



**Town Board Regular Meeting
Tuesday, December 3, 2019**

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

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

Absent: Tim Sweeney

Also, Present: Heather Moody; Town Clerk/Tax Collector, Ali Stewart; Blue Stone Press and Tracey Kellogg; Attorney.

Supervisor Parete called the meeting to order at 7:01pm and Councilman Sweeney lead the Pledge of Allegiance.

NYSERDA; NY STRETCH ENERGY CODE; MARILYN DARE, SENIOR PROJECT MANAGER, ENERGY CODES:

- Tom Konrad, ECC Chairman introduced Marilyn Dare from New York State Energy Research and Development who gave the board, and the town, a presentation on the NY Stretch Energy Code, what the ECC has voted to ask the town to adopt.
- This would be a readily adoptable local energy code that is more efficient than NYS's base energy code. It would call for higher energy efficiency standards for new and renovated construction projects.
- Other communities already expressing interest in the NYStretch Albany, Bethlehem, Rochester, Lower Hudson Valley towns and cities, Towns on Long Island.
- The initiative should save energy and money, help the environment, boost the local economy improve community growth and increase property value.
- If Marbletown adopted the code the entire town would need to comply with the code.
- If Marbletown is interested we would need to review the resolution language and work with the building department.
- For more information please contact codes@nyserda.ny.gov or Marilyn.dare@nyserda.ny.gov.

PUBLIC COMMENTS

- **Bill Terpening** – Resident who submitted a statement stating that he believes that another public hearing on the Short-Term Rental Law, in its present form needs to be held.
- **Laura Cunningham** – Resident who feels that the 52 acres on Cottekill Road is a precious piece of property and a survey was done two years ago. The survey was done, and it was decided then it was unsuitable for development and should be forever wild. Who would be doing this? How much would it cost? *Supervisor Parete responded that the County would be doing the RFP and they would pay. The County owns the property not the college and this would be a college project.*

RESOLUTION #95-2019; HIGHWAY DEPARTMENT WORKER

WHEREAS, the Highway Superintendent has a need for a temporary full-time employee while one of his employees is on an approved leave of absence, and

WHEREAS, Ulster County Personnel has deemed Nicholas Seaman as an eligible employee, and

NOW THEREFORE BE IT RESOLVED, the Town of Marbletown Town Board approves the hiring of Travis Nicholas Seaman as Temporary Full Time 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 #95-2019 was thereupon adopted.

RESOLUTION #96-2019; HIGHWAY DEPARTMENT HMEO/MECHANIC

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

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

WHEREAS, Ulster County Personnel has deemed James S Vaughan as an eligible HMEO/Mechanic employee, and

NOW THEREFORE BE IT RESOLVED, the Town of Marbletown Town Board approves the hiring of James S Vaughan as Full Time HMEO/Mechanic at a rate of \$21.65 an hour starting December 9, 2019.

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 #96-2019 was thereupon adopted.

RESOLUTION #97-2019; RESOLUTION TO ADOPT LOCAL LAW #5-2019 "PARKING REGULATION OF HOURS LAW"

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

WHEREAS, proposed Local Law No. 5 of the year 2019 entitled, "Parking Regulation of Hours Law" was introduced to the Town Board at a meeting held September 17, 2019 at the Rondout Municipal Center, Cottekill, New York, to consider said proposed local law, and said public hearing having been held on October 15, 2019 and all persons appearing at said public hearing deeming to be heard having been heard; and,

WHEREAS, said local law was duly adopted after a public hearing.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Marbletown, New York, does hereby enact and adopt proposed Local Law No. 5 for the year 2019, Town of Marbletown, State of New York, which local law is annexed hereto and made a part hereof; and,

BE IT FURTHER RESOLVED that this local law shall take effect immediately upon filing with the New York State 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 Aye

Councilman Sweeney Voting Aye

Councilman Stewart Voting Aye

Councilman LaFera Voting Aye
Supervisor Parete Voting Aye
5-0 Aye; Resolution #97-2019 was thereupon adopted.

RESOLUTION #98-2019; VETERANS COMMITTEE APPOINTMENTS

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

WHEREAS, on August 6, 2019 the Marbletown Town Board created a Veterans Committee, and

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

WHEREAS, a Veterans 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 THEREFORE BE IT RESOLVED, the Town of Marbletown Town Board approves the appointments of Kathy Fallon, Heather Stokes, Dan Gagnon, Bruce Fallon, and Donald Wells to serve on the Veterans Committee.

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 #98-2019 was thereupon adopted.

RESOLUTION #99-2019; TO ADOPT LOCAL LAW NO. 4 OF 2019, ENTITLED A LOCAL LAW KNOWN AS "THE SHORT-TERM RENTAL LAW"

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

WHEREAS, a proposed local law entitled, "Short Term Rental Law" was presented to the Town Board on November 19, 2019; and

WHEREAS, the proposed law was referred to the Ulster County Planning Board pursuant to Section 239-m of the General Municipal Law, which responded on October 2, 2019, that the Town Board has considered the County comments; and

WHEREAS, a resolution was adopted by the Town Board of the Town of Marbletown on September 3, 2019, setting a public hearing to be held by said Town Board on October 15, 2019 at 7:00 p.m. at the Rondout Municipal Center, to hear all interested parties on the proposed local law; and

WHEREAS, notice of said public hearing was duly advertised in the Daily Freeman, the official newspaper of said Town, not less than ten days prior to the date of said public hearing; and

WHEREAS, said public hearing was duly held on October 15, 2019 at said time and place and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed local law, or any part thereof; and

WHEREAS, the proposed local law constitutes a Type I action for purposes of the State Environmental Quality Review Act; and

WHEREAS, the Town Board of the Town of has determined after review that the adoption of a Local Law known as the Short-Term Rental Law does not have a significant environmental impact ; and

WHEREAS, The Town Board of the Town of Marbletown after review finds that it is in the public interest to enact this local law.

NOW THEREFORE BE IT RESOLVED, by the Town Board of the Town of Marbletown as follows:

1. The Town Board hereby adopts said Local Law No. 4 of 2019, entitled, "Short Term Rental Law".

2. The Town Clerk is hereby directed to enter said local law in the minutes of this meeting and to give due notice of the adoption of said local law to the Secretary of State of New York, and to take all other actions as may be required by 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; Resolution #99-2019 was thereupon adopted.

RESOLUTION #100-2019; TO AUTHORIZE THE SUPERVISOR TO ACCEPT DEDICATION OF HARDENBURGH HILLS ROAD

WHEREAS, the owners of Hardenburgh Hills II subdivision have requested that the Town of Marbletown accept the road; and

WHEREAS, the proposed subdivision is currently being reviewed by the Town of Marbletown Planning Board; and

WHEREAS, the Town of Marbletown engineer and the Town of Marbletown Highway Superintendent have inspected the road construction; and

WHEREAS, the road is being constructed to town road standards; and

WHEREAS, the applicant is complying with the Town of Marbletown Subdivision Regulations; and

WHEREAS, in accordance with subsection 9 of Section 277 and subsection 4 of Section 279 of Town Law; and

WHEREAS, the Town Board of the Town of Marbletown has determined after review that upon completion of the Road Construction and Subdivision approval the Town shall accept the road

NOW THEREFORE BE IT RESOLVED, by the Town Board of the Town of Marbletown authorizes the Town Supervisor to take necessary steps to formally accept dedication of the Hardenburgh Hills road.

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 Recused

Councilman Stewart Voting Aye

Councilman LaFera Voting Aye

Supervisor Parete Voting Aye

4-0 Aye; 1 recuse; Resolution #100-2019 was thereupon adopted.

RESOLUTION #101-2019; SETTING THE PUBLIC HEARING DATE FOR THE PROPOSED LOCAL LAW NUMBER 6 OF 2019, A LOCAL LAW TO AMEND THE MARBLETOWN ETHICS LAW

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

WHEREAS, The Town Board finds it to be in the best interests of the residents of the Town of Marbletown to adopt Local Law 6 of 2019, known as Amendments to the Marbletown Ethics 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 meeting of the Town Board, Town of Marbletown on December 17, 2019 for the purpose of holding a Public Hearing.
2. A public hearing will be held by the Town Board on December 17, 2019 at 7:00pm local time at the Rondout Municipal Center, 1915-1925 Lucas Ave., Cottekill, NY, to hear all interested parties on the proposed Local Law #6-2019 entitled "A Local Law #6, 2019 Amendments to the Mar-bletown Ethics 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 <u>Aye</u>
Councilman Sweeney	Voting <u>Recused</u>
Councilman Stewart	Voting <u>Aye</u>
Councilman LaFera	Voting <u>Aye</u>
Supervisor Parete	Voting <u>Aye</u>

5-0 Aye; Resolution #101-2019 was thereupon adopted.

RESOLUTION#102-2019; CONTRACT BETWEEN THE TOWN OF MARBLETOWN AND CROSSPOINT CONNECT INC.

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

WHEREAS, the Town of Marbletown has a need for a service contract for a digital phone system and voicemail, and

WHEREAS, Crosspoint Connect Inc. has had a service contract with the Town of Marbletown that provides for parts and labor for operation of the system, and

NOW, THEREFORE, the Town Board of the Town of Marbletown authorizes the Supervisor to sign the at-tached contract agreement with Crosspoint Connect Inc. for \$400 annually effective 12/21/2019-12/21/2020.

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

5-0 Aye; Resolution #102-2019 was thereupon adopted.

OTHER TOWN BUSINESS:

- \$93,000 mortgage tax check expected.
- There will be a holiday party for all the town volunteers on 12/18/2019.

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 8:00pm.

Respectfully submitted,
Heather Moody
Town Clerk/Tax Collector

