

**THE TOWN OF MAMAKATING TOWN BOARD MEETING HELD ON TUESDAY, AUGUST 7, 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  
Graham Vest - Councilman  
Nicholas Salomone, Jr. - Councilman  
J. Benjamin Gailey- Attorney for the Town  
Jean M. Dougherty- Town Clerk

**Also present:** Catherine Owens-Herrmann – Confidential Secretary to the Supervisor/Legislator  
Riley Platt III – Highway Superintendent  
JoAnn Salamone – Deputy Highway Superintendent  
Nadia Rajsz – County Legislator

**Worksession Items for Discussion**

1. Logging Bond – Painter Hill Road
2. Tax Cert –
3. Budget Modifications
4. Dolan property

**CALL TO ORDER/PLEDGE OF ALLEGIANCE**

- The August 7, 2018 meeting was called to order with the pledge to the flag.

**HIGHWAY SUPERINTENDENT’S REPORT**

- Drainage clean up and catch basins
- Washouts – Wurtsboro Hills
- Roosa Gap work starting next week
- Painter Hill Road paving? To be paid for by a private person?

**COUNTY LEGISLATIVE REPORT – Catherine Owens-Herrmann**

No report

**SUPERVISOR’S REPORT**

- Discussion regarding the Wurtsboro Hills garbage district
- Dog Control issues: Truck breaking down and cell phones

## ABSTRACTS

- A motion was made by C. Saward, seconded by G. Vest to approve the following abstract as presented: Abstract #15 (Voucher # 20181195-20181321) in the amount of \$409,910.25. All in favor.
- A motion approving the Manual Check Register – \$800.00 ( 1 check) was made by C. Saward, seconded by G. Vest. All in favor.

## MINUTES

A motion was made by C. Saward, seconded by B. Giraldi to accept the Minutes of July 17, 2018. All in favor.

## RESOLUTIONS

- A motion was made by M. Taylor, seconded by G. Vest approving the **Budget Modifications** as presented. All in favor.
- A motion was made by G. Vest, seconded by C. Saward to approve the release the **Logging Bond** of the Oak Valley Logging, Inc. in the amount of \$1,500 as per the recommendation of the highway superintendent. All in favor.
- A motion was made by C. Saward, seconded by G. Vest to award the **Wurtsboro Hills Garbage** bid to Mid-City Carting for 3 years on the basis that the price made them the lowest bidder overall. All in favor.

## TOWN OF MAMAKATING RESOLUTION

### Settling of Tax Certiorari Claim

At a meeting of the Town Board of the Town of Mamakating, County of Sullivan, State of New York, held at Town Hall in said Town on the 7th day of August, 2018;

WHEREAS, **TR SHALA, INC**, has commenced a tax certiorari proceeding against the Town of Mamakating in the Supreme Court of the State of New York, County of Sullivan for the 2017-18 and 2018-19 tax assessment years bearing Sullivan County Index # 1352/17;

WHEREAS, it appears from the recommendation of the Town Assessor and Allison G. Cappella, Esq., of Jacobowitz and Gubits, LLP counsel for the Town of Mamakating in the aforesaid proceedings, upon a thorough investigation of the claims that further proceedings and litigation by the Town would involve considerable expense with the attendant uncertainty of the outcome and that the settlement of the above matter as more fully set forth below is reasonable and in the best interests of the Town; and

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WHEREAS, TR SHALA, INC. is willing to settle these proceedings without interest, costs or disbursement, in the following manner;

(1) That the proceedings for the 2017-18 tax year be compromised and settled by the assessment being reduced from \$60,200 to a total amount of \$29,000 for tax map no.17.-5-1.

(2) That the proceedings for the 2018-19 tax year be compromised and settled by the assessment being reduced from \$60,200 to a total amount of \$29,000 for tax map no. 17.-5-1.

(3) That the Petitioner's real property taxes on said parcels above described for the 2017-18 and 2018-19 School taxes and for the 2018 and 2019 County and Town taxes be adjusted accordingly and the Petitioner be reimbursed for any overpayment or be credited with the corresponding decrease in taxes, as the case may be;

NOW, BE IT THEREFORE RESOLVED, that the proposed settlement as set forth and described above is hereby accepted pursuant to § 68 of the Town Law, and it is further;

RESOLVED, that Amy Platt, Assessor of the Town of Mamakating and Allison G. Cappella, Esq. on behalf of Jacobowitz and Gubits, LLP be and they hereby are designated as the officers of the Town who shall apply for such approval pursuant to the aforesaid section and law and be it further;

On a motion by Councilperson B. Giraldi, seconded by Councilperson P. Keller, the foregoing resolution was adopted to a vote of 7Ayes, 0 Nays.

**EXECUTIVE SESSION**

- A motion was made by P. Keller, seconded by C. Saward to go into Executive Session at 7:00 p.m. to discuss personnel issues of 2 employees. All in favor.
- A motion was made at 7:42 p.m. by B. Giraldi, seconded by P. Keller to come out of Executive Session. All in favor.

**ADJOURNMENT**

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

Respectfully Submitted;

Jean M. Dougherty, Town Clerk