

**Continuation of Public Hearing-Proposed Moratorium, 7:15 p.m.  
Town Board Meeting, 7:30 p.m.  
March 2, 2017**

**Present:** Supervisor Neil Bettez, Councilman Dan Torres, Councilwoman Julie-Seyfert Lillis, Councilman Marty Irwin. **Absent:** Councilman Jeff Logan.

**Public Input:**

Ron Montesano, New Paltz, spoke in opposition of the proposed moratorium. He feels that it is unfair to the businesses that have spent money to develop their land.

At 7:30 p.m. a motion was made by Supervisor Bettez to open the Town Board meeting with the pledge. Seconded by Councilman Torres, all aye votes cast, motion carried.

**Agenda:** +Send letter to Federal Court, +Set Public Hearing for Rail Trail Bridge

A motion was made by Supervisor Bettez to adopt the agenda as amended. Seconded by Councilman Torres, all aye votes cast, motion carried.

**Public Input:**

Donna Bruschi spoke about her concerns regarding cycling in New Paltz, the lack of a crosswalk by ShopRite, the markings on Henry W. DuBois, and the lack of a shoulder on Route 32 North.

Mike Reid, WVRTA, spoke about his concerns regarding the Rail Trail Bridge Project.

**Letter to Federal Court:**

Councilman Torres explained that a New Paltz resident, Joel Guerrero, who is here on a VISA, was recently detained by an ICE Officer in NYC and is facing possible deportation. His wife and family are asking that the Town Board write a letter to the Federal Court requesting that Mr. Guerrero not be deported, as it would be a detriment to his family.

A motion was made by Councilman Torres to pass the drafted letter and send it to the Federal Court House asking that Mr. Guerrero not be deported. Seconded by Councilman Irwin, all aye votes cast, motion carried.

**Route 299 Gateway Moratorium Discussion:**

Attorney Victoria Polidoro explained that the law has been revised to include most of the comments made by the Town and County Planning Boards. Attorney Polidoro answered and clarified questions that were asked by Councilman Irwin, about the process and the revised law.

At 7:59 p.m. a motion was made by Councilman Torres to close the public hearing on the proposed moratorium. Seconded by Supervisor Bettez, all aye votes cast, Councilman Irwin abstained. Motion carried.

A motion was made by Supervisor Bettez to adopt the resolution setting the public hearing on the amended law for April 6<sup>th</sup> at 7 p.m. Seconded by Councilman Torres, all aye votes cast, Councilman Irwin voted no. Motion carried.

**Resignation:**

A motion was made by Supervisor Bettez to accept the resignation from Sally Rhoades from the Transportation Implementation Committee. The Town thanks her for her many years of service. Seconded by Councilman Irwin, all aye votes cast, motion carried.

**Acceptance of Minutes:**

A motion was made by Supervisor Bettez to accept the *Joint minutes of February 2, 2017 and the Police Commission and Town Board minutes of February 16, 2017*. Seconded by Councilman Torres, all aye votes cast, motion carried.

**PrePays:**

A motion was made by Supervisor Bettez to approve the prepayment of \$500.00 to Mitchell Electric from line AAA-522-1620.400 for 2017. Seconded by Councilman Irwin, all aye votes cast, motion carried.

A motion was made by Supervisor Bettez to approve the prepayment of \$8,571.00 to Robert Zaccheo from line AAA-522-1110.420 for 2016. Seconded by Councilman Irwin, all aye votes cast, motion carried.

A motion was made by Supervisor Bettez to approve the prepayment of up to \$300 for Recycling Center staff training to be provided off-site in early March. Seconded by Councilman Torres, all aye votes cast, motion carried.

A motion was made to approve the prepayment of \$14,000.00 to TCS for the Police Department for the purchase of the Chief's vehicle, to come out of the Seized Assets account AAA-522-3121-290. Seconded by Councilman Torres, all aye votes cast, motion carried.

**Budget Modifications/Transfers:**

A motion was made by Supervisor Bettez to approve the following modification to 2016 budget:

Debit: SWA599	Appropriated Fund Balance	\$58,500.00
Credit: SWA960	Appropriations	\$58,500.00
Increase: SWA-522-9901-901	Interfund Transfer	\$58,500.00
Debit: SWB599	Appropriated Fund Balance	\$12,750.00
Credit: SWB960	Appropriation	\$12,750.00
Increase: SWB-522-9901-901	Interfund Transfer	\$12,750.00
Debit: SWC599	Appropriated Fund Balance	\$ 3,750.00
Credit: SWC960	Appropriations	\$ 3,750.00
Increase: SWC-522-9901-901	Interfund Transfer	\$ 3,750.00

Reason: To record transfer to Capital Fund for balance of S. Putt Water Project.  
Seconded by Councilman Irwin, all aye votes cast, motion carried.

A motion was made by Supervisor Bettez to approve the following modifications to 2016 budget for cost overruns. Seconded by Councilman Torres, all aye votes cast, motion carried:

<b>A FUND</b>					
<b><u>To: A960 Appropriations</u></b>			<b><u>From: A960 Appropriations</u></b>		
A1010.100	Town Board-P.S	569.00	A1110.100	Justices-P.S.	5,272.00
A1010.400	Town Board-C.E.	7,061.00	A1110.400	Justices-C.E.	4,032.00
a1110.200	Justices-Equipment	2,263.00	A1330.400	Tax Collection-C.E.	248.00
A1110.420	Special Prosecutor	8,925.00	A1340.100	Budget-P.S.	2,334.00
A1220.100	Supervisor-P.S.	1,185.00	A1410.400	Town Clerk-C.E.	833.00
A1220.400	Supervisor-C.E.	71.00	A1420.400	Attorney-C.E.	43,657.00
A1320.400	Independent Audit/Acctg	6,545.00	A1440.400	Engineer-C.E.	25,755.00
A1340.400	Budget-C.E.	81.00	A1450.409	Elections-HAVA	1,262.00
A1355.100	Assessor-P.S.	5,746.00	A1470.400	Board of Ethics-C.E.	1,000.00
A1380.400	Fiscal Agent Fees (Bank Chgs)	63.00	A1620.100	Buildings-P.S.	1,260.00
A1410.100	Town Clerk-P.S.	5,309.00	A1620.200	Buildings-Equipment	3,634.00
A1430.400	Personnel/Payroll-C.E.	5,810.00	A1620.400	Buildings-C.E.	3,433.00
A1460.400	Records Mgt-C.E.	62.00	A1650.400	Central Communications-C.E.	1,098.00
A1680.400	Central Data-C.E.	1,506.00	A1650.440	Public Access	869.00
A1930.400	Judgements & Claims	241.00	A1910.400	Unallocated Insurance	9,747.00
A3120.100	Police-P.S.	376,728.00	A1990.400	Contingent	289,181.00
A3120.200	Police-Equipment	4,318.00	A3120.400	Police-C.E.	62,875.00
A3510.100	Control of Dogs-P.S.	158.00	A3124.400	Crossing Guard-C.E.	636.00
A5630.200	UCAT Loop Bus-Equipment	7,250.00	A3510.400	Control of Dogs-C.E.	4,230.00
A5630.400	UCAT Loop Bus-C.E.	13,076.00	A3989.400	Emergency Preparedness-C.E.	7,260.00
A7020.100	Recreation Admin-P.S.	612.00	A5182.400	Street Lighting-C.E.	3,383.00
A7020.400	Recreation Admin-C.E.	235.00	A6510.400	Veterans Services-C.E.	800.00
A7150.430	Recreation-Moriello Pool-C.E.	2,721.00	A6772.400	Programs for the Aging-C.E.	4,026.00
A7310.100	Youth Program-P.S.	4,340.00	A7030.400	Summer Recreation-C.E.	5,400.00
A7310.432	Youth -Bus Trips	860.00	A7150.130	Recreation-Moriello Pool-P.S.	7,841.00
A8160.400	Refuse & Garbage-C.E.	215.00	A7150.150	Community Center-P.S.	1,650.00
A8189.100	Recycling-P.S.	5,723.00	A7150.441	Recreation-Clearwater-C.E.	1,119.00
A8189.400	Recycling-C.E.	1,134.00	A7150.458	Recreation-Community Center	2,680.00
A9050.800	Unemployment Insurance	6,050.00	A7150.485	Recreation Activities	2,343.00
A9055.800	Disability Insurance	795.00	A7180.400	Bike/Ped-C.E.	832.00
A9061.800	Dental Insurance	350.00	A7190.400	Dog Park-C.E.	1,565.00
A9720.710	Statutory Installment Int	825.00	A7310.400	Youth Program-C.E.	641.00
A9789.640	Other Debt-Principal	78,239.00	A7310.460	Youth -GAMES	1,282.00
A9789.745	Other Debt-Interest	6,923.00	A7550.400	Celebrations-C.E.	750.00
			A8189.200	Recycling-Equipment	637.00

		555,989.00	A8710.400	Open Space Conservation	11,382.00
			A9030.800	Social Security	4,584.00
			A9040.800	Workers' Comp	1,369.00
			A9060.800	Medical Insurance	33,619.00
			A9062.800	Vision Premiums Paid	446.00
			A9089.800	Employee Assistance Program	<u>1,024.00</u>
					555,989.00
<b>B FUND</b>					
<b><u>To: B960 Appropriations</u></b>			<b><u>From: B960 Appropriations</u></b>		
B1620.400	Buildings-C.E.	325.00	B3620.400	Safety Inspection-C.E.	1,483.00
B1670.430	Print/Mail-Bld Insp	111.00	B8020.400	Planning Board-C.E.	<u>1,786.00</u>
B3620.100	Safety Inspection-P.S.	408.00			3,269.00
B3620.200	Safety Insp-Equipment	169.00			
B8020.100	Planning-P.S.	270.00			
B9010.800	State Retirement	1,786.00			
B9055.800	Disability Insurance	180.00			
B9062.800	Vision Insurance	<u>20.00</u>			
		3,269.00			
<b>DA FUND</b>					
<b><u>To: DA960 Appropriations</u></b>			<b><u>From: DA960 Appropriations</u></b>		
DA5010.100	Supt of Highways-P.S.	1,275.00	DA5010.4	Supt of Highways-C.E.	502.00
DA5120.100	Bridges-P.S.	189.00	DA5120.400	Bridges-C.E.	969.00
DA9055.800	Disability Insurance	69.00	DA9030.800	Social Security	294.00
DA9061.800	Dental Insurance	<u>691.00</u>	DA9060.800	Medical Insurance	359.00
		2,224.00	DA9089.800	Employee Assistance Program	<u>100.00</u>
					2,224.00
<b>DB FUND</b>					
<b><u>To: DB960 Appropriations</u></b>			<b><u>From: DB960 Appropriations</u></b>		
DB1420.400	Attorney-C.E.	3,092.00	DB1910.400	Unallocated Insurance	1,682.00
DB3310.100	Traffic Control-P.S.	197.00	DB5130.100	Machinery-P.S.	6,345.00
DB5130.400	Machinery-C.E.	4,738.00	DB9089.800	Employee Assistance Program	269.00
DB5140.100	Brush & Weeds-P.S.	43.00	DB9730.600	BANS-Principal	24,374.00
DB9030.800	Social Security	1.00	DB9730.705	BANS-Interest	<u>8,986.00</u>
DB9055.800	Disability Insurance	225.00			41,656.00
DB9789.600	Other Debt-Principal	<u>33,360.00</u>			
		41,656.00			
<b>SEWER 1 FUND</b>					
<b><u>To: SSA960 Appropriations</u></b>			<b><u>From: SSA960 Appropriations</u></b>		
SSA1440.400	Engineering-C.E.	253.00	SSA8120.100	Sewage Collecting System-P.S.	915.00
SSA8130.400	Sewage Treat & Disp-C.E.	<u>5,235.00</u>	SSA8120.400	Sewage Collecting System-C.E.	2,050.00
		5,488.00	SSA9010.800	State Retirement	1,313.00
			SSA9030.800	Social Security	66.00
			SSA9055.800	Disability Insurance	42.00
			SSA9060.800	Medical Insurance	1,090.00
			SSA9061.800	Dental Insurance	6.00
			SSA9089.800	Employee Assistance Program	<u>6.00</u>
					5,488.00
<b>SEWER 5 FUND</b>					
<b><u>To: SSE960 Appropriations</u></b>			<b><u>From: SSE960 Appropriations</u></b>		
SSE1440.400	Engineering-C.E.	758.00	SSE8120.100	Sewage Collecting System-P.S.	1,438.00
SSE8130.400	Sewage Teat & Disp-C.E.	<u>3,289.00</u>	SSE8120.400	Sewage Collecting System-C.E.	2,054.00
		4,047.00	SSE9010.800	State Retirement	<u>555.00</u>
					4,047.00
<b>SEWER 6 FUND</b>					
<b><u>To: SSF960 Appropriations</u></b>			<b><u>From: SSF960 Appropriations</u></b>		
SSF1440.400	Engineering-C.E.	1,785.00	SSF8130.400	Sewage Treat & Disp-C.E.	2,097.00
SSF1950.400	Taxxes & Assess on Muni Prop	<u>312.00</u>			
		2,097.00			

**WATER 1 FUND**

<u>To: SWA960 Appropriations</u>			<u>From: SWA960 Appropriations</u>		
SWA1440.400	Engineering-C.E.	8,076.00	SWA8340.100	Transmission & Dist-P.S.	4,627.00
SWA8340.400	Transmission & Dist-C.E.	<u>2,705.00</u>	SWA9010.800	State Retirement	3,338.00
		10,781.00	SWA9030.800	Social Security	332.00
			SWA9055.800	Disability Insurance	66.00
			SWA9060.800	Medical Insurance	2,400.00
			SWA9061.800	Dental Insurance	9.00
			SWA9089.800	Employee Assistance Program	<u>9.00</u>
					10,781.00

**WATER 2 FUND**

<u>To: SWB960 Appropriations</u>			<u>From: SWB960 Appropriations</u>		
SWB1440.400	Engineering-C.E.	758.00	SWB8340.100	Transmission & Dist-P.S.	758.00

**WATER 3 FUND**

<u>To: SWC960 Appropriations</u>			<u>From: SWC960 Appropriations</u>		
SWC1420.400	Attorney-C.E.	1,011.00	SWC8320.400	Source Supply-C.E.	1,138.00
SWC1440.400	Engineering-C.E.	<u>127.00</u>			
		1,138.00			

**WATER 4 FUND**

<u>To: SWD960 Appropriations</u>			<u>From: SWD960 Appropriations</u>		
SWD1440.400	Engineering-C.E.	1,136.00	SWD8340.100	Transmission & Dist-P.S.	855.00
			SWD8340.400	Transmission & Dist-C.E.	<u>281.00</u>
					1,136.00

A motion was made by Supervisor Bettez to approve the following modification to the 2017 budget to record budget for Community Education Specialist. Seconded by Councilwoman Seyfert-Lillis, all aye votes cast, motion carried.

<u>To: A960 Appropriations</u>				<u>From: A960 Appropriations</u>			
Increase	A4050.100	Public Health, Other-P.S.	54,680.00	Decrease	A7310.100	Youth-P.S.	54,680.00
Increase	A4050.400	Public Health, Other-C.E.	<u>2,800.00</u>	Decrease	A7310.400	Youth-C.E.	<u>2,800.00</u>
			57,480.00				57,480.00

A motion was made by Supervisor Bettez to approve the following modification to the 2017 budget to record the transfer for Police Coverage for the Regatta, as per request. Seconded by Councilman Irwin, all aye votes cast, motion carried.

<u>To: A960 Appropriations</u>				<u>From: A960 Appropriations</u>			
Increase	A3120.100	Police-P.S.	800.00	Decrease	A1220.400	Supervisor-C.E.	800.00

**Approval of Hire:**

A motion was made by Supervisor Bettez to approve the hiring of JoAnn Cross as the Part-Time Deputy Clerk in the Town Clerk’s office, effective March 6<sup>th</sup>, at the rate of \$14/hour. Seconded by Councilman Torres, all aye votes cast, motion carried.

**Parade Request:**

A motion was made by Councilman Torres to approve the parade request for the Regatta. Seconded by Councilman Irwin, all aye votes cast, motion carried.

**Approval of Policy for New Paltz Police Department:**

A motion was made by Supervisor Bettez to approve the Pregnancy, Off-Duty Injury and Illness Policy for the New Paltz Police Department. Seconded by Councilman Torres, all aye votes cast, motion carried.

**Approval of 2017 Sports Contracts:**

A motion was made by Supervisor Bettez to approve the 2017 Sports contracts for Baseball, Basketball, BMX, Soccer and Football. Seconded by Councilman Irwin, all aye votes cast, motion carried.

**Declaration of National Surveyor’s Week:**

A motion was made by Supervisor Bettez to adopt the Proclamation declaring March 19<sup>th</sup> through March 25<sup>th</sup> Surveyor’s Week in the Town of New Paltz. Seconded by Councilman Torres, all aye votes cast, motion carried.

**Resolution-Support for Application:**

A motion was made by Supervisor Bettez to adopt the following resolution:

**RESOLUTION – SUPPORT FOR AN APPLICATION TO THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION FOR THE 2016 ZERO-EMISSION VEHICLE AND INFRASTRUCTURE MUNICIPAL REBATE PROGRAM**

**WHEREAS**, the Town Board of the Town of New Paltz seeks to promote a resilient, vibrant, and sustainable local economy that benefits its residents and local businesses; and

**WHEREAS**, the Town Board recognizes that the impacts of climate change pose threats to our community, and that the public welfare is best served by policies and programs that reduce dependence on fossil fuels and promote investments in clean energy infrastructure; and

**WHEREAS**, the transportation sector accounts for nearly 45% of GHG emissions in the Mid-Hudson Region, according to the 2013 Mid-Hudson Regional Sustainability Plan, and promotion of electric vehicle (“EV”) use must be an important component of the Town’s efforts to address climate change and reduce GHG emissions; and

**WHEREAS**, the installation of a public EV charging station in the Community Center parking lot located at 3 Veteran’s Drive would serve these planning priorities and objectives by bringing visitors to town and encouraging travel by foot to shops, restaurants and recreational and cultural amenities while vehicles are being charged; and

**WHEREAS**, an EV charging station in New Paltz’s downtown would be within the typical EV driving range of New York City for the new generation of EV models and would help boost tourism; and

**WHEREAS**, the installation of a public EV charging station will also encourage adoption of electric vehicles by reducing “range anxiety” and by increasing public awareness of electric vehicles and their benefits, thereby contributing to the shift to clean vehicles locally and regionally; and

**WHEREAS**, the New York State Department of Environmental Conservation (NYSDEC) offers a rebate of \$8,000 per port for an EV charging station, covering 80% of the total project costs, including electricity for charging and networking fees/subscriptions for up to two years.

**NOW THEREFORE BE IT RESOLVED**, that the Town Board of the Town of New Paltz desires to purchase and install a public EV charging station equipped with two ports, to be located on Town property in the Community Center parking lot at 3 Veteran’s Drive; and

**BE IT FURTHER RESOLVED**, that the Town Board expresses its strong support for the application to the NYS DEC’s 2016 Zero-Emission Vehicle and Infrastructure Municipal Rebate Program and commits to providing a minimum combined in-kind and financial contribution of 20 percent toward the match.

Seconded by Councilman Irwin, all aye votes cast, motion carried.

**Vehicle Use Policy:**

A motion was made by Supervisor Bettez to approve the following revised Vehicle Use Policy:

**Schedule E**

**Town of New Paltz Vehicle Use Policy**

Municipal Vehicles may only be used for legitimate municipal business.

Copies of licenses must be on file with the Comptroller and the Town insurer, prior to the operation of a Town owned vehicle.

Individuals assigned a Municipal Vehicle with commuting privileges may make “incidental personal uses” such as stopping at a grocery store or going to the bank, on his/her way home, but only if the stop does not add mileage to the trip.

Operators should exercise sound judgment at all times when using assigned Municipal Vehicles and should avoid the appearance of misuse.

Municipal Vehicles will not be used to transport any individual who is not directly or indirectly related to municipal business. Unauthorized passengers are not allowed to ride in Town vehicles. Under no circumstances are non-town employees permitted to ride or drive in Town-owned vehicles. Passengers shall be limited to Town employees and individuals who are directly associated with Town work activity (committee members, consultants, contractors, etc.). Family members shall not be transported in Municipal Vehicles. Police Officers transporting individuals in the performance of their normal job duties are exempt from this provision.

The Town shall not be liable for the loss or damage of any personal property transported in the Municipal Vehicle or for any personal property while using their Personal Vehicle for work-related travel.

Unless expressly exempted by law, employees are to ensure that they and all passenger(s) in a Municipal Vehicle wear seat belts at all times, if the Municipal Vehicle is so equipped.

Employees may not operate Municipal Vehicles or Personal Vehicles being used for work-related travel under the influence of alcohol, illegal drugs, or any controlled substances.

Employees are prohibited from possessing illegal drugs or controlled substances, except as prescribed by a doctor, in a Municipal Vehicle or in a Personal Vehicle being used for work-related travel (police officers who are required to carry prohibited items in performing their normal job duties are exempt).

Employees are expected to keep Municipal Vehicles clean and to report any malfunction, damage, needed repairs or other vehicle problems to their supervisor immediately.

Employees operating a Municipal Vehicle or a Personal Vehicle while on work-related travel shall obey all applicable traffic and parking regulations, ordinances, and laws.

Employees who incur parking or other fines/citations while operating or using an assigned Municipal Vehicle or using a Personal Vehicle on work-related travel, will be personally responsible for payment of such fines/citations.

When an employee using a Municipal Vehicle or Personal Vehicle on work-related travel is involved in a motor vehicle accident, any person has been injured, or when vehicles have suffered damage, the Accident Notification Policy for Town of New Paltz Employees must be followed which includes calling the local or state police and filling out the Town of New Paltz accident incident report.

Discipline: Failure to comply with any and all applicable provisions of this policy may result in disciplinary action up to and including suspension or removal of Town vehicle privileges, suspension and/or termination of employment.

Seconded by Councilman Irwin, all aye votes cast, motion carried.

At 8:17 p.m. Councilman Torres left the meeting.

**Revised Mobilitie Cellular Request:**

A motion was made by Councilman Irwin to decline the revised request made by Mobilitie for the installation of a cell site near Cherry Hill. Seconded by Supervisor Bettez, all aye votes cast, motion carried.

**Credit Card and Open Charge Account Policy:**

Tabled.

**Executive Session:**

At 8:20 p.m. a motion was made by Supervisor Bettez to go into Executive Session for the purposes of discussing legal matters. Seconded by Councilwoman Seyfert-Lillis, all aye votes cast, motion carried.

At 8:36 p.m. a motion was made by Supervisor Bettez to come out of Executive Session. Seconded by Councilwoman Seyfert-Lillis, all aye votes cast, motion carried.

A motion was made by Supervisor Bettez to engage Attorney George Lithco, Planning Board Attorney, to begin the legal process to recover funds from Wilmore/Park Point on a contingency basis, 20% plus out of pocket expenses. Seconded by Councilwoman Seyfert-Lillis, all aye votes cast, motion carried.

A motion was made by Supervisor Bettez to authorize the Supervisor to sign the Purchase Option Extension Agreement with David Roehrs, after a discussion with legal counsel and DEP. Seconded by Councilwoman Seyfert-Lillis, all aye votes cast, motion carried.

A motion was made by Supervisor Bettez to approve the salary increase for the Assessor by \$879/year. Seconded by Councilwoman Seyfert-Lillis, all aye votes cast, motion carried.

A motion was made by Supervisor Bettez to pay for employee training for the Recycling Department. Seconded by Councilwoman Seyfert-Lillis, all aye votes cast, motion carried.

A motion was made by Supervisor Bettez to set the public hearing for the Rail Trail Bridge Improvements for March 16<sup>th</sup> at 7:15 p.m. Seconded by Councilman Irwin, all aye votes cast, motion carried.

**Mill Brook Preserve:**

Councilman Irwin indicated that the MOA is being worked on.

At 8:48 p.m. a motion was made by Supervisor Bettez to adjourn the meeting. Seconded by Councilman Irwin, all aye votes cast, motion carried.

Respectfully Submitted,

Rosanna Mazzaccari  
Town Clerk