



## **Town Board Regular Meeting**

**Tuesday, August 15, 2023**

**This regular meeting was held in person and began at 6:02pm**

### **CALL TO ORDER**

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

### **ROLL CALL**

Town Clerk Moody took roll call:

Supervisor Parete – Present

Councilwoman Foote – Absent

Councilman LaFera – Present, via Zoom

Councilman Davenport – Present

Councilman Tim Hunt – Present

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

### **MEETING MINUTES:**

- Councilman Hunt made a motion, seconded by Councilman Davenport to approve the meeting minutes from 8/1/2023 4-0 Aye, 1 Absent; motion carried.

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

Town Clerk Moody stated there were no amendments to the vouchers submitted on August 1, 2023

Town Clerk Moody submitted the following vouchers for approval:

<b><u>August 15, 2023</u></b>	<b><u>Vouchers</u></b>	<b><u>Total Payment</u></b>
<b>General Fund</b>	<b>V#543-590</b>	<b>\$45,891.16</b>
<b>Highway Fund</b>	<b>V#221-245</b>	<b>\$26,764.65</b>
<b>High Falls Water District</b>	<b>V#86-92</b>	<b>\$9,179.46</b>
<b>RMC</b>	<b>V#108-125</b>	<b>\$10,138.00</b>
<b>Marbletown Fire Protection District #1</b>	<b>V#</b>	<b>\$</b>

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

Councilman Davenport      Voting Aye  
Councilman LaFera          Voting Aye  
Councilwoman Foote        Voting Absent  
Councilman Hunt            Voting Aye  
Supervisor Parete          Voting Aye

**4-0, 1 absent; motion carried.**

- Councilman Hunt inquired about the voucher for Old Hickory Buildings and Supervisor Parete responded this is for the Transfer Station. The old shed that is at the Transfer Station will be replaced with this new one.

#### **RESOLUTION #73-2023; APPOINTMENT TO ENVIRONMENTAL CONSERVATION COMMISSION**

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

**WHEREAS**, Sidhartha Lama has served as a student representative to the Environmental Conservation Commission since 2021, and

**WHEREAS**, Sidhartha has indicated a desire to be appointed to the Marbletown Environmental Conservation Commission, and

**WHEREAS**, the Environmental Conservation Commission (ECC) has met and recommends Sidhartha Lama be appointed to the ECC, and

**NOW THEREFORE BE IT RESOLVED** that the Town Board of the Town of Marbletown appoint Sidhartha Lama as a member to the Environmental Conservation Commission for a term to expire on 12/31/2026.

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>Absent</u>
Councilman Hunt	Voting <u>Aye</u>
Supervisor Parete	Voting <u>Aye</u>

**4-0, 1 absent; motion carried.**

- Supervisor Parete stated that Sidhartha Lama was a student representative and would like to know become a term member. Parete added he will be a great addition.
- Councilman Hunt said he has good experience.

#### **RESOLUTION #74-2023; APPOINTING SECRETARY TO THE HIGHWAY SUPERINTENDENT**

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

**WHEREAS**, the Town of Marbletown has a vacancy for the position of Secretary to the Highway Superintendent; and

**WHEREAS**, the position is not a Union position; and

**WHEREAS**, the Ulster County Department of Personnel reviewed and approved; and

**THEREFORE BE IT RESOLVED** to appoint Sara Troeger at an hourly rate of \$20.00 an hour effective August 14, 2023.

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>Absent</u>
Councilman Hunt	Voting <u>Aye</u>
Supervisor Parete	Voting <u>Aye</u>

**4-0, 1 absent; motion carried.**

- Supervisor Parete announced that Tina Post had put in her two week notice with the Highway Department. Sara Troeger, who has been working at Ten Brook Commons for about 20 years, has shown interest in the position and met with Highway Superintendent George Dimler.
- Councilman Davenport asked how candidates are vetted? Supervisor Parete explained the Union process and posting the job position.

### **RESOLUTION #75-2023; SELL SURPLUS FIRE TRUCKS**

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

**WHEREAS**, the Town Board of the Town of Marbletown is requesting that the following vehicles be surplus as the equipment is no longer required to conduct town business, and

**NOW THEREFORE BE IT RESOLVED**, the Town Board of the Town of Marbletown that the following equipment be deemed to be surplus property.

1. 1995 Ford Pumper Vin# 1FDYF80E4SVA25688
2. 2004 International Vin#1HTMKADR55H695128
3. 1992 Ford 350 Vin#1FDKF38M2NNA19705

The Highway Superintendent is authorized to sell vehicles on Auctions International.

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>Absent</u>
Councilman Hunt	Voting <u>Aye</u>
Supervisor Parete	Voting <u>Aye</u>

**4-0, 1 absent; motion carried.**

- Supervisor Parete stated there trucks were from the Vly and Marbletown Fire Houses. This resolution allows us to deem these trucks as surplus. When it comes time to sell them there will most likely be another resolution.
- Councilman LaFera mentioned no one has reached out to the town about the trucks yet.

### **RESOLUTION #76-2023; SURPLUS REAL PROPERTY**

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

**WHEREAS**, the Town Board of the Town of Marbletown is requesting that the following real property be surplus as the building is no longer required to conduct town business, and

**NOW THEREFORE BE IT RESOLVED**, the Town Board of the Town of Marbletown that the following property be surplus.

535 N Marbletown Road Kingston NY 12401

SBL 62.1-3-6.

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>Absent</u>
Councilman Hunt	Voting <u>Aye</u>
Supervisor Parete	Voting <u>Aye</u>

**4-0, 1 absent; motion carried.**

- Supervisor Parete said this resolution is for the surplus of the Marbletown Fire House and letting the public know that the Town does not have a need for this building. Councilman Hunt added that this is a good move.

### **RESOLUTION #77-2023; LISTING AGREEMENT FOR FORMER MARBLETOWN FIRE HOUSE**

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

**WHEREAS**, the Town Marbletown owns the former Marbletown Fire House, and

**WHEREAS**, the building and property are not needed to conduct town business, and

**WHEREAS**, town of Marbletown surplused the property and wishes to sell, and

**WHEREAS**, to ensure the town gets a fair sale price for the Property, the board has determined that it is in the best interest of the Town to list with a commercial real estate company, and

**WHEREAS**, SVN Deegan-Collins Commercial Realty has agreed to list the property for \$379,000, said contract, which is attached hereto and made of part hereof, and

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board of the Town of Marbletown authorizes the Supervisor to sign attached listing agreement with SVN Deegan-Collins Commercial Realty.

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 Abstain

Councilman LaFera      Voting Aye

Councilwoman Foote      Voting Absent

Councilman Hunt      Voting Aye

Supervisor Parete      Voting Aye

**3-0, 1 absent, 1 abstain; motion carried.**

- Supervisor Parete stated the Town would be using SVN Deegan-Collins Commercial Realty to list the property. Councilman Hunt added he thinks it is good to go outside the town for the business.
- Councilman Davenport stated he would recuse himself due to the fact that his firm does business with SVN Deegan-Collins Commercial Realty.

### **RESOLUTION #78-2023; LEASE AGREEMENT FOR PARKING WITH COMMUNITY CHURCH OF HIGH FALLS**

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

**WHEREAS**, the town of Marbletown seeks to utilize the Community Church of High Falls a/k/a High Falls Reformed Church Parking lot (Parking Area), and

**WHEREAS**, the Parking Area is to be used to provide public parking for users of the Creek Walk Trail and other properties, and

**WHEREAS**, the Community Church of High Falls and the town of Marbletown desire to memorialize their Agreement upon the terms and conditions set forth herein, and

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board of the town of Marbletown authorizes the Supervisor to sign attached agreement with the Community Church of High Falls a/k/a High Falls Reformed Church.

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 Aye

Councilman LaFera      Voting Aye

Councilwoman Foote      Voting Absent

Councilman Hunt      Voting Aye

Supervisor Parete      Voting Aye

**4-0, 1 absent; motion carried.**

- Supervisor Parete reported that it will be \$1.00 a year for the parking lot at the Community Church of High Falls. Parete also reported that he spoke with the Insurance Company, and they'll be no additional cost. The Town will do a little maintenance and possibly some lighting. There are about 19-20 parking spots.

**RESOLUTION #79-2023; LEASE AGREEMENT WITH ADVANCED OFFICE TECHNOLOGY FOR POSTAGE MACHINE**

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

**WHEREAS**, the Town Clerk's office needs a Postage Machine, and

**WHEREAS**, Advanced Office Technology of 16 Mt. Ebo Road South-Suite 4, Brewster NY 10509 has provided a quote for such services, said quote of \$144.95 a month for sixty-three (63) months, which is attached hereto and made a part hereof, and

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board of the Town of Marbletown hereby authorizes the Supervisor to sign attached agreement with Advanced Office Technology.

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>Absent</u>
Councilman Hunt	Voting <u>Aye</u>
Supervisor Parete	Voting <u>Aye</u>

**4-0, 1 absent; motion carried.**

**RESOLUTION #80-2023; APPOINTMENT TO PLANNING BOARD**

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

**WHEREAS**, Ilan Bachrach has served as alternate on the Planning Board and indicated a desire to be appointed as regular members to the Planning Board, and

**WHEREAS**, Scott Boyd recently resigned from the Planning Board, and

**NOW THEREFORE BE IT RESOLVED**, that the Town Board of the Town of Marbletown appoints Ilan Bachrach to the Planning Board for a term to expire on 12/31/2023.

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>Absent</u>
Councilman Hunt	Voting <u>Aye</u>
Supervisor Parete	Voting <u>Aye</u>

**4-0, 1 absent; motion carried.**

- Supervisor Parete said that Scott Boyd had a change in his work schedule and would not be able to commit to the planning board anymore. Ilan Bachrach had been the alternate and he is willing to take Scott's spot until the end of December 2023. Councilman Davenport stated it would be refreshing to have Ilan on the planning board.

**RESOLUTION #81-2023; APPOINTMENT TO PLANNING BOARD ALTERNATE**

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

**WHEREAS**, there is a vacancy on the Planning Board for the alternate position, and

**WHEREAS**, John Farrar has indicated a desire to be appointed to the Town of Marbletown Planning Board, and

**NOW THEREFORE BE IT RESOLVED** that the Town Board of the Town of Marbletown appoints John Farrar to the Planning Board as an alternate for a term to expire on 12/31/2023.

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>Absent</u>
Councilman Hunt	Voting <u>Aye</u>
Supervisor Parete	Voting <u>Aye</u>

**4-0, 1 absent; motion carried.**

- The board thanked Jim Economos for his time on the planning board and John Farrar has expressed interest in joining the Planning Board so he will finish this year.

### **RESOLUTION #82-2023; AUTHORIZING THE GIFT OF SURPLUS FIRE EQUIPMENT**

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

**WHEREAS**, the Town Marbletown owns the former Marbletown Fire House, and

**WHEREAS**, the building and property are not needed to conduct town business, and

**WHEREAS**, town of Marbletown wishes to gift the fire alarm to the Accord Fire District, and

**NOW, THEREFORE BE IT RESOLVED**, the Town Board of the Town of Marbletown authorizes the gifting of the fire whistle from the former Marbletown Fire House to the Accord Fire District.

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>Absent</u>
Councilman Hunt	Voting <u>Aye</u>
Supervisor Parete	Voting <u>Aye</u>

**4-0, 1 absent; motion carried.**

- Supervisor Parete stated the fire whistle was offered to our fire houses and Kripplebush showed some interest but they don't have the proper electricity so it will go to the Accord Fire Department. Parete added he spoke with the Association of Towns and we are allowed to gift a municipality.

### **OTHER BUSINESS :**

- Supervisor Parete thanked Stuart Leigh for putting together a letter to send to the Ulster County Department of Environment and the Ulster County Department of Planning pertaining to the Lower Esopus Creek Stream Management Plan. The letter discussed water quality, increased recreational access, paddling/water trail, flow rate effects on recreation and stream ecology and flood risk. All of the town board said there were fine with it and it will be sent out in the next week.
- Supervisor Parete stated that the preliminary budget process will begin in the next few weeks with the preliminary budget due to Town Clerk Moody by Sept 30<sup>th</sup>. Parete added that the building department has been busy, planning/zoning has had a number of variances and special use permits.
- Councilman Davenport mentioned on the July financials that the RETT (Real Estate Transfer Tax) should not be in the revenue line. There should be a new line added for that.
- Supervisor Parete reported that Scott Davis did an analysis of the Community Center, and he did find that structurally we should probably not be having more than 100 people in the building. The foundation wall is rotting and there is water running into the basement. There is quite a bit of work to be done. The stairs do not meet the code and should be fixed. The siding is about 20-30 years old. As soon as Scott Davis finishes the report it will be shared.

### **PUBLIC COMMENT:**

- Vivi Hslava, resident, questioned Councilman Davenport on a rumor she heard in town about Councilman Davenport telling Bill Davenport that the Community Center would be sold. Councilman

Davenport responded that was not true. Supervisor Parete added that if the town wants to sell the Community Center the public would have a say.

- Ed Croswell, resident, asked if the Marbletown Fire House is to be sold will the neighbors be notified? Supervisor Parete said that they would be notified. Mr. Croswell added he has some old information on the building and maybe it could be shared.
- Ethan Plank, resident, asked the board to clarify the information about the church parking lot. Supervisor Parete stated that the town would be taking over the maintenance, etc. with the High Falls Community Church parking lot, as agreed upon with the church. Mr. Plank also asked Councilman Davenport what his resistance against the Osterhoudt property, Davenport responded he would discuss with Mr. Plank offline.
- Laura Cunningham, resident, mentioned she was also the Vice Chair of the Historic Preservation Commission and reminded the audience that a landmark designation could be applied for to designate the Fire House and School House.
- Nina Shengold, resident, stated she was glad to hear about the inspection of the Community Center and will it be made public? Supervisor Parete said that the report would be made public once they had received it. The last report was done in 2019.
- Wendy Saul, resident, has proposed to the town board that there should be a new committee that deal with adult culture. Supervisor Parete suggested they develop a mission statement and short- and long-term goals.

**Motion to adjourn:** There being no further discussion Councilman Davenport made the motion to adjourn the meeting, seconded by Councilman Hunt 4-0 Aye, 1 absent; motion carried. The meeting adjourned at 7:30pm.

Respectfully Transcribed and Submitted,  
Heather Moody  
Town Clerk/Tax Collector