



Town Board Regular Meeting

Tuesday, October 5, 2021

This regular meeting was held at the RMC in M-1 and began at 6:02pm

CALL TO ORDER

- Supervisor Parete called the meeting to order at 6:03pm and lead the Pledge of Allegiance.

ROLL CALL

Supervisor Parete took roll call:

Supervisor Parete – Present

Councilwoman Foote – Present

Councilman LaFera – Present

Councilman Hunt – Present

Councilman Stewart – Present

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

PUBLIC COMMENT

- No public comments were made on the upcoming resolutions.

APPROVAL OF VOUCHERS AMENDMENTS

Town Clerk Moody stated there were no amendments to the vouchers submitted on September 21, 2021.

Town Clerk Moody submitted the following vouchers for approval:

<u>10/5/2021</u>	<u>Vouchers</u>	<u>Total Payment</u>
General Fund	V#618-658	\$46,936.49
Highway Fund	V#360-381	\$30,468.70
High Falls Water District	V#98-112	\$46,373.03
RMC	V#	\$

A motion was made by Councilman Stewart and Seconded by Councilman LaFera 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.

MEETING MINUTES:

- Councilman Stewart made a motion, seconded by Councilman Hunt to approve the meeting minutes from the 9/7/2021 town board meeting. 5-0 Aye, motion carried.

- Councilman Hunt made a motion, seconded by Councilwoman Foote to approve the meeting minutes from the 9/21/2021 town board meeting. 5-0 Aye, motion carried.

RESOLUTION #86-2021; RESOLUTION WAIVE 30 DAY WAITING PERIOD FOR LYNETTE’S AT ROCK CLIFF HOUSE, INC.

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

WHEREAS Lynette’s at Rock Cliff House, Inc. has completed the Standardized Notice Form for Providing 30-Day Advance Notice of Intent to file a new application for an On-Premises Alcoholic Beverage License for liquor, wine, cider and beer to the Town of Marbletown Town Board to be sold at 1203 State Route 213, High Falls NY 12440 for an on-premises liquor license; and

WHEREAS, pursuant to the applicable provisions of the Alcohol and Beverage Control Law Section 64, Subdivision 2(a), the Town of Marbletown has been notified of their intent to file an application for a liquor license with the New York State Liquor Authority; and

WHEREAS, a thirty (30) day hold before said application can be filed is mandated by New York Alcohol and Beverage Control Law, unless, this time period is waived by the municipality; and

WHEREAS, the Town of Marbletown Town Board wishes to assist the applicant in expediting the application process and sees no objection to the issuance of a Liquor License; now,

THEREFORE, BE IT RESOLVED, that to the extent permitted by the New York State Liquor Authority, the Marbletown Town Board hereby waives the requirement that written notice of the application be given to the Town at least thirty (30) days prior to submitting this application; and

BE IT FURTHER RESOLVED that the Town Clerk is hereby authorized to issue a letter to the applicant and to the New York State Liquor Authority to confirm the Town’s receipt of the Notice of Intent to file for the liquor license and a waiver of the thirty (30) day hold on the processing of said application.

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 #86-2021 was thereupon adopted.

- Councilman Hunt requested to confirm if any civil matters regarding a property is outside the boards purview and would impact the decision to waive the waiting period. *This amendment was added after 10/19/21 town board meeting.

RESOLUTION #87-2021; RESOLUTION WAIVE 30 DAY WAITING PERIOD FOR MOMIJIFENG, INC.

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

WHEREAS Momijifeng, Inc. has completed the Standardized Notice Form for Providing 30-Day Advance Notice of Intent to file a renewal application for an On-Premises Alcoholic Beverage License for wine, beer and cider to the Town of Marbletown Town Board to be sold at 3649 Main Street, Stone Ridge NY 12484 for an on-premises liquor license; and

WHEREAS, pursuant to the applicable provisions of the Alcohol and Beverage Control Law Section 64, Subdivision 2(a), the Town of Marbletown has been notified of their intent to file an application for a liquor license with the New York State Liquor Authority; and

WHEREAS, a thirty (30) day hold before said application can be filed is mandated by New York Alcohol and Beverage Control Law, unless, this time period is waived by the municipality; and

WHEREAS, the Town of Marbletown Town Board wishes to assist the applicant in expediting the application process and sees no objection to the issuance of a Liquor License; now,

THEREFORE, BE IT RESOLVED, that to the extent permitted by the New York State Liquor Authority, the Marbletown Town Board hereby waives the requirement that written notice of the application be given to the Town at least thirty (30) days prior to submitting this application; and

BE IT FURTHER RESOLVED that the Town Clerk is hereby authorized to issue a letter to the applicant and to the New York State Liquor Authority to confirm the Town's receipt of the Notice of Intent to file for the liquor license and a waiver of the thirty (30) day hold on the processing of said application.

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 #87-2021 was thereupon adopted.

RESOLUTION #88-2021; ACCEPTING LAND DONATION

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

WHEREAS, the Jack Golden Trust has offered to donate approximately 8.61 acres of vacant land (sbl # 62.3-1-10) located off Barberry Road; and

RESOLVED, that the Town Board of the Town of Marbletown hereby accepts the donation of vacant land off of Barberry Road (sbl #62.3-1-10) and authorizes the Town Supervisor to execute any and all documents necessary to effectuate this transfer of real property to the Town.

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 #88-2021 was thereupon adopted.

- Mr. Golden passed away in 2015 and left his estate to a foundation. The family is trying to close the estate and are unable until they take care of this vacant land. The access to Barberry Road is off of Tongore Road. Once the property has been officially turned over to the Town we'll forward on to our Insurance company for liability purposes. Attorney Tracy Kellogg recommended having a survey done of the property.

RESOLUTION #89-2021; REQUESTING SPEED LIMIT REDUCTION ON HURLEY MOUNTAIN ROAD

The following Resolution was offered by Councilman Hunt, seconded by Councilman LaFera:

WHEREAS, the Town of Marbletown has received complaints about the speed limit on Hurley Mountain Road, and

WHEREAS, Hurley Mountain Road is frequented by bicyclists and runners, and

WHEREAS, the Town of Marbletown recommends that the Ulster County Department of Public Works reduce the speed limit on Hurley Mountain Road from the current 55 miles per hour to 45 miles per hour from the Town line to Tongore Road, and

THEREFORE, BE IT RESOLVED, the Marbletown Town Board requests the Ulster County department of Public Works have the New York State Department of Transportation conduct such study on Hurley Mountain Road, and

BE IT FURTHER RESOLVED, a copy of this resolution shall be sent to the New York State Department of Transportation, as well as form TE 9a, to the County Superintendent.

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 #89-2021 was thereupon adopted.

- The Town has received complaints about the amount of people speeding on Hurley Mountain Road. This resolution will be sent to the State DOT and ask them to conduct a study on Hurley Mountain Road to see if the speed limit can be lowered. This process could take 3-4 months.

RESOLUTION #90-2021; ACCEPTING A PROPOSED LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT FOR FISCAL YEAR 2022 PURSUANT TO GENERAL MUNICIPAL LAW §3-c FOR COMMENCEMENT OF THE LOCAL LAW ADOPTION PROCESS

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

WHEREAS, the Town Board has determined that it may be necessary for the Town of Marbletown to exceed the limit on the amount of real property taxes that may be levied by the Town of Marbletown pursuant to General Municipal Law §3-c for fiscal year 2022; and

BE IT FURTHER RESOLVED, the Town Supervisor has prepared a proposed local law to override the tax levy limit for fiscal year 2022 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 2021 entitled “Local Law to Override the Tax Levy Limit for Fiscal Year 2022 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 19, 2021 at the Rondout Municipal Center, 1925 Lucas Ave Cottekill NY 12419 at 6:00 p.m. and that the public hearing be duly noticed by the Town Clerk as required by law.

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 #90-2021 was thereupon adopted.

- The 2022 budget indicates the Town possibly going over the tax levy limit. When this happens the town has to pass a Local Law which authorizes the Town Board to override the tax levy limit on the amount of property taxes that may be levied by the Town of Marbletown by the adoption of a local law.

2022 BUDGET:

- The 2022 tentative budget was presented for review. Supervisor Parete said the board will take the next couple of weeks to discuss the tentative budget. At the next meeting on 10/19 the board will discuss and vote on changes, which would be the preliminary budget and then the public hearing on the budget will be set.
- The 2022 tentative budget will be made available on the website or in the Town Clerk's office.
- The General side of the budget went down 1.99%. The Highway budget went up 1.89%. The High Falls Water District remains the same at 0%. The overall tax increase for 2022 is 10.5%
- Health insurance shows about a 1% increase. The Town has MVP right now, but we are also getting a quote from CDPH.
- Liability insurance has gone from \$95,000 to \$115,000.
- We are approximately \$162,000 over what is allowed. If we were to take out the Ambulance District we would be at 0% increase.
- Councilman Stewart brought up the possibility of hiring a grounds keeper for the park. The town has run into some maintenance issues as the Highway Department is very busy and can not always get to the issues right away.
- \$450,000 went into savings last year.
- Last year no elected officials were given raises. All other employees did get a raise in 2021.
- Councilman Hunt requested looking into more ways to save in the budget, so the tax levy is not raised by 10%. He would also like more pressure on a county solution for the expense of the emergency ambulance service. *This amendment was added after 10/19/21 town board meeting.

OTHER TOWN BUSINESS:

- Jill McLean, Youth and Rec Director, provided an update:
 - Pickleball has a huge following and due to Covid they were unable to play in the gym. Highway has started on the new Pickleball court, (out by the playground) and will continue to work on this.
 - The park has been super busy. The baseball field is getting used quite a bit and they would like to make some improvements.
 - The pavilion books up quickly and it would be nice to consider a couple more to accommodate more events.
 - The Youth & Rec are actively trying to look into different programs to offer. Possibly wrestling.
 - They had a great 6-week Camp program this past summer.
 - The Virtual Running Program will be starting at the end of this week. A number of local businesses have donated prizes. Thanks to Ollie's, Big E's and Stewarts.
 - On Sunday 10/31/2021 from 3:00 – 5:00pm there will be Trunk or Treating at the park. Last years Trunk or Treat was a great success!
 - The park will be open all winter this year and families are happy to hear this.
- Councilman Stewart stated they have been working on the connector trail to the College.
- The Eagle Scouts will be setting up a bike repair station on the rail trail.
- Councilman LaFera inquired about the possibility of charging for the use of the park.
- Councilman Stewart stated they had a great event at the Ridgewell Gym with lots of electric vehicles on site.
- Councilwoman Foote mentioned that the Marbletown Preservation Investment Commission was meeting tonight, and they hope to provide a mission statement to the Town Board.

PUBLIC COMMENT

- Carol Laurito, resident, commented that in order for seniors to stay in their homes, that they love, the Town should consider a formula for tax grievance. She feels very strongly that there should be a better system for the elderly.

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 7:50pm.

Respectfully submitted,

Heather Moody

Town Clerk/Tax Collector

DRAFT