



**Town Board Regular Meeting
November 21, 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, and Tim Sweeney

Absent: Patricia Clarke

Also, Present: Heather Moody; Town Clerk/Tax Collector, George Dimler; Highway Superintendent, Jill McLean; Assistant Recreation Director, and Jodi LaMarco; Blue Stone Press.

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

MEETING MINUTES

- Councilman Sweeney made a motion, seconded by Supervisor Warren, to approve the meeting minutes from 10/30/2017. 3-0 Aye, motion carried, Councilwoman Clarke was absent and Councilman Adams abstained as he was absent at the 10/30/2017 meeting. Supervisor Warren directed Town Clerk Moody to post the approved meeting minutes on the town website.

APPROVAL OF VOUCHERS:

Town Clerk Moody submitted the following vouchers for approval:

<u>November 2017</u>	<u>Vouchers</u>	<u>Total Payment</u>
General Fund	#633-675	\$105,048.39
Highway Fund	#360-402	\$107,169.60

A motion was made by Supervisor Warren and seconded by Councilman Adams to approve these vouchers. 4-0 Aye, motion carried, Councilwoman Clarke absent.

High Falls Water District	#114-123	\$4,990.10
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A motion was made by Supervisor Warren and seconded by Councilman Sweeney to approve these vouchers. 4-0 Aye, motion carried, Councilwoman Clarke absent.

RMC	#166-180	\$4,513.81
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A motion was made by Supervisor Warren and seconded by Councilman Adams to approve these vouchers. 4-0 Aye, motion carried, Councilwoman Clarke absent.

ESCROW

Planning (3) \$1,178.75

A motion was made by Supervisor Warren and seconded by Councilman Sweeney to approve these vouchers. 4-0 Aye, motion carried, Councilwoman Clarke absent.

HIGHWAY

- Superintendent Dimler gave an update on the Mill Dam Road Bridge. The culvert has been set in place and the bridge should be done by the 2nd week in December.
- Advanced Concrete has been doing a great job and there have been no change orders or additions. They have been staying right on budget.
- The highway department has been getting ready for winter and getting the plows on the trucks. The sand shed is full and ready to go.
- Superintendent Dimler stated that the trails committee has asked them to do some paving and the highway department will try to get to it once the bridge is complete and as long as there is no snow.

RESOLUTION #68-2017; STANDARD WORK DAY RESOLUTION

The following resolution was offered by Councilman Adams seconded by Councilman Borzumato to wit:

WHEREAS, Regulation 315.4 of the New York State & Local Retirement System requires the Governing Body of the town to establish a Standard Workday and Reporting system for all elected and appointed town officers that were elected or appointed after September 12, 2009, and

WHEREAS, persons affected are those that are enrolled in the New York State Retirement System as either Tier 2, 3, 4, 5 or 6 members, and

WHEREAS, the persons affected are those that receive monetary compensation for their duties and do not use the town's Time Clock nor use Time Sheets to document their work hours; now therefore be it RESOLVED, the Town of Marbletown adopts the attached "Standard Work Day Resolution for employees RS2418. and be it further

RESOLVED, that the recording of time worked consists of a three-month Time/Work log starting on January 1, 2018. This Time/Work log shall be created and maintained by the affected

RESOLVED, that the Marbletown Town Clerk shall submit a certified copy of the resolution and affidavit of it's posting to the Office of State Comptroller; and be it further

RESOLVED, that once the three-month time period Time/Work log is completed, the affected person shall sign and submit their Time/Work log to the Marbletown Town Clerk; and be it further

RESOLVED, that the Governing Body of the Town shall utilize the Time/Work logs to calculate the percentage of the Standard Workday worked over the 3-month time period and report the findings to the New York State & Local Retirement System so that the New York State & Local Retirement System may determine pension credits; and be it further

RESOLVED, that the Marbletown Town Clerk shall retain the Time/Work logs submitted for a period of ten years.

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

Michael Warren	Voting: <u>Aye</u>
Patricia Clarke	Voting: <u>Absent</u>
Joe Borzumato	Voting <u>Aye</u>

Tim Sweeney Voting: Aye

Doug Adams Voting: Aye

4-0, motion carried, Councilwoman Clarke absent.

HIGHWAY BUDGET MODIFICATION

- A motion was made by Supervisor Warren and seconded by Councilman Sweeney to approve a highway budget modification submitted by Superintendent Dimler. 4-0, motion carried, Councilwoman Clarke was absent.
- The highway budget modification is based on receiving CHIPS money for this year in the amount of \$269,983.85, which is \$79,983.85 more than the estimated revenue of \$190,000 in the Revenue Line D-3501.

Increase Revenue Line D-3501 (CHIPS) +\$79,983.85

Increase Expenditure Line D-5112 (Road Construction) +\$79,983.85

Then, since the original expenses for this CHIPS money received was paid out of Expenditure Line D-5110.4 (Maintenance of Roads), the amount of the total CHIPS reimbursement should be moved from this line to the appropriate line of D-5112 (Road Construction) as follows:

Decrease Expenditure Line D-5110.4 (Maint. Of Roads) -\$269,983.85

Increase Expenditure Line D-5112.2 (Road Construction) +\$269,983.85

RESOLUTION #69-2017; HIGHWAY DEPARTMENT PURCHASE NEW TRUCK

The following Resolution was offered by Supervisor Warren and seconded by Councilman Sweeney:

WHEREAS, The Town of Marbletown Highway Department requests to purchase a new Dodge 5500 Diesel truck with plow from the New York State Bid; and

WHEREAS, in reference to New York Consolidated Laws, General Municipal Law-GMU 103.6 exceptions to formal bidding states: "Surplus and second-hand supplies, material or equipment may be purchased without competitive bidding or competitive offering from the federal government, the State of New York or from any other political subdivision, district or public benefit corporation"; and

THEREFORE, BE IT RESOLVED that The Town Board does hereby approve the purchase of a New Dodge 5500 with a plow off the NYS bid of for a purchase price of \$62,079.80.

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

Michael Warren Voting: Aye

Patricia Clarke Voting: Absent

Joe Borzumato Voting: Aye

Tim Sweeney Voting: Aye

Doug Adams Voting: Aye

4-0, motion carried, Councilwoman Clarke absent.

RESOLUTION #70-2017; HIGHWAY DEPARTMENT REQUESTS TO SELL MACK 6 WHEEL PLOW TRUCK

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

WHEREAS, The Town of Marbletown Highway Department requests to sell the Mack 6-wheel plow truck; and

WHEREAS, The Mack Truck was replaced by the purchase of the 2005 International truck purchased from the Town of Marlboro; and

THEREFORE, BE IT RESOLVED that The Town Board does hereby approve the sale of the Mack truck 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:

Michael Warren	Voting: <u>Aye</u>
Patricia Clarke	Voting: <u>Absent</u>
Joe Borzumato	Voting: <u>Aye</u>
Tim Sweeney	Voting: <u>Aye</u>
Doug Adams	Voting: <u>Aye</u>

4-0, motion carried, Councilwoman Clarke absent.

- At this time Superintendent Dimler said they did not have an asking price in mind but they are hoping to get between \$8,500-\$12,500 on Auctions International and the listing will be up for approximately ten days.

RESOLUTION #71-2017; TRANSFER OF UNUSED HIGHWAY FUNDS FROM 2016

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

WHEREAS, the Highway Superintendent of Town of Marbletown has requested that the surplus funds \$37,036 from the 2016 Highway Budget be encumbered to the 2017 Equipment budget line, and

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Marbletown authorizes the transfer of the excess funds, and

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

Michael Warren	Voting: <u>Aye</u>
Patricia Clarke	Voting: <u>Absent</u>
Joe Borzumato	Voting: <u>Aye</u>
Tim Sweeney	Voting: <u>Aye</u>
Doug Adams	Voting: <u>Aye</u>

4-0, motion carried, Councilwoman Clarke absent.

RESOLUTION #72-2017; DELINQUENT WATER AND SEWER LEVIES

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

WHEREAS, that the Town Board of the Town of Marbletown hereby authorize that the 2017 delinquent payment list for the High Falls Water District Residents in the Town of Marbletown shall be submitted to the County of Ulster for inclusion on the 2018 Tax Levy; and

BE IT FURTHER RESOLVED that the Town Board of the Town of Marbletown authorizes the Water Clerk to accept any payments postmarked received by November 17, 2017 and those accounts will be removed from the attached list.

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

Michael Warren	Voting: <u>Aye</u>
Patricia Clarke	Voting: <u>Absent</u>
Joe Borzumato	Voting: <u>Aye</u>
Tim Sweeney	Voting: <u>Aye</u>
Doug Adams	Voting: <u>Aye</u>

4-0, motion carried, Councilwoman Clarke absent.

RESOLUTION #73-2017; TAX LITIGATION AVOIDANCE PROGRAM (TLAP)

The following resolution was offered by Supervisor Warren, seconded by Councilman Adams:

WHEREAS, The Town of Marbletown has entered into a Tax Litigation Avoidance Program (TLAP) with the City of New York, which is administered by the Catskill Water Shed; and

WHEREAS, The City of New York has challenged its 2017 assessment in Supreme Court Ulster County; and

WHEREAS, it is in the best interest of the Town of Marbletown to have the Supreme Court challenge held in abeyance during its participation in the TLAP program;

NOW THEREFORE BE IT RESOLVED,

That the Town Board of the Town of Marbletown, hereby authorizes Mary Lou P. Christiana, Esq., to execute the attached Stipulation and Order of Abeyance, as the Attorney for the Town.

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

Michael Warren	Voting: <u>Aye</u>
Patricia Clarke	Voting: <u>Absent</u>
Joe Borzumato	Voting <u>Aye</u>
Tim Sweeney	Voting: <u>Aye</u>
Doug Adams	Voting: <u>Aye</u>

4-0, motion carried, Councilwoman Clarke absent.

RESOLUTION #74-2017; TO APPOINTMENT COURT GUARD

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

WHEREAS- The court has an opening for court officer.

WHEREAS, the Town Board has the authority to appoint a person to this position.

NOW, THEREFORE, BE IT RESOLVED as follows:

Justin Rearick, being recommended by the court is hereby appointed to the court officer position and starting December 1, 2017.

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

Michael Warren	Voting: <u>Aye</u>
Patricia Clarke	Voting: <u>Absent</u>
Joe Borzumato	Voting <u>Aye</u>
Tim Sweeney	Voting: <u>Aye</u>
Doug Adams	Voting: <u>Aye</u>

4-0, motion carried, Councilwoman Clarke absent.

RESOLUTION #75-2017; TO GRANT LEAVE OF ABSENCE FOR MARCI JACKASON

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

To: Town Supervisor – Michael Warren

I am respectfully requesting a leave of absence from 12/27/17 through 02/28/2018. If granted, I will resume work on 03/07/2018.

This is to accommodate my husband who has breathing issues and back issues, the colder, winter weather is extremely difficult for him. He is house-bound and tends to get winter depression.

Thank you for your consideration.

Respectfully,

Marcia Jackson

*Cc: Judge Claudia Davenport
Judge Mark Glick
Suzanne Kurman – Clerk to the Justice*

NOW, THEREFORE, BE IT RESOLVED as follows: The Town Board approves the leave of absence which was approved by both Judges for Marcia Jackson
The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows:

Michael Warren Voting: Aye
Patricia Clarke Voting: Absent
Joe Borzumato Voting: Aye
Tim Sweeney Voting: Aye
Doug Adams Voting: Aye

4-0, motion carried, Councilwoman Clarke absent.

LIAISON REPORTS

YOUTH, RECREATION & COMM. CENTER (Jill McLean; Assistant Recreation Director)

- Town park is closed.
- Soccer is finished for the season.
- Crack sealing has been done on the basketball court.
- A new island counter top is being donated Barra & Trumbore. Steve Schneider is assisting with the prep work.
- Registration is ongoing for wrestling, basketball and ninja.
- End of the year meeting with the Youth & Rec Board on December 5th.
- To date there have been \$1,725 in donations to the Rail Trail in memory of Dave Sheeley. Discussion with Sandy Sheeley of ideas for the donations to follow.

JUSTICE (Councilman Borzumato)

- No monthly report was submitted for this month.

ECC (Councilman Adams)

- Marbletown has been signed up the Solarize program which will incorporate the transfer station, community center and the old town hall. We should see a 10% reduction of our monthly bills. The energy will come from a solar farm in Wappingers Falls.
- Letters were sent, via e-mail and regular mail, out to a number of residents in town to promote the solarize program.
- EV charging station is in the process of being installed at the RMC.

HISTORIC COMM. (Councilman Adams)

- The Committee is still working on developing a program for all landmarked buildings in town so as they are bought and sold the landmark designation is disclosed at the closing. Laurel Sweeney, resident and local real estate agent, offered to assist with this in the future.
- The Committee is hoping to apply for a grant to assist in cataloging historic homes in the area. They applied for this grant last year but were not rewarded with the grant. The grant is due in March 2018.

PLANNING BOARD

- Monthly report from the Planning Board was provided to Town Clerk Moody for the records.

BUILDING (Councilman Sweeney)

- No monthly report was submitted for this month.

ZBA (Councilman Sweeney)

- Councilman Sweeney will forward the ZBA report to Town Clerk Moody.

ASSESSOR'S OFFICE (Councilman Sweeney)

- All renewal applications have been mailed out and they are due back by March 1, 2018. They will be processed as they are received.
- Field review of residential properties in town is still on going. There are about 1200 properties left to inspect and it should be finished by the end of the year.
- Assessor Dunham will be having a knee replacement on 11/14 and is expected to be back in the office in early December.

TRANSFER STATION

- Town Clerk Moody brought up reducing the price of the transfer station permits at one of the next meetings in December, as residents buying the permit now are not getting a full year.

Motion to adjourn: There being no further discussion Councilman Sweeney, made the motion to adjourn the meeting, seconded by Councilman Adams; 4-0 Aye, motion carried, Councilwoman Clarke was absent. The meeting adjourned at 8:10PM.

Respectfully submitted,

Heather Moody
Town Clerk/Tax Collector