

THE TOWN OF MAMAKATING TOWN BOARD MEETING HELD ON TUESDAY, SEPTEMBER 6, 2016 AT 6:00 P.M. IN THE TOWN HALL, WURTSBORO, NEW YORK.

Present: William E. Herrmann- Supervisor
Matt Taylor - Councilman
Brenda Giraldi- Councilwoman
Janet Lybolt - Councilwoman
Christine Saward – Councilwoman
J. Benjamin Gailey- Attorney for the Town
Jean M. Dougherty- Town Clerk

Also present: Robert Fiore – Deputy Supervisor
Catherine Owens-Herrmann – Confidential Secretary to the Supervisor/Legislator
Riley Platt III – Highway Superintendent
JoAnn Salamone – Deputy Highway Superintendent
Kerron Barnes – Interagency Coordinator

Worksession Items for Discussion

1. Budget Modification
2. Highway Watchguard
3. Laptop for Community Room replaces old laptop
4. Sternberg Lighting (town parking lot poles & LED light fixtures)
5. Award bid for gasoline, fuel oil-heating, diesel engine fuel, bulk gas, rock salt, calcium and sand
6. Purchase of South Road property
7. OSi Property Dedication on 9/16/16 at 11:00 a.m.

CALL TO ORDER/PLEDGE OF ALLEGIANCE

- The September 6, 2016 meeting was called to order with the pledge to the flag.

HIGHWAY SUPERINTENDENT’S REPORT

- Did a clean-up of the path off Sullivan St.
- Sullivan County is “doing away” with the Bridge on Depot Road.
- Questioned when he could start ordering equipment with the bond money.
- Looking to transfer money from snow removal line to part time temporary line
- Tree issue on Pinekill Road discussed

COUNTY LEGISLATIVE REPORT – Catherine Owens-Herrmann

Jail bids have been in the news

Gravity Renewables agreement has been signed ---this provides 45% of County's total annual electric needs in a twenty year contract with a possible 5 year extension. The goals of the Climate Action Plan, adopted in 2014, have already been exceeded through the purchase of hydro and solar electric power. Employee Wellness Committee is enacting strategies and programs to support the health of County employees

County Emergencies Communications is working to bring our communications to current public safety standards

Farmers Markets have been launched

We passed a resolution urging Gov. Cuomo to sign into law the Public Defense Mandate Relief Act (S. 8114/A. 10706) to reimburse counties for expenditures to provide legal representation to those who can't afford it (NYS Constitution: it is the state's responsibility to provide for the poor). Hurrell-Harring v. NYS has been settled but this settlement with only 5 counties creates an unequal system of justice for the remaining counties of the state.

SUPERVISOR'S REPORT

- The Town will be doing a resolution requesting funds from Senator Bonacic for the South Road property
- Working on Multi-Year Capital Plan
- Looking into a LLC disclosure law similar to the Town of Monroe's

ABSTRACTS

A motion was made by B. Giraldi, seconded by M. Taylor to approve the following abstract as presented:

Abstract #16 Approval 2016 \$218,402.67 (Voucher #1208-1341)

- a. AO FUND \$100,098.75
- b. BO FUND \$10,492.32
- c. DA FUND \$15,193.32
- d. DB FUND \$85,753.67
- e. SL FUND \$964.61
- f. SR FUND \$5,900.00

Manual Check Register – Check #21381 in the amount of \$11,800.00 to Dickover, Donnelly, Donovan LLP South Rd Attorney

MINUTES

A motion was made by J. Lybolt, seconded by C. Saward to accept the Minutes of August 2, 2016. All in favor.

RESOLUTIONS

TOWN OF MAMAKATING MUNICIPAL RESOLUTION

2016 CAPITAL IMPROVEMENT GRANT REQUEST

Whereas State Senator John J. Bonacic has invited municipalities to submit capital improvement projects for potential funding under a special fund for that purpose, and

Whereas the town has considered several potential projects of this nature which could be eligible under the guidelines of this fund, and

Whereas the Town has recognizes that the acquisition of the property at 762 South Road can lead to the creation of a regionally significant facility for environmental education and interpretation, now therefore be it

Resolved that the Town Board of the Town of Mamakating New York hereby formally supports the letter of the Town Supervisor requesting \$100,000 toward the cost of acquisition of 762 South Road.

A motion to adopt by J. Lybolt and seconded by C. Saward.

Supervisor Herrmann declared the resolution adopted after a vote of 5 ayes to 0 nays and 0 abstentions.

A motion to authorize/ratify the Town's attorney to file litigation challenging the State Codes Division's decision that the Town did not have standing to appeal the issuance of certificates of occupancy to dwelling units in the Chestnut Ridge project in violation of the fire apparatus access road requirements of the State Fire Code was made by B. Giraldi, seconded by J. Lybolt. All in favor.

2016-2017 TAX CERTIORARI PROCEEDINGS

BE IT RESOLVED,

That the Town of Mamakating Town Board hereby appoints Jacobowitz and Gubits, LLP, to represent the Town in the tax certiorari proceedings commenced against the Town to contest the 2016-17 tax roll. The cases are as follows:

1. Sullivan Farms. II Inc., et al;
2. Beautiful Industry Group, LLC and
3. Camp NA-SHO-PA, Inc.

On a motion by Councilperson M. Taylor seconded by Councilperson B. Giraldi, the foregoing resolution was adopted on a vote of 5 Ayes, 0 Nays.

RESOLUTIONS (cont.)

- A motion was made by M. Taylor, seconded by C. Seward to authorize and ratify the contract for purchase of **762 South Road**, Wurtsboro. All in favor.
- A motion was made by M. Taylor, seconded by C. Seward to authorize the purchase of a Highway **Watchguard** system. All in favor.
- A motion approving the **Budget Modifications** as presented was made by J. Lybolt, seconded by M. Taylor. All in favor.
- A motion approving the purchase of a **Laptop** for Community Room replacing the old laptop at a cost of \$1,363.60 was made by M. Taylor, seconded by C. Seward. All in favor.
- A motion authorizing the purchase of **Sternberg Lighting** (town parking lot poles and LED light fixtures) at a cost of \$20,974.74 was made by C. Seward, seconded by B. Giraldi. All in favor.
- A motion was made by J. Lybolt, seconded by C. Seward to **award bid** for gasoline, fuel oil-heating, diesel engine fuel, bulk gas, rock salt, calcium and sand as presented by the Highway Superintendent. All in favor.
- A motion **transferring** \$13,000.00 from DA5142.11 (Snow Removal) to DA5142.12 (Personal Services) was made by B. Giraldi, seconded by C. Seward.
- A motion was made by M. Taylor, seconded by C. Seward to increase the hourly salary of the **Court Officers** to \$16.92 per hour. All in favor.
- A motion was made by C. Seward, seconded by M. Taylor to change **Park and Recreation** employee, Thomas Dlouhy's status to fulltime from temporary at a rate of \$19.10 per hour. All in favor.

EXECUTIVE SESSION

- A motion was made by J. Lybolt, seconded by C. Seward to go into Executive Session at 7:45 p.m. to discuss a pending litigation issue. All in favor.
- A motion was made at 8:15 p.m. by C. Seward, seconded by M. Taylor to come out of Executive Session. All in favor.

ADJOURNMENT

- A motion to adjourn the meeting was made by B. Giraldi, seconded by M. Taylor. All in favor.

Respectfully Submitted;

Jean M. Dougherty, Town Clerk