

Workshop Meeting
June 20, 2013
7:30 p.m.

Present: Supervisor Susan Zimet, Councilwoman Kitty Brown, Councilman Jeff Logan, Councilman Kevin Barry. **Absent:** Councilwoman Jean Gallucci.

At 7:45 p.m. a motion was made by Councilman Barry to open the meeting with the Pledge. Seconded by Councilman Logan, all aye votes cast, motion carried.

Agenda: +Burleigh Road, +Bike-Ped resignations & appointments, Discussion on properties not on Town Map, +Executive Session for Contract negotiations.

A motion was made by Councilman Barry to accept the agenda as amended. Seconded by Councilman Logan, all aye votes cast, motion carried.

Public Input:

Katie Silberger received a letter from the Town Assessor indicating that her legal address was changed to 42 Church Street. She indicated that for the last 125 years it's been 44 Church St. Her and her husband are protesting the change and are requesting it remains 44 Church, otherwise they will seek reimbursement for the time and expense in changing all legal and day-to-day paperwork to 42 Church. Husband Donald Silberger requested that 46 Church Street remains #46. Councilman Barry will look into this.

Hector Rodriguez, UC Legislator, informed the Board about a press conference today regarding the legislation for the temporary 1% sales tax above the 7% base that was introduced in February by Assemblyman Skartados. Assemblyman Cahill is attempting to block this legislation by introducing a revised Bill of his own where the county will get the 1%, but that it must also take over the remaining Safety Net costs. The County's plan was to take over the full cost of Safety Net over a 3-year period. Assemblyman Cahill's revised Bill would result in a \$2-8 million loss to the County. The State Senate Session ends tomorrow and Legislator Rodriguez is urging citizens to call Assemblyman Cahill and request that he stop blocking the original bill that was introduced in February.

Councilwoman Brown requested that Legislator Rodriguez draft a 3 sentence letter and send it to Assemblyman Cahill from Supervisor Zimet's office.

Ira Margolis informed the Board that he has still not heard from anyone at Time Warner regarding his questions and concerns that were discussed when Brenda Parks attended the meeting of April 25th.

Erin Quinn asked who she should contact at Time Warner regarding channels that were lost.

Announcements:

July 20th-Free Household Hazardous Waste Collection, 8-2 p.m. at DEC on S. Putt Corners Rd.

Supervisor Zimet indicated that the new website should be live by next week. It has taken longer than expected because the content from the old site could not be transferred, as it was severely compromised as a result of hacking. Everything had to be created from scratch. Employees will start training next week.

Supervisor Zimet submitted for the record, FOIL request documents from Steve Greenfield and Councilman Jeff Logan. As well as a response to Paul Brown's email about the Town Board's comments to the UCIDA regarding Park Point.

The 4th of July celebration will be July 6th at the Ulster County Fairgrounds, gates open at 5 p.m.

Resolution-Designating Town Clerk to Receive Notices of Claim:

A motion was made by Councilman Logan, seconded by Councilman Barry to adopt the following resolution:

WHEREAS General Municipal Law, §53 requires towns to file a certificate with the Secretary of State designating the Secretary of State as an agent for service of a notice of claim; and

WHEREAS, General Municipal Law, §53 requires the certificate to include the applicable time limit for filing the notice of claim and the name, post office address and electronic mail address, if available, of an officer, person, for the transmittal of notices of claim served upon the Secretary as the town's agent; and

WHEREAS, pursuant to General Municipal Law, §50-e(1)(a), the applicable time limit for the filing of a notice of claim upon a town is 90 days after the claim arises, or in the case of a wrongful death action, 90 days from the appointment of a representative of the decedent's estate;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of New Paltz, County of Ulster designates Rosanna Mazzaccari, in his/her capacity as Town Clerk, to receive notices of claims served upon the Secretary of State by mail at P.O. Box 550, New Paltz, NY 12561 and email at clerk@townofnewpaltz.org; and it is further

RESOLVED, that the Town Board hereby directs the Town Clerk to file the required certificate with the Secretary of State informing him or her of the town's designation and applicable time limitation for filing a notice of claim with the town on or before July 14, 2013.

Effective date.

This resolution shall take effect immediately.

All aye votes cast, motion carried.

Public Hearing-Towing Law:

A motion was made by Councilman Barry to set the Public Hearing on the Towing Law for July 18th at 7:15 p.m. Seconded by Councilman Logan, all aye votes cast, motion carried.

Letter to Assemblyman Cahill regarding 1% Sales Tax:

Legislator Rodriguez drafted a letter on behalf of the Town Board and was read aloud by Supervisor Zimet. Councilwoman Brown requesting cc-ing Assemblymembers Skartados, Larkin and Tkaczyk as well as Speaker Sheldon Silver. A motion was made by Councilman Barry to accept the letter and send it out. Seconded by Councilman Logan, all aye votes cast, motion carried.

Burleigh Road:

Josh Honig is here representing himself and various neighbors who are concerned with the logging activity at the 4-H Camp on Burleigh Road. He presented the Board with documents he obtained from the Town of Esopus through a FOIL request. The Town Board is being asked to keep the logging trucks off this road, as they exceed the weight limit, which is detrimental to the sustainability of the road.

A motion was made by Councilman Logan to authorize the Supervisor to contact the Town Attorney and have him send a letter or email to the Town of Esopus informing them that logging trucks will not be allowed on N. Ohioville because they will be violating the weight limit, for an amount not to exceed 2 billable hours. Seconded by Councilman Barry, all aye votes cast, motion carried.

Municipal Water System:

The Town Board received a letter from the Building Inspector, Stacy Delarede regarding the creation of a municipal water system for a proposed housing development plan for a large parcel of land near the intersection of Rte 32 South and Jansen Road, which is zoned as R-V. The Town Code requires projects to have municipal water, However, this project wants to put in its own water and sewer system, and offered to extend its use to the Town. Stacy provided a proposed Local Law that would amend Chapter 140-Zoning Law Definitions that would change the definition of a municipal water system, which was read aloud by Supervisor Zimet. The Town Board will have the attorney work with the Engineer and it will be revisited next week.

Grant for Sewer 6:

Engineer Dave Clouser indicated that there is a grant available through Congressman Chris Gibson's office to help fix Sewer 6. If awarded, 30% would be a grant and 70% would be for a 0% interest loan. It will cost about \$1.6 million to replace the entire system. Councilman Barry requested that the grant writer prepare a proposal for the Board to review at next week's meeting.

Discussion of Properties not on the Town Map:

Councilmen Barry and Logan will meet with Building Inspector to discuss further.

Field of Dreams Pavilion/Perk Test:

The lowest bid price for the pavilion was received from Unadilla Laminate Products in the amount of \$21,090. The Bruderhof has agreed to assemble it, while Mike Beck and the Baseball Association has committed to provide fund of \$6,000-\$10,000 for the concrete slab.

A motion was made by Councilman Barry to move \$81,000 back to the Parkland Reserve Fund. Seconded by Councilman Logan, all aye votes cast, motion carried.

A motion was made by Councilman Barry to authorize the Town Board to spend \$21,090, no sales tax, to buy the pavilion from Unadilla Laminate Products, by transferring \$21,090 from the Parkland Reserve Fund to Recreation. Increase A 980-2005 Rec. Field of Dreams, Increase A 522-7150.260 NP Sports Park. Councilwoman Brown emphasized that there will be no nighttime lighting. Seconded by Councilman Logan, all aye votes cast, motion carried.

A motion was made by Councilman Barry to authorize Dave Clouser to perform a perk test that will be used to determine what kind of system will be needed to install a private septic system, for an amount not to exceed \$1600 to be transferred from the Parkland Reserve Fund to Engineer. Increase A 980-2005 Rec. Field of Dreams, Increase A 522-1440.400. Seconded by Supervisor Zimet, all aye votes cast, motion carried.

A motion was made by Councilman Barry to accept the donation from the Baseball Association for the concrete slab. To be deposited into Field of Dreams Expenditures. Seconded by Councilman Logan, all aye votes cast, motion carried.

Building Inspector Car Damage:

Stacy Delarede responded to a fire call with her personal vehicle, which ended up being vandalized. A police report was filed and sent to the Town's insurance company. The Insurance Company will not cover this. Stacy is requesting the Town Board to reimburse her for the cost of repair to her vehicle in the amount of \$604.26.

A motion was made by Councilman Logan for the Town to reimburse Stacy Delarede for the cost of repairs to her vehicle in the amount of \$604.26. Seconded by Councilman Barry, all aye votes cast, motion carried.

YMCA Contract:

The contract is the same as last year. A motion was made by Councilman Barry to authorize the Supervisor to execute the YMCA contract in the form provided. Seconded by Councilman Logan, all aye votes cast, motion carried.

Bus Driver Contract:

A motion was made by Councilman Barry to authorize the Supervisor to execute the Recreation Transportation Agreement dated June 5, 2013. Seconded by Councilman Logan, all aye votes cast, motion carried.

Letter to Governor:

Councilwoman Brown drafted a letter to the Governor requesting he withdraws his proposal for tax-free zones on SUNY Campuses. Supervisor Zimet informed the Board that unfortunately this has already passed. Supervisor Zimet and Councilman Barry will work on drafting a letter asking the State to pay for an analysis of the impact of tax free zones on the existing tax burden

Bike-Ped Resignations and Appointments:

A motion was made by Councilman Barry to accept the resignation from Clark Peaslee whose term expires 12/31/2014, with regret and gratitude. Seconded by Councilman Logan, all aye votes cast, motion carried.

A motion was made by Councilman Barry to accept the resignation from Jackie Andrews whose term expires 12/31/2013, with regret and gratitude. Seconded by Councilman Logan, all aye votes cast, motion carried.

A motion was made by Councilwoman Brown to appoint Daniel Lipson to the Bike-Ped Committee to fill the unexpired term of Jackie Andrews (12/31/2013). Seconded by Councilman Barry, all aye votes cast, motion carried.

A motion was made by Councilwoman Brown to appoint Pamela St. John to the Bike-Ped Committee to fill the unexpired term of Clark Peaslee (12/31/2014). Seconded by Councilman Barry, all aye votes cast, motion carried.

Budget Modifications:

A motion was made by Councilman Logan to create the expense and revenue lines and to modify the 2013 budget for the reimbursable K9 grant that had been awarded to the Police Department.

K9 grant expense	A5223122410	\$5,000
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K9 grant revenue	A9803570000	\$5,000
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Seconded by Councilman Barry, all aye votes cast, motion carried.

A motion was made by Councilman Logan to increase the expense and revenue lines.

CHIPS revenue	DBB9803501	\$28,168.69
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CHIPS road capital improvement	DBB5225112.20	\$28,168.69
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This is the Capital Highway Improvement Program (CHIPS) money that the Town receives annually. We have budgeted \$90,000 but have received notification that the Town's apportionment is \$118,168.69.

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

Warrant:

A motion was made by Councilman Barry to approve the June 2013 warrant in the amount of \$436,354.22. Seconded by Councilman Logan, all aye votes cast, motion carried.

Minutes:

A motion was made by Councilwoman Brown to accept the minutes of ***April 25, 2013***. Seconded by Councilman Logan, all aye votes cast, motion carried.

A motion was made by Councilman Barry to accept the minutes of ***April 26, May 2 and May 9, 2013***. Seconded by Councilman Logan, all aye votes cast, motion carried.

A motion was made by Councilman Barry to accept the minutes of ***May 23, 2013***. Seconded by Councilman Logan, all aye votes cast, motion carried.

At 10:50 p.m. a motion was made by Councilman Barry to go into Executive Session for the purposes of discussing contract negotiations. Seconded by Councilman Logan, all aye votes cast, motion carried.

At 11:30 p.m. a motion was made by Councilman Logan to come out of Executive Session with no action taken. Seconded by Councilman Barry, all aye votes cast, motion carried.

At 11:31 p.m. a motion was made by Councilman Logan to adjourn the meeting. Seconded by Councilman Barry, all aye votes cast, motion carried.

Respectfully Submitted,

Rosanna Mazzaccari
Town Clerk