



## **Town Board Regular Meeting**

**Tuesday August 6, 2019**

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

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

**Absent:**

**Also, Present:** Heather Moody; Town Clerk/Tax Collector, Tracy Kellogg; Attorney, Tom Konrad; ECC Chairman, Ali Stewart; Blue Stone Press and Max Freebern; Shawangunk Journal Reporter.

Supervisor Parete called the meeting to order at 7:01pm and Town Clerk Moody lead the Pledge of Allegiance.

### **PUBLIC HEARING (CONTINUATION) LOCAL LAW #3-2019; A LOCAL LAW TO AMEND THE MARBLETOWN SOLAR GENERATION SYSTEMS**

- The public hearing on proposed Local Law #3-2019 was held open from the July 16<sup>th</sup> meeting.
- Supervisor Parete asked if there were any more comments on proposed Local Law #3-2019, amending the Marbletown solar generations systems.
- Response from the Ulster County Planning Board was reviewed and discussed. One thing they have requested is the SEQRA determination.
- Attorney Kellogg reviewed the SEQRA assessment forms and clarified definitions.
- A motion was made by Councilman LaFera, seconded by Councilman Borzumato to adopt the approved SEQRA assessment forms. 5-0 Aye, motion carried. (Resolution #54-2019).
- With no further discussion or comments Councilman Sweeney made a motion, seconded by Councilman LaFera to close the public hearing on proposed local law #3-2019.
- Town Clerk Moody will file the law with the State.

### **PUBLIC COMMENTS:**

**Tom Konrad:** Resident and ECC Chairman discussed a couple group buying options for a few clean energy technologies that are going on right now. Negotiations have been made for group purchases of home solar; air source heat pumps, building insulation and air sealing, and heat pump water heaters. More information can be found on the official Marbletown website, [www.marbletown.net](http://www.marbletown.net), under the ECC tab and on the right-hand side of the page under "News and Announcements". The ECC also has a Facebook page.

**Kate Reese Hurd:** Resident who read a statement and handed out an article from the Journal of Chemical Neuroanatomy concerning the effects of microwave/EMF radiation and the five criteria of causality.

**Susan Sprachman:** Resident who questioned the pollution in the Esopus Creek, testing of the water and the closing of the beach this year. Has a study been done to determine what is causing the pollution? *Councilman Stewart responded that he has been the one to take the samples and it has been determined by the test that it is most likely agricultural run-off and possibly sewer leaking into the creek.*

## **MEETING MINUTES:**

- Councilman Sweeney made a motion, seconded by Councilman Borzumato to approve the meeting minutes from 07/16/2019. 5-0 Aye, motion carried.

## **REVISED 2018 YEAR END ADJUSTMENTS TO THE GENERAL FUND:**

- A motion was made by Councilman Sweeney and seconded by Councilman LaFera to approve the revised 2018-year-end adjustments. 5-0 Aye, motion carried.

## **RESOLUTION #54- 2019; SEQRA APPROVAL FOR PROPOSED LOCAL LAW #3-2019; AMENDING THE SOLAR GENERATION LAW**

A motion was made by Councilman LaFera and seconded by Councilman Borzumato to approve the SEQRA, which evaluates the potential environmental impacts of the proposed amendment to the solar generation law. It has been determined that the adoption of this Local Law will not have a significant negative impact upon the environment.

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

5-0 Aye, motion carried.

Resolution #54-2019 was thereupon adopted

## **RESOLUTION #55- 2019; STORM WATER CONTROL AGREEMENT – NEW BEGINNING'S SOLAR:**

A motion was made by Councilman Stewart and seconded by Councilman Sweeney to authorize the Supervisor to sign the storm water control agreement to provide for the long-term maintenance and continuation of stormwater control measures.

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

5-0 Aye, motion carried.

Resolution #55-2019 was thereupon adopted

## **RESOLUTION #56-2019; A LOCAL LAW TO AMEND THE SOLAR GENERATION LAW**

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

**WHEREAS**, the Town Board of the Town of Marbletown held a public meeting on August 6, 2019 to Adopt Local Law #3-2019 known as the Solar Generation Law for the Town of Marbletown; and

**WHEREAS**, the adoption of this Local Law #3-2019 is an unlisted action pursuant to the State Environmental Quality Review Act (SEQRA); and

**WHEREAS**, the Town Board has prepared and considered an Environmental Assessment Form which evaluates the potential environmental impacts of the proposed amendment; and

**WHEREAS**, the Board has determined that the adoption of this Local Law will not have a significant negative impact upon the environment; now therefore be it

**RESOLVED**, that a negative declaration is hereby made pursuant to the State Environmental Quality Review Act (SEQRA); and be it further

**RESOLVED**, said Local Law is hereby adopted as attached

**NOW, THEREFORE BE IT RESOLVED**, that by the actions of the Town Board of the Town of Marbletown this Local Law shall take effect upon the filing with the Secretary of State pursuant to Municipal Home Rule 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 Aye

Councilman Sweeney Voting Aye

Councilman Stewart Voting Aye

Councilman LaFera Voting Aye

Supervisor Parete Voting Aye

5-0 Aye, motion carried.

Resolution #56-2019 was thereupon adopted

#### **RESOLUTION #57-2019; AWARD BID FOR IGA, HIGH FALLS WATER DISTRICT**

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

**WHEREAS**, the Town Board has previously authorized entered into an agreement (IGA) with the New York City Department of Environmental Protection on behalf of the Town of Marbletown, Town of Rosendale and the High Falls Water District, and

**WHEREAS**, the agreement for the creation of a backup water supply requires the High Falls Water District to install certain piping modifications at the intake building of the High Falls Water District Filter Plan; and

**WHEREAS**, three bid/proposal packages were sent to contractors in the area; and

**WHEREAS**, one proposal was received on July 16, 2019 from Carl Bell Plumbing, Heating and HVAC of Kingston, NY in the amount of \$9,375.00; and

**WHEREAS**, the engineers, Brinnier and Larios, P.C. have recommended award of this contract to Carl Bell Plumbing, Heating and HVAC of Kingston, NY in the amount of \$9,375.00; and

**WHEREAS**, the piping work is a Type 2 Action pursuant to 6 NYCRR 617 (5)(c)(31); and

**THEREFORE, BE IT RESOLVED**, that the High Falls Water District is authorized to execute a purchase order to Carl Bell Plumbing, Heating and HVAC of Kingston, NY in the amount of \$9,375.00 and the Supervisor is authorized to sign any and all documents necessary to affect such purchase. This resolution is contingent upon a like resolution being passed by the Town of Rosendale Town Board.

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 Aye

Councilman Sweeney Voting Aye

Councilman Stewart Voting Aye

Councilman LaFera Voting Aye

Supervisor Parete Voting Aye

5-0 Aye, motion carried.

Resolution #57-2019 was thereupon adopted

## **RESOLUTION #58-2019; CREATING VETERANS COMMITTEE**

The following Resolution was offered by Councilman Sweeney, seconded by Councilman Stewart to wit:

**WHEREAS**, the Town of Marbletown wishes to promote and support veteran's ceremonies, events and other activities in the Town of Marbletown, and

**WHEREAS**, a Veteran's Committee would assist veterans and their families, as appropriate, in cooperation with other organizations and agencies, and

**WHEREAS**, a Veterans Committee would create awareness of the issues faced by veterans and maintain a forum for Town veterans to give feedback on issues that affect their lives, and

**NOW THEREFOR BE IT RESOLVED**, the Town Board of the Town Marbletown create a Veteran's Committee, and

**FURTHER RESOLVED**, the makeup and charge of the Veterans Committee is as follows;

Veteran's Committee

The Town of Marbletown is proud to honor its veterans for their courage and sacrifice. The Veterans Committee spans age, gender and ethnicity.

- This committee consists of five (5) veterans, civic leaders that have been advocates for the veteran community and citizens that have expertise in veterans' affairs. Each member is appointed by the Town Board and serves at the discretion of the Town Board. All positions on the advisory committee are volunteer. The Veteran's committee is dedicated to recognizing the sacrifice and service of Marbletown's veterans and their families and to leverage local, state and national agencies for the betterment of our veterans.

### **Objectives:**

- Honor and recognize veterans through publication of awards and milestones
- Organize and resource a yearly veteran's celebration
- Provide a clearinghouse of information in order to link veteran's issues with organizations that can address them
- Encourage employers to provide job openings to the committee to advertise visibility to veterans
- Publicize veteran's activities to promote awareness
- Promote veteran's benefits and local exemption
- Educate our youth on the role our military veterans have played in our country's history

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 Aye

Councilman Sweeney Voting Aye

Councilman Stewart Voting Aye

Councilman LaFera Voting Aye

Supervisor Parete Voting Aye

5-0 Aye, motion carried.

Resolution #58-2019 was thereupon adopted

**RESOLUTION #59-2019; TRANSFERING BANK ACCOUNTS TO BANK OF GREENE COUNTY**

The following Resolution was offered by Councilman Sweeney, seconded by Councilman Borzumato to wit:  
**WHEREAS**, the Town of Marbletown wishes to get the best interest rates possible for our savings and checking accounts; and

**WHEREAS**, higher interest rates will help keep the tax levy lower; and

**WHEREAS**, the Bank of Greene County did an analysis of our current rates and the town can expect to increase interest over \$30,000 a year; and

**WHEREAS**, the Bank of Greene County is guaranteeing the rates for twelve months; and

**WHEREAS**, the Bank of Greene County has one branch in the Town of Ulster and is opening a second branch in Uptown Kingston, and

**NOW, THEREFORE BE IT FURTHER RESOLVED**, the Town of Marbletown Town Board authorizes the Supervisor to sign paperwork to move accounts to the Bank of Greene County, 425 Main Street, PO Box 470, Catskill, NY 12414.

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 Aye

Councilman Sweeney      Voting Aye

Councilman Stewart      Voting Aye

Councilman LaFera      Voting Aye

Supervisor Parete      Voting Aye

5-0 Aye, motion carried.

Resolution #59-2019 was thereupon adopted

**RESOLUTION # 60-2019; RESOLUTION APPOINTMENT TO PLANNING BOARD**

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

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

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

**WHEREAS**, Dave Cobb has been an alternate since January 2018, and

**NOW THEREFORE BE IT RESOLVED** that the Town Board of the Town of Marbletown appoints Dave Cobb 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 Borzumato      Voting Aye

Councilman Sweeney      Voting Aye

Councilman Stewart      Voting Aye

Councilman LaFera      Voting Aye

Supervisor Parete      Voting Aye

5-0 Aye, motion carried.

Resolution #60-2019 was thereupon adopted

**OTHER TOWN BUSINESS:**

- Supervisor Parete discussed the town now owning the land across the street from the D&H Canal Five Locks Walk. This section will be part of the 'creek walk' plan to connect High Falls center to the O&W Rail Trail. This has been a joint effort between the town and the High Falls Conservancy. Supervisor Parete thanked Richard and Carol Eppley for their help with this project. Attorney Tracy Kellogg will file the deed.
- Supervisor Parete stated Peak Engineering put together an 'Evaluation of Town-Owned Properties' in order to document their present condition and provide recommendations for repairs and upgrade based on visual observation and any available file information. Copies of the full evaluation can be found in the Town Clerk's or Supervisor's office.
- Town Clerk Moody stated that a number of the town offices will be closing at 3:00pm on 8/7/2019 for mandatory training on E-Code.

**Motion to adjourn:** There being no further discussion Supervisor Parete made the motion to adjourn the meeting, seconded by Councilman Sweeney; 5-0 Aye, motion carried. The meeting adjourned at 7:55pm.

Respectfully submitted,

Heather Moody  
Town Clerk/Tax Collector