

# 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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## AGENDA

**SEPTEMBER 19, 2012**

**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 EXIT AND MOVE AWAY FROM THE BUILDING

### **CELL PHONES:**

Please silence cell phones for the duration of Session.

### **MICROPHONES**

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

**ROLL CALL:**

Present:

Absent:

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

**COMMUNICATIONS FROM:**

Terry Bernardo, Chairman

Appointments to Special Committee of the Future of RRA – Legs. Wawro, Belfiglio, Ronk, Bartels, Wishnick, Provenzano, Rodriguez, Gregorius, Maloney, Maio, Harris, Gerentine, J. Parete and Lopez

Ulster County Resource Recovery Agency

UCRRA 2013 Proposed Operating Budget

UCRRA 2013 Proposed Operating Budget Memorandum

Regular Board meeting Agenda, September 17, 2012

Draft Minutes of the Regular August 20, 2012 Board Meeting

Town of Poughkeepsie

Notice of Hearing, Wednesday September 5, 2012 @ 7:00 pm – Amending definitions in Town Zoning Law

Dutchess County Arts Council

Awards Ceremony 8/30/12 – Letter County Action Report, Month of July, 2012

Beatrice Havranek, Esq., Ulster County Attorney

Ulster County Charter Revision Commission Report 8/28/12

Leg. Kenneth Ronk, Jr., Minority Leader

Leg. Kevin Roberts Appointment – Transportation Evaluation Task Force

Gaetana Ciarlante, LCSWR

UCIDA Pilot Proposal – Letter

Ulster County Staff Association

UCSA Executive Board Member Changes

NYS Department of Agriculture & Markets

Letter of Inclusion of Agricultural Land Legislative Report

NYS Assembly Committee on Environmental Conservation

UC Periodic Compensation Review Committee

July 25, 2012 Minutes

State of New York Real Property Tax Services

List of Certified 2012 State Equalization Rates – 8/21/12

Saugerties Historical Society

Summer 2012 Newsletter

**COMMUNICATIONS (continued):**

NYSAC	Syracuse/Liverpool Fall Seminar, Sept. 12 – 14
NYS Solid Waste	<i>Examiner</i> – Summer 2012
Epilepsy Foundation, Northeastern New York	Epilepsy Awareness Newsletter – Summer 2012
Robert DiBella, Director, UC Public Transportation	Federal Drawdown – UCAT Grant #NY-96-X021-00
Ulster County Tourism	<i>Trending</i> , September 2012 Newsletter
	Woodstock Film Festival 10/10-14
	Taste of New Paltz, 9/16
	9 <sup>th</sup> Annual Bike for Cancer Care 9/16
Ulster County Sheriff	Re: URGENT MOU
Ulster County Association of Supervisors & Mayors	8/28/12 Request re: Budget Financial Impact
	9/30/12 Garden Party
Community Foundations of the Hudson Valley	11 <sup>th</sup> Annual Gala, 10/6/12
Anderson Center for Autism	Summer 2012 Newsletter
New Horizons Resources, Inc.	Autumn 2012 Newsletter
Cornell Cooperative Extension	Summer/Fall 2012 Legislative Update
	Thank You Card
Judy Mletzko	Bearsville-Wittenberg Rd., Co. Rd #46 Box Culvert Replacement
Ulster County Dept. Public Works	Orchard Drive, Co Rd#24 Culvert Replacement
	Proposed Local Law 11 Submission to Board of Elections
Ulster County Clerk of the Legislature	Rosendale Citgo Station Environmental Study
NYS Dept. Environmental Conservation	Human Resource Training Seminars
	Adoption of Resolutions 2157, 2159 – 2169 and 2171-2173
CareerTrack	Summer 2012 Newsletter
Catskill Watershed Corp.	Draft Resolution No. 237 – Memorandum
NYS Rural Resources Commission	August 20, 2012 Minutes
Office of the Ulster County Comptroller	September 5, 2012 Minutes, July 25, 2012 Notes
Periodic Compensation Review Committee	

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**COMMUNICATIONS (continued):**

Ulster County Chamber of Commerce

Free Recycling Old Computers &  
Electronics  
Hits Triathlon Series, September 21-  
23, 2012

August 2012 UC Disaster Recovery  
Committee Newsletter

SCORE Newsletter

Artists for Autism 2012, September 29,  
2012 Benefit Concert

1<sup>st</sup> Annual Chicken BBQ, October 10,  
2012, 4-7 p.m.

Chamber Members November 15, 2012

NYC Bus Trip

HealthAlliance – Emergency and  
Continuing Care Pamphlet

Ulster BOCES Newsletter – Chris  
Mergendahl

June 7, 2012 Commission Meeting  
Minutes

Federal Drawdown- UCAT

Grant #NY-96-X021-00, AARA

Federal Drawdown – UCAT Grant  
#NY-90-X682-00

May 14, 2012 Agenda

June 11, 2012 Sanitary Code Public  
Hearing

April 9, 2012 Agenda

Resolution No. 216 of 2012

Notice of Appointment, Deputy

Planning Director Christopher White

Receipt of Resolution No. 82 of 2012

March 25-28, 2013, New Orleans, LA

Second Annual Nutcracker Open

Miniature Golf Event, October 12,

2012

Ulster County Community Action Committee

Ulster County Human Rights

Robert DiBella, Director UC Transportation

Ulster County Board of Health

Orange County Legislature

Ulster County Planning Department

New York State Comptroller

2013 National Hurricane Conference

Catskill Ballet Theatre

**COUNTY EXECUTIVE COMMUNICATIONS**

Appointments to Workforce Investment Board – Erika Kastel, Dr. Charles Khoury, Daniel O’Shea, Michael Iapoce & Carole Furman.  
Reappointments to Workforce Investment Board  
August 2012 Budgetary Transfers  
Ulster County Corporate Compliance Committee Minutes – May 16 & June 12, 2012  
Department of Employment & Training – Annual Performance Outcome Report Notification

**COMMITTEE REPORTS:**

Economic Development & Tourism  
Environmental, Energy & Technology  
  
Health & Personnel  
Law Enforcement & Public Safety  
Laws & Rules, Governmental Services  
  
Legislative Programs, Education & Community Services  
Public Works & Capital Projects  
Social Services  
Ways and Means

**DATE:**

August 6, 2012  
August 2, 2012  
August 9, 2012  
July 30, 2012  
July 31, 2012  
July 23, 2012  
July 25, 2012  
July 31, 2012  
August 1, 2012  
July 30, 2012  
August 7, 2012  
August 14, 2012

**PRIVILEGE OF THE FLOOR:**

Chairman Terry L. Bernardo will recognize Sheriff Paul VanBlarcum to discuss issues pertaining to Resolution 237.

Chairman Terry L. Bernardo will recognize Timothy B. Rose, Executive Director of the Ulster County Resource Recovery Agency (UCRRA), and Agency Recycling Coordinator, Michelle Bergkamp, to discuss the UCRRA composting efforts and the opening of the new composting facility.

**PRESENTATIONS:**

Chairman Terry L. Bernardo will call upon District No. 2 Legislator Robert Aiello, Chairman of the Health and Personnel Committee, District No. 1 Legislator Mary Wawro, and District 3 Legislator Dean Fabiano to present a Pride of Ulster County Award to Doreen Peone, in special recognition of her dedication and service to the community.

**PUBLIC COMMENT:**

**RESOLUTION NOS: 195, 222 - 244**

- 195      Approving Administrative Guidelines For A Performance Based Economic Development Plan Agreement And Base Agreement Between Ulster County Development Corporation And The County Of Ulster – 2012 Appropriation – Ulster County Development Corporation**
  
- 208      Directing the Ulster County Department of the Environment To Assist Ulster County Municipalities To Enact Local Ordinances Prohibiting Hydraulic Fracturing  
WITHDRAWN BY SPONSOR**
  
- 222      Urging Governor Cuomo And The Regional Economic Development Council To Provide Funding For The Hudson Landing Development Project**
  
- 223      Authorizing The Commissioner Of Finance To Reinstate The Installment Agreement With E. Griesser As President For ERED Enterprises, Inc. And Accept Payment Of 2007, 2008 And 2009 Taxes Under Said Agreement  
WITHDRAWN BY SPONSOR**
  
- 224      Requesting Transfer Of Funds From Contingent Account For Cornell Cooperative Extension in Ulster County – Amending The 2012 Ulster County Budget**
  
- 225      Requesting Approval Of The Ulster County Legislature To Allow Individual Municipalities In Ulster County To Decide Whether Casinos Should Be Located Within Its Borders**

- 226** Authorizing The Ulster County Commissioner Of Finance To Accept Redemption Offers Relative To Payment Of Real Property Taxes In The 2010 *In Rem* Foreclosure Proceeding – Department Of Finance
- 227** Authorizing The Chairman Of The Ulster County Legislature To Execute An Inter-Municipal Agreement With The Onteora Central School District For Substance Abuse Prevention Services - Department Of Mental Health
- 228** Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement With The Natural Resources Conservation Service, United States Department of Agriculture To Accept Funding For A Stream Remediation Project - Department Of Public Works (Highways and Bridges)
- 229** Authorizing The Chairman Of The Ulster County Legislature To Execute An Easement Agreement With Peter Cleary Allowing The County Access To Privately-Owned Real Property In The Town Of Shandaken Adjacent To Little Peck Hollow Creek – Department Of Public Works (Highways and Bridges)
- 230** Authorizing The Chairman Of The Ulster County Legislature To Execute An Easement Agreement With Richard Amdur Allowing The County Access To Privately-Owned Real Property In The Town Of Shandaken Adjacent To Little Peck Hollow Creek – Department Of Public Works (Highways and Bridges)
- 231** Establishing Capital Project No. 374 For The Purchase And Installation Of Eight Salt Storage Buildings At Department of Public Works Facilities Throughout The County – Amending The 2012-2017 Capital Program– Amending the 2012 Capital Project Fund – Department Of Public Works (Highways and Bridges)
- 232** Authorizing The Construction Of Salt Storage Facilities, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$745,500, And Authorizing The Issuance Of \$745,500 Bonds Of Said County To Pay The Cost Thereof
- BOND**
- 233** Establishing Capital Project No. 375 For The Purchase Of 64 Computerized Salt Spreaders For Snow Plows – Amending The 2012-2017 Capital Program And The 2012 Capital Project Fund – Public Works (Highways and Bridges)

- 234** Authorizing The Purchase Of Salt Spreaders, For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$320,000, And  
**BOND** Authorizing The Issuance Of \$320,000 Bonds Of Said County To Pay The Cost Thereof
- 235** Amending Resolution No. 253 Dated October 19, 2010, And Authorizing The Chairman Of The Ulster County Legislature To Execute A Revocable Permit Agreement With The State of New York, Allowing The New York State Department Of Correctional Services And Community Supervision To Use Space At Ulster County's Old Jail – Department of Public Works, Division Of Buildings And Grounds
- 236** Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement With The New York State Unified Court System For Funding For Court Attendants For The Period April 1, 2012 To March 31, 2013 - Amending The Ulster County Budget – Sheriff's Office
- 237** Authorizing The Chairman Of The Ulster County Legislature To Execute An Intermunicipal Agreement With Various Municipalities For The Continued Operation Of U.R.G.E.N.T. (Ulster Regional Gang Enforcement Narcotics Team) – Ulster County Sheriff  
**WITHDRAWN BY SPONSOR**
- 238** Amending The 2012 Ulster County Budget To Accept Grant Funding From The New York State Department Of Labor For The Purchase Of Assistive Technology Equipment – Department Of Employment And Training
- 239** Amending The 2012 Ulster County Budget To Accept An Additional Allocation Of Dislocated Worker Funds From The New York State Department Of Labor – Department Of Employment And Training
- 240** Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement With New York State Division of Criminal Justice Services For Participation In Operation IMPACT IX – District Attorney – Ulster County Sheriff – Department Of Probation



- 241 Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement With New York State Division Of Criminal Justice Services For A Domestic Violence Program – District Attorney**
- 242 Authorizing An Agreement Between The County Of Ulster And The Ulster County Unit Of The Civil Service Employees Association, Inc., For The Years 2011 through 2014**
- 243 Approving The Execution Of Various Contracts And Change Orders In The Amount Of \$50,000.00 Or In Excess Of \$50,000.00 Entered Into By The County**
- 244 Providing Exemptions From Sales And Compensating Use Taxes For Receipts From Sales Of, And Consideration Given Or Contracted To Be Given For, Or For The Use Of, Property And Services Exempt From State Sales And Compensating Use Taxes Pursuant To Subdivision (hh) Of Section 1115 Of The New York Tax Law, Pursuant To The Authority Of Article 29 Of The Tax Law Of The State Of New York**
- 245 Directing the Clerk of the Legislature To Post Information to Assist Ulster County Municipalities To Enact Local Ordinances Prohibiting Hydraulic Fracturing  
POSTPONED UNTIL THE OCTOBER MONTHLY MEETING OF THE ENVIRONMENTAL, ENERGY & TECHNOLOGY COMMITTEE**
- 246 Setting A Public Hearing Pursuant To Section 1182 Of the Real Property Tax Law Of The State Of New York To Consider The Request For Cancellation Or Reduction Of Interest, Penalties And Other Charges On Town Of Shandaken Property Owned By ERED Enterprises, Inc., on Tuesday, October 16, 2012 at 7:00 PM**

**MEETING ADJOURNED IN MEMORY OF:**

**Ruth Jones, Hurley**

**John E. Hutton, Saugerties**

**John VanWart, Valdasta, Ga (Saugerties)**

**Dorothea Denman, Shokan**

**Joan B. Killeen, Port Ewen**

**Douglas C. Rockwell, Bradford, PA**

**Vernon Keator, Stone Ridge**

**George DuBois Eckert, New Paltz**

**John “Jack” Fallon, Woodstock**

**Eila Syliva LeFevre, New Paltz**

**George “Pete” Eckert, New Paltz**

**Florence Beichert, Kingston**

**Joseph C. Manginelli, Kingston**

**Arthur John Perry Sr, Kingston**

**Carolyn E. Barnes, San Antonio, TX**

**Stephen Dishek, Stone Ridge**

**Donna Mae Light, Woodstock**

**Tillie Tapper, Lake Katrine**

**Margaret E. Carro, Stone Ridge**

**Richard Justy, Palenville**

**Velman Wright, Saugerties**

**Estelle M. Hafner, Bloomington**

**Ann F.Fuller, Kingston**

**John “Buzzy” Walker, Kingston**

**NEXT MEETING:**

The next Regular Meeting of the Ulster County Legislature will be held on **Tuesday, October 16, 2012 at 7:00 PM** in the Legislative Chambers, Sixth Floor, Ulster County Office Building, 244 Fair Street, Kingston, New York.

Resolution deadline is **Wednesday, September 26, 2012 at 12 Noon.**

**MEETING ADJOURNED:**