

April 24, 2017

WORKSHOP MEETING
TOWN BOARD TOWN OF MARLBOROUGH
21 MILTON TURNPIKE, MILTON NEW YORK
APRIL 24, 2017 7:00 PM
MINUTES OF MEETING

Present: Supervisor Lanzetta
Councilman Corcoran
Councilman Baker

Danielle Cherubini, Deputy Town Clerk

Absent: Councilman Molinelli
Councilman Koenig

Supervisor Lanzetta stated for the record that Councilman Molinelli was ill and Councilman Koenig was away on business.

ITEM #1 Call to order - Pledge of Allegiance

ITEM #2 Moment of Silence

ITEM #3 Motion to approve agenda

Councilman Baker made a motion to approve the agenda. Motion seconded by Councilman Corcoran.

Yeas: 3 Nays: 0 Carried

ITEM #4 Motion to approve minutes from the April 10, 2017 Town Board Meeting

Councilman Baker made a motion to approve minutes from the April 10, 2017 Town Board Meeting. Motion seconded by Councilman Corcoran.

Yeas: 3 Nays: 0 Carried

ITEM #5 Authorize payments of bills

Councilman Corcoran made a motion to authorize payment of the abstract in the amount of \$398,584.36. Motion seconded by Councilman Baker.

Yeas: 3 Nays: 0 Carried

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ITEM #6 Presentations

A). Vinnie Pomarico-MAZZSTOCK

Vinnie Pomarico stated that Mazzstock went before the Planning Board last week to seek approval for their music festival. Amplified music would go no later than 2:00 a.m. As part of the process, he asked the Town Board for permission to waive the noise ordinance for their annual event.

There was a brief discussion concerning complaints and safety; there has been only one person complaining in past years and no safety issues.

The Board voted on resolution #57 at this time.

ITEM #7 Comments on the agenda

No comments on the agenda

ITEM # 8 New Business

A). Highway 284 Agreement-motion to approve

Gael Appler stated that the Highway Department will grind and pave (mill and fill) Main Street in Milton beginning May 1st. They will also re-establish the base on the center section of Ridge Road. On Penny Lane, they will grind the pavement and re-establish the base. They will also do part of Hudson Terrace along with drainage. He ordered a 4 wheel drive plow truck and plans to put on a new sander unit. Snow and ice costs were the same as previous years.

Councilman Baker made a motion to approve the Highway 284 Agreement. Motion seconded by Councilman Corcoran.

Yeas: 3

Nays: 0

Carried

B). Plant Industry need for Plum Pox Virus Crew Space

Supervisor Lanzetta explained that the New York State Department of Agriculture and Markets needs office space to conduct testing on stone fruit trees for the Plum Pox Virus in our area. A lease agreement will be drawn up likely for one year at \$400.00 per month for the crew to use the old Town Clerks office at 1650 Route 9W, Milton.

Councilman Corcoran made motion to allow the New York State Department of Agriculture and Markets to lease office space at the old Town Clerks office at 1650 Route 9W, Milton for \$400.00 per month for the purpose of housing a crew to do testing on stone fruit trees for the Plum Pox Virus in our area. Motion seconded by Councilman Baker.

Yeas: 3

Nays: 0

Carried

ITEM #9 Workshop topics

A). Open Discussion

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ITEM #10 Correspondence

Supervisor Lanzetta stated that the Town did not receive the million dollar Transportation Alternatives Program (TAP) grant that was applied for.

ITEM #11 Public Comment

Tom Millham, 56 Sherman Road, Milton addressed the Board and Gael Appler. Mr. Millham stated that he had an issue with the plow digging up the lawn and a sprinkler head in front of his house. He asked what can be done since it is almost May. He also expressed concern about multiple trucks plowing one road.

Gael Appler stated that the sprinkler should not be in the 20 foot right of way and they have not yet fixed all lawns; he will get to fixing the lawn soon. He also explained that the plow trucks do the surrounding roads and help each other out and end up on Sherman Drive.

James Garofalo suggested putting the Plum Pox Virus information on the website so people are aware of it and also what it looks like.

Ralph Walters asked what the status is on the filing of the Annual Update Document and suggested getting new auditors if there is an issue with the current ones. Supervisor Lanzetta explained what he could and said Mr. Walters could ask the Budget Officer.

ITEM #12 Resolutions

- A). Resolution #52 To award Highway Items
- B). Resolution #53 To award fuel items
- C). Resolution # 54 To accept Towing applications
- D). Resolution # 55 To prorate the 2017 tow truck license fee
- E). Resolution # 56 To approve and endorse the application for a grant under the Hudson River Valley Greenway Grant Program, for a project known as *MMWW Greenway Trail: Phase I Conceptual Master Plan* and located within this community.
- F). Resolution # 57 To Exempt Mazzstock Festival from Noise Ordinance

ITEM #13 Adjournment

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A). Resolution #52 To award Highway Items

Supervisor Lanzetta proposes the following:

Whereas, a legal notice appeared in the official paper of the Town of Marlborough requesting bids on materials for the Town of Marlborough Highway Department, and

Whereas, April 12, 2017 all bids were open and read aloud, and

Whereas, the Superintendent of Highway has recommended the Award of the following items

JKN Trucking

Item #1 Road Materials- washed stone-3/4 stone, Item 4-New York State Specs per ton

Item #2 Material Hauling-specs available at the Town Clerks Office

And it moves for adoption

Councilman Corcoran	Yes
Councilman Molinelli	Absent
Councilman Koenig	Absent
Councilman Baker	Yes
Supervisor Lanzetta	Yes

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B). Resolution #53 To award fuel items

Supervisor Lanzetta proposes the following:

Whereas, a legal notice appeared in the official newspaper for the Town of Marlborough requesting bids for the Towns fuel needs, and

Whereas, April 1, 2017 all bids were open and read aloud

Now therefore be it resolved that the following bids are awarded

Porco Energy Corp.

Propane at .10 cents over Selkirk (all propane used at the Town Park will be donated)

Heating Oil fixed mark up of .070 cents

And it moves for adoption

Councilman Corcoran	Yes
Councilman Molinelli	Absent
Councilman Koenig	Absent
Councilman Baker	Yes
Supervisor Lanzetta	Yes

The Board thanked Porco Energy for donating the propane for the town park.

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C). Resolution # 54 To accept Towing applications

Supervisor Lanzetta proposes the following:

Whereas, The Town of Marlborough adopted Local Law #2 Chapter 140 Tow Trucks on January 9, 2017, and

Whereas, the new Town Law section 140.6 requires all applicants to be reviewed by Police Committee and a recommendations to be made to the Town Board within 20 days, and

Whereas, it is the recommendation of the Police Committee to approve the following companies:

Autos by Joseph
Amodeo Brothers
Absolutely Automotive
Absolutely Auto Body
AKV
CSC Auto
Young's Motors
Mankes and Sons

Be it resolved, that the Town Board of the Town of Marlborough hereby approves the above mentioned business to conduct towing business for the Town of Marlborough.

And it moves for adoption

Councilman Corcoran	Yes
Councilman Molinelli	Absent
Councilman Koenig	Absent
Councilman Baker	Yes
Supervisor Lanzetta	Yes

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D). Resolution # 55 To prorate the 2017 tow truck license fee

Supervisor Lanzetta proposes the following:

Whereas, the new Tow Trucks Law allows for a permit to run from January 1st through December 31st of each year, and

Whereas, the existing permit expires June 1, 2017, and

Whereas, this leaves a credit of two months to the existing tow truck companies, and

Whereas, the Town will credit each company and apply that credit to the new permit.

Now therefore be it resolved, that the Tow Truck companies will be charged the prorated rate of \$208.32 for the new 2017 tow permit.

Be it further resolved that, the 2018 rate will be established at the Towns Reorganizational Meeting.

And it moves for adoption

Councilman Corcoran	Yes
Councilman Molinelli	Absent
Councilman Koenig	Absent
Councilman Baker	Yes
Supervisor Lanzetta	Yes

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**Marlborough Mills Waterfall Walkway (MMWW)*

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E). Resolution # 56 To approve and endorse the application for a grant under the Hudson River Valley Greenway Grant Program, for a project known as *MMWW Greenway Trail: Phase I Conceptual Master Plan* and located within this community.

Supervisor Lanzetta proposes the following:

WHEREAS, the Town of Marlborough is applying to the Hudson River Valley Greenway for a grant under the Hudson River Valley Greenway Grant Program for a project entitled *MMWW Greenway Trail: Phase I Conceptual Master Plan* to be located in Hamlet of Marlboro,

WHEREAS, the grant application requires the applicant municipality to obtain the approval/endorsement of the governing body of the municipality or municipalities in which the project will be located;

NOW, THEREFORE, be it resolved that the governing board of Town of Marlborough hereby does approve and endorse the application for a grant under the Hudson River Valley Greenway Grant Program, for a project known as *MMWW Greenway Trail: Phase I Conceptual Master Plan* and located within this community.

And it moves for adoption

Councilman Corcoran	Yes
Councilman Molinelli	Absent
Councilman Koenig	Absent
Councilman Baker	Yes
Supervisor Lanzetta	Yes

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F). Resolution # 57 To Exempt Mazzstock Festival from Noise Ordinance

Supervisor Lanzetta proposes the following:

Whereas, the agents for the Mazzstock Festival have applied for a site plan for their annual music event, and

Whereas, a public hearing was held on April 18, 2017, by the Town of Marlborough Planning Board to hear any or all concerns, and

Whereas, the Planning Board gave final approval of the Mazzstock Festival to the applicants, including hours of operation, and

Whereas, the applicants have petitioned the Town Board to seek relief from the Town of Marlborough Town Code Chapter 105 Noise, and

Whereas, there is allowance for the Town Board to grant an exemption under Chapter 105-4 (F).

Be it resolved, that the Town Board grants an exemption for the Mazzstock Festival in order that the hours of operation of the festival may match the parameters outlined in the final approval of the Planning Board.

And it moves for adoption

Councilman Corcoran	Yes
Councilman Molinelli	Absent
Councilman Koenig	Absent
Councilman Baker	Yes
Supervisor Lanzetta	Yes

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Councilman Corcoran made a motion to adjourn the meeting at 7:53 PM. Motion seconded by Councilman Baker.

Yeas: 3 Nays: 0 Carried

*Respectfully submitted,
Danielle Cherubini
Deputy Town Clerk*