

ULSTER COUNTY LEGISLATURE

KENNETH J. RONK, JR. Chairman
JAMES F. MALONEY, Vice Chairman
MARY BETH MAIO, Majority Leader
HECTOR S. RODRIGUEZ, Minority Leader
VICTORIA A. FABELLA, Clerk



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MINUTES

FEBRUARY 16, 2016

REGULAR MEETING

7:00 PM

MEETING CALLED TO ORDER BY CHAIRMAN: 7:09 PM

PLEDGE OF ALLEGIANCE TO THE FLAG: Led by Majority Leader Hector Rodriguez.

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 Session.

MICROPHONES

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

ROLL CALL: Present: 18 Absent: 5 (Legislators Briggs, Fabiano, Gerentine, Maloney and Roberts)

BIRTHDAYS:

Legislator Jonathan R. Heppner, February 2nd
Legislative Staff Jay Mahler, February 23rd
Legislator Richard Parete, February 25th

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

Majority Leader Mary Beth Maio motioned, seconded by Minority Leader Hector Rodriguez to dispense with the reading of the minutes of the previous meeting. All in favor.

COMMUNICATIONS FROM:

Chairman Kenneth J. Ronk, Jr.
Senate State Of New York, Senator George Amedore
Legislator David Donaldson
UC Dept. of Health, Dr. Carol Smith

UC Planning Board
The Rice Family
City of Kingston, Clerk Carly Winnie

NACO County News
Trails Advisory Committee
UC Regional Chamber of Commerce
UC Traffic Safety Board

UC Cornell Univ. Cooperative Extension

UC Municipalities Tax Review
Election - Congratulations
Press Release, Family Court
Public Hearing March 14, 2016, UC
Sanitary Code & Report
Agenda, February 3, 2016
Thank You Letter
Receipt of Resolution No. 9 of
2016SupportNYS Utility Consumers
Health, Safety & Privacy Protection Act
Vol. 48, No. 1 January 2016
Sign In Sheet 12/21/2015
Ribbon Cutting Chops Grille 2/11/16
Minutes 12/7/2015 & 1/4/2016
Attendance Sheet 2/1/2016

COMMUNICATIONS (continued)

11th Annual Ag Literacy Wk. 3/14-18
Concerned Citizens
UC Personnel Department
Pro Act Inc.
Ellen Pendegar
National Association County News
UC Finance Department, Burt Gulnick

UC Regional Chamber of Commerce

NYSAC News
Soil & Water Conservation District
Napanoch Fire Company
UC Fire Advisory Board

(1) Save The Rails
Civil Service Exam Announcements
Discount Card Report January 2016
UC Substance Abuse Prevention Board
Vol. 48, No. 02, 1/25/2016
UC Economic Development Alliance
2016-2019 Budget
Hometown Bank of the Hudson Valley
Ribbon Cutting 2/11/2016,
Chamber News February 2016
Winter 2016, Vol. 37, Issue 1
Newsletter, Vol. XVII, Issue 1 2016
Volunteer Firemen's Assoc. Parade
Appointments & 1/27/2016 Minutes

COUNTY EXECUTIVE COMMUNICATIONS:

UC Corporate Compliance Committee
Minutes 12/16/2015
2016 State of the County Address
Board of Ethics Minutes 10/13/15
and 10/27/15
Re-Appointment Letter UC
Environmental Mgmt. Council (EMC)
Dave Haldeman; Term: 7/1/2016 –
6/30/2019
Re-Appointment Letter UC Human
Rights Commission David Clegg; Term:
2/1/2016 – 1/31/2019
Budgetary Transfers for January 2016

ANNUAL REPORTS:

UC Comptroller Office

DATE:

Revenues & Expenditures 4th Qtr. 2015

COMMITTEE REPORTS:

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

DATE:

January 19, 2016
January 21, 2016
January 19, 2016
December 14, 2015
January 20, 2016
January 21, 2016
January 26, 2016

PRESENTATIONS:

Honorable Kenneth J. Ronk, Jr. – Chairman Address

PUBLIC COMMENT: There was (1) one speaker signed up for public comment.

1. Robert Walters, Kingston: Mr. Walters on behalf of himself made the request that the Legislative body pass a memorializing resolution closing Indian Point Energy Center, located in Buchanan, New York.

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

Chairman Ronk called upon Legislator John Parete who Pursuant to Section C-12 of the Ulster County Charter and Section A2-7 of the Administrative Code, made a motion and seconded by Legislator Richard Parete for the Ulster County Legislature to reconsider Resolution 445 of 2015 which was vetoed by the Executive on December 23, 2015 and returned to the Legislature for reconsideration.

MOTION DEFEATED BY THE FOLLOWING ROLL CALL VOTE:

AYES: 12 NOES: 6
(Noes: Allen, Bartels, Berky, Delaune, Heppner and Rodriguez)
(Absent: Legislators Briggs, Fabiano, Gerentine, Maloney, and Roberts)

**RESOLUTION NOS: 13, 18, 84- 87, 89, 90, 92- 94, 96-11; 88- POSTPONED
91 & 95- NO ACTION TAKEN**

Resolution No. 88 – Setting A Public Hearing On Proposed Local Law No. 2 of 2016, A Local Law Amending Local Law No. 5 of 2000 (A Local Law Requiring Checkout Accuracy And The Clear, Accurate, And Adequate Display Of Selling Price), To Update The Consumer Protection Law To Allow For The Registration And Regulation Of Publicly Accessible Donation Bins, To Be Held On Tuesday, March 15, 2016 At 7:00 PM
POSTPONED IN COMMITTEE

Resolution No. 91 – Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Family Of Woodstock - Department Of Probation
NO ACTION TAKEN IN COMMITTEE

Resolution No. 95 – Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement With The New York State Division Of Criminal Justice Services For Participation In The Crimes Against Revenue Program – District Attorney
NO ACTION TAKEN IN COMMITTEE

A motion was made by Majority Leader Maio, seconded by Minority Leader Rodriguez, to move Resolution Nos. 18, 102, 110 and 111 out of the Non-Consent Agenda and into the Consent Agenda. All in favor.

Consent

- 84 Appointing Chairman Kenneth J. Ronk, Jr. As The Ulster County Legislature's Member To Serve On The County Jury Board**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 18 NOES: 0
(Absent: Legislators Briggs, Fabiano, Gerentine, Maloney, and Roberts)

- 85 Confirming Reappointment Of Member To The Board Of Health**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 18 NOES: 0
(Absent: Legislators Briggs, Fabiano, Gerentine, Maloney, and Roberts)

86 Confirming Appointment Of Member To The Traffic Safety Board

ADOPTED BY THE FOLLOWING VOTE:

AYES: 18 NOES: 0
(Absent: Legislators Briggs, Fabiano, Gerentine,
Maloney, and Roberts)

87 Confirming Appointment Of Member To The Traffic Safety Board

ADOPTED BY THE FOLLOWING VOTE:

AYES: 18 NOES: 0
(Absent: Legislators Briggs, Fabiano, Gerentine,
Maloney, and Roberts)

**89 Authorizing A Sixty (60) Day Extension For Reporting To The Ulster
County Legislature The Findings Of The Solid Waste Management
Improvement Commission**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 18 NOES: 0
(Absent: Legislators Briggs, Fabiano, Gerentine,
Maloney, and Roberts)

**90 Approving The Execution Of A Contract Amendment In Excess Of
\$50,000.00 Entered Into By The County – Atlantic Pavement Marking
Inc – Department of Public Works**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 18 NOES: 0
(Absent: Legislators Briggs, Fabiano, Gerentine,
Maloney, and Roberts)

- 92 Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Family Services Inc – Department of Mental Health**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 18 NOES: 0
(Absent: Legislators Briggs, Fabiano, Gerentine, Maloney, and Roberts)

- 93 Approving The Execution Of A Contract Amendment Causing The Aggregate Contract Amount To Be In Excess Of \$50,000.00 Entered Into By The County – Next Step Digital LLC – Department of Information Services**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 18 NOES: 0
(Absent: Legislators Briggs, Fabiano, Gerentine, Maloney, and Roberts)

- 94 Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – All State Technology Inc – Department of Public Works**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 18 NOES: 0
(Absent: Legislators Briggs, Fabiano, Gerentine, Maloney, and Roberts)

- 98 Amending Capital Project No. 260 - Bailey Bridge (BIN 3347090) – Additional Preliminary and Final Design Work – Amending the 2016 Capital Fund Budget – Public Works (Highways And Bridges)**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 18 NOES: 0
(Absent: Legislators Briggs, Fabiano, Gerentine, Maloney, and Roberts)

100 Amending the 2016-2021 Capital Program to Establish Capital Project No. 470 – Western Avenue Stormwater Project – Department Of Public Works (Highways & Bridges)

ADOPTED BY THE FOLLOWING VOTE:

AYES: 18 NOES: 0
(Absent: Legislators Briggs, Fabiano, Gerentine, Maloney, and Roberts)

104 Authorizing The Appropriation Of Grant Proceeds To The County Road Engineering Account – Amending The 2016 Ulster County Budget – Department Of Public Works (Highways & Bridges)

ADOPTED BY THE FOLLOWING VOTE:

AYES: 18 NOES: 0
(Absent: Legislators Briggs, Fabiano, Gerentine, Maloney, and Roberts)

105 Authorizing The Appropriation Of Grant Proceeds To The County Road Maintenance Account – Amending The 2016 Ulster County Budget – Department Of Public Works (Highways & Bridges)

ADOPTED BY THE FOLLOWING VOTE:

AYES: 18 NOES: 0
(Absent: Legislators Briggs, Fabiano, Gerentine, Maloney, and Roberts)

106 Amending Resolution No. 249 Of 2015, Adopted On June 16, 2015

ADOPTED BY THE FOLLOWING VOTE:

AYES: 18 NOES: 0
(Absent: Legislators Briggs, Fabiano, Gerentine, Maloney, and Roberts)

107 Amending The Ulster County Capital Asset Policy

ADOPTED BY THE FOLLOWING VOTE:

AYES: 18 NOES: 0
(Absent: Legislators Briggs, Fabiano, Gerentine,
Maloney, and Roberts)

Non-Consent

**13 Approving The Execution Of A Contract In Excess Of \$50,000.00
Entered Into By The County – Focus Media Inc – Department of
Tourism**

Legislator Bartels motioned, seconded by Legislator Rodriguez, to amend the contract by striking Section IV of Schedule B.

MOTION ADOPTED BY THE FOLLOWING VOTE:

AYES: 16 NOES: 2
(Noes: Legislators John Parete and Richard
Parete)
(Absent: Legislators Briggs, Fabiano, Gerentine,
Maloney, and Roberts)

ADOPTED AS AMENDED BY THE FOLLOWING VOTE:

AYES: 18 NOES: 0
(Absent: Legislators Briggs, Fabiano, Gerentine,
Maloney, and Roberts)

- 18 Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Ulster County Economic Development Alliance Inc – Department of Planning**

MOVED TO CONSENT

ADOPTED BY THE FOLLOWING VOTE:

AYES: 18 NOES: 0
(Absent: Legislators Briggs, Fabiano, Gerentine, Maloney, and Roberts)

- 96 Amending Capital Project No. 460 – Purchase of Central Auto Vehicles – Department of Public Works (Central Auto)**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 17 NOES: 1
(Noes: Legislator Bartels)
(Absent: Legislators Briggs, Fabiano, Gerentine, Maloney, and Roberts)

- 97 Authorizing The Purchase Of Sheriff’s Office Vehicle For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$50,000.00, And Authorizing The Issuance Of \$50,000.00 Bonds Of Said County To Pay The Cost Thereof**
BOND

ADOPTED BY THE FOLLOWING ROLL CALL VOTE:

AYES: 17 NOES: 1
(Noes: Legislator Bartels)
(Absent: Legislators Briggs, Fabiano, Gerentine, Maloney, and Roberts)

- 99 BOND Authorizing Certain New Preliminary Design Engineering Costs For The Construction Of Bailey Bridge, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$24,000.00, And Authorizing The Issuance Of \$24,000.00 Bonds Of Said County To Pay The Cost Thereof**

ADOPTED BY THE FOLLOWING ROLL CALL VOTE:

AYES: 18 NOES: 0
(Absent: Legislators Briggs, Fabiano, Gerentine, Maloney, and Roberts)

- 101 BOND Authorizing The Western Avenue Stormwater Project, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$450,000.00, And Authorizing The Issuance Of \$450,000.00 Bonds Of Said County To Pay The Cost Thereof**

ADOPTED BY THE FOLLOWING ROLL CALL VOTE:

AYES: 18 NOES: 0
(Absent: Legislators Briggs, Fabiano, Gerentine, Maloney, and Roberts)

- 102 Establishing Capital Project No. 471 – 17 Pearl Street Painting – 2016 – 2021 Capital Program – Department Of Public Works (Buildings & Grounds)**

MOVED TO CONSENT

ADOPTED BY THE FOLLOWING VOTE:

AYES: 18 NOES: 0
(Absent: Legislators Briggs, Fabiano, Gerentine, Maloney, and Roberts)

- 103 BOND Authorizing The Exterior Refurbishment Of The 17 Pearl Street Building, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$50,000.00, And Authorizing The Issuance Of \$50,000.00 Bonds Of Said County To Pay The Cost Thereof**

ADOPTED BY THE FOLLOWING ROLL CALL VOTE:

AYES: 17 NOES: 1
(Noes: Legislator John Parete)
(Absent: Legislators Briggs, Fabiano, Gerentine,
Maloney, and Roberts)

- 108 Confirming Appointment Of Member To The Ulster County Resource Recovery Agency**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 17 NOES: 1
(Noes: Legislator Greene)
(Absent: Legislators Briggs, Fabiano, Gerentine,
Maloney, and Roberts)

- 109 Confirming Appointments To The Ulster County Resource Recovery Agency**

ADOPTED BY THE FOLLOWING VOTE:

AYES: 17 NOES: 1
(Noes: Legislator Greene)
(Absent: Legislators Briggs, Fabiano, Gerentine,
Maloney, and Roberts)

Late Resolution

- 111 Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Family Services Inc. – Department of Mental Health**

MOVED TO CONSENT

ADOPTED BY THE FOLLOWING VOTE:

AYES: 18 NOES: 0
(Absent: Legislators Briggs, Fabiano, Gerentine,
Maloney, and Roberts)

Memorializing Resolution

- 110 Supporting The Passage Of A05518/S03891 To Amend The Volunteer Firefighter's Benefit Law For The Expansion Of Specific Health Condition Coverage**

MOVED TO CONSENT

ADOPTED BY THE FOLLOWING VOTE:

AYES: 18 NOES: 0
(Absent: Legislators Briggs, Fabiano, Gerentine,
Maloney, and Roberts)

MEETING ADJOURNED IN MEMORY OF: Read by Legislator Jennifer Berky.

George R. Row, Wallkill, NY
Frederick M. Brinkman, Hurley, NY
Carla Paltridge, Modena, NY
Herman L. Wilcox, Saugerties, NY
Gerald S. Freer, Kingston, NY
Phillip K. Gildersleeve, New Paltz, NY
Marie R. Martino, New Paltz, NY
Millicent G. Schaller, Highland, NY
James Burke, Woodstock, NY
Dorothy L. Albright, Kingston, NY
Ronald A. LeBlanc, Saugerties, NY
Margaret Peters, Saugerties, NY
William Gagnon Sr., Saugerties, NY

Keenan A. MacDonald, Kingston, NY
Gail P. Benson, Hurley, NY
John I. Dixon, St. Remy, NY
Evelyn E. Stone, Shady, NY
Vincent G. Genuario, Port Ewen, NY
Jane K. Taylor, New Paltz, NY
Thomas J. Ham, Connelly, NY
Harry G. Kennedy Jr., Woodstock, NY
John "Jack" Scheffel, Ruby, NY
Jeffrey W. Longendyke, Saugerties, NY
Linda Gluck, New Paltz, NY
Roberta Ricks, Saugerties, NY
Rose E. Praetorius, Saugerties, NY

MEETING ADJOURNED: 7:49 PM

NEXT MEETING:

The next Regular Meeting of the Ulster County Legislature will be held on **March 15, 2016 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 24, 2016 at 12 Noon.**