



## **Town Board Regular Meeting**

**Tuesday, September 6, 2022**

**This regular meeting was held in person and began at 6:00pm**

### **CALL TO ORDER**

Supervisor Parete called the meeting to order at 6:02pm and Councilman LaFera lead the Pledge of Allegiance.

### **ROLL CALL**

Town Clerk Moody took roll call:

Supervisor Parete – Present

Councilwoman Foote – Present

Councilman LaFera – Present

Councilman Davenport – Present

Councilman Tim Hunt – Present

**Also, Present:** Heather Moody; Town Clerk/Tax Collector

### **PUBLIC COMMENT**

There were no public comments on the resolutions presented at the meeting.

### **PUBLIC HEARING ON ESTABLISHMENT OF A FIRE PROTECTION DISTRICT WITH BOUNDARIES TO INCLUDE ALL OF THOSE PROPERTIES CONTAINED WITHIN THE VLY-ATWOOD FIRE DISTRICT**

- At 6:05pm a motion was made by Councilwoman Foote, seconded by Councilman LaFera to open the public hearing on the Establishment of a Fire Protection District with the Boundaries to Include all of Those Properties Contained Within the Vly-Atwood Fire District. 5-0 Aye, motion carried.
- Supervisor Parete stated Town Clerk Moody had legally noticed the public hearing in the Daily Freeman on Friday, August 26th. The legal notice as also posted on the town website and the Town Clerk's Community Board.
- At 6:07pm there being no comments or questions on the proposed Establishment of a Fire Protection District with Boundaries to Include all of Those Properties Contained within the Vly-Atwood Fire District Councilman Davenport made a motion, seconded by Councilwoman Foote to close the public hearing on. 5-0 Aye, motion carried.

### **PUBLIC HEARING ON "ETHICS CODE"**

- At 6:08pm a motion was made by Councilman Hunt, seconded by Councilman Davenport to open the public hearing on the proposed local law "Ethics Code". 5-0 Aye, motion carried.
- Supervisor Parete stated Town Clerk Moody had legally noticed the public hearing in the Daily Freeman on Sunday, August 28th. The legal notice as also posted on the town website and the Town Clerk's Community Board.

- There being no comments or questions on the proposed local law “Ethics Code” it was discussed and determined that the public hearing would be held open until the next meeting on September 20<sup>th</sup>. Supervisor Parete added that if anyone had comments they were welcome to send them in.

### **APPROVAL OF VOUCHERS & AMENDMENTS**

Town Clerk Moody stated there were no amendments to the vouchers from 8/18/2022.

Town Clerk Moody submitted the following vouchers for approval:

<b><u>September 6, 2022</u></b>	<b><u>Vouchers</u></b>	<b><u>Total Payment</u></b>
<b>General Fund</b>	<b>V#570-594</b>	<b>\$20,084.80</b>
<b>Highway Fund</b>	<b>V#279-289</b>	<b>\$43,432.59</b>
<b>High Falls Water District</b>	<b>V#76-80</b>	<b>\$21,057.15</b>
<b>RMC</b>	<b>V#</b>	<b>\$0.00</b>
<b>Vly Atwood Fire Protection District</b>	<b>V#9</b>	<b>\$216.64</b>

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

Councilman Davenport	Voting <u>Aye</u>
Councilman LaFera	Voting <u>Aye</u>
Councilwoman Foote	Voting <u>Aye</u>
Councilman Hunt	Voting <u>Aye</u>
Supervisor Parete	Voting <u>Aye</u>

**5-0; motion carried.**

- Councilman Hunt asked about the voucher for Upstate GIS. Supervisor Parete responded that this voucher is the last part of the contract, and they will now be paid in full.
- Councilman Davenport asked if the highway was done paving. Supervisor Parete stated that yes, they were done with paving for the year.

### **MEETING MINUTES:**

Councilwoman Foote made a motion, seconded by Councilman Hunt to approve the meeting minutes from 8/18/2022. **5-0; motion carried.**

### **RESOLUTION#87-2022: NEGATIVE DECLARATION RE: FIRE PROTECTION SERVICES**

The following Resolution was offered by Councilman Davenport and seconded by Councilman LaFera

**WHEREAS**, the Town Board of the Town of Marbletown has expressed its intent to consider, after conducting a Public Hearing hereon, Fire Protection Services; and

**WHEREAS**, in accordance with the requirements of the New York State Environmental Quality Review Act (“SEQRA”), the Town Board must make a determination as to the Environmental Impact of this proposed action; and

**WHEREAS**, in accordance with 6 NYCRR, Part 617.6, the Town Board is the only Agency required to approve the proposed action, and is therefore the Lead Agency; and

**WHEREAS**, a short Environmental Assessment Form has been prepared, signed by the Supervisor, and accepted by the Town Board; and

**WHEREAS**, the Town Board has duly considered all of the environmental aspects of the proposed action; and  
**NOW, THEREFORE, BE IT RESOLVED**, based on a review of the Project, there appear to be no significant adverse environmental impacts; and

**BE IT FURTHER RESOLVED**, that based upon the Environmental Assessment Form submitted to and reviewed by the Town Board, that this is an Unlisted Action; and

**BE IT FURTHER RESOLVED**, that based upon the Environmental Assessment Form, the Town Board of the Town of Marbletown does hereby **ADOPT** the attached **NEGATIVE DECLARATION** with respect to this matter.

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

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

**5 Aye**; Resolution #87-2022 was thereupon adopted.

- Supervisor Parete reviewed the SEQR short environmental assessment form and answered the all the questions pertaining to the agreement with various fire departments to provide fire protection services.

**RESOLUTION#88-2022; ESTABLISHING A FIRE PROTECTION DISTRICT FOR RESIDENTS OF THE FORMER VLY-ATWOOD FIRE DISTRICT**

The following Resolution was offered by Councilman Davenport and seconded by Councilwoman Foote

**WHEREAS**, the Town Board of the Town of Marbletown, upon its own motion, wishes to establish a Fire Protection District within the Town for the purpose of providing fire protection to the residents of the Town; and

**WHEREAS**, a public hearing to determine whether the establishment of a Fire Protection District is in the best interests of the Town was held on September 6, 2022 at 6PM at the Town Hall of the Town of Marbletown; and

**WHEREAS**, the Town Board of the Town of Marbletown adopted a resolution determining that a Fire Protection District is in the best interests of the former Vly-Atwood Fire District residents;

**THEREFORE, BE IT RESOLVED** that the Town Board of the Town of Marbletown determines that it is in the best interests of the Town to establish a Fire Protection District for the purpose of providing fire protection to the residents of the former Vly-Atwood Fire District, and that the property and owners within the former Vly-Atwood Fire District are benefited and included within the bounds of the Fire Protection District,

**BE IT FURTHER RESOLVED** that the Fire Protection District of the former Vly-Atwood Fire District shall take effect immediately.

**BE IT FURTHER RESOLVED** that a description of which properties are to be included in the Fire Protection District shall be annexed hereto and made a part of this resolution.

**BE IT FURTHER RESOLVED** that a certified copy of this resolution shall be filed with the Clerk of Ulster County and the Division of Audit & Control of the NYS Comptroller within 10 days of adoption.

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

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

**5 Aye**; Resolution #88-2022 was thereupon adopted.

- Supervisor Parete announced that the town board can name the new district, and this is what the name will be when it shows up on the tax bills. It was discussed and everyone agreed to call it Marbletown Fire Protection District #1.

## **RESOLUTION#89-2022; AGREEMENT WITH MARBLETOWN SPORTSMAN’S CLUB**

The following Resolution was offered by Councilwoman Foote and seconded by Councilman LaFera:

**WHEREAS**, in response to the effects of the Corovirus/Covid 19 the U.S. Department of Treasury established the American Rescue Plan Act of 2021 (ARPA). Part of the plan was to distribute funds to local government in an effort to managing the response and to aid in the recovery from the impacts, and

**WHEREAS**, ARPA section 602 (c) (1) (A) allows for the use of these funds for public health initiatives in an effort to assist local governments in providing resources in their communities to lessen the impact of public health crises; and

**WHEREAS**, local governments are the first line of defense against emergencies and disasters and are primarily responsible for managing the response to and recovery from those events, and

**WHEREAS**, in the event of an emergency or natural disaster, the Town of Marbletown Town Board would like residents to have a safe environment that provides shelter, and

**WHEREAS**, community organizations are an essential part of any disaster relief effort, providing critical assistance with food and shelter, and

**NOW THEREFORE BE IT RESOLVED**, that the Town Board of the Town of Marbletown authorizes the Supervisor to sign the attached agreement with the Marbletown Sportsman’s Club which has been attached and made a part hereof, and

**BE IT FURTHER RESOLVED**, that this resolution shall become effective upon its passage by both the Town Board of the Town of Marbletown and the Marbletown Sportsman’s Club.

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

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

**5 Aye**; Resolution #89-2022 was thereupon adopted.

- Supervisor Parete stated that they would like to put a generator in at the Marbletown Sportsman’s Club so they can use it as a warming center. A generator would cost a little over \$8,000.
- Councilman Davenport inquired about how the insurance would work. Supervisor Parete stated the town would notify our insurance company and provide them any necessary documentation needed.
- Supervisor Parete added that the money for this could be taken out of the Covid relief funds as we have not used any of those funds to date.

## **RESOLUTION #90-2022; HIGH FALLS WATER METERS BID**

The following Resolution was offered by Councilman LaFera and seconded by Councilman Davenport:

**WHEREAS**, the Town Board has previously authorized the preparation of plans and bid documents for the replacement of water meters in the High Falls Water District; and

**WHEREAS**, the plans and specifications for this work has have been prepared by Brinnier and Larios, P.C., Professional Engineers, of Kingston, NY; and

**WHEREAS**, the project is a Type 2 action under SEQRA.

**THEREFORE, BE IT RESOLVED** that Contract HF-201,” Installation of Water Meters for the High Falls Water District”, be advertised for public bids and the bid date is to be established at the direction of the Town Supervisors of Rosendale and Marbletown.

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

Councilman Davenport	Voting <u>Aye</u>
Councilman Lafera	Voting <u>Aye</u>

Councilwoman Foote            Voting Aye  
Councilman Hunt                Voting Aye  
Supervisor Parete              Voting Aye

**5 Aye;** Resolution #90-2022 was thereupon adopted.

- Supervisor Parete explained that back in 2019 this was put out for bids, bids were open, and a company was awarded the job, then Covid hit and the no one was going into people's homes. There are approximately 203-204 meters that need to be installed. We have purchased the meters and now they need to be installed.

#### **OTHER TOWN BUSINESS:**

- Councilman Davenport reported that there were lots of trees down on the rail trail. He asked that if anyone is out on the trail and sees a tree down to please contact someone at the town and let them know.
- Supervisor Parete said there was a meeting recently with Councilman Davenport, Rail Trail Chairman Carl Pezzino, Highway Superintendent George Dimler and Youth & Rec Director Jill McLean to discuss adding a maintenance/grounds person to the budget. They would be helping out at the community center and the town park.
- Supervisor Parete stated that work on the 2023 budget had started, and it looks like the biggest impact to the budget will be the Rescue Squad. Last year we took \$150,000 out of reserves to soften the blow. He is hoping that Rosendale and Rochester will contribute this year.
- Supervisor Parete reported that the roof is leaking at the Community Center, and they are getting quotes now. He also reported that the utilization of the community center is down.
- Supervisor Parete said that the dissolution of the Vly-Atwood Fire District was moving along and now that the public hearing is over all of the paperwork will be forwarded to the County and the State Comptroller. Mohonk Mountain House has shown interest in buying one of the fire trucks. Councilman Davenport suggested having someone come in and do an appraisal of the equipment to find out the worth of what is at the Vly-Atwood Fire House.
- Councilwoman Foote asked about the status of the water lines. Supervisor Parete stated Dennis Larios is looking into this and it will take a little time. Once there is a tentative plan Supervisor Parete will provide a copy to the Board. Councilman Hunt has asked for a copy of the draft.

**Motion to adjourn:** There being no further discussion Supervisor Parete made the motion to adjourn the meeting, seconded by Councilman Hunt; 5 Aye; motion carried. The meeting adjourned at 7:25pm.

Respectfully submitted,  
Heather Moody  
Town Clerk/Tax Collector