



Town Board Regular Meeting

Tuesday, August 21, 2018

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

Present: Supervisor Rich Parete and Town Board members Tim Sweeney and Don LaFera

Absent: Joe Borzumato and Eric Stewart

Also, Present: Heather Moody; Town Clerk/Tax Collector, George Dimler; Highway Superintendent, Tom Konrad; ECC Chairman and Rod Bicknell; Shawangunk Journal.

Supervisor Parete called the meeting to order at 7:00 pm and lead the Pledge of Allegiance.

PUBLIC HEARING: LOCAL LAW #1-2018; "A LOCAL LAW PROVIDING FOR COMMUNITY CHOICE AGGREGATION (ENERGY) PROGRAM"

- Motion was made by Supervisor Parete and seconded by Councilman LaFera to open the public hearing on Local Law #1-2018 "Local Law #1 of 2018 entitled "A local law providing for community choice aggregation energy program." 3-0 Aye, motion carried. Councilman Borzumato and Councilman Stewart were absent.
- Town Clerk Moody noticed the public hearing was legally noticed in the Daily Freeman on Sunday, August 12 which was 10 days prior to the public hearing. Town Clerk Moody also stated that the legal notice was posted on the town website on August 9th and posted on the community bulletin board outside the Town Clerk's office at the RMC. This local law was also sent out surrounding areas to be posted.
- Tim Guinee, resident, stated this law makes sense and he is in support of this proposed local law.
- There being no more public comments on this proposed local law a motion was made by Councilman Sweeney and seconded by Councilman LaFera to close the public hearing on Local Law #1-2018. 3-0 Aye, motion carried. Councilman Borzumato and Councilman Stewart were absent.

PUBLIC HEARING: MACHINERY RESERVE RESOLUTION

- Motion was made by Supervisor Parete and seconded by Councilman LaFera to open the public hearing on transferring \$33,000 from the Machinery Reserve Fund to Machinery Equipment Purchase line of 5130.2 for the purpose of the Town of Marbletown Highway Department to purchase a used Gradall. 3-0 Aye, motion carried. Councilman Borzumato and Councilman Stewart were absent.
- Town Clerk Moody noticed the public hearing was legally noticed in the Daily Freeman on Sunday, August 12 which was 10 days prior to the public hearing. Town Clerk Moody also stated that the legal notice was posted on the town website on August 9th and posted on the community bulletin board outside the Town Clerk's office at the RMC.
- There being no more public comments on the subject of transferring \$33,000 a motion was made by Councilman Sweeney and seconded by Councilman LaFera to close the public hearing 3-0 Aye, motion carried. Councilman Borzumato and Councilman Stewart were absent.

PUBLIC HEARING: BUILDING RESERVE/REPLACE RESOLUTION

- Motion was made by Supervisor Parete and seconded by Councilman LaFera to open the public hearing on transferring \$17,089 (\$3,250 new furnace, \$2,489 electrical work and \$11,350 renovations at old town hall) from the Buildings Replace/Repair Reserve Fund to Buildings Old Town Hall Expense line 1620.49. 3-0 Aye, motion carried. Councilman Borzumato and Councilman Stewart were absent.
- Town Clerk Moody noticed the public hearing was legally noticed in the Daily Freeman on Sunday, August 12 which was 10 days prior to the public hearing. Town Clerk Moody also stated that the legal notice was posted on the town website on August 9th and posted on the community bulletin board outside the Town Clerk's office at the RMC.
- There being no more public comments on the subject of transferring \$17,089 a motion was made by Councilman Sweeney and seconded by Councilman LaFera to close the public hearing 3-0 Aye, motion carried. Councilman Borzumato and Councilman Stewart were absent.

PUBLIC COMMENTS:

James Bennett- Resident, concerned about the changing protocols on what has already been established as existing regulations for ordinances in town. Mr. Bennett does not want to see the town turned into the Poconos. Councilman Sweeney responded that there are statements going around that may not be factual. Dollar General came in and met with the Planning Board, as any applicant would have to do. The Planning Board made it clear they would have to meet the requirements set forth by the town. Their proposal was too large and did not meeting the commercial design guidelines. Dollar General was told they would have to change their proposal and from that they made the decision to pull their application. The Planning Board did their job. Mr. Bennett questioned if someone is planning to have a wedding, how does the Board weigh in on this? Supervisor Parete said any event would need to meet the requirements set by the town and get a special use permit.

APPROVAL OF VOUCHERS:

Deputy Town Clerk Cain submitted the following vouchers for approval:

<u>July 2018 Amendments</u>	<u>Vouchers</u>	<u>Total Payment</u>
General Fund	V#467	\$3,497.24

Total amount of July vouchers	\$59,870.70
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A motion was made by Councilman Sweeney and seconded by Councilman LaFera to approve this voucher. 3-0 Aye, 2 absent, motion carried.

<u>August 2018</u>	<u>Vouchers</u>	<u>Total Payment</u>
General Fund	#468-539	\$38,347.24

Highway Fund	#265-299	\$83,062.59
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A motion was made by Councilman Sweeney and seconded by Councilman LaFera to approve this voucher. 3-0 Aye, 2 absent, motion carried.

High Falls Water District	#78-89	\$8,076.92
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A motion was made by Councilman Sweeney and seconded by Councilman LaFera to approve this voucher.

3-0 Aye, 2 absent, motion carried.

RMC August #111-121 \$15,131.49

A motion was made by Councilman Sweeney and seconded by Councilman LaFera to approve this voucher.
3-0 Aye, 2 absent, motion carried.

ESCROWS

Zoning (2) \$2,172.50
Planning (4) \$1,758.75

A motion was made by Councilman Sweeney and seconded by Councilman LaFera to approve this voucher.
3-0 Aye, 2 absent, motion carried.

MEETING MINUTES

Councilman Sweeney made a motion, seconded by Councilman LaFera, to approve the meeting minutes from 7/10/2018. 3-0 Aye, 2 absent, motion carried.

Councilman Sweeney made a motion, seconded by Councilman LaFera, to approve the meeting minutes from 7/17/2018. 3-0 Aye, 2 absent, motion carried.

RESOLUTION#63- 2018; TO ENACT LOCAL LAW No.1 of 2018, LOCAL LAW TO ESTABLISH COMMUNITY CHOICE AGGREGATION PROGRAM

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

WHEREAS, the Town Board of the Town of Marbletown desires to provide price certainty for the purpose of consumer protection and economic development, to expand access and opportunities for consumers in retail energy markets, as well as to promote the sustainability and resilience of energy systems through the proliferation of renewable energy, energy efficiency, and Distributed Energy Resources, and

WHEREAS, notice of said public hearing was duly advertised in the Daily Freeman, the official newspaper of said Town, on August 12, 2018, and

WHEREAS, a public hearing was held on Tuesday August 21, 2018, where the proposal was explained and the town board heard comments from the residents, and

NOW, THEREFORE, BE IT RESOLVED as follows,

1. That the Town Board of the Town of Marbletown has heard and considered all public comments on Proposed Local Law No. 1 of 2018, and determined that it is in the best interest of the Town to adopt this local law.
2. That the Town Board of the Town of Marbletown, upon a majority votes of the members, hereby adopts the attached Local law No. 1 of 2018.
3. That the Town Clerk is hereby directed to enter said resolution of adoption in the minutes of this meeting.

EFFECTIVENESS

This Town Law shall become effective upon filing with the Secretary of State.

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

Councilman Borzumato Voting Absent
Councilman Sweeney Voting Aye

Councilman Stewart	Voting <u>Aye</u>
Councilman LaFera	Voting <u>Absent</u>
Supervisor Parete	Voting <u>Aye</u>

3-0 Aye, motion carried.

RESOLUTION # 64 -2018; TRANSFER FUNDS FROM MACHINERY RESERVE FUND TO PURCHASE USED GRADALL.

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

WHEREAS, the Town of Marbletown established a Machinery Reserve Fund pursuant to Section 6-c of the General Municipal Law to provide funding for the purpose of financing equipment for the Highway Department, and

WHEREAS, the Town of Marbletown Highway Department would like to purchase a used Gradall, and

WHEREAS, a public hearing was held on Tuesday August 21, 2018, where the proposal was explained and the town board heard comments from the residents, and

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Marbletown shall transfer \$33,000 from the Machinery Reserve Fund to Machinery Equipment Purchase line 5130.2. This resolution is subject to permissive referendum pursuant to subdivision 4 of Section 6-c of the General Municipal Law.

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

Councilman Borzumato	Voting <u>Absent</u>
Councilman Sweeney	Voting <u>Aye</u>
Councilman Stewart	Voting <u>Aye</u>
Councilman LaFera	Voting <u>Absent</u>
Supervisor Parete	Voting <u>Aye</u>

3-0 Aye, motion carried.

RESOLUTION #65 -2018; PAY CONSTRUCTION COSTS AT OLD TOWN HALL FROM BUILDINGS RESERVE/REPLACE FUND

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

WHEREAS, the Town of Marbletown established a Buildings Replace/Repair Reserve Fund pursuant to Section 6-c of the General Municipal Law to provide funding for the purpose of financing Replace/Repairs and capital improvements to the seven buildings owned by the Town of Marbletown, and

WHEREAS, the Town of Marbletown had to renovate old town hall to bring the Dais to the Rondout Municipal Center, and

WHEREAS, a public hearing was held on Tuesday August 21, 2018, where the proposal was explained and the town board heard comments from the residents, and

WHEREAS, the Town of Marbletown renovated old town hall to accommodate the Rondout Valley Food Pantry, and

WHEREAS, the town has spent \$3250 for a new furnace, \$2489 for electrical work and \$11,350 for renovations at old town hall, and

NOW, THEREFORE BE IT RESOLVED, that the Town of Marbletown Town Board shall transfer \$17,089 from the Buildings Replace/Repair Reserve Fund for the above referenced work to Buildings Old Town Hall Expense line 1620.49. This resolution is subject to permissive referendum pursuant to subdivision 4 of Section 6-c of the General Municipal Law.

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

Councilman Borzumato	Voting <u>Absent</u>
Councilman Sweeney	Voting <u>Aye</u>
Councilman Stewart	Voting <u>Aye</u>
Councilman LaFera	Voting <u>Absent</u>
Supervisor Parete	Voting <u>Aye</u>

3-0 Aye, motion carried.

RESOLUTION#66- 2018 TO PURCHASE WATER METERS FOR THE HIGH FALLS WATER DISTRICT

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

WHEREAS, the Town of Marbletown and Town of Rosendale have a water meter replacement program for the High Falls Water District to replace old meters with new ones that use the latest technology which will more accurately measure water consumption; and

WHEREAS, the replacement meters will use radio read technology which will increase the efficiency of the meter reading process; and

WHEREAS, 210 meters at a cost of \$44,730 are needed; and

WHEREAS, both the Town of Marbletown and Town of Rosendale must approve the purchase of water meters, and

WHEREAS, Schmidt's Wholesale at Monticello NY is a sole source vender for the Badger RCDL25 Lead free Bronze meter, and

NOW, THEREFORE, BE IT RESOLVED, the Town of Marbletown approves the purchase of two-hundred and ten (210), Badger RCDL25 Lead Free Bronze Meter from Schmidt's Wholesale at a cost not to exceed \$48,308.40, and authorizes the Supervisor to sign the contract.

BE IT FURTHER RESOLVED, this resolution is contingent on the approval of both the Town of Rosendale and Town of Marbletown.

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

Councilman Borzumato	Voting <u>Absent</u>
Councilman Sweeney	Voting <u>Aye</u>
Councilman Stewart	Voting <u>Aye</u>
Councilman LaFera	Voting <u>Absent</u>
Supervisor Parete	Voting <u>Aye</u>

3-0 Aye, motion carried.

LIASON REPORTS:

HIGHWAY (Superintendent Dimler):

- Highway is working on additional parking at the town park.
- Working on tree work and ditching in the town.
- The Highway Dept was able to get the dock out of the water down at the beach.
- Working with the Rail Trail on mowing.
- Hoping to move the found snubbing post to the town offices from Leggett Road.

ZBA (Councilman Sweeney):

- ZBA report was read for the record.

BUILDING (Councilman Sweeney):

- Building reports submitted from June and July 2018.

PLANNING (Councilman Sweeney):

- Planning report read and submitted for the record.

OTHER TOWN BUSINESS (Supervisor Parete):

- ZBA meeting for 8/22 has been cancelled.
- Budget worksheets for 2019 have been passed out to all department heads to start the 2019 budget process.
- On 8/25/18 at 10:00am there is a Community Meeting at the Community Center.
- Town offices will be closed on September 3rd.
- The town is collecting school supplies so if you would like to donate please stop by the Supervisor or Town Clerk's office.
- The next town board meeting is Sat. Sept. 8th at 9:00am.
- The High Falls Pet Show is Sat. Sept. 15th at 10:00am.

Motion to adjourn: There being no further discussion Councilman LaFera made the motion to adjourn the meeting, seconded by Councilman Sweeney; 3-0 Aye, 2 absent, motion carried. The meeting adjourned at 7:40pm.

Respectfully submitted,

Heather Moody
Town Clerk/Tax Collector