legislator Gerentine motioned, seconded by Legislator Maio, to have an additional property added to the list of properties that shall remain included in Agricultural District No. 1.**

MOTION ADOPTED BY THE FOLLOWING VOTE:

AYES: 20 NOES: 0  
(Absent: Legislators Aiello, Briggs and Richard Parete)

ADOPTED AS AMENDED BY THE FOLLOWING VOTE:

AYES: 20 NOES: 0  
(Absent: Legislators Aiello, Briggs and Richard Parete)

***Resolution No. 117*** - Approving Home Rule Request For Senate Bill No. S4516 And Assembly Bill No. A5130 Authorizing Ulster County To Continue The Additional 1% Rate Of Its Sales And Compensating Use Tax For Two More Years

ADOPTED BY THE FOLLOWING VOTE:

AYES: 20 NOES: 0  
(Absent: Legislators Aiello, Briggs and  
Richard Parete

**MEETING ADJOURNED IN MEMORY OF:**

Michael J. Krum, Mt. Marion	Amos J. MacCreery, Jr., Kingston
Genevieve S. Bittner, Kingston	Earl W. Harp, New Paltz
Gerard T. Soldner, Kingston	Derek James Wood, Ulster Park
Harold Berean, Jr., Highland	Marjorie H. Spada, Kingston
Roy Bynum Keener, Franklin, N.C.	Gilda J. Iannone, Yonkers
John A. Watzka, Kingston	Jean Henson, Connecticut
Robert J. McNally, Stone Ridge	Harvey V. Finch, Hurley
Michael Stapleton, Shandaken	Carmela Violetta Garrison, Saugerties
Deborah Bundschuh, Saugerties	Mildred Ann Moylan, Rosendale
Florence "Flo" Davis, Kingston	Kevin Reynolds, Saugerties
Charles J. Gambino, Saugerties	Theresa C. Howell, New Paltz
Frederick Schussler, Jr., Lomontville	Pete Keator, Kerhonkson
Susan Ann Benincasa, Kingston	Ludwig Montesa, New Paltz
Virginia E. Wasserbach, Saugerties	Hugo Dachenhausen, Lake Katrine
Helen M. Young, Saugerties	Richard Benjamin, Saugerties
Harvey R. Myers, Saugerties	Carla T. Smith, Saugerties
Norman "Breezy" Chaffee Bohan, Esopus	Loretta Scheid, Kingston

**MEETING ADJOURNED: 9:30 P.M.**

**NEXT MEETING:**

The next Regular Meeting of the Ulster County Legislature will be held on **Tuesday, May 14, 2013 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 24, 2013 at 12 Noon.**