



**Town Board Regular Meeting
Monday, October 5, 2020**

This regular meeting was held via Zoom, at the Rondout Municipal Center and began at 6:00pm

CALL TO ORDER

- Supervisor Parete called the meeting to order at 6:10pm and Councilman LaFera lead the Pledge of Allegiance.

ROLL CALL

Supervisor Parete took roll call:

Supervisor Parete – Present via Zoom

Councilwoman Foote – Present via Zoom

Councilman LaFera – Present via Zoom

Councilman Stewart – Present via Zoom

Newly Appointed Councilman Tim Hunt - present

Also, Present: Heather Moody; Town Clerk/Tax Collector and Tracy Kellog; Attorney (via Zoom)

MEETING MINUTES:

- Councilman LaFera made a motion, seconded by Councilwoman Foote to approve the meeting minutes from the 9/15/2020 town board meeting. 4-0 Aye, motion carried.
Councilman Stewart Voting Aye
Councilman LaFera Voting Aye
Councilwoman Foote Voting Aye
Supervisor Parete Voting Aye
4-0 Aye, motion carried.

RESOLUTION #76-2020; APPOINTING TIMOTHY HUNT TO TOWN BOARD

The following Resolution was offered by Councilwoman Foote and seconded by Councilman LaFera:

WHEREAS, the Town Marbletown has a vacancy on the Town Board, and

WHEREAS, two board members met with seven qualified electors, who notified the Town Clerk in writing of their interest in serving on the Town Board, and

WHEREAS, pursuant to Town Law 64 (5), the Town Board of the Town of Marbletown, by a majority vote thereof, has the authority to appoint a qualified person to fill the vacancy until December 31, 2021; and

WHEREAS the pursuant to Town Law 64 (5), the vacant seat will be subject to an election to fill the unexpired term at the general election in 2021; and

WHEREAS, Timothy Hunt has expressed an interest in serving on the Town Board, and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Marbletown appoint Timothy Hunt to fill the position of Town Councilmember for a term to expire December 31, 2021.

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

Councilman Stewart Voting Aye

Councilman LaFera Voting Aye
Councilwoman Foote Voting Aye
Supervisor Parete Voting Aye

4-0; Resolution #76-2020 was thereupon adopted.

- Councilman LaFera and Councilwoman Foote would like to thank the seven interested candidates for taking the time to meet with them. Councilwoman Foote said all the people were amazing and it was good to see how many people that want to serve for the Town, and she is really happy about Tim joining the board. Councilman Stewart would like to thank all the folks who put their names in the hat and there were a lot of great candidates. He has known Tim for 30 years and said he was professional and calm. Welcome Tim.
- Supervisor Parete swore Tim Hunt in, and he signed his oath of office effective 10/5 and ending 12/31/2021.
- Councilman Hunt thanked everyone and expressed his love for this community and is looking forward to working together in a thoughtful manner. Supervisor Parete stated Councilman Hunt's email will be Tim.Hunt@marbletown.net.

RESOLUTION #77-2020; CANCELING OCTOBER 6, 2020 TOWN BOARD MEETING

The following Resolution was offered by Councilman Hunt and seconded by Councilwoman Foote:

WHEREAS, Town of Marbletown Board meetings are regularly held on the first and third Tuesday of each month, and

WHEREAS, the Town Budget must be presented on or before October 5 in any given calendar year, and

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Marbletown cancels the Town Board meeting on Tuesday October 6, 2020.

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

Councilman Stewart Voting Aye
Councilman LaFera Voting Aye
Councilwoman Foote Voting Aye
Supervisor Parete Voting Aye
Councilman Hunt Voting Aye

5-0; Resolution #77-2020 was thereupon adopted.

RESOLUTION #78-2020; AUTHORIZING PAYMENT OF UTILITY BILLS PRIOR TO AUDIT

The following Resolution was offered by Councilman Foote and seconded by Councilman LaFera:

WHEREAS, the Town of Marbletown regularly incurs charges for utility, telephone, postage, fuel and NYSLRS billings usually come due prior to meeting date; and

WHEREAS, these charges are incurred in the regular course of business and it is always necessary to pay said billing in a timely manner; and

WHEREAS, New York State Municipal Law permits the Town Board to authorize the payment of utility claims prior to audit, and

NOW THEREFORE BE IT RESOLVED,

1. The department head or Town officer that incurs a claim for electric, gas, water, sewer, fuel oil, telephone services, postage, freight, express charges or other public utility charge ("Utility Claim") shall cause a voucher to be created for such claim. The department head shall promptly submit such Utility Claim to the Supervisor for payment.

2. Pursuant to the authority granted by New York Town Law §118(2), the Town Board hereby authorizes the Supervisor to review any voucher for a Utility Claim in advance of the audit required by Town Law § 119(1).
3. The Supervisor may require the department head, the Town officer incurring a Utility Claim, or the vendor to supply any additional information necessary to determine the validity and necessity of such charge reflected in the voucher.
4. Pursuant to the authority granted by New York Town Law §118(2), the Town Board hereby authorizes the Supervisor to pay any Utility Claim reflected on a properly completed voucher prior to the audit of such claim required by Town Law § 119, provided that the claim is determined to be valid by the Supervisor.
5. Vouchers for all Utility Claims paid prior to audit shall be presented at the next regular meeting of the Town Board for audit pursuant to the provisions Town Law § 119(1).
6. The Supervisor, may in **his/her* sole discretion, decline to pay a Utility Claim in advance of an audit and require that such claim be audited in the regular manner required by Town Law § 119(1).
7. The claimant and the Town Officer incurring or approving a Utility Charge that is paid in accordance with this resolution shall be jointly and severally liable for any amount disallowed by the Town Board as required by Town Law §118(2).

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

Councilman Stewart Voting Aye

Councilman LaFera Voting Aye

Councilwoman Foote Voting Aye

Supervisor Parete Voting Aye

Councilman Hunt Voting Aye

5-0; Resolution #78-2020 was thereupon adopted.

***10/20/20 Motion made by Councilman Hunt to amend from *her sole* to *his/her sole*, seconded by Councilman Stewart. 4-0 aye, 1 absent, motion passed.**

- Supervisor Parete stated this resolution will ensure all utility bills are paid on time and no services will be turned off. In January 2021 vouchers will be paid twice a month.

RESOLUTION #79-2020; HIRING HUDSON VALLEY APPRIASAL CORPORATION

The following Resolution was offered by Councilman LaFera and seconded by Councilwoman Foote:

WHEREAS, the Town Marbletown has need to have the 17 acres at the Rondout Municipal Center appraised, and

WHEREAS, Hudson Valley Appraisal Corporation of 9W and Sunset Drive PO Box 1004 Port Ewen, New York 12446-1004 has presented such agreement to service the Rondout Municipal Center, and

WHEREAS, Hudson Valley Appraisal Corporation has provided a quote of \$2,400, said contract which is attached hereto and made of part hereof, and

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Marbletown authorizes the Supervisor to sign said agreement on behalf of the Town of Marbletown; and

BE IT FURTHER RESOLVED, that this resolution is contingent upon a like resolution being passed by the Town Board of the Town of Rosendale.

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

Councilman Stewart Voting Aye

Councilman LaFera Voting Aye

Councilwoman Foote Voting Aye

Supervisor Parete Voting Aye

Councilman Hunt Voting Aye
5-0; Resolution #79-2020 was thereupon adopted.

RESOLUTION #80-2020; FINANCE HIGHWAY TRUCK PURCHASE

The following Resolution was offered by Councilwoman Foote and seconded by Councilman Hunt:

WHEREAS, the Marbletown Highway Department is responsible for treating town road surfaces, and
WHEREAS, an effective fleet replacement program is essential for controlling vehicle suitability, availability, reliability, safety, and environmental impacts and total cost of ownership; and
WHEREAS, the Town Board approved the purchase a 2021 Western Star 4700 S/A Dump Truck/Plow from Tracey Road Equipment for the price of \$200,881 on January 21, 2020, and
WHEREAS, by financing \$125,881 at 3% interest over six (6) years the Town's General Fund will receive \$13,735.19 in interest, and

THEREFORE BE IT RESOLVED, that the Town Board of the Town of Marbletown approves lending the Highway Department \$125,881 from the General Fund at the payment schedule attached.

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

Councilman Stewart	Voting <u>Aye</u>
Councilman LaFera	Voting <u>Aye</u>
Councilwoman Foote	Voting <u>Aye</u>
Supervisor Parete	Voting <u>Aye</u>
Councilman Hunt	Voting <u>Aye</u>

5-0; Resolution #80-2020 was thereupon adopted.

- Supervisor Parete stated if the Town went through a bank for the loan to purchase the truck the interest would be 3 ½ %.

RESOLUTION #81-2020; SOLID WASTE MANAGEMENT AGREEMENT BETWEEN THE TOWN OF MARBLETOWN AND THE ULSTER COUNTY RESOURCE RECOVERY AGENCY

The following Resolution was offered by Councilman Stewart and seconded by Councilman LaFera:

WHEREAS, the Ulster County Resource Recovery Agency (the "Agency") is engaged in Solid Waste Management and Recycling in Ulster County, and

WHEREAS, the Ulster County Resource Recover Agency and most Municipalities in Ulster County are currently entered into a Solid Waste Management Agreement, and

WHEREAS, the current rates and fees stay in effect, and

WHEREAS, the Town of Marbletown finds it to be in the towns economic best interest to accept contract terms between the Agency and Town of Marbletown, and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Marbletown hereby authorizes the Town Supervisor to sign the attached Solid Waste Management Agreement offered by the Ulster County Resource Recovery Agency effective January 1, 2021 through December 31, 2025.

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

Councilman Stewart	Voting <u>Aye</u>
Councilman LaFera	Voting <u>Aye</u>
Councilwoman Foote	Voting <u>Aye</u>
Supervisor Parete	Voting <u>Aye</u>
Councilman Hunt	Voting <u>Aye</u>

5-0; Resolution #81-2020 was thereupon adopted.

- Supervisor Parete stated the UCRRA would need 90 days written notice to get out of the new contract.

RESOLUTION #82-2020; TAX SETTLEMENT

The following Resolution was offered by Councilman Stewart and seconded by Councilman Hunt:

BE IT RESOLVED, that the Town Board of the Town of Marbletown does hereby authorize the settlement of the tax review proceedings instituted by Neeraj Bewtra, for the tax assessment roll of 2020 for property located at 215 Beaverkill Road (54.2-1-2.110) and for property located at 219 Beaverkill Road (54.2-1-2.122), as shown on the attached Consent Order and Judgement; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Marbletown does hereby authorize Rich Parete, Supervisor, Tracy Kellogg, Esq. of Law Office of Tracy Kellogg, Esq. and Michael Dunham, Town Assessor to sign such papers as are necessary to effectuate said settlement.

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

Councilman Stewart	Voting <u>Aye</u>
Councilman LaFera	Voting <u>Aye</u>
Councilwoman Foote	Voting <u>Aye</u>
Supervisor Parete	Voting <u>Aye</u>
Councilman Hunt	Voting <u>Aye</u>

5-0; Resolution #82-2020 was thereupon adopted.

RESOLUTION #83-2020; SET A PUBLIC HEARING FOR PROPOSED LOCAL LAW #2-2020; "TO AMEND THE TOWN OF MARBLETOWN CODE, CHAPTER 5: APPEARANCE TICKETS"

The following Resolution was offered by Councilman LaFera and seconded by Councilman Stewart:

WHEREAS, the Town Board of the Town of Marbletown has proposed amendments to Chapter 5 of the Marbletown Code "Appearance Tickets".

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Marbletown hereby schedules a public hearing, via Zoom, on October 20, 2020 at 6:10pm to hear all interested parties.

BE IT FURTHER RESOLVED that the Town Clerk of the Town of Marbletown is hereby directed and authorized to legally advertise same; and

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

Councilman Stewart	Voting <u>Aye</u>
Councilman LaFera	Voting <u>Aye</u>
Councilwoman Foote	Voting <u>Aye</u>
Supervisor Parete	Voting <u>Aye</u>
Councilman Hunt	Voting <u>Aye</u>

5-0; Resolution #83-2020 was thereupon adopted.

RESOLUTION #84-2020; SET A PUBLIC HEARING FOR PROPOSED LOCAL LAW #3-2020; "TO AMEND THE TOWN OF MARBLETOWN CODE, CHAPTER 183: PARKING REGULATIONS"

The following Resolution was offered by Councilman LaFera and seconded by Councilman Stewart:

WHEREAS, the Town Board of the Town of Marbletown has proposed amendments to Chapter 183 of the Marbletown Code "Parking Regulations".

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Marbletown hereby schedules a public hearing, via Zoom, on October 20, 2020 at 6:20pm to hear all interested parties.

BE IT FURTHER RESOLVED that the Town Clerk of the Town of Marbletown is hereby directed and authorized to legally advertise same; and

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

Councilman Stewart Voting Aye

Councilman LaFera Voting Aye

Councilwoman Foote Voting Aye

Supervisor Parete Voting Aye

Councilman Hunt Voting Aye

5-0; Resolution #84-2020 was thereupon adopted.

MARBLETOWN FIRST AID UNIT (MFAU):

August 2020 response rate 100%

Total calls: 60

Got outs: 60

Transports: 40

Cancelled: 8

Standby: 0

RMA: 12

Good Intent: 0 (e.g. call was cancelled en route, or we responded but no emergency found)

Failed to assemble: 0

Calls within MFAU primary response rate in other townships

Rochester: 5 (8%)

Rosendale: 9 (17%)

Mutual Aid to other EMS agencies outside MFAU primary dispatch area: 18% of call volume.

2021 BUDGET:

- The 2021 tentative budget was presented for review. Supervisor Parete said the board will take the next couple of weeks to discuss the tentative budget. At the next meeting on 10/20 the board will discuss and vote on changes, which would be the preliminary budget and then the public hearing on the budget will be set. At this point the tax rate is .94%. The highway budget went up 3.09%, the general budget went down 2.97% and the High Falls Water stayed the same.
- According to the general union contract all employees will get a 2 ½% raise and elected officials will not be getting any raises.

OTHER TOWN BUSINESS:

- Supervisor Parete stated that the town is accepting proposals to prepare a comprehensive study for an emergency service efficiency study. The Town has seven fire districts right now, some with high and some with low memberships. The proposals will be opened and reviewed on Friday, October 16th.
- Supervisor Parete stated there is a vacancy on the Board of Assessment Review due to a current member's term being up on 9/30/2020 and she is planning on leaving the area in the spring. Interested parties should contact the town Assessor, Mike Dunham.

Motion to adjourn: There being no further discussion Councilman LaFera made the motion to adjourn the meeting, seconded by Councilwoman Foote; 5-0; motion passed. The meeting adjourned at 7:24pm.

Respectfully submitted,

Heather Moody
Town Clerk/Tax Collector

DRAFT