

**Joint Town & Village Meeting  
November 16, 2017  
7:30 p.m.**

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

**Present** (V): Mayor Tim Rogers, Trustee Don Kerr, Trustee Dennis Young, Trustee William Murray, Trustee KT Tobin.

At 7:32 p.m. a motion was made by Supervisor Bettez to open the meeting with the pledge. Seconded by Councilman Torres, all aye votes cast, motion carried.

**Agenda:**

A motion was made by Supervisor Bettez to adopt the agenda. Seconded by Councilwoman Seyfert-Lillis, all aye votes cast, motion carried.

**Public Input:**

Lou Cariola, asked questions about what the Town and Village can do to save money.

**Joint Resolution-Urban Forestry Grants Implementation:**

A motion was made by Supervisor Bettez and Mayor Rogers to adopt the following Resolution:

**Joint Resolution of the Board of Trustees of the Village of New Paltz and the Town Board of the Town of New Paltz authorizing the Village Mayor and Town Supervisor to execute all required documents in connection with the New York State Department of Environmental Conservation's award of two Urban & Community Forestry Project Grants for a 'tree inventory - Village & Town of New Paltz (core urbanized area)', and a 'Village & Town of New Paltz Forestry Management Plan'**

**WHEREAS**, the Village of New Paltz, based on a partnership arrangement with the Town of New Paltz, in March 2017 applied to the New York State Department of Environmental Conservation ("NYSDEC") for two Urban & Community Forestry Project Grants, respectively a 'Tree Inventory - Village & Town of New Paltz (Core Urbanized Area)', Grant Application # DEC01-UCF1-2016-0018 ("hereinafter referred to as "Tree Inventory"), and 'Village & Town of New Paltz Forestry Management Plan', Applic.# DEC01-UCF1-2016-00134 ("hereinafter referred to as "Forestry Management Plan"), respectively for \$41,364 and \$38,875;

**WHEREAS**, on October 20, 2017 the Village was notified that the aforementioned grant applications had been approved, although the specific grant amounts have not yet been confirmed; and

**WHEREAS**, the Tree Inventory Project will underwrite a GIS-based tree inventory conducted along streets and on public lands within New Paltz's core area while also providing resources, including training, to bolster the capacity of volunteers and staff to manage information and form priorities for tree planting, maintenance, and risk reduction; and

**WHEREAS**, the Forestry Management Plan Project will fund a multi-element, joint community forestry management plan, with a focus on the geographic core, but covering all of New Paltz, and development of strategies for using best practices and information generated in the inventory to present priorities for maintenance, planting and policy; and

**WHEREAS**, the Village Board of Trustees and Town Board believe that it is in the best interests of the residents of New Paltz to accept said grants, which do not have any in-kind or direct financial match requirements, for the purposes of the development of these Projects; and

**WHEREAS**, the Board of Trustees and Town Board also believe that it is in the best interests of the community to have the Village serve as the contracting party for implementation of the grants and to establish a Project development framework involving the Village Shade Tree Commission as the lead entity, with assistance of the Town Environmental Policy Commission, as well as with involvement of various staff and elected officials of both the Village and Town; and

**WHEREAS**, the period of performance of these grants is expected to be two (2) years from the date of notice of award and NYSDEC has requested that the Village, as awardee, complete a first phase "quick contracting" timeframe, consisting of a maximum of ninety (90) days from the award to the time of final contract execution between NYSDEC and the Village for these Projects,

**NOW, THEREFORE, IT IS HEREBY**

**RESOLVED**, that within three (3) weeks of the date that this resolution is adopted, there shall be a "Project Kick-off Meeting" between the appropriate Village and Town officials in order to review the scope, schedule, budget, and administration, for initial contracting, as well as overall development of the Projects; and it is further

**RESOLVED**, that Village Municipal Planner, David Gilmour, AICP, is tasked with assisting project start-up and implementation, including submitting the required periodic reports to NYSDEC as well as administering the required reimbursements and final grants closeouts; and it is further

**RESOLVED**, that the Village Board of Trustees and the Town Board hereby authorize the Village Mayor and Town Supervisor, or their respective designees, to execute and deliver all appropriate agreements with Village and Town of New Paltz and the New York State Department of Environmental Conservation for the acceptance, development and implementation of the Village's two Urban & Community Forestry Project Grants, as described above, subject to review and approval by the Village Planner, the Village Treasurer, the Village Attorney and the Town Attorney.

Seconded by Councilman Irwin and Trustee Young. All aye votes cast, motion carried.

**Marijuana arrest and court data discussion:**

Trustee Tobin distributed various charts and diagrams that the number of Unlawful Possession of Marijuana arrests in the New Paltz Town Court, by agency over the last three years.

**Town Affordable Housing Law:**

Supervisor Bettez indicated that he will start meeting with the committee.

**Alienation & Parkland:**

Mayor Rogers indicated that he and Hydrologist Russel Urban-Mead spoke to Shelly Martens from the County Department of Health. They spoke about the possibility of looking for water in Hasbrouck Park and Moriello Pool Park as well as two remaining sites on the Village's Water Treatment Plant. Ms. Martens is going to check with her colleagues at NYS Parks and DEC in Albany.

**Resolution-Sales Tax:**

Supervisor Bettez and Mayor Rogers explained that the Draft resolution is proposing a greater percentage of sales tax that's generated by the Town and Village be distributed to the Town and Village.

**IGA between the Village and DEP:**

Mayor Rogers indicated that they have been working with the DEP and identified \$3.32 million worth of funds from the DEP. About \$2.3 of that would go towards developing groundwater wells if the Village pays for exploration. The remaining \$1 million would be paid through the IGA for the dredging of the reservoirs on Mountain Rest Road, new master meters at SUNY, about 300 water meter connections within the Town's districts and new software.

A motion was made by Mayor Rogers to authorize the Mayor to sign the IGA upon final approval by Attorneys Merzig and Will, after the two remaining issues related to ownership of the meters and the timing of the milestones are resolved. Seconded by Trustee Tobin, all aye votes cast, motion carried.

**Joint Municipal Center Update:**

Supervisor Bettez explained that the Town hired Willingham Engineering to conduct an assessment of the Gateway building for a proposed municipal center. Mr. Willingham's report determined that the property is in the 100 Year Flood Plain, and he did not think it would be wise for the Town/Village to move forward on it. The Boards will discuss this at a future meeting.

At 8:39 p.m. a motion was made by Trustee Young to adjourn the joint meeting. Seconded by Mayor Rogers, all aye votes cast, motion carried.

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**Town Board Meeting****Resignation:**

A motion was made by Supervisor Bettez to accept the resignation of Josh Tabak from the Transportation Implementation Committee. Seconded by Councilman Irwin, all aye votes cast, motion carried.

**Appointment-Highway Hire:**

A motion was made by Supervisor Bettez to hire Ryan Masterson for the position of MEO in the Highway Department effective November 27<sup>th</sup> at the initial rate of \$1.00 less than the going rate of \$23.79, and after 6 months this employee will receive a \$.50 hourly increase and after 12 months this employee will receive \$.50 hourly increase, as per the Collective Bargaining Agreement. Seconded by Councilwoman Seyfert-Lillis. All aye votes cast. Councilman Logan voted no. Motion carried.

**Acceptance of Minutes:**

A motion was made by Supervisor Bettez to accept the joint minutes of ***October 25, 2017 and Town Board minutes of November 2, 2017***. Seconded by Councilman Irwin, all aye votes cast, motion carried.

**Second Amendment to the Agreement between NYC and T/New Paltz for the Design of Two Groundwater Systems:**

A motion was made by Supervisor Bettez to authorize the Supervisor to sign on behalf of the Town. Seconded by Councilman Logan, all aye votes cast, motion carried.

**Resolution-Mid-Hudson Street Light Consortium:**

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

**RESOLUTION AUTHORIZING PARTICIPATION  
IN THE MID-HUDSON STREET LIGHT CONSORTIUM**

**WHEREAS**, Article 5-G of the New York State General Municipal Law authorizes municipal corporations to enter into cooperative agreements for the performance or exercise of services, functions, powers or activities on a cooperative or contract basis among themselves or one for the other; and

**WHEREAS**, Section 119-n of the General Municipal Law defines the term “municipal corporation” for the purposes of Article 5-G as a county outside the city of New York, a city, a town, a village, a board of cooperative educational services, a fire district or a school district; and

**WHEREAS**, the Town of New Paltz is a “municipal corporation” as defined above, and

**WHEREAS**, this Board wishes for this municipal corporation to become or remain a Participant pursuant to the Municipal Cooperation Agreement For the Mid-Hudson Street Light Consortium, among municipal corporations collectively identified as the Mid-Hudson Street Light Consortium (“Consortium”) upon the terms of the Agreement and further wishes to authorize participation as a prospective purchaser of services related to the energy efficiency and follow-on maintenance of municipal street lighting systems, as specified below; and

**WHEREAS**, it has been determined by this Board that contracts for the conversion of municipal street lighting fixtures to LED technology and for ongoing maintenance and warranty service of municipal street lighting systems require the exercise of specialized and/or technical skills, expertise and knowledge and, therefore, are not subject to the sealed, competitive bidding requirements under General Municipal Law § 103 and may instead be awarded using the Request for Proposals (RFP) process permitted by General Municipal Law § 104-b.

**NOW THEREFORE, BE IT RESOLVED** that the Board hereby determines that, as it is in the interests of the Town of New Paltz (hereinafter “Participant”) to participate in the Consortium, authorizes and directs Supervisor Neil Bettez to sign the Agreement on Participant’s behalf and further authorizes its officers and employees to execute such other documents and take such other actions as may be necessary or appropriate to carry out the intent of this resolution; and

**BE IT FURTHER RESOLVED** that the Participant agrees to participate in the municipal cooperative solicitation of offers/proposals for services related to the energy efficiency conversion and follow-on maintenance and warranty service of municipal street lighting systems pursuant to the Agreement and subject to subsequent approval by this Board.

**BE IT FURTHER RESOLVED** that the Participant authorizes the Administrative Participant (as defined in the Agreement) to prepare, advertise, and disseminate an RFP containing appropriate details and bid specifications as the Administrative Participant deems appropriate to solicit proposals from qualified contractors (hereinafter referred to as “Offerors”) to assist Participants with the energy efficiency conversion of municipal street lighting systems and to provide follow-on warranty and maintenance services, and to open proposals and to select one or more Offerors on behalf of the Participant in accordance with such bid specification, as determined by the Administrative Participant, or to reject any or all such proposals, provided that execution by the Participant of a contract with the selected Offeror shall remain subject to further approval of this Board; and

**BE IT FURTHER RESOLVED** that the officers and employees of Participant are authorized to execute such other documents and take such other actions as may be necessary or appropriate to carry out the intent of this resolution. Seconded by Councilman Irwin, all aye votes cast, motion carried.

#### **Location Release-Paramount Pictures:**

A motion was made by Supervisor Bettez to authorize the Supervisor to sign the Location Release. Seconded by Councilman Irwin, all aye votes cast, motion carried.

#### **CFA Resolution-Recycling Grant:**

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

##### **Authorizing the Filing of Consolidation Funding Application for a State Assistance Grant for a Waste Reduction Grant specifically for capital equipment to operate the food waste composting.**

**WHEREAS**, the State of New York provides financial aid under its Consolidation Funding Application for a State Assistance Grant for a Climate Smart Community Grants specifically for a Municipal Waste Reduction and Recycling Program DEC01-MWRR-2017; and

**WHEREAS**, the Town of New Paltz herein called “the MUNICIPALITY”, has examined and duly considered the applicable laws of the State of New York and the MUNICIPALITY deems it to be in the public interest and benefit to file an application under these laws; and

**WHEREAS**, it is necessary for the Town Board to approve by resolution that an application before an application may be for funds;

**NOW, THEREFORE, BE IT RESOLVED BY** the Town of New Paltz Town Board:

1. That the filing of an application in the form required by the State of New York in conformity with the applicable laws of the State of New York including all understanding and assurances contained in said application is hereby authorized.
2. That the Town of New Paltz Town Board authorize the Recycling Coordinator as the official representative of the MUNICIPALITY to submit the application and to provide such additional information as may be required;
3. That the MUNICIPALITY agrees that it will fund its portion of the cost of said “Capital Equipment for Food Waste Composting Program”.
4. That this resolution shall take effect immediately.

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

#### **Actuarial Services for GASB Compliance:**

A motion was made by Supervisor Bettez to accept the proposal provided by Danzinger & Markoff LLP to perform actuarial services for the Town as required by GASB 45/75, as presented by the Town Comptroller, and authorize the Supervisor to sign on behalf of the Town. Seconded by Councilman Logan, all aye votes cast, motion carried.

#### **November Warrant:**

A motion was made by Supervisor Bettez to approve the November Warrant in the amount of \$600,575.94. Seconded by Councilwoman Seyfert-Lillis, all aye votes cast, motion carried.

**Budget Modification:**

A motion was made by Supervisor Bettez to approve the following modification to the 2017 budget:

Increase: AAA-960-0000-000	Appropriations	\$990.00
Increase: AAA-522-7310-400	Youth-C.E.	\$990.00
Decrease: AAA-960-000-000	Appropriations	\$990.00
Decrease: AAA-522-7150-485	Recreation Activities	\$990.00

Reason: Transfer funds to Youth from Youth Basketball Association for New Paltz Eve Celebration.

Seconded by Councilwoman Seyfert-Lillis, all aye votes cast, motion carried.

**Water Bill Payment Extension Request:**

A motion was made by Supervisor Bettez to approve the request to allow a 6-month extension to pay the balance due on the water bill for account #64-0 for the amount of \$827.33 and to waive the penalty. Seconded by Councilman Irwin who offered an amendment to exclude it from the 2017 relevy. All aye votes cast, motion carried.

**Final Payment-Springtown Bridge:**

A motion was made by Supervisor Bettez to authorize the final payment to Roehrs Construction for work done on the Springtown Road Bridge. Seconded by Councilwoman Seyfert-Lillis, all aye votes cast, motion carried. It was agreed that the Comptroller will get a final Lien Release upon payment.

**Letter of Support-Mohonk Preserve Grant Application:**

A motion was made by Supervisor Bettez to authorize the Supervisor to sign a letter of support for Mohonk Preserve's grant application to the New York State Conservation Partnership Program to construct and install a new visitor contract station to provide and manage access to the Lower Duck Pond area located between the newly protected Mohonk Preserve Foothills and the Shawangunk Ridge. Seconded by Councilman Logan, all aye votes cast, motion carried.

**2018 Budget Discussion:**

A motion was made by Supervisor Bettez to add \$10,000 Revenue to line A2650 for the Sale of Scrap to the Preliminary Budget. Seconded by Councilwoman Seyfert-Lillis, all aye votes cast, motion carried.

A motion was made by Supervisor Bettez to add \$2,950 to line A1320.400 in the Preliminary Budget to provide for actuarial services for OPEB reporting as required by GASB 75. Seconded by Councilwoman Seyfert-Lillis, all aye votes cast, motion carried.

A motion was made by Supervisor Bettez to add \$100 to line A8189.400 in the Preliminary Budget to add Office 365 Software to Recycling. Seconded by Councilwoman Seyfert-Lillis, all aye votes cast, motion carried.

A motion was made by Councilman Irwin to rename line B8091.4 from "Master Plan Consultant" to Comprehensive Planning Review and Code Revisions for Putt Corners Road from the Rescue Squad to Rte. 32 South." Seconded by Councilman Logan. Councilman Irwin and Councilman Logan voted aye. Supervisor Bettez, Councilman Torres and Councilwoman Seyfert-Lillis voted no. Motion failed.

A motion was made by Supervisor Bettez to adopt the 2018 Budget. Seconded by Councilman Torres. Supervisor Bettez, Councilman Torres and Councilwoman Seyfert-Lillis voted aye. Councilman Logan and Councilman Irwin voted no. Motion carried.

At 10:14 p.m. a motion was made by Councilman Torres to adjourn the meeting. Seconded by Councilwoman Seyfert-Lillis, all aye votes cast, motion carried.

Respectfully Submitted,

Rosanna Mazzaccari  
Town Clerk