



Town Board Regular Meeting

Tuesday, September 17, 2019

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

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

Absent:

Also, Present: Heather Moody; Town Clerk/Tax Collector, Ali Stewart; Blue Stone Press; Max Freebern; Shawnagunk Journal, George Dimler; Highway Superintendent, and Tom Konrad; ECC Chairman

Supervisor Parete called the meeting to order at 7:06pm and Councilman Sweeney lead the Pledge of Allegiance.

PUBLIC COMMENTS:

Kevin Larkin Angioli – Resident who would like to thank the board for approving the climate smart resolutions on tonight's agenda especially the Energy Innovation and Carbon Dividend Act.

APPROVAL OF VOUCHERS

Town Clerk Moody submitted the following vouchers for approval:

<u>August 2019 Amendments</u>	<u>Vouchers</u>	<u>Total Payments</u>
General Fund	V#525	\$25,000.00
New total amount of August vouchers		\$62,420.43

A motion was made by Councilman Sweeney and Seconded by Councilman Stewart to approve these amended vouchers 5-0 Aye, motion carried.

<u>September 2019</u>	<u>Vouchers</u>	<u>Total Payment</u>
General Fund	#526-579	\$56,764.27
Highway Fund	#297-332	\$92,664.33

A motion was made by Councilman Sweeney and Seconded by Councilman Borzumato to approve these vouchers 5-0 Aye, motion carried.

A motion was made by Councilman Sweeney and Seconded by Councilman LaFera to approve these vouchers 5-0 Aye, motion carried.

RMC September

#122-136

\$4,410.41

A motion was made by Councilman Sweeney and Seconded by Councilman LaFera to approve these vouchers 5-0 Aye, motion carried.

MEETING MINUTES:

Councilman Sweeney made a motion, seconded by Councilman Borzumato to approve the meeting minutes from 09/03/2019. 5-0 Aye, motion carried.

RESOLUTION#71-2019; ENERGY CONSERVATION SPECIALISTS (ECS) LLC

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

WHEREAS, the town of Marbletown received a \$50,000 energy efficiency grant for the Community Center, and

WHEREAS, ECS was the lowest responsible bidder, and

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Marbletown authorizes the Supervisor to sign the attached service agreement with Energy Conservation Specialists LLC for \$38,064.

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; Resolution #71-2019 was thereupon adopted.

RESOLUTION #72-2019; SETTING THE PUBLIC HEARING DATE FOR THE PROPOSED LOCAL LAW NUMBER ____ OF 2019, A LOCAL LAW TO REGULATE PARKING HOURS LAW

WHEREAS, the Town Board finds it to be in the best interests of the residents of the Town of Marbletown to adopt Local Law ____ of 2019, known as Amendments to the Marbletown Parking Regulation Law, in order to achieve the purposes and objectives set forth in the Local law.

NOW THEREFORE, BE IT RESOLVED as follows:

1. Schedule a Special Meeting of the Town Board, Town of Marbletown on Tuesday October 15th, 2019 for the purpose of holding a Public Hearing.

2. A public hearing will be held by the Town Board on October 15, 2019 at 7:10 PM local time at the Rondout Municipal Center, 1915-1925 Lucas Avenue, Cottekill, NY, to hear all interested parties on the proposed Local Law #____ of 2019 entitled "**A Local Law # ____, 2019 Marbletown Parking Regulation Law**"

3. The Town Clerk is directed to advertise such public hearing in the official newspaper of said Town, on the website of said Town and is directed to refer the proposed local law to all municipalities adjacent to the Town and any other applicable entities as required.

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; Resolution #72-2019 was thereupon adopted.

RESOLUTION #73-2019; TEMPORARY HIGHWAY DEPARTMENT WORKER

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

WHEREAS, the Highway Superintendent has a need for a temporary full-time employee, and

WHEREAS, Ulster County has deemed George Rion as an eligible employee, and

NOW THEREFORE BE IT RESOLVED, the Town of Marbletown Town Board approves the hiring of George Rion as a Temporary HMEO at a rate of \$20.58 an hour.

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; Resolution #73-2019 was thereupon adopted.

RESOLUTION #74-2019; AUTHORIZING THE SALE OF WATER FROM THE ROSENDALE WATER DISTRICT TO THE HIGH FALLS WATER DISTRICT

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

WHEREAS, the Town of Rosendale has formed the Rosendale Water District; and

WHEREAS, the Town of Marbletown and the Town of Rosendale have formed the High Falls Water District (HFWD) to provide water to residents of that district in the Towns of Marbletown and Rosendale; and

WHEREAS the City of New York through the New York City Department of Environmental Protection (DEP) provides water to the High Falls Water District from the New York City water supply; and

WHEREAS, DEP operates and maintains the City's water supply system and is responsible for providing drinking water to more than eight million residents in New York City, as well as approximately one million up-state residents, including users who rely on a water supply from connections between the City's Delaware Aqueduct and the City's Catskill Aqueduct, including the HFWD; and

WHEREAS, DEP has identified leaks in sections of the Delaware Aqueduct and has committed capital funds to address such leaks to ensure the long-term sustainability of its ability to supply water through the Delaware Aqueduct as part of a project known as "Water for the Future" ("WFF"); and

WHEREAS, in connection with WFF, DEP plans to construct a new tunnel segment to bypass a leaking section of the existing Delaware Aqueduct tunnel, which will require DEP shutting down the Delaware Aqueduct for extended periods of time; and

WHEREAS, in connection with WFF, DEP will conduct repairs to the Catskill Aqueduct and perform certain rehabilitation work, which will also require extended shutdowns; and

WHEREAS, each of the communities that take water from the New York City water supply are required to maintain a back-up water supply system; and

WHEREAS, in order to assist the HFWD, which relies on the New York City water supply as a primary source of water supply, and to facilitate its ability to sustain an extended shutdown of the Delaware Aqueduct or Catskill Aqueduct for any reason, including reasons related to DEP's operational needs, DEP has agreed to provide up to four hundred and ten thousand dollars (\$410,000.00) in funding to be used towards the purchase of a tank trailer and truck or a tri-axle tanker truck and the design and construction of certain improvements to the HFWD water plant, as well as for the purchase of water from the Rosendale Water District (the "RWD") and the labor and fuel costs associated with the transport and conveyance of such water for the duration of DEP's upcoming shutdowns of the Catskill Aqueduct; and

WHEREAS, an “Agreement for the Creation of a Backup Water Supply System for the High Falls Water District” has been approved by this; and

WHEREAS, as a part of the plan to supply of water to the residents of the High Falls Water District during DEP shutdowns it is the intention that the Rosendale Water District sell water to the High Falls Water District to meet the HFWD needs during DEP shutdowns with the water charge to the HFWD to be set at an amount equal to the rate charged to customers of the Rosendale Water District. The water will be trucked to the High Falls Water District; and

WHEREAS, it has been determined that this action is a Type 2 action pursuant to 6 NYCRR 617.5 (1) and (25);

NOW THEREORE BE IT RESOLVED, that the Town Board of the Town of Marbletown authorizes the sale of water from the Rosendale Water District to the HFWD, in amounts sufficient to meet the needs of the High Falls Water District, during DEP shutdowns, as set forth in the Agreement between the City of New York, the DEP, the Town of Rosendale, the Town of Marbletown, and the HFWD; and The water charge to the HFWD shall be equal to the rate charged to customers of the Rosendale Water District.

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; Resolution #74-2019 was thereupon adopted.

RESOLUTION #75-2019; URGING THE UNITED STATES CONGRESS TO ENACT THE ENERGY INNOVATION AND CARBON DIVIDEND ACT OF 2019

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

WHEREAS, the Town of Marbletown has a record of acknowledging the reality of climate change as well as the Town's responsibility to reduce its contribution to the causes of global warming, as evidenced by the Town's resolving to be a Climate Smart Community, and the Town Environmental Conservation Commission's ongoing efforts to assist the Town and its residents to conserve energy and convert to renewables; and

WHEREAS, an Intergovernmental Panel on Climate Change issued a special report on the impacts of global warming of 1.5 °C above pre-industrial levels in October 2018 warning that global warming is likely to reach 1.5°C between 2030 and 2052 if it continues to increase at the current rate.

WHEREAS, the United Nations climate science body said in a monumental climate report that we have only 12 years left to make massive and unprecedented changes to global energy infrastructure to limit global warming to moderate levels; and

WHEREAS, the United States government released its Fourth Annual Climate Assessment in November 2018 reporting that the impacts of climate change are already being felt in communities across the country, and that more frequent and intense extreme weather and climate-related events, as well as changes in average climate conditions, are expected to continue to damage infrastructure, ecosystems, and social systems that provide essential benefits to communities; and

WHEREAS, conservative estimates by the world's climate scientists state that to achieve climate stabilization and avoid cataclysmic climate change, emissions of greenhouse gases (GHGs) must be brought to 80-95% below 1990 levels by 2050; and

WHEREAS, presently the environmental, health, and social costs of carbon emissions are not included in prices paid for fossil fuels, but rather these externalized costs are borne directly and indirectly by all Americans and global citizens; and

WHEREAS, to begin to correct this market failure, Congress can enact the **Energy Innovation and Carbon Dividend Act of 2019, H.R. 763**, to assess a national carbon fee on fossil fuels based on the amount of CO₂ the

fuel will emit when burned and allocate the collected proceeds to all U.S. Households in equal shares in the form of a monthly dividend; and

WHEREAS, for efficient administration, the fossil fuels fee can be applied once, as far upstream in the economy as practical, or at the port of entry into the United States; and

WHEREAS, as stated in the **Energy Innovation and Carbon Dividend Act of 2019, H.R. 763**, a national, revenue-neutral carbon fee starting at a relatively low rate of \$15 per ton of CO2 equivalent emissions and resulting in equal charges per ton of CO2 equivalent emissions potential in each type of fuel or greenhouse gas should be assessed to begin to lower what are now dangerously high CO2 emissions. The yearly increase in carbon fees including other greenhouse gases, shall be at least \$10 per ton of CO2 equivalent each year, with the Department of Energy determining whether an increase larger than \$10 per ton per year is needed to achieve program goals; and

WHEREAS, the **Energy Innovation and Carbon Dividend Act of 2019, H.R. 763**, specifies that, in order to protect low and middle income citizens from the economic impact of rising prices due to the carbon fee, equal monthly per-person dividend payments shall be made to all American households (½ payment per child under 19 years old) each month from the fossil fuel fees collected. The total value of all monthly dividend payments shall represent 100% of the net carbon fees collected per month; and

WHEREAS, the **Energy Innovation and Carbon Dividend Act of 2019, H.R. 763**, encourages market-driven innovation of clean energy technologies and market efficiencies which will reduce harmful pollution and leave a healthier, more stable, and more prosperous nation for future generations; and

WHEREAS, the **Energy Innovation and Carbon Dividend Act of 2019, H.R. 763**, will, after 12 years, lead to a decrease in America's CO2 emissions of 40 percent and an increase in national employment of 2.1 million jobs and is therefore a key component of an effective climate policy portfolio, along with other measures, such as performance standards, and support for research and development, designed to ensure that the United States take a leadership role in reducing global GHGs to 80-95% below 1990 levels by 2050; and

WHEREAS, border adjustments - carbon content-based tariffs on products imported from countries without comparable carbon pricing, and refunds to our exporters of carbon fees paid - can maintain the competitiveness of U.S. businesses in global markets; and

WHEREAS, a national carbon fee can be implemented quickly and efficiently, and will respond to the urgency of the climate crisis because the federal government already has in place mechanisms, such as the Internal Revenue Service, needed to implement and enforce the fee, and already collects fees from fossil fuel producers and importers; and

WHEREAS, A national revenue-neutral carbon fee would make the United States a leader in mitigating climate change and in the clean energy technologies of the 21st century and would provide incentive to other countries to enact similar carbon fees, reducing global CO2 emissions without the need for complex international agreements, and

NOW, THEREFORE, BE IT:

RESOLVED, that the Town of Marblatown, New York urges the United States Congress to enact without delay the **Energy Innovation and Carbon Dividend Act of 2019, H.R. 763**.

BE IT FURTHER RESOLVED, that the Town Clerk, no later than 30 days after passage of this Resolution, shall transmit copies of this resolution to the Speaker of the U.S. House of Representatives, to the Majority Leader of the Senate, to each U.S. Senator from the State of New York, and to the Member of Congress representing the Town in the Congress of the United States.

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; Resolution #75-2019 was thereupon adopted.

Resolution #76-2019; A resolution adopting the Marbletown Government Operations Greenhouse Gas Inventory for Baseline Year 2017 and the Marbletown Government Operations Climate Action Plan for 2019

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

WHEREAS, the Town Board adopted a resolution on June 16, 2015 designating Marbletown as a Climate Smart Community, with pledges including decreasing greenhouse gas emissions and increasing the use of renewable energy; and

WHEREAS, the Town Board adopted a resolution on February 7, 2017 acknowledging the importance of Building Energy Benchmarking; and

WHEREAS, buildings are the single largest user of energy in the State of New York, and the poorest performing buildings typically use several times the energy of the highest performing buildings, for the exact same building use; and

WHEREAS, collecting energy data from Marbletown's government buildings, properties and vehicles will help identify opportunities to cut costs and reduce pollution; and

WHEREAS, the town's Climate Smart Communities Coordinator and Environmental Conservation Commission conducted a Government Operations Greenhouse Gas Inventory for a baseline year of 2017, and assembled a report documenting that year's greenhouse gas emissions; and

WHEREAS, the aforementioned group also assembled a report commonly known as a Climate Action Plan, which outlines proposed emission-reduction targets and lists opportunities to achieve those targets; and

WHEREAS, public distribution of these reports will highlight Marbletown's commitment to helping combat climate change, and might also inspire members of the community to take action of their own; so

THEREFORE, BE IT RESOLVED that the Town Board accepts both the Marbletown Government Operations Greenhouse Gas Inventory for Baseline Year 2017 and the Marbletown Government Operations Climate Action Plan of 2019.

BE IT ALSO RESOLVED that the Town Board approves the posting of these aforementioned reports on the Marbletown website for public viewing; and

BE IT ALSO RESOLVED that this Resolution shall be effective immediately upon adoption by the Town Board of Marbletown, and a copy of this resolution shall be provided to the Marbletown Climate Smart Communities Coordinator.

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; Resolution #76-2019 was thereupon adopted.

RESOLUTION #77-2019; ENDORSING THE DECLARATION OF A CLIMATE EMERGENCY AND REQUESTING REGIONAL COLLABORATION ON AN IMMEDIATE JUST TRANSITION AND EMERGENCY MOBILIZATION EFFORT TO RESTORE A SAFE CLIMATE

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

WHEREAS, in April 2016 world leaders from 175 countries recognized the threat of climate change and the urgent need to combat it by signing the Paris Agreement, agreeing to keep warming "well below 2°C above pre-industrial levels" and to "pursue efforts to limit the temperature increase to 1.5°C";

WHEREAS, the death and destruction already wrought by global warming of approximately 1°C demonstrate that the Earth is already too hot for safety and justice as attested by increased and intensifying wildfires, floods, rising seas, diseases, droughts and extreme weather;

WHEREAS, climate change and the global economy's overshoot of ecological limits are driving the sixth mass extinction of species, which could devastate much of life on Earth for the next 10 million years;

WHEREAS, the United States of America has disproportionately contributed to the climate and ecological crises and has repeatedly obstructed global efforts to transition toward a sustainable economy, and thus bears an extraordinary responsibility to rapidly solve these crises;

WHEREAS, restoring a safe and stable climate requires an emergency mobilization on a scale not seen since World War II to reach zero greenhouse gas emissions across all sectors at wartime speed, to rapidly and safely drawdown or remove all the excess carbon from the atmosphere, and to implement measures to protect all people and species from the consequences of abrupt climate change;

WHEREAS, the term "Just Transition" is a framework for a fair shift to an economy that is ecologically sustainable, equitable and just for all its members;

WHEREAS, just transition strategies were first forged by a 'blue-green' alliance of labor unions and environmental justice groups who saw the need to phase out the industries that were harming workers, community health and the planet, while also providing just pathways for workers into new livelihoods;

WHEREAS, just transition initiatives shift the economy from dirty energy to energy democracy, from funding highways to expanding public transit, from incinerators and landfills to zero waste, from industrial food systems to food sovereignty, from car-dependent sprawl and unbridled growth to smart urban development without displacement, and from rampant, destructive over-development to habitat and ecosystem restoration;

WHEREAS, fairness demands a guarantee of high-paying, good-quality jobs with comprehensive benefits for all as the mobilization to restore a safe climate is launched;

WHEREAS, the Town of Marbletown can act as a global leader by both converting to an ecologically, socially and economically regenerative economy at emergency speed, and by catalyzing a unified regional just transition and climate emergency mobilization effort this year;

NOW BE IT THEREFORE RESOLVED, the Town of Marbletown declares that a climate emergency threatens our city, region, state, nation, civilization, humanity and the natural world;

BE IT FURTHER RESOLVED, the Town of Marbletown commits to a citywide just transition and climate emergency mobilization effort to reverse global warming, which, with appropriate financial and regulatory assistance from the County of Ulster and State and Federal authorities, ends citywide greenhouse gas emissions as quickly as possible and no later than 2030, immediately initiates an effort to safely draw down carbon from the atmosphere, and accelerates adaptation and resilience strategies in preparation for intensifying climate impacts;

BE IT FURTHER RESOLVED, the Town of Marbletown commits to educating our residents about the climate emergency and working to catalyze a just transition and climate emergency mobilization effort at the local, state, national, and global levels to provide maximum protection for our residents as well as all the people and species of the world;

BE IT FURTHER RESOLVED, the Town of Marbletown joins a national-wide call for a regional just transition and climate emergency mobilization collaborative effort focused on transforming our region and rapidly catalyzing a mobilization at all levels of government to restore a safe climate; and

BE IT FURTHER RESOLVED, the Town of Marbletown calls on the State of New York, the United States of America, and all governments and peoples worldwide to declare a Climate Emergency; and to initiate a just transition and climate emergency mobilization effort to reverse global warming by restoring near pre-industrial global average temperatures and greenhouse gas concentrations, that immediately halts the development of all new fossil fuel infrastructure, rapidly phases out all fossil fuels and the technologies which rely upon them, ends greenhouse gas emissions as quickly as possible, initiates an effort to safely draw down carbon from the atmosphere, transitions to regenerative agriculture, ends the sixth mass extinction, and creates and guarantees high-quality, good-paying jobs with comprehensive benefits for those who will be impacted by this transition.

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; Resolution #77-2019 was thereupon adopted.

OTHER TOWN BUSINESS:

- Supervisor Parete stated that he should have the tentative budget by the end of week 9/23/19 for Town Clerk Moody to present at the next town board meeting.
- Supervisor Parete commented that health insurance could be going up about 10%, which will be reflected in the new budget.
- Supervisor Parete said approximately 150 out of the 200 water meters in High Falls are not working properly. It will cost approximately \$70,000-\$130,000 to have the new meters installed. The Town may have to borrow money to complete this project. Money has not been put aside for projects within the High Falls Water District over the past few years.
- Supervisor Parete met with Kevin Cahill's office about Grady Park, in High Falls, and the possibility of obtaining a grant of \$125,000.00 towards the project.
- On Tuesday, September 24th at 6:00pm Supervisor Parete will host a meeting at the RMC to discuss the 100% renewable electricity supply to our community, through the Hudson Valley Community Power program. This will also be an opportunity to enroll residents in a community solar project.
- Supervisor Parete discussed the possibility of a new town park on the property of Ulster County Community College. Councilman Sweeney met with the president of the college, Dr. Roberts and they are very interested in a joint park. A resident asked what would happen to the park on Tongore Road? Supervisor Parete responded that would be a joint decision by the Community and the Town Board.

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