

TOWN OF ULSTER TOWN BOARD WORKSHOP MEETING (19)

OCTOBER 4, 2018

~Public Hearing Scheduled: 7:15 PM Correction of Structure owned by David Reynolds, 58 Brigham Lane, Lake Katrine, NY 12449, SBL: 39.15-3-17

CALLED TO ORDER BY SUPERVISOR QUIGLEY, CHAIRMAN at 7:00 PM

SALUTE TO THE FLAG

ROLL CALL by Town Clerk, Suzanne Reavy:

TOWN COUNCILMAN JOEL B. BRINK - *Excused*

TOWN COUNCILMAN ERIC KITCHEN

TOWN COUNCILMAN JOHN MORROW

TOWN COUNCILMAN ROCCO SECRETO

SUPERVISOR JAMES E. QUIGLEY 3rd

ALSO IN ATTENDANCE:

1. Town Attorney, Jason Kovacs
2. Building Inspector, Kathy Moniz
3. Highway Superintendent, Frank Petramale
4. Police Chief, Kyle Berardi
5. Assessor, James Maloney
6. Eight audience members

ADDITIONS OR CHANGES TO THE AGENDA— None

PUBLIC DISCUSSION ON AGENDA ITEMS – None

ANNOUNCEMENTS – None

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New business:

Motion to accept the resignation of Part Time Police Dispatcher LaLima

MOTION: Councilman Morrow

SECOND: Councilman Secreto

Town Councilman Brink	-Aye
Town Councilman Kitchen	-Excused
Town Councilman Morrow	-Aye
Town Councilman Secreto	-Aye
Supervisor Quigley	-Aye

CARRIED

Motion to authorize the Bookkeeper to close the Junior Football League checking account

MOTION: Councilman Secreto

SECOND: Councilman Kitchen

Town Councilman Brink	-Aye
Town Councilman Kitchen	-Excused
Town Councilman Morrow	-Aye
Town Councilman Secreto	-Aye
Supervisor Quigley	-Aye

CARRIED

Motion to authorize the Building Inspector to attend the NYS DEC Erosion and Sediment Control Seminar, November 14th, Stone Ridge, NY

MOTION: Councilman Kitchen

SECOND: Councilman Secreto

Town Councilman Brink	-Aye
Town Councilman Kitchen	-Excused
Town Councilman Morrow	-Aye
Town Councilman Secreto	-Aye
Supervisor Quigley	-Aye

CARRIED

OCTOBER 4, 2018

Presentation of 2019 Tentative Town Budget

Discussion on 2019 Budget Process

Supervisor: Delivered budget to Town Clerk on 10/1/18. Posted and available on Town Website. Marks official presentation of tentative budget to the Town Board. No action taken tonight. Any discussion by Town Board? – No
Budget required to be adopted by 11/20/18 by NYS statute. Wants to have workshop meeting.

Councilman Secreto: Will go along with a workshop for the Town budget.

Councilman Kitchen: He and Councilman Secreto began meeting with department heads re: their budgets.

MOTION to schedule a workshop meeting on 10/18/18 at 7:30 PM directly following the Town Board meeting:

MOTION: Councilman Morrow

SECOND: Councilman Secreto

Town Councilman Brink	-Aye
Town Councilman Kitchen	-Excused
Town Councilman Morrow	-Aye
Town Councilman Secreto	-Aye
Supervisor Quigley	-Aye

CARRIED

TOWN OF ULSTER TOWN BOARD WORKSHOP MEETING (19)

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Motion to Set Aside Town Policy on the Adoption of Laws in relation to a possible override of the Tax Cap for 2019

Supervisor: The presented budget does not meet the tax cap. To bring us into compliance with the tax cap, proposes that the Town start process for adoption of a local law re: override of 2019 tax cap. Each year the Town Board establishes local law policy under standard. With that, it may take 60-90 days to pass a law.

Councilman Kitchen: Further explains that this does not mean that the town will exceed the tax cap. Precautionary, correct?

Supervisor: Not a law we will pass. Just anticipatory of a problem.

MOTION: Councilman Kitchen

SECOND: Councilman Morrow

Town Councilman Brink	-Aye
Town Councilman Kitchen	-Excused
Town Councilman Morrow	-Aye
Town Councilman Secreto	-Aye
Supervisor Quigley	-Aye

CARRIED

Presentation of Local Law ____ of 2018: Override of Tax Cap for 2019

On the Town Website under "Meeting Documents" for this meeting.

OCTOBER 4, 2018

Resolution to set a Public Hearing on Local Law overriding Tax Cap for 2019 for October 18, 2018 at 7:20PM

TIME CHANGE: 7:10 PM

TOWN OF ULSTER
RESOLUTION
COMMENCING ADOPTION PROCESS FOR LOCAL LAW TO
OVERRIDE THE TAX LEVY LIMIT FOR FISCAL YEAR 2019
PURSUANT TO
GENERAL MUNICIPAL LAW § 3-C

WHEREAS, the Town Board has determined that it may be necessary for the Town of Ulster to exceed the limit on the amount of real property taxes that may be levied by the Town of Ulster pursuant to General Municipal Law § 3-c for fiscal year 2019; and

WHEREAS, the Town Attorney has prepared a proposed local law to override the tax levy limit for fiscal year 2019 pursuant to General Municipal Law § 3-c, and the same has been reviewed and approved by the Town Board members; now, therefore, be it

RESOLVED, that the Town Board hereby accepts the proposed local law for the year 2018 entitled "Override of the Tax Levy Limit for Fiscal Year 2019 pursuant to General Municipal Law § 3-c" for commencement of the local law adoption process; and, be it further

RESOLVED, that the Town Board hereby schedules a public hearing on said local law to be held on October 18, 2018 at the Ulster Town Hall, at 7:20 p.m., and that the public hearing be duly noticed by the Town Clerk as required by law.

MOTION: Councilman Morrow

SECOND: Councilman Secreto

Town Councilman Brink	-Aye
Town Councilman Kitchen	-Excused
Town Councilman Morrow	-Aye
Town Councilman Secreto	-Aye
Supervisor Quigley	-Aye

CARRIED

OCTOBER 4, 2018

Presentation of NYS Mandated Sexual Harassment Policy

On Town Website under "Meeting Documents". This policy suggested by NYS. Town Board to review policy for next meeting and hoping we can adopt then.

Discussion on Change Order to Contract TU - 171, with Titan Roofing for Town Hall for the reroofing of the Town Highway Complex, Lower roof

Supervisor: Last two weeks, brought to our attention that 1996 construction near its end. Proposal by Titan. Analysis by Town engineer; Titan is in line with per square foot price that the Town Hall roof received. Adjustment to remove ballast roof.

Councilman Morrow: Roof is leaking and we need to fix it.

MOTION: Councilman Kitchen

SECOND: Councilman Secreto

Town Councilman Brink	-Aye
Town Councilman Kitchen	-Excused
Town Councilman Morrow	-Aye
Town Councilman Secreto	-Aye
Supervisor Quigley	-Aye

CARRIED

Resolution authorizing the Transfer of Permanent Easement to the County of Ulster and authorization for the Supervisor to sign Easement and Memorandum of Understanding

Supervisor: Several meetings recently taking Fire Training Center association's and fire companies' wishes and proposals into consideration. Fire services are protected with a memorandum of understanding, granting a certain number of training days to the Town of Ulster fire companies and members of association on priority basis. Memorializing relationship with the Town of Ulster police department with firing range on premises. This agreement comes with commitment from Ulster County that requires UC to provide funding for continued operation of existing training center until completion of the new burn building.

Thanks Legislator Maloney for protecting the fire services in the Town of Ulster.

Included in Resolution: Authorization for Supervisor to sign easement and memorandum of understanding after approval from Town attorney.

OCTOBER 4, 2018

RESOLUTION OF THE TOWN BOARD
TOWN OF ULSTER

Resolution Authorizing Transfer of Permanent Easement to County of Ulster
and Authorizing Signing of Memorandum of Agreement with County of
Ulster

WHEREAS, the Ulster County Legislature (the “County”) is proposing construction of a Fire Training Facility (the “Facility”) on lands owned by the Town of Ulster (the “Town”) and leased to the Ulster Fire-Rescue Association, Inc. (the “Fire Rescue Association”) in the Town of Ulster encompassing the west side of 250 Ulster Landing Road further delineated on Ulster County Tax Map as parcel SBL: 49.5-1-1.100; and

WHEREAS, the County has proposed to acquire an Easement for Fire Training Purposes (the “Easement”) over these lands as a means to ensure that upon completion of final design it will be have the ability to construct the Facility; and

WHEREAS, the County of Ulster has requested the Town of Ulster to convey to the County a permanent easement consisting of a parcel of land of approximately 59 acres, as further described in Exhibit “A”, annexed hereto and incorporated herein;

WHEREAS, in addition, the County is proposing to enter into a Memorandum of Agreement (the “MOA”) that provides for access to existing uses on the site by the Town and sets conditions for the County’s construction the Facility;

WHEREAS, the Town and the County have negotiated the terms of the MOA so that Town of Ulster based volunteer fire companies shall have priority access to the to-be-constructed Facility; and

WHEREAS, the Town Attorney and the Town Board have reviewed the proposed Easement and the proposed MOA and find them satisfactory and in the best interest of the Town for these documents to be executed by the Town Supervisor;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Ulster, in regular session duly convened, does hereby authorize and direct the Town Supervisor to execute and deliver to the County of Ulster, a permanent easement consisting of a parcel of land of approximately 59 acres for the purpose of constructing a county owned and operated fire training facility, subject to permissive referendum as permitted by law; and be it further

RESOLVED, that the Town Board of the Town of Ulster, in regular session duly convened, does hereby authorize and direct the Town Supervisor to execute and deliver to the County of Ulster a Memorandum of Agreement in a form satisfactory to the Town Supervisor and Town Attorney.

OCTOBER 4, 2018

MOTION: Councilman Secreto
SECOND: Councilman Morrow

Town Councilman Brink	-Aye
Town Councilman Kitchen	-Excused
Town Councilman Morrow	-Aye
Town Councilman Secreto	-Aye
Supervisor Quigley	-Aye

CARRIED

Resolution to authorize the Town Court to make application for the 2019 Court Grant with Judge Susan Kesick and Supervisor Quigley being authorized to sign the Grant Paperwork

RESOLUTION OF THE TOWN BOARD
TOWN OF ULSTER

Resolution Authorizing Town Supervisor and Judge Kesick to sign all documents related to 2019 New York State Court Grant

WHEREAS, the Town of Ulster has previously received grants from the Office of Court Administration for improvements in the Town Justice Court.

WHEREAS, it is in the best interest of the Town of Ulster to apply for a 2019 Grant from the Office of Court Administration for the benefit of the Town Justice Court, therefore be it

RESOLVED that the Town Supervisor and Judge Kesick are hereby authorized to sign on behalf of the Town of Ulster any required applications or documentation in connection with this grant for the Justice Court.

MOTION: Councilman Kitchen
SECOND: Councilman Secreto

Town Councilman Brink	-Aye
Town Councilman Kitchen	-Excused
Town Councilman Morrow	-Aye
Town Councilman Secreto	-Aye
Supervisor Quigley	-Aye

CARRIED

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~Public Hearing Scheduled: 7:15 PM Correction of Structure owned by David Reynolds, 58 Brigham Lane, Lake Katrine, NY 12449, SBL: 39.15-3-17

Opening: Hearing at the request of the Town of Ulster Building Department. House heavily damaged by fire. Not protected in any way. No attempt to restore the house.

MOTION to open the Public Hearing (7:18 PM):

MOTION: Councilman Kitchen

SECOND: Councilman Secreto

Town Councilman Brink	-Excused
Town Councilman Kitchen	-Aye
Town Councilman Morrow	-Aye
Town Councilman Secreto	-Aye
Supervisor Quigley	-Aye

CARRIED

COMMENTS

Councilman Kitchen: Have we had any communication with the owner

Moniz: Sent correspondence to owner but all mail returned.

Supervisor: Taxes are two years delinquent.

~No Further or Public Comments~

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MOTION to close Public Hearing (7:19 PM):

MOTION: Councilman Morrow

SECOND: Councilman Secreto

Town Councilman Brink	-Aye
Town Councilman Kitchen	-Excused
Town Councilman Morrow	-Aye
Town Councilman Secreto	-Aye
Supervisor Quigley	-Aye

CARRIED

MOTION for Town Attorney to commence legal action in Supreme Court for a Supreme Court Order authorizing the Town of Ulster to enter premises at 58 Brigham Lane, Lake Katrine, demolish structure, and add costs to the tax bill

MOTION: Councilman Morrow

SECOND: Councilman Kitchen

DISCUSSION:

Councilman Kitchen: [to Kovacs] How long will this process take?

Kovacs: Two-four months. Has been in contact with one owner and she has no objection to the Town taking action.

Town Councilman Brink	-Aye
Town Councilman Kitchen	-Excused
Town Councilman Morrow	-Aye
Town Councilman Secreto	-Aye
Supervisor Quigley	-Aye

CARRIED

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PUBLIC COMMENT –

1. *Councilman Morrow*: Received the Glenerie Lake Park Association’s newsletter and thanks Frank Petramale for installing signs in the neighborhood.
2. *Supervisor*: Starting next Tuesday (10/10) town hall re-roofing begins. Parking will be limited. Walkways will be open.
3. *Steve Peterson, Director, Ulster County Emergency Management Services*: On behalf of Ulster County, thank you for your work on the fire training center.
4. *James Maloney*: Litter is a major problem in the Town.

Supervisor: We need authorization to put signs in a broader location. Please bring areas to our attention.

~ End of Public Comment ~

MOTION to adjourn (7:23 pm):

MOTION: Councilman Morrow

SECOND: Councilman Secreto

Town Councilman Brink	-Excused
Town Councilman Kitchen	-Aye
Town Councilman Morrow	-Aye
Town Councilman Secreto	-Aye
Supervisor Quigley	-Aye

CARRIED

Respectfully Submitted by Suzanne Reavy
Ulster Town Clerk