

ULSTER COUNTY LEGISLATURE

TERRY L. BERNARDO, Chairman
KENNETH J. RONK, JR., Majority Leader
DAVID B. DONALDSON, Minority Leader
KAREN L. BINDER, Clerk



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KINGSTON, NEW YORK 12402
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MINUTES

JANUARY 23, 2012

REGULAR MEETING

7:30 PM

MEETING CALLED TO ORDER BY CHAIRMAN: 7:43 PM

PLEDGE OF ALLEGIANCE TO THE FLAG: Led by Chairman Terry L. Bernardo

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 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: 22 Absent: 1
(Legislator Harris)

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

MINUTES

PAGE 2

JANUARY 23, 2012

COMMUNICATIONS FROM:

Terry Bernardo, Chair

Legislator Gregorius

Daniel G. Heppner, Esq.

Derek J. Spada, President, UC Bar Association

Family of Woodstock, Inc.
UC Board of Elections

Pro Act, Inc.

Ulster County Community Services Board
Catskill Watershed Corporation

UC Emergency Management

Town of Woodstock

Suzanne Cranston
Town of Shandaken

Rural Ulster Preservation Company
Robert DiBella, Director, UC Transportation

Ulster County Sheriff's Office

Town of Olive

Ulster County Resource Recovery Agency
The Family of Dominick Vanacore, Sr.
Daniel Conna

Appointment as Legislative Counsel;
L. Chapman
Appointment as Legislative Counsel/
Paralegal Line Item; E. Guerin
Letter: Proposed Changes in the Ulster
County Charter
Selection of Chairman Pursuant to
Section C-17B
Selection of Chairman Pursuant to
Section C-17B
Family Ties, December 2011
November 8, 2011 General Election
Vote Summary
Monthly Usage/Savings Report,
December 2011
Meeting Minutes, November 14, 2011
Notice of Preliminary Decisions,
January 4, 2012
Property Tax Relief For Disaster
Victims
Resolution 357-2011, Re:
Hydrofracturing Wastes
Thank You Note
Resolution #157, Proposal to Allocate
Portions of the NYC Land Acquisition
Program Funds For Flood Mitigation
Watershed Affairs
Foundations, Fall 2011
Federal Drawdown- UCAT
Grant #NY-96-X021-00
Re-entry Task Force Minutes,
December 21, 2011
Resolution #1 of 2012, Proposal to
Allocate Portions of the NYC Land
Acquisition Program Funds For Flood
Mitigation Watershed Affairs
UCRRA Reports, January 2012
Thank You Letter
Pride of Ulster County Award Request

MINUTES

PAGE 3

JANUARY 23, 2012

COMMUNICATIONS FROM (continued):

Ulster County Development Corporation

NYS Department of Agriculture and Markets

NYS Assembly Committee on Environmental Conservation
Mental Health Association in UC, Inc.

American Farmland Trust
Center for Research, Regional Education and Outreach

UC Community Services Board
Paul J. Hewitt, Commissioner of Finance
Dutchess County Arts Council
NACo

Health Alliance of the Hudson Valley
Orchard Court Partnership Healthcare
NYSDEC

Proposed Technical Amendment to
Agreement for Professional Services
Letter to Supervisor J. Valk Re:
Municipal Agricultural and Farmland
Protection Plan

Legislative Report
Bouquets of Anemones for Mental
Health

No Farms No Food Rally
A Solar Hudson Valley: Toward
Further Progress

Meeting Minutes, December 12, 2011
Retirement

Arts Education Grant Program
County News, Vol. 44, No. 1, January
16, 2012

Wound Healing Center Open House
Demand for Beds Keeps Prices High
Conservationist, December 2011

COUNTY EXECUTIVE COMMUNICATIONS:

Letter to Mayor Bloomberg Re:
Invitation to Tour Polluted Waterways
Budgetary Transfers, Month of
December 2011

Appointment as Acting Commissioner
Of Social Services, P. Jelacic
Appointment as Commissioner of the
Department of Finance, B. Gulnick, Jr.
Ulster County Corporate Compliance
Committee Meeting Minutes,
November 18, 2011

Removal of M. Beckman from
GHHCC Governing Body; New
Appointment, K. Crannell
Resolution Needed to Provide
Property Tax Relief for Disaster
Victims

MINUTES

PAGE 4

JANUARY 23, 2012

COUNTY EXECUTIVE COMMUNICATIONS (continued):

Reappointments to UC Stop DWI Board; L. Eaton, P. Haughton, P. Schaller

COMMITTEE REPORTS:

DATE:

Economic Development & Tourism	December 5, 2011
Government Operations & Environmental Services	October 5, 2011
Governmental Services & Administration	December 19, 2011
Health & Human Services	December 5, 2011
Law Enforcement & Public Safety	December 19, 2011
Public Works and Capital Projects	December 8, 2011
Ways and Means	January 17, 2012

PRESENTATIONS: There are no presentations scheduled for tonight’s meeting.

PUBLIC COMMENT: There were two speakers at tonight’s meeting.

1. Carl Chipman, Supervisor, Town of Rochester:

He spoke to the Legislature regarding Resolution No. 16 - Adopting The Provisions Of The “Hurricane Irene And Tropical Storm Lee Assessment Relief Act,” and the proposed amendment to the resolution. He attended the DEP Public Forum at SUNY Ulster held earlier this evening. Supervisor Chipman stressed that his town by flooded by the Rondout because the water level was left at 97% capacity before Hurricane Irene and the DEP had been following an incorrect weather forecast. He believes that DEP and DEC should be held responsible for their actions and opt to monitor the quality of the water supply rather than concern themselves with the safety of residents. He further stated that this resolution would cost all County taxpayers money and they shouldn’t have to pay for something they are not responsible for. The Town of Shandaken was heavily hit by Hurricane Irene and it would put the Town near bankruptcy if they participated in this “Relief Act.” He believes that the State should not have passed this legislation without funding.

2. Mike Baden, Kerhonkson, NY:

He agreed with the comments of Supervisor Chipman regarding Resolution No. 16 – “Adopting The Provisions Of The “Hurricane Irene And Tropical Storm Lee Assessment Relief Act.” At first he thought that the relief act was beneficial and then he read that the financial impact was to be determined. He thought that a new Legislature shouldn’t pass a resolution unless they knew how much and where the money was coming from.

RESOLUTION NOS: 7 – 17

Legislator Ronk motioned, seconded by Legislator Donaldson, to take Resolution Nos. 7 – 13, 15 and 17 as a block. All in favor.

Resolution Nos. 7 - 13, 15 and 17 were adopted unanimously by the following vote:

ADOPTED BY THE FOLLOWING VOTE: AYES: 22 NOES: 0
(Absent: Legislator Harris)
(Approved by the County Executive)

Resolution No. 14 - Amending The 2012 Ulster County Budget To Provide For Foster Care Holiday Expenses Allocation – Department Of Social Services

**REFERRED BACK TO SOCIAL SERVICES COMMITTEE BY LAWS & RULES,
GOVERNMENTAL SERVICES COMMITTEE**

Resolution No. 16 - Adopting The Provisions Of The “Hurricane Irene And Tropical Storm Lee Assessment Relief Act”

Legislator Ronk motioned, seconded by Legislator Donaldson, to amend the Resolution to add the following RESOLVED:

“RESOLVED, that after the costs of implementing this resolution are ascertained, the Ways and Means Committee is hereby authorized to meet with the Commissioner of Finance to determine potential off-sets to the costs added to County taxpayers to pay the refunds provided for under this Resolution,”

MOTION ADOPTED BY THE FOLLOWING VOTE: AYES: 22 NOES: 0
(Absent: Legislator Harris)

ADOPTED BY THE FOLLOWING VOTE: AYES: 20 NOES: 2
(NOES: Legislators Aiello and Gerentine)
(Absent: Legislator Harris)
(Approved by the County Executive)

MINUTES

PAGE 6

JANUARY 23, 2012

MEETING ADJOURNED IN MEMORY OF:

Lori A. Blank, Mount Marion, NY

Timothy J. Eigo, Kingston, NY

Thomas C. Tegeler, Stone Ridge, NY

Rachel S. Matteson, New Paltz, NY

Thomas J. Miller, Kingston, NY

Lucille M. Manoni, Kingston, NY

Theodore F. Salvucci, West Hurley, NY

Edward C. Lawson, Jr, Warminster, PA

Leonard A. Fornito, Kingston, NY

John L. Adsit, Shokan, NY

Maureen Fitzgerald, Kingston, NY

Klaus H. Ankele, Kingston, NY

Gale McGovern, Olivebridge, NY

Angela M. Wilson, Saugerties, NY

James A. Nagy, Kingston, NY

Elbert Mac Fadden Jr. MD, Kingston, NY

George C. Kent Jr., Pittsburgh, PA

Walter L. Keefe, Saugerties, NY

Henry M. Johnson, Kingston, NY

Jean T. Clancy, Old Hurley, NY

Robert D. Nichols, Woodstock, NY

Legislator Donaldson motioned, seconded by Legislator Ronk, to adjourn. All in favor.

MEETING ADJOURNED: 7:56 PM

NEXT MEETING:

The next Regular Meeting of the Ulster County Legislature will be held on **Tuesday, February 21, 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, February 1, 2012 at 12 Noon.**