

THE TOWN OF MAMAKATING TOWN BOARD MEETING HELD ON TUESDAY, JANUARY 2, 2018 AT 6:00 P.M. IN THE TOWN HALL, WURTSBORO, NEW YORK.

Present: William E. Herrmann- Supervisor
Brenda Giraldi- Councilwoman/Deputy Supervisor
Matt Taylor – Councilman
Christine Saward – Councilwoman
Patrick Keller – Councilman
G. Graham Vest - Councilman
Nicholas Salomone, Jr. - Councilman
J. Benjamin Gailey- Attorney for the Town
Jean M. Dougherty- Town Clerk

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

SWEARING IN CEREMONY

The newly elected officials were sworn in ceremoniously by Catherine Owens, Sullivan County Legislator.

Worksession Items for Discussion

1. Reorganization
2. 2018 Budget Modifications
3. 2017 Budget Modifications

CALL TO ORDER/PLEDGE OF ALLEGIANCE

- The January 2, 2018 meeting was called to order with the pledge to the flag.

PUBLIC HEARING – Prohibition of Extractive Operations in LIO Zoning District

Attorney Gailey gave an explanation of the proposed local law.

A motion was then made by C. Saward, seconded by B. Giraldi to open the Public Hearing. All in favor.

- Michael Fogel, Esq. representing Hopper Hill, LLC stated that the application was submitted to mine sand and gravel at the site and substantial time and finances have been invested. He feels the plan is threatened by tonight’s local law. He added that the timing of the rush was interesting and that it was being done specifically in the LIO Zone. The proposed local law states that no current mining is in that zone. He continued adding that the local law leaves no question that it is targeted to the Hopper Hill, LLC application. Spot zoning is evident and there is no rational to the local law. Studies performed by “experts” demonstrated no environmental impact regarding trucks, dust etc. The local law ignores that

Mamakating Town Board meeting

January 2, 2018

Page 2

the land would be reclaimed. He stated that the town has not applied all applicable SEQR review and asked the board to reconsideration of the local law.

- Peter Layola, also representing Hopper Hill, LLC, discussed the development buildout of an office commercial park that would be allowable now and is adamantly opposed to the proposed local law.
- Rosemary Stack, Attorney for Tetz spoke about the Tetz family's involvement in the community and showed examples of what the site would look like. A letter was received, and noted, from Gary Tetz. She added that there is a need for aggregate material everywhere. She concluded that the plan fits perfectly into the town's vision and urged the board to take another look at this plan.
- Gary Tetz spoke of the site on Wurtsboro Mountain Road formally owned by Ralph Benson as an example. He stated that he was asked to look at site and did a reclamation there and that it looks better than when they got it.
- Riley Platt, speaking as a resident, asked if Gary Tetz would guarantee that we would not be without water. Mr. Tetz answered that water consumption is very low as they recycle the water used.
- Leslie Weinstein asked the board to remember that we have been here before and to beware of people giving gifts.
- Cathy Dawkins reminded the board that the updated Comprehensive Plan was almost complete and any amendments by the board would change the land use balance and economic development as the comprehensive plan took a balance approach.

There being no further comments, C. Saward made a motion to adjourn the public hearing until January 16, 2018 at 6:00 p.m. The motion was seconded by M. Taylor. All in favor.

HIGHWAY SUPERINTENDENT'S REPORT

- Preparing for possible storm this week
- There is 22 inches of frost, then rain and ice
- Trucks in good shape
- Using sand and salt and also using calcium chloride

ABSTRACTS

A motion was made by C. Saward, seconded by M. Taylor to approve the following abstract as presented: **Abstract #26-2017** in the amount of \$ 68,632.76. (Voucher #20172232-20172268). All in favor.

A motion was made by G. Vest, seconded by M. Taylor to approve the following abstract as presented: **Abstract #1-2018** in the amount of \$ 72,059.77. (Voucher #20180001-20180029). All in favor.

A motion to approve the **Manual Check register** in the amount of \$1,625.00 for 4 checks was made by G. Vest, seconded by C. Saward. All in favor.

RESOLUTIONS

1. The Town Board Appoints as Attorneys for the Town Jacobowitz and Gubits LLP to serve at the pleasure of the Board for the year 2018.
2. The following banks or depositors are hereby designated as those in which certain Town Officers shall deposit monies coming into their hands by virtue of their offices during the year 2018; Jeff Bank and Catskill Hudson Bank. William Herrmann and Brenda Giraldi will be the signers on all accounts in these two banks.
3. The Town Board Appoints as Engineer for the Town Lawrence J. Paggi, PE, PC to serve at the pleasure of the Board for the year 2018.
4. The Town Board Appoints as Accountant for the Town, Robert Schultz to serve at the pleasure of the Board for the year 2018.
5. The Town Board Appoints as Zoning Board Attorney for the Town Steve Mogel to serve at the pleasure of the Board for the year 2018.
6. The Town Board Appoints as Planning Board Attorney for the Town Jacobowitz and Gubits LLP to serve at the pleasure of the Board for the year 2018.
7. The Town Board Appoints as Town Historian Charles Goetschius Sr. to serve at the pleasure of the Board for the year 2018.
8. The Town Board Appoints as Town Health Officer Robert Fiore to serve at the pleasure of the Board for the year 2018.
9. The Town Board Appoints as Town Record Management Officer Jean Dougherty to serve at the pleasure of the Board for the year 2018.
10. The Town Board Appoints as Town Planning Board Chair Mort Starobin to serve at the pleasure of the Board for the year 2018. (See Appendix A)
11. The Town Board Appoints as Town Zoning Board Chair Matthew Mordas to serve at the pleasure of the Board for the year 2018. (See Appendix B) and reappoint him for a 5 year term ending 12/31/22.
12. The Town Board Appoints as Town Planning Board member for a 2 year term Joseph Russek III to serve until 12/31/20.
13. The Town Board Appoints as Town Planning Board Member Stosh Zamonsky to serve at the pleasure of the Board till 12/31/21. (See Appendix A)
14. The Town Board Appoints as Town Zoning Board Matthew Morreale to serve at the pleasure of the Board until 12/31/20. (See Appendix B)

Mamakating Town Board meeting

January 2, 2018

Page 4

15. The Town Board hereby authorizes and delegates to the Town Supervisor, powers and duties of day to day administration and supervision of all town and special district facilities and employees consistent with and furtherance of any and all laws and applicable thereto, resolutions and policies applicable thereto.
16. The Town Board does hereby authorize the following personnel to attend the NYS Association of Towns meeting to be held in 2018: Town Supervisor, Town Board Members, Department Heads or their representatives, Chairpersons of the Planning board and Zoning board or their representatives.
17. That reimbursement for authorized attendance at meetings and functions shall be at the State Rate published by the State of New York.
18. That the Town Board hereby designate the Town Supervisor to pre-approve the attendance at conference and training seminars by all town employees and members of the Planning and Zoning Boards. Requests for attendance shall be in writing and presented to the Supervisor in advance.
19. Be it resolved that all Town Board members and liaisons will be responsible to oversee their respective departments and report back to the Town Board on at least a monthly basis.
20. Be it resolved that the Times Herald Record and Sullivan County Democrat will be and is hereby designated as the official newspapers for the Town of Mamakating for the year 2018.
21. Be it resolved that the following categories of charges to be paid prior to being audited and/or approved by the Town Board are as follows:
 - Utility Invoices- (ie. Telephone, DSL and electric)
 - Federal and State Agencies for permits, fees, etc.
 - Insurance premiums
 - Postage, freight and express charges
 - Day to day maintenance of buildings
 - Benefit and legal notices
 - Bond Payment
 - Any other business that comes before the town supervisor in the course of doing business
22. The Town Supervisor Appoints Brenda Giraldi to serve as Deputy Supervisor at the pleasure of the supervisor for the year 2018.
23. The Town Board Appoints as Town Registrar of Vital Statistics Jean Dougherty to serve at the pleasure of the Board for the year 2018.
24. The Town Board Appoints as Deputy Town Registrar of Vital Statistics Catherine Colombo to serve at the pleasure of the Board for the year 2018.
25. The Town Board at the request of Riley Platt III, Highway Superintendent Appoints as Deputy Town Highway Superintendent JoAnn Salamone to serve at his pleasure of the Board for the year 2018.
26. The Supervisor appoints and Town Board accepts the following members of the Town Board and Deputy Supervisor to serve at the pleasure of the Supervisor for the year 2018 as liaisons (See Appendix F)
27. The town engages the services of Howard Dallow as town prosecutor for traffic matters at an hourly rate of \$125.00 and that the Town Attorney prepare the contract for same.

Mamakating Town Board meeting

January 2, 2018

Page 5

28. The Town of Mamakating Board meetings are to be held on the 1st and 3rd Tuesday nights of each month immediately following a work session which starts at 6 pm with the exception of those months identified in the attached meeting schedule. (See Appendix C)
29. Supervisor William E. Herrmann appoints Thomas Morrow to the Sullivan County Fire Advisory Board for the Town of Mamakating to serve at the pleasure of the supervisor for the year 2018.
30. Supervisor William Herrmann appoint Catherine Herrmann as the Confidential Secretary to the Supervisor/Book keeper, to serve at the pleasure of the supervisor for the year 2018.
31. The Town Board appoints Kerron Barnes as Town Interagency Coordinator to serve at the pleasure of the Board for the year 2018.
32. Be it resolved at the request of Jean Dougherty that Catherine Colombo be appointed to serve as full-time Deputy Clerk and Kyra Platt as Deputy Clerk for the Year 2018.
33. Be it resolved at the request of Judge Cynthia Dolan that Cheryl Hultslander be appointed at her pleasure to serve as part-time Court Clerk for the Year 2018.
34. Be it resolved that the Town Board will appoint Charles Goetschius Jr. as Chief Court Officer and Head of security at their pleasure for the year 2018.
35. Be it resolved at the request of Janet Evans, Tax Receiver that Carole Lubin be appointed to serve as Deputy Tax Receiver and Pamela Platt be appointed to serve as Assistant Deputy Tax Receiver for the Year 2018.
36. Be it resolved that the Town Board will appoint as Court Officers, Charles Goetschius Jr., Julius Greenberg, Robert Cordani, Scott Hamel, David Freeman, David Broadwell, John R Stangenberg and Merritt Simpson at their pleasure for the year 2018. (See Appendix D)
37. Be it resolved that the town board will appoint William Herrmann as the Budget Officer for the term 2018.
38. The Town Board Appoints as Marriage Officer, William E. Herrmann to serve at the pleasure of the Board for a two year term in accordance with N.Y. DOM. Law §11-c : NY Code – Section 11-C: Marriage Officers’.
39. The Town Board approves the attached schedules – Holiday 2018 and Town Board 2018 Meetings. (See Appendix C and E)
40. The Board approves the attached salary schedule for 2018. (See Appendix G)
41. The Town Board and Supervisor appoint Robert Fiore as Curator for the Environmental, Educational Interpretive center.
42. The Town Board appoints Julia Sherman, full time clerk and Alma Buckley, part time clerk to Judge Terrence Mullen at his request for the year 2018.

A motion to APPROVE THE CONSENT AGENDA ON THE APPOINTMENTS, AUTHORIZATIONS AND DEIGNATIONS MADE BY M. Taylor, SECONDED BY C. Saward. All in favor.

- A motion was made by C. Saward, seconded by M. Taylor authorizing the Town Supervisor to execute the **Landfill Agreement** with GHD following the review of the Town Attorney. All in favor.
- A motion was made by G. Vest, seconded by C. Saward accepting the 2018 **Budget Modifications** as presented. All in favor.
- A motion was made by C. Saward, seconded by M. Taylor accepting the 2017 **Budget Modifications** as presented. All in favor.
- A motion was made by B. Giraldi, seconded by G. Vest to approve a \$2,000.00 cost for the continuation of the **Safety meetings**. All in favor.

ADJOURNMENT

- A motion to adjourn the meeting was made by P. Keller, seconded by C. Saward. All in favor.

Respectfully Submitted;
Jean M. Dougherty, Town Clerk