

**TOWN OF ULSTER TOWN BOARD MEETING (08)**

---

APRIL 1, 2021

**CALLED TO ORDER BY SUPERVISOR QUIGLEY, CHAIRMAN at 7:02 PM**

**SALUTE TO THE FLAG**

**ROLL CALL by Town Clerk, Suzanne Reavy:**

TOWN COUNCILMAN ERIC KITCHEN - Excused

TOWN COUNCILMAN JOHN MORROW

TOWN COUNCILMAN ROCCO SECRETO

TOWN COUNCILMAN CLAYTON VAN KLEECK

SUPERVISOR JAMES E. QUIGLEY 3<sup>rd</sup>

**ALSO IN ATTENDANCE:**

1. Warren Tutt, Building Inspector
2. Frank Petramale, Highway Superintendent
3. Jason Kovacs, Town Attorney
4. Kyle Berardi, Police Chief
5. Vincent Maggiore, Wastewater Superintendent
6. Two town residents

**~~ ALL AGENDA ITEMS (MOTIONS AND RESOLUTIONS) ARE MADE VIA ROLL CALL VOTE ~~**

**ADDITIONS OR CHANGES TO AGENDA – None**

**PUBLIC DISCUSSION ON AGENDA ITEMS –**

Regis Obijiski, 170 Ledge Road

Two items of concern:

1. Town Board's consideration of the comptroller position
2. An item not on the agenda: What happened with and what is the town's stance on the DEIS with NYSDEP?

*Supervisor:* Will address these questions during public comment.

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**COMMUNICATIONS** – None

**COMMITTEE REPORTS** –

1. Personnel, Councilman Secreto  
He and Councilman Van Kleeck met with each department one on one. Would like to thank each department.
2. Finance, Councilman Van Kleeck  
Reviewing expenses on a monthly basis; nothing out of the norm. There were a few large equipment purchases. Tax collection going fine.
3. Building, Councilman Morrow  
Police department renovations underway. Trailer will be out by end of April. Detectives will be moving into the building next week.

*Supervisor:* Committee reports again in 90 days.

**Old Business:**

**Motion to authorize the Town Clerk to request a speed study from NYSDOT for Old Sawkill Road (2021-M-93)**

*[Originally discussed at 3/18/2021 meeting]*

MOTION: Councilman Morrow

SECOND: Councilman Secreto

Town Councilman Kitchen	-Excused
Town Councilman Morrow	-Yes
Town Councilman Secreto	-Yes
Town Councilman Van Kleeck	-Yes
Supervisor Quigley	-Yes

*CARRIED*

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## Discussion on the Town of Ulster Summer Camp Plans

*Supervisor:* Bloomberg report that young people are more susceptible to Covid.

*Councilman Secreto:* Understand that Covid is going on; kids need to be out and socialize. No problem opening camp. Reduce numbers 50%, wear masks, take temperatures. If parents do not want to send their kids, they don't have to. Recent opinions on his Facebook post were that 28/30 people want camp. Never had problems with his travel baseball teams playing through Covid in tournaments around hundreds of other kids. Currently have two applications for director.

~ Discussion on staffing, deadlines, training for counselors ~

*Supervisor:* Provide Supervisor's office with a plan.

*Councilman Secreto:* Asks Jason Kovacs to look at our liability.

*Kovacs:* We need a waiver.

~ Discussion to continue to next Town Board meeting ~

## **Awarding of Contracts RFB-TOUH-2021-01 through 04 for purchase of Truck Bodies for Highway Department in accordance with Memo of March 29, 2021 of Highway Superintendent Petramale to the Town Board (2021-M-94)**

*Supervisor:* In accordance with Petramale's memo included in meeting documents (attachment 1)

MOTION: Councilman Secreto  
SECOND: Councilman Morrow

Town Councilman Kitchen	-Excused
Town Councilman Morrow	-Yes
Town Councilman Secreto	-Yes
Town Councilman Van Kleeck	-Yes
Supervisor Quigley	-Yes

*CARRIED*

APRIL 1, 2021

**Resolution and Order Scheduling Public Hearing for the Katrine Lane Sewer District Extension for the Ulster Sewer District for May 6, 2021 at 7:10 PM (2021-R-95)**

**TOWN OF ULSTER  
ULSTER COUNTY NEW YORK  
RESOLUTION & ORDER  
SCHEDULING PUBLIC HEARING  
FOR THE KATRINE LANE SEWER DISTRICT EXTENSION  
ULSTER SEWER DISTRICT**

WHEREAS, the Town Board of the Town of Ulster had duly caused to be prepared a map showing the boundaries of the proposed extension of the Ulster Sewer District in the Town of Ulster, a general plan to serve the proposed sewer district and a report on the proposed method of operation thereof; and

WHEREAS, said Map, Plan, and Report, including estimates of the costs was prepared by Brinnier and Larios, P.C., Professional Engineers and Land Surveyors, and has been filed in the office of the Town Clerk of the Town of Ulster, where the same is available during regular business hours for examination by any person interested in the subject matter; and

WHEREAS, the boundaries of the proposed Ulster Sewer District Extension are set forth in Schedule "A" attached hereto and;

WHEREAS, the improvements proposed consist of the construction of a low-pressure sewer (LPS) system fed via individual grinder pump stations for each property. The conveyance system consists of a low-pressure force main of 3" diameter, 2" diameter and 1½" diameter high density polyethylene pipe. It was constructed to service occupied parcels in the near future via grinder pump stations. Modeling was performed on all occupied parcels in the vicinity assuming that all occupied parcels will have grinder pump stations. Additional capacity is available in the

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3” diameter force main which could accommodate vacant properties, if necessary, in the long term. The grinder pump stations are equipped with semi-positive displacement, progressive cavity grinder pumps. The progressive cavity grinder pumps will discharge a finely ground slurry into small diameter pressure piping constituting the manifolded force main. All downstream piping is under low pressure until connection to the gravity portion of the Ulster Sewer District’s collection system on Route 9W North; and

WHEREAS, the maximum amount to be expended for the construction of the sewer system extension is estimated to be \$750,000.00; and

WHEREAS, the plan for financing include receipt of \$750,000.00 from a NYSHCR Office of Community Renewal Small Cities Grant from the State of New York; and

WHEREAS, the estimated cost of hook-up fees to the typical property owner in the District is \$100.00 and \$100.00 to a one- or two-family home, if any therein; and

WHEREAS, the estimated cost of said District to the typical property owner is \$471.50 in the first year in which operations, maintenance, and debt service (if any) is to be paid, and \$471.50 for a one- or two-family home; and

WHEREAS, a detailed explanation of the estimated first year cost to properties within the extended District and operations and maintenance cost to the typical property has been filed in the office of the Town Clerk and is available during regular office hours for examination by any person interested in the subject matter.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED as follows:

1. That a meeting of the Town Board of the Town of Ulster shall be held at the Town Hall, located at 1 Town Hall Drive, Lake Katrine, NY 12449, on May 6, 2021 at 7:10 p.m., to

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consider the Extension of the Ulster Sewer District and to hear all persons interested in the subject thereof, concerning the same, and for such other action on the part of said Town Board with relation to said District Extension as may be required by law or proper in the premises.

2. That the Town Clerk is hereby directed to publish a certified copy of this Order at least once in the official newspaper of the Town, the first publication to be not less than ten day nor more than twenty days before the date of the public hearing as set above and the Town Clerk shall also post on the signboard of the Town not less than ten days and no more than twenty days prior to the date of the public hearing as set above.
3. That the Town Clerk is hereby directed to send a copy of this Order to the owners of the property in the proposed District Extension as per the last completed assessment roll.

Dated: April 1, 2021

BY THE ORDER OF  
THE TOWN BOARD OF  
THE TOWN OF ULSTER, NEW YORK  
SUZANNE REAVY, TOWN CLERK

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**SCHEDULE "A"**

**DESCRIPTION OF LANDS OF  
KATRINE LANE SEWER DISTRICT EXTENSION  
TOWN OF ULSTER, ULSTER COUNTY, NEW YORK**

Beginning at on the Westerly side of New York State U.S. 9W (S.H. 8603), said point being at the Southeasterly corner of the parcel identified by Section Block and Lot (SBL) 39.15-5-18.100, and running:

1) thence from said point of beginning, along the Westerly side of New York State U.S. 9W, along the Easterly lines of the following lots identified by SBLs: 39.15-5-18.100 and -16.100, crossing the Easterly terminus of Katrine Lane and along the Easterly line of 39.15-4-19.100, Northeasterly 1050 ± feet to a point;

2) thence continuing along the Westerly side of New York State U.S. 9W and along the Easterly line of SBL 39.15-4-18, Northwesterly 550 ± feet to a point;

3) thence along the Northerly line of SBLs 39.15-4-18 and -19.100, the following courses and distances: Southwesterly 220 ± feet to a point;

4) thence Northwesterly 320 ± feet to a point at the most Southerly corner of SBL 39.15-4-11;

5) thence along the Easterly line SBL 39.15-4-11, the following courses and distances: Northwesterly 415 ± feet to a point;

6) thence Northeasterly 490 ± feet to a point on the Westerly side of New York State Route U.S. 9W;

7) thence along the Westerly side of New York State Route U.S. 9W and along the Easterly line of SBL 39.15-4-11, the following courses and distances: Northerly 85 ± feet to a point;

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- 8) thence Northeasterly 175± feet to a point;
- 9) thence leaving 9W and continuing along the Easterly line of SBL 39.15-4-11, the following courses and distances: Northwesterly 100 ± feet to a point;
- 10) thence Northwesterly 375 ± feet to a point;
- 11) thence Northeasterly 905 ± feet to a point;
- 12) thence Southeasterly 390 ± feet to a point on the Westerly side of New York State U.S. 9W;
- 13) thence continuing along SBL 39.15-4-11 and the Westerly side of New York State Route U.S. 9W, Northeasterly 370 ± feet to a point at the intersection of the Southerly terminus of Eastern Parkway with the Westerly side of New York State U.S. 9W;
- 14) thence along the Westerly line of SBL 39.15-4-11 and along the Westerly side of Eastern Parkway, Northerly 415 ± feet to a point at the Southeasterly corner of SBL 39.11-6-11;
- 15) thence along the Southerly line of SBL 39.11-6-11 and along the Southerly side of Eastern Parkway, Northwesterly 1025 ± feet to a point;
- 16) thence continuing along the Westerly line of SBL 39.15-4-11 and portions along the Easterly line of lands of CSX Transportation Inc., the following courses and distances: Southwesterly 555 ± feet to a point;
- 17) thence Northwesterly 345 ± feet to a point;
- 18) thence Southwesterly 390 ± feet to a point;
- 19) thence Southerly 410 ± feet to a point;
- 20) thence Southeasterly 230 ± feet to a point;
- 21) thence Northeasterly 95 ± feet to a point;



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- 22) thence Southeasterly 200 ± feet to a point;
- 23) thence Southwesterly 560 ± feet to a point;
- 24) thence Southwesterly 555 ± feet to a point on the Northerly line of SBL 39.15-4-19.100;
- 25) thence along the Northerly and Westerly lines of SBL 39.15-4-19.100, the following courses and distances: Northwesterly 80 ± feet to a point;
- 26) thence Southwesterly 745 ± feet to a point;
- 27) thence crossing lands of CSX Transportation Inc., along the Northerly side of Katrine Lane, Northwesterly 65 ± feet to a point at the Southeasterly corner of SBL 39.15-4-20;
- 28) thence along the Easterly line of SBLs 39.15-4-20, -32 and -34 and the Westerly line of lands of CSX Transportation Inc., Northeasterly 1025 ± feet to a point;
- 29) thence along the Northerly line of SBL 39.15-4-34, Northwesterly 200± feet to a point on the Easterly side of the Esopus Creek;
- 30) thence along the Easterly side of the Esopus Creek and along the Westerly line of parcels along it, the following courses and distances: Southwesterly 1425 ± feet to a point;
- 31) thence Southeasterly 10 ± feet to a point;
- 32) thence Southwesterly 95 ± feet to a point;
- 33) thence Southeasterly 25 ± feet to a point;
- 34) thence Southwesterly 245 ± feet to a point;
- 35) thence along the Westerly and Southerly lines of SBL 39.15-6-10.100, the following courses and distances: Southwesterly 200 ± feet to a point;
- 36) thence Easterly 75 ± feet to a point;

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- 37) thence Southeasterly 195 ± feet to a point;
- 38) thence Northeasterly 120 ± feet to a point at the Southeasterly corner of SBL 39.15-6-16.100;
- 39) thence along the Southerly line of SBL 39.15-6-16.100, Southeasterly 230 ± feet to a point on the Westerly side of SBL 39.15-6-23.110;
- 40) thence along the Westerly line of 39.15-6-23.110, Southerly 95 ± feet to a point;
- 41) thence along the Southerly line of SBLs 19.15-6-23.110, -24, -25.300 and -25.230, Southeasterly 1265 ± feet to a point on the Westerly line of lands of CSX Transportation, Inc.;
- 42) thence along the Westerly line of lands of CSX Transportation, Inc. and along the Easterly line of lots fronting on Anaconda Drive, Northeasterly 695 ± feet to a point;
- 43) thence crossing lands of CSX Transportation, Inc., along the Southerly side of Katrine Lane, Easterly 65 ± feet to a point at the Northwesterly corner of SBL 39.15-5-1;
- 44) thence along the Easterly line of lands of CSX Transportation, Inc. and along the Westerly side of SBLs 39.15-5-1, -2, -28 and -27.100, Southwesterly 825 ± feet to a point;
- 45) thence along the Southerly and Westerly line of 39.15-5-27.100, the following courses and distances: Easterly 275 ± feet to a point
- 46) thence Southwesterly 175 ± feet to a point;
- 47) thence continuing along the Southerly line of SBL 39.15-5-27.100 and along 39.15-5-22.110, the following courses and distances: Southeasterly 105 ± feet to a point;
- 48) thence Southerly 45 ± feet to a point;
- 49) thence Southeasterly 195 ± feet to a point;

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50) thence continuing along the Easterly line of SBL 39.15-5-22.100 and along 39.15-5-23, Northeasterly 375 ± feet to a point at the Southwesterly corner of SBL 39.15-5-15.220;

51) thence along the Southerly line of SBLs 39.15-5-15.220, Northeasterly 100 ± feet to a point at the Southeasterly corner of SBL 39.15-5-15.211;

52) thence along the Southerly line of SBL 39.15-5-15.211, Southeasterly 120 ± feet to a point at the Northwesterly corner of SBL 39.15-5-18.100;

53) thence along the Westerly and Southerly lines of SBL 39.15-5-18.100, the following courses and distances: Southwesterly 235 ± feet to a point;

54) thence Southeasterly 315 ± feet to the place of beginning.

All bearings are referred to Magnetic North.

All Section Block and Lot numbers are in accordance with Real Property Tax Maps as of March 2021.

March 5, 2021

CHRISTOPHER J. ZELL, P.L.S.

BRINNIER & LARIOS, P.C.

*Supervisor:* Katrine Lane Sewer District completed last year. Intended from the beginning of Katrine Lane Sewer District to add to Ulster Sewer District as a legal entity. Legal process of consolidated Katrine Lane Sewer District into Ulster Sewer District, we are required to offer a resolution and order calling for a public hearing.

MOTION: Councilman Secreto

SECOND: Councilman Morrow

Town Councilman Kitchen	-Excused
Town Councilman Morrow	-Yes
Town Councilman Secreto	-Yes
Town Councilman Van Kleeck	-Yes
Supervisor Quigley	-Yes

*CARRIED*

APRIL 1, 2021

**Resolution authorizing the advertisement for bids for Contract No. TU- 211, “Replacement of Potable Water Storage Tank and Related Improvements for the Halcyon Park Water District” be publicly bid as soon as practicable after the receipt of Regulatory Agency approvals. (2021-R-96)**

**TOWN BOARD RESOLUTION**  
**Town of Ulster, Ulster County, New York**

**Whereas**, the Town Board has approved a capital project to replace the Water Storage Tank in the Halcyon Park Water District; and

**Whereas**, the Town Board has awarded an engineering contract for the design and bidding of new Water Storage Tank in the Halcyon Park Water District; and

**Whereas**, the project plans and bid documents are completed subject to review and approval by the NYS Department of Health and the Environmental Facilities Corporation (Regulatory Agencies).

**Therefore Be It Resolved** that the Town Board of the Town of Ulster authorizes the project, “Contract No. TU- 211, “Replacement of Potable Water Storage Tank and Related Improvements for the Halcyon Park Water District” be publicly bid as soon as practicable after the receipt of Regulatory Agency approvals in accordance with the Town Law and a bid date be established as 30 days after the publication of the Bid Notice.

*Supervisor:* Applied for and received grant from Environmental Facilities Corporation for the replacement of potable water storage tank at Halcyon Park. Grant contract signed, dated, and returned to EFC. Cannot go to bid until we receive regulatory approval from EFC and health department on construction plans and specifications.

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MOTION: Councilman Morrow

SECOND: Councilman Secreto

Town Councilman Kitchen	<i>-Excused</i>
Town Councilman Morrow	-Yes
Town Councilman Secreto	-Yes
Town Councilman Van Kleeck	-Yes
Supervisor Quigley	-Yes

*CARRIED*

APRIL 1, 2021

**New Business:**

**Motion to authorize the hiring of seven seasonal employees for the Highway Department** [*presented by Councilman Secreto*]

**MOTION FOR GROUP 1 (2021-M-97)** : Dusten Bennett; Jacob Freer; Patrick Watzka; Vincent Perpetua; Owen Davis: tentative start date 06/01/2021, tentative finish date 09/01/2021, \$13.00 per hour, laborer

MOTION: Councilman Morrow  
SECOND: Councilman Van Kleeck

Town Councilman Kitchen	-Excused
Town Councilman Morrow	-Yes
Town Councilman Secreto	-Yes
Town Councilman Van Kleeck	-Yes
Supervisor Quigley	-Yes

*CARRIED*

**MOTION FOR GROUP 2 (2021-M-98)** : Ben Nerone and Justin Binney: tentative start date 04/05/2021, tentative finish date TBD, \$15.00 per hour, laborer

MOTION: Councilman Morrow  
SECOND: Councilman Van Kleeck

Town Councilman Kitchen	-Excused
Town Councilman Morrow	-Yes
Town Councilman Secreto	-Yes
Town Councilman Van Kleeck	-Yes
Supervisor Quigley	-Yes

*CARRIED*

APRIL 1, 2021

**Discussion on Town Law Section 174 - Taxi Law and Chief Berardi's Memo of March 26, 2021**

*Chief Berardi:* 1998 Town Board local law to regulate taxi cabs. With the increase in Uber and Lyft, this law no longer fits our needs.

*Councilman Van Kleeck:* Great that we are repealing a law and not creating a new one.

*Councilman Morrow:* Transportation has changed. This is a good law to repeal.

*Supervisor:* No issues that caused this law have come to my attention in last 12 years. Calls for:

**MOTION for the Town Attorney to Draft a Law to Repeal the Town of Ulster Taxi Law (If issues arise/resume, the Town Board is prepared to implement the former law again) (2021-M-99)**

MOTION: Councilman Morrow

SECOND: Councilman Secreto

Town Councilman Kitchen	-Excused
Town Councilman Morrow	-Yes
Town Councilman Secreto	-Yes
Town Councilman Van Kleeck	-Yes
Supervisor Quigley	-Yes

*CARRIED*

APRIL 1, 2021

**Presentation of Resolution Authorizing Adoption by the Town Board of the Town of Ulster of Local Law \_\_ of 2021 0 A Local Law Providing for the Creation of an Office of Town Comptroller** [*available on the Town website under "Laws"*]

*Supervisor:* (Response to Regis Obijiski's concerns)

This law moves this issue to the November ballot, reason being that this position would relieve the Town Board of financial obligations. Not a function that can be replaced by an independent contractor. Hoping to elevate skill level in Supervisor's office in accounting and analysis purposes. Supervisor questioned things early in office that had not been questioned for years, such as an unused traffic light electric bill and insurance bids. This is the third time this has been brought to the town board.

*Councilman Van Kleeck:* Had discussions with State and County comptrollers and both recommend a town comptroller. Experience doing the monthly abstracts and we are doing an adequate job. Comfortable bringing this to the public for their consideration. No loss of money here. Concerns from the public. Sharing responsibility will only strengthen the town and will alleviate supervisor's responsibility, allowing time to be out and about more.

*Supervisor:* In 1972, Town of Ulster recognized as town of the second class. We meet town of the first class, population-wise, and would require a comptroller.

*Councilman Morrow:* Agrees with Van Kleeck. Some supervisors may not be qualified in accounting.

**Presentation of Local Law No. \_\_\_ of 2021, Modification to Section 190 of the Town Code: Pertaining to the Regulation of Digital Signs** [*available on the Town website under "Laws"*]

*Supervisor:* Referred this in 2019 to zoning and planning boards. Chairmen of both planning and zoning would like to reconcile this law and move forward.



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**MOTION that Town Board Forward this Law to Planning Board and Zoning Board, and ask them to Place this Law on Their Agendas (2021-M-100)**

MOTION: Councilman Morrow

SECOND: Councilman Secreto

Town Councilman Kitchen	-Excused
Town Councilman Morrow	-Yes
Town Councilman Secreto	-Yes
Town Councilman Van Kleeck	-Yes
Supervisor Quigley	-Yes

*CARRIED*

**PUBLIC COMMENT**

1. Cynthia Bell, Ruby Resident  
What is the proposed budget regarding the comptroller position?

*Supervisor:* Current bookkeeper is \$60,000 and another \$15,000. Currently bookkeeping one by Supervisor and payroll by supervisor's secretary. Bookkeeper role changed with software implementation. Will leave divvying responsibilities to comptroller. Comptroller should handle SEC, AUD, budget, audit. No proposed line item in budget for comptroller.

2. Regis Obijiski  
Supports comptroller position. Appreciates Councilman Van Kleeck's corroboration.

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**MOTION to adjourn: 7:42 pm (2021-M-101)**

MOTION: Councilman Morrow

SECOND: Councilman Secreto

Town Councilman Kitchen	<i>-Excused</i>
Town Councilman Morrow	-Yes
Town Councilman Secreto	-Yes
Town Councilman Van Kleeck	-Yes
Supervisor Quigley	-Yes

*CARRIED*

Respectfully Submitted by Suzanne Reavy  
Ulster Town Clerk