



Town Board Regular Meeting

Tuesday, October 2, 2018

This regular meeting was held at the Rondout Municipal Center and began at 7:01pm

Present: Supervisor Rich Parete and Town Board members Joe Borzumato, Don LaFera and Eric Stewart

Absent: Tim Sweeney

Also, Present: Heather Moody; Town Clerk/Tax Collector, Alison Stewart; Blue Stone Press, Jodi LaMarco; Blue Stone Press, and Rod Bicknell; Shawnagunk Journal

Supervisor Parete called the meeting to order at 7:02pm and lead the Pledge of Allegiance.

PUBLIC COMMENTS:

Jacob Sherman – Resident who questioned why two of the town board members were using personal e-mail addresses for town business. How would this be handled if there was a FOIL request.

Supervisor Parete said he would look further into this subject.

Caroline Berninger – Resident who announced on Saturday, October 20th at the Rondout Valley United Methodist Church there will be a Better Angels Workshop. This workshop will focus on listening and reflecting rather than debating and persuading in hopes to better understand the experiences and beliefs of those on the other side of the political divide.

MEETING MINUTES:

Councilman Borzumato made a motion, seconded by Councilman Stewart to approve the meeting minutes from 9/8/2018. 4-0 Aye, 1 absent; motion carried.

Councilman Stewart made a motion, seconded by Councilman Borzumato to approve the meeting minutes from 9/18/2018. 4-0 Aye, 1 absent; motion carried.

RESOLUTION #72-2018

The following Resolution was offered by Councilman Stewart, seconded by Councilman Borzumato:

THIS AGREEMENT is entered into by and between the **COUNTY OF ULSTER**, a municipal corporation and a county of the State of New York with principal offices at 244 Fair Street, Kingston, NY 12401 (the “County”) and the **TOWN OF MARBLETOWN**, a municipal corporation and a town of the County of Ulster, State of New York, with principal offices located at 1925 Lucas Avenue, Cottekill, New York 12419 (the “Town”), (each, a “Party,” together, the “Parties”)

WHEREAS, the Ulster County Youth Bureau administers funding provided by the New York State Office of Children and Family Services for out-of-school summer youth recreational programs operated by the Towns and City in Ulster County; and

WHEREAS, the Town’s Recreation staff provides supervisory oversight of the out-of-school summer

recreational programs sponsored by the Town; and

WHEREAS, the County has agreed to engage the Town, and the Town has agreed to contract with the County, to provide an out-of-school summer recreational program in accordance with the terms and conditions set forth in this Agreement

NOW THEREORE, in consideration of the promises and covenants set forth below, the County and the Town hereby agrees as follows:

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

4-0; 1 Absent; Resolution #72-2018 was thereupon adopted.

RESOLUTION #73-2018; AUTHORIZING THE TOWN OF MARBLETOWN JUSTICE COURT TO APPLY FOR THE 2018-2019 JUSTICE COURT ASSISTANCE PROGRAM (JCAP)

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

WHEREAS, State of New York in 1999 established the Justice Court Assistance Program (JCAP) Grant in order to provide State assistance to Town and Village Courts, and

WHEREAS, the Town Board of the Town of Marbletown has determined that participation in the JCAP Grant application is desirable, and is in the public interest, and

WHEREAS, the maximum JCAP award is \$30,000 and may be used for a variety of purposes, including office and security equipment, furniture, renovations, and

NOW THEREORE BE IT RESOLVED that the Town Board of the Town of Marbletown supports the submission of a JCAP Grant application in the amount of \$10,340.60 to the NYS Unified Court System; and

BE IT FURTHER RESOLVED, that the Town of Marbletown hereby authorizes the Town of Marbletown Justice Court to apply for the 2018 Justice Court Assistance Program (JCAP) Grant

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

4-0; 1 Absent; Resolution #73-2018 was thereupon adopted.

RESOLUTION#74-2018 AUTHORIZING OPEN DEVELOPMENT AREA FETNER SUBDIVISION

The following Resolution was offered by Councilman LaFera, seconded by Supervisor Parete:

WHEREAS, Martin Fetner (the “Applicant”) has made application to the Marbletown Planning Board (the “MPB”) for approval of a three (3) lot subdivision of a parcel of land situate in a Town of Marbletown R – 1 Zoning District, approximately 18.90 acres +/- in size and located on the southeast side of Old Kings Highway (SBL: 69.4-1-20.110); and

WHEREAS, the Sketch Plan the Applicant has submitted to the MPB provides for access for each of the three (3) lots to be by way of a private road; and

WHEREAS, Marbletown Town Code § 200-28 reads, in relevant part, “[a]ll lots shall comply with all applicable provisions set forth in § 280-a of New York State Town Law; and

WHEREAS, New York State Town Law § 280-a (4) provides that in lieu of requiring direct access by each lot to a public road “[t]he town board may, by resolution, establish an open development area or areas within the town, wherein permits may be issued for the erection of structures to which access is given by right of way or easement, upon such conditions and subject to such limitations as may be prescribed by general or special rule of the planning board”; and

WHEREAS, New York State Town Law § 280-a (4) further provides that “the town board, before establishing any such open development area or areas, shall refer the matter to [the] planning board for its advice and shall allow such planning board a reasonable time to report.”; and

WHEREAS, by resolution of this Board, adopted on September 8, 2018, this Board referred this matter to the MPB for its advice as to whether or not the Town Board should declare the Applicant’s said parcel to be an “open development area” within the meaning New York State Town Law § 280-a (4); and

WHEREAS, the MPB met and considered this issue on September 19, 2018 and has reported to this Board its advice and recommendation that the said parcel be declared an “open development area” within the meaning New York State Town Law § 280-a (4).

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Marbletown hereby declares the parcel titled in the name of Martin Fetner, approximately 18.90 acres +/- in size and located on the southeast side of Old Kings Highway in the Town of Marbletown (SBL: 69.4-1-20.110) to be an “open development area” within the meaning New York State Town Law § 280-a (4).

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

4-0; 1 Absent; Resolution #74-2018 was thereupon adopted.

2019 BUDGET:

- Town Clerk Moody distributed the tentative 2019 tentative budget to the Town Board.
- Town Clerk Moody reviewed the budget calendar and once the public hearing on the final budget is set a legal notice must be published at least 5 days before. Possible date for the hearing would be 10/30/18, which will be discussed at the next town board meeting. Final, certified budgets are due to the County by 11/20/18.
- Supervisor Parete discussed the 2019 proposed budget highlights:
 - Tax levy increasing 1.184%, which is under the 2% tax cap.
 - Anyone under the \$20 an hour will get 50 cent raise plus 4%. Anyone over \$20 an hour will get the 4%.
 - Supervisor Parete will be taking a \$15,723 pay reduction.
 - Assessor Clerk, Melissa Wright will be going from 28 hours a week to 35 hours per week.
 - Transfer Station will open on Sunday’s.
 - \$20,000 additional in Engineering; sidewalks, hamlet, rail trail and other infrastructure improvements.

OTHER TOWN BUSINESS:

- Town Clerk Moody announced that Governor Andrew Cuomo has signed legislation to rename the new bridge on state route 213 the “Kathy Cairo Davis Memorial Bridge”. Town Clerk Moody thanked everyone who helped with this project and a special thank you to Jack Boden for helping to make sure this happened.
- Town offices will be closed on Tuesday, Nov 6th for Election Day. Resolution will be presented at the town board meeting on 10/16/18.
- Supervisor Parete announced that the rates for the RRA will be staying the same in the next year.
- The Historic Preservation Committee won a \$7,500 grant for a resource survey update to update and map historic homes in Marbletown.

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

Respectfully submitted,

Heather Moody
Town Clerk/Tax Collector