



Town Board Regular Meeting

Tuesday, January 3, 2017

This regular meeting was held at the Rondout Municipal Center and began at 7:00pm

Present: Supervisor Michael Warren and Town Board members Joe Borzumato, Douglas Adams, Patricia Clarke and Tim Sweeney

Absent: None

Also Present: Heather Moody; Town Clerk/Tax Collector, Tom Konrad; Environmental Conservation Commission Chair, Jason Zimmerman; Environmental Conservation Commission, Jodi LaMarco; Blue Stone Press, and Nick Tantillo; Shawangunk Journal.

Supervisor Warren called the meeting to order at 7:00pm with the Pledge of Allegiance and a welcome to all those in attendance.

PUBLIC HEARING: LOCAL LAW #1-2017; "A LOCAL LAW FOR AMENDING THE ZONING LAW TO REVISE PROVISIONS THAT HAVE CREATED DIFFICULTIES OF INTERPRETATION OR IMPLEMENTATION."

- Motion was made by Supervisor Warren and seconded by Councilman Adams to open the public hearing on Local Law #1-2017 "Local Law #1 of 2017 entitled "A local law for amending the Zoning Law to revise provisions that have created difficulties of interpretation or implementation." 4-0 Aye, motion carried. Councilman Sweeney arrived right after the motion was made.
- Maggie Colan, ZBA Secretary, presented the red and blue line version of the local law along with comments that were provided by the Planning Board, ZBA, Town Board and residents.
- Comments will be taken into consideration and reviewed with Dan Schuster.
- Dan Schuster will put the final version of the local law together and the question of adoption of Local Law #1-2017 will take place at the 1/17/17 town board meeting.
- Motion was made by Supervisor Warren and seconded by Councilman Adams to close the public hearing on Local Law #1-2017. 5-0 Aye, motion carried.

RESOLUTION #1-2017; ORGANIZATIONAL MEETING:

WHEREAS, Town Of Marbletown 2017 – Organizational Meeting; Meetings, Appointments, etc.

1. Official Town Board Meetings:
Town Board Meetings, 1st and Third Tuesday of each month at 7:00 pm at the Rondout Municipal Center, 1925 Lucas Ave Cottekill NY.
Planning Board meetings and ZBA meetings schedules attached.

2. Official Newspaper: Daily Freeman
3. Official Bank: M&T Bank / Key Bank
4. Engineers for the Town: Bernier and Larios, Peak Engineering
5. Deputy Town Clerks: Joyce Cain and Helen Jaffer
6. Deputy Supervisor: Patricia Clarke
7. Deputy Highway Superintendent: Scott Hikade
8. Procurement Policy/Ethics Policy 2017: attached separately
9. Accountant: Brian Pickard
10. Confidential Bookkeeper: Karen Barnhart
11. Historian; Gail Many
12. Petty Cash: Town Clerk \$100, Youth and Rec \$75 and Highway \$100
13. Town Health Insurance Carrier: MVP Dental CDPHP, Eye; Eye-med
14. Attorneys for the Town: Mary Lou Christiana, Larry Wolinsky, Paul Kellar
15. Planners for the Town: Bonnie Franson, Dan Shuster
16. Mileage reimbursement: NY State authorized 53.5 per mile.
17. 2017 Holiday Schedule: attached separately

Pursuant to Town Law, Resolved that the Town Board of the Town of Marbletown hereby authorizes and delegates to the Town Supervisor powers and duties of day-to-day administration and supervision of all town and special district facilities and employees consistent with and in furtherance of any and all state and federal laws applicable thereto and with any and all local laws, resolutions and policies heretofore or hereafter adopted by the Town Board.

Motion made by Supervisor Warren seconded by Councilman Adams; 5-0 motion carried.

ROLL VOTE:

Councilwoman Patricia Clarke	Aye
Councilman Doug Adams	Aye
Councilman Tim Sweeney	Aye
Councilman Joe Borzumato	Aye
Supervisor Michael Warren	Aye

2017 TOWN OF MARBLETOWN HOLIDAY SCHEDULE

New Year's Day	Monday, January 2nd
Martin Luther King Day	Monday, January 16 th
President's Day	Monday, February 20 th
Good Friday	Friday, April 14th
Memorial Day	Monday, May 29 th
Independence Day	Tuesday, July 4 th
Labor Day	Monday, September 4 th
Columbus Day	Monday, October 9 th
Election Day	Tuesday, November 7 th
Veteran's Day	Friday, November 10 th
Thanksgiving Day	Thursday, November 23 rd
Day after Thanksgiving	Friday, November 24 th
Christmas Eve Day	Monday, December 25 th
Christmas Day	Tuesday, December 26th

RESOLUTION#2-2017; TOWN OF MARBLETOWN ELECTED OFFICIALS SALARY

Now therefore be it resolved that the Town Board of the Town of Marbletown

Adopts the non-elected employee salary schedule for 2017.

The following Resolution was offered by Councilman Sweeney seconded by Councilman Adams to wit:

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows: 5-0 motion carried.

Tim Sweeney	Voting <u>Aye</u>
Pat Clarke	Voting <u>Aye</u>
Doug Adams	Voting <u>Aye</u>
Joe Borzumato	Voting <u>Aye</u>
Michael Warren	Voting <u>Aye</u>

2017 TOWN OF MARBLETOWN ELECTED OFFICIALS SALARY

Supervisor's Office

<i>Michael Warren, Supervisor</i>	<i>\$ 45,840.00</i>
<i>Patricia Clarke, Deputy Supervisor</i>	<i>\$ 1,500.00</i>

Town Clerk's Office

<i>Heather Moody, Town Clerk</i>	<i>\$ 45,860.00</i>
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Justice Court

<i>Claudia Davenport, Justice</i>	<i>\$ 14,000.00</i>
<i>Mark Glick, Justice</i>	<i>\$ 14,000.00</i>

Highway Department

<i>George Dimler, Highway Superintendent</i>	<i>\$ 50,586.00</i>
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Town Board

<i>Doug Adams</i>	<i>\$ 5,400.00</i>
<i>Patricia Clarke</i>	<i>\$ 5,400.00</i>
<i>Tim Sweeney</i>	<i>\$ 5,400.00</i>
<i>Joseph Borzumato</i>	<i>\$ 5,400.00</i>

RESOLUTION#3 -2017: TOWN OF MARBLETOWN NON-ELECTED EMPLOYEE SALARIES

Now therefore be it resolved that the Town Board of the Town of Marbletown

Adopts the non-elected employee salary schedule for 2017.

The following Resolution was offered by Supervisor Warren seconded by Councilman Adams to wit:

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows: 5-0 motion carried.

Tim Sweeney	Voting Aye
Pat Clarke	Voting Aye
Doug Adams	Voting Aye
Joe Borzumato	Voting Aye
Michael Warren	Voting Aye

2017 TOWN OF MARBLETOWN NON-ELECTED OFFICIALS SALARY

Supervisor's Office

Chief Budget Officer Michael Warren,	\$ 2,500.00/yr
Bookkeeper, Karen Barnhart	\$ 44,935.80 /yr
Deputy Town, Supervisor Patricia Clarke,	\$ 1,500.00/yr
Acct. Clerk, Virginia Kucharik	\$ 15.66/hr.

Town Clerk's Office

Registrar of Vital Statistics, Heather Moody	\$ 900.66
Tax Collector, Heather Moody	\$ 2,550.00
Deputy Town Clerk, Joyce Cain	\$ 15.25/hr.
Deputy Town Clerk, Helen Jaffer	\$ 15.25/hr.

Justice Court

Clerk to Justice , Suzanne Kurman	\$ 17.17/hr.
Clerk to Justice, Mary K. Moylan,	\$ 14.65/hr.
Court Clerk, Marcia Jackson,	\$ 14.14/hr.
Court Officer, Anthony Pagliaro	\$ 70.36/session

Assessor's Office

Assessor, Michael Dunham	\$28.60/hr.
Assessor's Aide, Melissa Wright,	\$ 14.65/hr

Building/Safety

MCO, Bldg. Insp., Ray Van Kleeck,	\$ 27.27/hr.
Clerk , Annette Intravaia,	\$ 18.54/hr plus \$674.94 one-time payout
Clerk, Amanda Carlson	\$ 14.14/hr.

Zoning

Secretary to Zoning, Maggie Colan,	\$ 14.14/hr.
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Planning

Secretary to Planning , Lisa Mance,	\$ 14.14/hr.
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Youth & Recreation

Recreation Director, Sandra Damon-Sheeley,	\$ 49,957.03 plus \$999.14 one time pay out
Asst. Recreation Director, Jill McLean,	\$ 15.66/hr.
Laborer, Mat Jeckerbyrne,	\$ 13.00/hr.

Transfer Station

Solid Waste Attendant, Henry Schimrich,	\$ 13.64/hr.
Solid Waste Attendant, Fordham Protoss,	\$ 13.13/hr.
Solid Waste Attendant, Jeffrey Anderson,	\$ 13.13/hr.

Other Departments

p/t Custodial Worker, Susan Magliola,	\$ 13.13/hr
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Highway Department

Secretary to Highway Supr., Laura Fowler, \$ 17.34

Union Contract Base Rates (does not include Longevity)	
Garrett Phillips, HMEO/Mech	\$ 24.01/hr.
Scott Hikade, HMEO	\$ 22.83/hr. + \$2,000 Deputy Supr.
Christopher Newkirk, HMEO	\$ 22.83/hr.
William Countryman, HMEO	\$ 22.83/hr.
Daniel Styles, HMEO	\$ 22.83/hr.
Kenneth Carlson, HMEO	\$ 22.83/hr.
Lorin Winne, HMEO	\$ 22.83/hr.
Douglas North, HMEO	\$ 22.83/hr.
Michael Polinsky, Per diem Laborer	\$ 15.00/hr

All salaries listed are annual unless otherwise noted.

RESOLUTION #4 -2016: RESOLUTION APPOINTMENTS TO ZONING BOARD

WHEREAS, Regular Member Paris Perry's term will expire on December 31, 2016. The Chairman has recommended he be re-appointed. His new term will expire on December 31, 2021. and

WHEREAS, Tom Smiley be appointed as a Member to fill the un-expired term of Dan Proctor, who moved over to the Planning Board in 2016. This would make his term expire on December 31, 2017, and

WHEREAS, Alternate member Kathie Grambling be re-appointed to the Marbletown Zoning Board as an Alternate for 1 year with a term expiring December 31, 2017, and

WHEREAS, Max Stratton's 1 year term as an Alternate will expire on December 31, 2016, be re-appointed as an alternate with a term expiring December 31, 2017

WHEREAS, Dottie Pismopulos' 1 year term as an Alternate will expire on December 31, 2016. re-appointed as an alternate with a term to expire December 31, 2017

WHEREAS, the Town Board is authorized to appoint members to the Zoning board;

Now therefore be it resolved that the Town Board of the Town of Marbletown appoints the members as recommended by the chairman.

The following Resolution was offered by Councilman Sweeney seconded by Councilman Borzumato to wit:

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows: 5-0 motion carried.

Tim Sweeney	Voting <u>Aye</u>
Pat Clarke	Voting <u>Aye</u>
Doug Adams	Voting <u>Aye</u>
Joe Borzumato	Voting <u>Aye</u>
Michael Warren	Voting <u>Aye</u>

EXECUTIVE SESSION

- At 7:50pm Councilman Sweeney made a motion that the town board move into Executive Session to discuss appointments to the Planning Board. Councilman Borzumato seconded the motion. The Town Board moved into the Supervisor's office.

- At 8:18pm the Town Board came out of Executive Session and reconvened the regularly scheduled organizational meeting.
- No decisions were given and no votes were taken.

RESOLUTION #5-2017; RESOLUTION APPOINTMENTS TO PLANNING BOARD

WHEREAS, Laura J Shabe has indicated a desire to be appointed to the Marbletown Planning Board. The Chairman of the Planning Board has recommended that Laura J Shabe be appointed to the Planning Board to the open regular position acknowledging her extensive experience in Planning, and

WHEREAS, Elisa Tinti has indicated a desire to be appointed to the Marbletown Planning Board. The Chairman of the Planning Board has recommended that Elisa Tinti be appointed to the Planning Board to the open alternate position based upon her extensive experience in Planning, and

WHEREAS, Mary Collins has indicated a desire to be reappointed to the Marbletown Planning Board. The Chairman of the Planning Board has recommended that Mary be re-appointed to the Planning Board to the open alternate position based on her 20+ years of dedicated volunteer service to the Town of Marbletown, and

WHEREAS, Dan Proctor has indicated a desire to be re-appointed to the Marbletown Planning Board. The Chairman of the Planning Board has recommended that Dan be re-appointed to the Planning Board to the open alternate position

WHEREAS, the Town Board is authorized to appoint members to the Planning board;

Now therefore be it resolved that the Town Board of the Town of Marbletown appoints Laura J Shabe to the Planning Board for a term to begin on 1/3/17 and expiring on 12/31/2024; Elisa Tinti, Mary Collins and Dan Proctor for a term 1/3/2017 and expiring 12/31/2017.

The following Resolution was offered by Councilwoman Clarke seconded by Supervisor Warren to wit
The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows: 3-2 motion carried.

Tim Sweeney	Voting <u>No</u>
Pat Clarke	Voting <u>Aye</u>
Doug Adams	Voting <u>Aye</u>
Joe Borzumato	Voting <u>No</u>
Michael Warren	Voting <u>Aye</u>

RESOLUTION #6-2017; HIGH FALLS WATER DISTRICT EMPLOYEES SALARIES

WHEREAS, the Towns of Rosendale and Marbletown jointly operate the High Falls Water District; and

WHEREAS, it is necessary to set forth and agree to matters relating to the employment of those individuals who will perform work on behalf of the High Falls Water District, and to establish the funding for the work they perform, it is hereby

RESOLVED as follows:

1. The High Falls Water District shall reimburse the Town of Rosendale a sum equal to Twenty Percent (20%) of all payroll expenses and benefits for the Town of Rosendale Employees who maintain and operate the Rosendale Water District, the Rosendale Sewer District and the High Falls Water District in the positions of Water Sewer Operator and Water Sewer Trainees.
2. The High Falls Water District shall reimburse the Town of Rosendale Twenty-Four Thousand Eight Hundred Ninety-Five and 73/100 Dollars (\$24,895.73) plus Twenty Percent (20%) of all employee benefits to the High Falls Water District Water Superintendent, who shall be an employee of the Town of Rosendale.
3. The Town of Marbletown shall directly pay the High Falls Water District Clerk for five hours per week at an hourly rate of Fifteen and 44/100 Dollars (\$15.44) per hour plus any employee benefits for those hours and shall be reimbursed for same by the High Falls Water District.

4. The High Falls Water District shall reimburse the Town of Rosendale the sum of Two Thousand One Hundred Sixty-Four and 03/100 Dollars (\$2,164.03) and shall reimburse the Town of Marbletown Six Thousand Two Hundred Forty-Two and 40/100 Dollars (\$6,242.40) for bookkeeping expenses. This resolution shall become effective upon its passage by both the Town Board of Rosendale and the Town Board of Marbletown.
- Motion was made by Supervisor Warren and seconded by Councilman Adams.
- The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows: 5-0 motion carried.

Tim Sweeney	Voting <u>Aye</u>
Pat Clarke	Voting <u>Aye</u>
Doug Adams	Voting <u>Aye</u>
Joe Borzumato	Voting <u>Aye</u>
Michael Warren	Voting <u>Aye</u>

RESOLUTION #7-2017 SHARED SERVICES WITH THE TOWN OF ROSENDALE FOR DOG WARDEN

WHEREAS, the Town of Marbletown has an opportunity to share services with the Town of Rosendale for the position of Dog Warden; and

WHEREAS, the Town of Rosendale will provide a Dog Warden and a Deputy Dog Warden to be paid by the Town of Rosendale; and

WHEREAS, the Dog Warden will be paid a salary of Three Hundred Eighty Five and 56/100 dollars (\$ 385.56) per week; and

WHEREAS, the Deputy Dog Warden will be paid Ten and 20/100 Dollars (\$ 10.20) per hour to cover weekends and vacations; and

WHEREAS, the Town of Marbletown will cover Twelve Thousand Seven Hundred Fifty Dollars (\$ 12,750) in salaries; and

WHEREAS, the Town of Marbletown will reimburse the Town of Rosendale \$.53.5 per mile for use of the Dog Warden vehicle and one half the cost of the cell phone.

NOW, THEREFORE, BE IT RESOLVED that this resolution shall become effective upon its approval by both the Town Board of Rosendale and the Town Board of Marbletown.

Motion was made by Supervisor Warren and seconded by Councilman Borzumato.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows: 5-0 motion carried.

Tim Sweeney	Voting <u>Aye</u>
Pat Clarke	Voting <u>Aye</u>
Doug Adams	Voting <u>Aye</u>
Joe Borzumato	Voting <u>Aye</u>
Michael Warren	Voting <u>Aye</u>

RESOLUTION #8-2017; SHARED SERVICES WITH THE TOWN OF ROSENDALE FOR SAFETY OFFICERS

WHEREAS, the Town of Marbletown has an opportunity to share services with the Town of Rosendale for the positions of Safety Officers; and

WHEREAS, the Town of Rosendale will provide Safety Officers to be paid by the Town of Rosendale; and

WHEREAS, the Safety Officers will be paid the following salary:

Dorene Whitaker - \$ 5,000 per year

Michael Williams - \$ 1,700 per year, and

WHEREAS, the Town of Marbletown will cover one half of the salaries and reimburse the Town of Rosendale for one half of office materials and supplies.

NOW, THEREFORE, BE IT RESOLVED, that this resolution shall become effective upon its approval by both the Town Board of Rosendale and the Town Board of Marbletown.

Motion was made by Supervisor Warren and seconded by Councilman Sweeney.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows: 5-0 motion carried.

Tim Sweeney	Voting <u>Aye</u>
Pat Clarke	Voting <u>Aye</u>
Doug Adams	Voting <u>Aye</u>
Joe Borzumato	Voting <u>Aye</u>
Michael Warren	Voting <u>Aye</u>

RESOLUTION #9-2017; Contract for Bonnie Franson

WHEREAS, the Town of Marbletown Planning Board has the need to contract for services of a planner, and **WHEREAS**, the Town of Marbletown Planning Board has utilized the services of Bonnie Franson for many years, and

WHEREAS, Bonnie has now changed positions and is with NELSON, POPE & VOORHIS, LLC, and

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Marbletown authorizes the Supervisor and the Planning Board to enter into an agreement with NELSON, POPE & VOORHIS, LLC which has been attached and made a part hereof, and

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

The following Resolution was offered by Supervisor Warren, seconded by Councilwoman Clarke to wit:

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows: 5-0 motion carried.

Tim Sweeney	Voting <u>Aye</u>
Michael Warren	Voting <u>Aye</u>
Doug Adams	Voting <u>Aye</u>
Joe Borzumato	Voting <u>Aye</u>
Pat Clarke	Voting <u>Aye</u>

RESOLUTION #10-2017; FOR RENEWAL OF TRANSFER STATION HAULING CONTRACT

WHEREAS, the Town of Marbletown is in need of a carting service after January 1, 2017 to transport solid waste and recycling to the RRA; and

WHEREAS, Liberta Brothers has submitted the proper insurance and worker's compensation forms to do business with the Town of Marbletown with the terms and conditions set forth in this Agreement.

RESOLVED that the **Town of Marbletown Town Board hereby directs the Supervisor to sign the agreement.**

The following Resolution was offered by Supervisor Warren, seconded by Councilman Adams to wit:

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows: 5-0 motion carried.

Tim Sweeney	Voting <u>Aye</u>
Pat Clarke	Voting <u>Aye</u>
Doug Adams	Voting <u>Aye</u>
Joe Borzumato	Voting <u>Aye</u>
Michael Warren	Voting <u>Aye</u>

OTHER TOWN BUSINESS:

- If anyone has any ideas on what to do with the ‘deposit’ recyclers from the transfer station, we are looking for suggestions.
- Jason Zimmerman, ECC, is in the process of reformatting the information sheet on the recyclers at the Transfer Station. Once done he will forward to the Board for review and once approved Town Clerk Moody will put on the website.
- Discussion of reducing the price of the transfer station permits will take place at the 1/17/17 town board meeting.
- The High Falls bridge closed on 1/3/17 at 1:00pm. The bridge will be closed until 6/30/17.
- Anticipated date for a controlled explosion of the bridge is 1/26/17.
- Tax bills were mailed 1/3/17.

Motion to adjourn: There being no further discussion Councilwoman Clarke made the motion to adjourn the meeting at 8:05pm, seconded by Councilman Adams; all voted aye. The meeting adjourned at 8:50pm.

Respectfully submitted,

Heather Moody
Town Clerk/Tax Collector

FINAL