

THE TOWN OF MAMAKATING TOWN BOARD MEETING HELD ON TUESDAY, AUGUST 20, 2019 AT 6:00 P.M. IN THE TOWN HALL, WURTSBORO, NEW YORK.

- Present:** Brenda Giraldi- Councilwoman/Deputy Supervisor
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:** Riley Platt III – Highway Superintendent
JoAnn Salamone – Deputy Highway Superintendent
Kerron Barnes – Interagency Coordinator
- Absent:** William E. Herrmann- Supervisor
Matt Taylor – Councilman
Catherine Owens-Herrmann – Confidential Secretary to the Supervisor/Legislator

Worksession Items for Discussion

1. Due Process Hearing 62 Arbutus Trail
2. Budget Modifications
3. Nutritional Guide Lines for Public Funded Meetings
4. Dedication of Park Land for Interpretative Center 762 South Rd
5. Retain Bond Counsel for Proposed Airport Acquisition

CALL TO ORDER/PLEDGE OF ALLEGIANCE

- The August 20, 2019 meeting was called to order with the pledge to the flag.

DUE PROCESS HEARING

**TOWN OF MAMAKATING TOWN BOARD RESOLUTION AND ORDER
62 ARBUTUS TRAIL - TAX PARCEL NO. 42.-9-9**

WHEREAS, the Code Enforcement Officer has previously determined that the property located at 62 Arbutus Trail (Tax Parcel No. 42.-9-9) is in violation of the Town Property Maintenance Code and issued Orders to Remedy directing the property owner to comply with the law and remedy the violations. Upon due notice and after additional time to comply, a due process hearing was held before the Town Board on August 20, 2019, to determine whether to issue an Order requiring remedy and

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abatement of the violations and to authorize the Code Enforcement Officer to take the necessary steps to carry out the Board's Order. Prior to the due process hearing, the property owner had partially remedied the violations. The property owner appeared at the due process hearing. At the due process hearing, the Code Enforcement Officer reported to the Board and submitted current photographs. The Board discussed the matter with the property owner and the Code Enforcement Officer. The remaining violations are building materials behind the house and an unlicensed, unregistered motor vehicle (there are two unlicensed, unregistered motor vehicles on the property, and only one such vehicle is permitted).

NOW, THEREFORE, BE IT RESOLVED that the Town Board determines that the property owner has failed to comply with the Order to Remedy and orders the property owner to remove the building materials and at least one of the unlicensed, unregistered motor vehicles from the property on or before September 16, 2019.

IT IS FURTHER RESOLVED that if the property owner does not remove the building materials from the property by September 16, 2019, then the Code Enforcement Officer is directed to obtain price quotes and arrange for the removal of the building materials from the property, said work to be performed by the Town or its contractor. All costs and expenses, including but not limited to contractor costs, reasonable attorney fees, employee salaries and administrative costs, incurred in connection with the remedy, correction and removal of the violations, shall be charged to the property owner. If such charge is not paid in full within thirty (30) days after billing the property owner, the charge shall be assessed and levied against and constitute a lien upon the real property until paid or otherwise satisfied and discharged, and shall be collected in the same manner and at the same time as other Town real property taxes. On the motion by Councilperson G. Vest, and seconded by Councilperson C. Seward, the foregoing Resolution and Order is adopted on a vote of 5 Ayes, 0 Nays.

HIGHWAY SUPERINTENDENT'S REPORT

- Has contract concerns – wants ALL informed including the Highway Superintendent in writing

DEPUTY SUPERVISOR'S REPORT

- Orange & Rockland installing “Smart Meters” and if you would like to opt out you must call 1-877-434-4100.
- Emergency alerts were sent out this past month. In order to receive them you must sign up on Town website for swift reach.
- Budget calendar reviewed.

ABSTRACTS

A motion was made by P. Keller, seconded by G. Vest to approve the following abstract as presented: Abstract #15 (Voucher #20191304-20191427) in the amount of \$251,063.66. All in favor.

MINUTES

A motion was made by G. Vest, seconded by P. Keller to accept the Minutes of August 6, 2019. 4 ayes, 1 abstention (C. Saward).

RESOLUTIONS

Resolution
Town of Mamakating Town Board
Dedicating The Mamakating Environmental Education
Interpretive Center Property As Parkland

WHEREAS: The Town of Mamakating acquired the property and building located at 762 South Road by deed dated November 17, 2016. The Town Board acquired the property in part because its location is very close to the Bashakill Preserve. The Town improved the building and property and has devoted the property primarily to use as an Environmental Education Interpretive Center for park and recreation purposes. The property connects to existing trails and the Center will serve as an entrance area to the D&H Canal Trail. The Board is also considering to rent kayaks from the property as a recreational purpose.

At this August 20, 2019, meeting, the Board intends to appoint a Director for the Environmental Education Interpretive Center in order to promote, increase and widen the use of the Center for park, recreation and environmental education purposes.

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The Board believes that it is in the public interest to preserve the use of this building and property for park and recreation purposes.

NOW, THEREFORE, IT IS RESOLVED to dedicate the building and property located at 762 South Road, Wurtsboro, New York, also described in Exhibit A below, as Town parkland for use for park and recreation purposes.

On a motion by Member G. Vest, seconded by Member C. Seward, the foregoing resolution was adopted on a vote of 4 Ayes, 1 Nay. (N. Salomone)

- A motion was made by P. Keller, seconded by G. Vest to accept the **Budget Modifications** as presented. All in favor.
- A motion was made by C. Seward, seconded by G. Vest to approve the **Nutritional Guide Lines** For Public Funded Meetings. 4 ayes, 1 abstain. (N. Salomone).
- A motion was made by C. Seward, seconded by P. Keller to appoint the Orrick Law Firm (Douglas Goodfriend, Esq.) as **bond counsel** for the Town regarding the possible **acquisition of Wurtsboro Airport** and adjoining vacant lands, in accordance with Orrick's legal services and fee proposal, dated August 12, 2019. 4 ayes, 1 nay. (N. Salomone).

EXECUTIVE SESSION

- A motion was made by N. Salomone, seconded by G. Vest to go into Executive Session at 7:41 p.m. to discuss 2 possible hires and contract issues. All in favor.
- A motion was made at 8:20 p.m. by C. Seward, seconded by G. Vest to come out of Executive Session. All in favor.
- A motion made by P. Keller, seconded by G. Vest to hire Brittney Aweh as an account clerk at a salary of \$41,431.00. All in favor.
- A motion was made by P. Keller, seconded by C. Seward to hire Scott Reichert for the Interpretive Center at a salary of \$48,577.00. 4 ayes, 1 nay (N. Salomone).

ADJOURNMENT

- A motion to adjourn the meeting was made by C. Seward, seconded by G. Vest. All in favor.

Respectfully Submitted;

Jean M. Dougherty, Town Clerk