



Town Board Regular Meeting

Tuesday, June 1, 2021

This regular meeting was held via Zoom and Facebook Live and began at 6:00pm

CALL TO ORDER

- Supervisor Parete called the meeting to order at 6:01pm and lead the Pledge of Allegiance.

ROLL CALL

Supervisor Parete took roll call:

Supervisor Parete – Present via Zoom

Councilwoman Foote – Present via Zoom

Councilman LaFera – Present via Zoom

Councilman Hunt – Present via Zoom

Councilman Stewart – Present via Zoom

Also, present – Heather Moody, Town Clerk/Tax Collector,

APPROVAL OF VOUCHERS

Town Clerk Moody submitted the following vouchers for approval:

<u>6/1/2021</u>	<u>Vouchers</u>	<u>Total Payment</u>
General Fund	V#329-355	\$13,512.71
Highway Fund	V#200-220	\$34,420.42
High Falls Water District	V#58-60	\$3,101.76
RMC	V#	\$

A motion was made by Councilman LaFera and Seconded by Councilwoman Foote to approve these vouchers.

Councilman Stewart Voting Aye

Councilman LaFera Voting Aye

Councilwoman Foote Voting Aye

Councilman Hunt Voting Aye

Supervisor Parete Voting Aye

5-0 Aye; motion carried.

RESOLUTION#51-2021; RESOLUTION MOHONK FIREWORKS

The following Resolution was offered by Councilwoman Foote seconded by Councilman Hunt:

Whereas, Mohonk Mountain House is desiring the permit for Public Display of Fireworks, to be held on July 4, 2021, and

Whereas, the Town Board has received the application for Fireworks from Mohonk along with the required insurance and workers comp certificates. Legion Fireworks is the operator of the display, and

NOW THEREFORE BE RESOLVED, that the Town Board of the Town of Marbletown approves the application for Fireworks for the Mohonk Mountain House.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows:

Councilman Stewart	Voting <u>Aye</u>
Councilman Lafera	Voting <u>Aye</u>
Councilman Foote	Voting <u>Aye</u>
Councilman Hunt	Voting <u>Aye</u>
Supervisor Parete	Voting <u>Aye</u>

5-0 Aye; Resolution #51-2021 was thereupon adopted.

RESOLUTION #52-2021; CONTRACT WITH MARBLETOWN FIRST AID UNIT

The following Resolution was offered by Councilwoman Foote seconded by Councilman Stewart:

WHEREAS, the Town of Marbletown desires to contract with Marbletown First Aid Unit (MFAU) for the provision of emergency and general ambulance services, Basic Life Support (“BLS”), and Advanced Life Support (“ALS”); and

WHEREAS, MFAU has represented to the Marbletown that it cannot provide the manner and level of ambulance service availability desired by the Town in the absence of financial support in the form of a subsidy provided by the Town of Marbletown and revenue recovery by MFAU; and

WHEREAS, the Town of Marbletown intends to levy an ad-valorem-based tax upon the taxable properties located within Marbletown and/or draw from existing revenues or reserves to provide such subsidy for ambulance services; and

WHEREAS, the Town of Marbletown desires to establish a uniform contractual arrangement for the provision of ambulance services with MFAU dependent upon MFAU complying with the terms of the AGREEMENT and pursuing revenue recovery for ambulance services provided within the Town of Marbletown from users of the ambulance service with the expectation that revenue gained through revenue recovery is to be used to lessen the tax burden for Marbletown residents and further, to provide for the continuation and improvement of the provision of ambulance service within the Town of Marbletown by MFAU.

NOW, THEREFORE, BE IT RESOLVED, in consideration of the mutual promises recited herein and other good and valuable consideration, the receipt of which is hereby acknowledged, the Town of Marbletown does contract with MFAU to furnish ambulance services to said Town of Marbletown, and MFAU agrees to furnish such ambulance services, subject to the following provisions:

BE IT FURTHER RESOLVED, that the Town Board of the Town of Marbletown authorizes the Supervisor to sign said contract on behalf of the Town of Marbletown.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows:

Councilman Stewart	Voting <u>Aye</u>
Councilman Lafera	Voting <u>Aye</u>
Councilman Foote	Voting <u>Aye</u>
Councilman Hunt	Voting <u>Aye</u>
Supervisor Parete	Voting <u>Aye</u>

5-0 Aye; Resolution #52-2021 was thereupon adopted.

- Chuck Foster, MFAU president, and Joe Vitti, MFAU vice president, thanked the town board for the new arrangement and the extra funding.
- Supervisor Parete said the town would get the check with the additional funds ready next week. He said there will be further discussions later in the fall when the budget season started.

- Councilman Hunt pointed out that he appreciated the community meeting with the town board and MFAU.
- Supervisor Parete added that Councilwoman Foote and Councilman LaFera spent time with the rescue squads' leaders to come up with a plan that would benefit both the MFAU and the town. \$40,000 was budgeted for this year and the new agreement will increase to \$150,000 for 2021.

RESOLUTION#53-2021 STRETCH ENERGY CODE

The following Resolution was offered by Councilwoman Foote seconded by Councilman Hunt:

WHEREAS, to prevent a statewide patchwork of stricter energy codes, the New York State Energy Research and Development Authority (NYSERDA) developed the NYStretch Energy Code – 2020 (NYStretch);

WHEREAS, a stretch energy code is simply an energy code that is more stringent than the minimum base energy code that can be voluntarily adopted by local jurisdictions. NYStretch is a voluntary supplement to the 2020 Energy Conservation Construction Code of New York State (2020 ECCCCNYS) improves its efficiency an average of ten to twelve percent (10-12 %) more efficient than the minimum requirements of the base energy code, the 2020 Energy Conservation Construction Code of New York State (2020 ECCCCNYS);

WHEREAS, some New York State municipalities have adopted stricter energy standards to ensure reduced energy costs for its residents and businesses;

WHEREAS, under NY Energy Law § 11-109, the Town of Marbletown is authorized to adopt a local energy code more stringent than the 2020 ECCCCNYS;

WHEREAS, the Town Board is considering **amending provisions of the Town Code Chapter #99 to add provisions for a local energy code “NYStretch”**; and

WHEREAS, a public hearing was held on May 18, 2021, at which time all persons either for or against said amendments were heard; and

WHEREAS, the Town Board is declared Lead Agency for the purposes of environmental review with respect to the proposed resolution, in accordance with Article 8 of the Environmental Conservation Law of the State of New York, and the regulations promulgated thereunder at 6 NYCRR 617 (collectively, “SEQRA”); and

WHEREAS, the Marbletown Town Board, as Lead Agency, has advised that the proposed action meets the criteria of a “Type II Action” under SEQRA; now, therefore, be it further

RESOLVED, that Local Law No. 4 of 2021 is hereby adopted as follows:

LOCAL LAW NO. 4 OF 2021

A LOCAL LAW amending provisions of the Town Code Chapter #99 to add provisions for a local energy code “NYStretch” of the Marbletown Code;

BE IT ENACTED by the Town Board of Marbletown as follows:

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows:

Councilman Stewart	Voting <u>Aye</u>
Councilman Lafera	Voting <u>Aye</u>
Councilman Foote	Voting <u>Aye</u>
Councilman Hunt	Voting <u>Aye</u>
Supervisor Parete	Voting <u>Aye</u>

5-0 Aye; Resolution #53-2021 was thereupon adopted.

- Supervisor Parete pointed out that the public hearing from May 18th had been help open. Parete stated he spoke with Dave Allen, Code Enforcement Officer and Shawn Marks, Planning/Zoning office and they both feel the town is prepared for the new rules. The town has been talking about this for about two years and the ECC has done a good job.
- Councilman Hunt made a motion, seconded by Councilwoman Foote to add an effective date of October 1, 2021 for the law to go into effect. 5-0, motion carried. This extra time will help in educating vendors and contractors.

RESOLUTION#54-2021; AUTHORIZING STATE AND MUNICIPAL FACILITIES PROGRAM FOR CONSTRUCTION OF GRADY PARK

The following Resolution was offered by Councilwoman Foote seconded by Councilman Stewart:

WHEREAS, the Town of Marbletown received a \$125,000 grant from Assemblyman Kevin Cahill to improve parking, sidewalks and Grady Park in High Falls, and

WHEREAS, the Town Board has a ninety-nine (99) year lease for Grady Park and would like to improve the gateway to the Hamlet of High Falls, and

NOW THEREFORE BE RESOLVED, that the Town Board of the Town of Marbletown authorize the Supervisor and Deputy Supervisor to sign the attached agreement to begin the grant administration process.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows:

Councilman Stewart Voting Aye

Councilman Lafera Voting Aye

Councilman Foote Voting Aye

Councilman Hunt Voting Aye

Supervisor Parete Voting Aye

5-0 Aye; Resolution #54-2021 was thereupon adopted.

- Supervisor Parete pointed out that Grady Park will have four phases of improvements. When the pandemic hit the grant for Grady Park had been put on hold. The town is not, and has not, committed to spending millions of dollars, as some residents have been led to believe, per a number of emails that Supervisor Parete and the other town board received.
- Councilwoman Foote stated there is lots of misunderstanding about the process and if anyone has any questions or concerns they should contact one of the town board members to discuss and get the correct information.
- The grant from Assemblyman Kevin Cahill's office is a reimbursable grant, not a matching grant.
- GPI (Greenman-Pedertsen Inc.) will provide the specs and they will go out to bid. The Town Board will review the bids, approve all contracts and proceed from there.

RESOLUTION#55-2021; CANCELING JULY 6, 2021 TOWN BOARD MEETING

The following Resolution was offered by Councilwoman Foote seconded by Councilman Hunt:

WHEREAS, Town of Marbletown Board meetings are held on the first and third Tuesday of each month, and

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Marbletown cancels the Town Board meeting on Tuesday July 6, 2021.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows:

Councilman Stewart Voting Aye

Councilman Lafera Voting Aye

Councilman Foote Voting Aye

Councilman Hunt Voting Aye

Supervisor Parete Voting Aye

5-0 Aye; Resolution #55-2021 was thereupon adopted.

RESOLUTION#56-2021; AGREEMENT WITH UNDERWATER SOLUTIONS INC

The following Resolution was offered by Councilman LaFera seconded by Councilman Stewart:

WHEREAS, the High Falls Water Plant needs and inspection and cleaning of the water storage facility, and

WHEREAS, Underwater Solutions Inc. of PO Box 208 Mattapoisett, MA 02739 has provided us with a proposal for the inspection and interior cleaning (sediment removal) of the Mohonk Road 500,000-Gallon Raw water tank, and

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Marbletown authorizes the Supervisor to sign said proposal on behalf of the Town of Marbletown for a cost of \$3,690.00, and

BE IT FURTHER RESOLVED, that this resolution is contingent upon a like resolution being passed by the Town Board of the Town of Rosendale.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows:

Councilman Stewart	Voting <u>Aye</u>
Councilman Lafera	Voting <u>Aye</u>
Councilman Foote	Voting <u>Aye</u>
Councilman Hunt	Voting <u>Aye</u>
Supervisor Parete	Voting <u>Aye</u>

5-0 Aye; Resolution #56-2021 was thereupon adopted.

OTHER TOWN BUSINESS:

- George Dimler, Highway Superintendent, gave an update on the roads that had been chip sealed and they include Bone Hollow, Old Kings Highway and Fairview Ave. Blue Heron drive was finished today. Fifteen miles of road will have been improved this year.
- Dimler also stated there had been an increase in CHIPS money this year. Marbletown assisted Rochester and Rosendale with shared services which has been very helpful for all towns.
- Mr. Dimler took a minute to address an untrue and unfounded statement that was made during a recent Democratic Committee meeting about the highway employees and political signs.
- Supervisor Parete noted the Legion did a great job with the Memorial Day parade this year.

Motion to adjourn: There being no further discussion Councilman LaFera made the motion to adjourn the meeting, seconded by Councilman Stewart; 5-0Aye; motion carried. The meeting adjourned at 7:23pm.

Respectfully submitted,
Heather Moody
Town Clerk/Tax Collector