

FIRST MEETING OF THE MONTH  
TOWN BOARD TOWN OF MARLBOROUGH  
JANUARY 13, 2014  
MINUTES OF MEETING

PRESENT: SUPERVISOR OSBORN  
COUNCILMAN MOLINELLI (Arrived at 7:27PM)  
COUNCILMAN CORCORAN  
COUNCILMAN BAKER  
COUNCILMAN KOENIG

PATRICIA HAIDAOUI, DEPUTY SUPERVISOR  
COLLEEN CORCORAN, TOWN CLERK  
DANIELLE CHERUBINI, DEPUTY TOWN CLERK

ITEM #1 Call to order - Pledge of Allegiance

ITEM #2 Moment of Silence

*Supervisor Osborn asked for a moment of silence for Lena McGowan, James Rhodes, and Susan Barton.*

ITEM #3 Motion to approve agenda

*Councilman Corcoran made a motion to approve the agenda. Seconded by Councilman Koenig.*

*Y*eas: 4                    *N*ays: 0                    *C*arried

ITEM #4 Motion to approve minutes from the December 23, 2013 Meeting  
(*Motion made at 7:43PM*)

*Councilman Corcoran made a motion to approve minutes from the December 23, 2013 meeting. Seconded by Councilman Molinelli.*

*Y*ea*s*: 3                    *N*ay*s*: 0                    *C*arried

Motion to approve minutes from the January 2, 2014 re org Meeting  
*Councilman Baker made a motion to approve the minutes from the January 2, 2014 reorganization meeting. Seconded by Councilman Corcoran.*

*Y*ea*s*: 4                    *N*ay*s*: 0                    *C*arried

*Councilman Baker reiterated from the last meeting that he would like to update the Emergency Management Plan.*

*Councilman Koenig said he spoke with the fire chiefs and they are going to set up a meeting because some things have changed in both districts.*

*Councilman Baker asked if a drill was ever done.*

*Chief Cocozza recalled that the last Disaster Plan Drill was many years ago.*

*Councilman Koenig said that the biggest concern would be the railroad. Both fire districts actively meet with CSX.*

ITEM #5 Authorize payments of bills

*Councilman Corcoran made a motion to pay an abstract from 2013 in the amount of \$14,728.94. Seconded by Councilman Koenig.*

*Y*ea*s: 4*      *N*ay*s: 0*      *C*arried

*Councilman Baker made a motion to pay an abstract from 2014 in the amount of \$264,895.93. Seconded by Councilman Koenig.*

*Y*ea*s: 4*      *N*ay*s: 0*      *C*arried

ITEM #6 Comments on the agenda

*Mark Reynolds asked if Resolution #29 can be explained when it comes up on the agenda.*

*Councilman Baker asked if anyone decided on the fees for brush disposal or free brush disposal which was brought up at the last meeting.*

*There was a brief discussion between the Town Board and the Town Clerks about the different types of Transfer Station Permits.*

*The majority of the Town Board discussed different options for offering free brush disposal at the Transfer Station for residents.*

*Chief Cocozza suggested opening up the Transfer Station for specific weekends in the spring and in the fall. Another municipality that he knows opens up their Transfer Station twice a year not only for brush but for other specific items as well.*

*Supervisor Osborn asked Gael Appler to help with figuring out what months might be best because he sees what is on the road and when.*

*Patricia Haidaoui suggested that if the Town Board chooses a weekend in the spring, it might be a nice way to tie in something around Earth Day.*

*Tom Corcoran said to also keep in mind that there is a New York State Burn Ban from March 15<sup>th</sup> through May 16<sup>th</sup> each year.*

## ITEM #7 Public Presentations

Patti Brooks said that she owns a business in Highland and lives in Marlboro. She has been involved with Meet Me in Marlborough (MMiM) for about eight years, primarily with the Bounty Fest. Ms. Brooks feels strongly about communication and collaboration and suggested that MMiM start off the year coming to the Town Board to discuss what they will be doing for the year. MMiM has grown to 70 members over the last 10 years and they would like to expand their service to the community. Ms. Brooks thanked the Town for their support because MMiM wouldn't be able to have a lot of their events without the support of the Town. MMiM has a full agenda for the upcoming year which they already started off with the New Years Eve celebration. Ms. Brooks asked the Town Board if they would consider appointing a liaison from the Board to MMiM.

Councilman Corcoran said that he has attended many meetings. He and Councilman Molinelli are the liaisons for MMiM.

Patti Brooks said that the meetings for MMiM are held the second Wednesday of every month at a member location. There is a membership drive going on right now. Also, the website is currently being revamped so if anyone would like to contact them they can email at [meetmeinmarlborough@earthink.net](mailto:meetmeinmarlborough@earthink.net). Anyone is welcome to participate in their events in collaboration with the Town.

Supervisor Osborn said that Meet Me in Marlborough is not structured as a 501C3 (tax exempt), so as a profit entity it's hard for the Town to do things in conjunction. The Town recognizes the value of MMiM but it is a conflict.

Patti Brooks said that MMiM is a 501C6 (not for profit) but she will look into that. She is at the meeting tonight to communicate and resolve issues.

Supervisor Osborn also suggested that MMiM speak to Gael Appler around July 1<sup>st</sup> to get the proper permit from the county to close the part of Western Avenue needed for the apple drop. It was difficult for the Town to participate this year because of insurance liabilities due to the pedestrians on Western Avenue without the permit from the county.

Tom Corcoran added that MMiM needs to get a permit for fireworks from the Town because there were fireworks at the apple drop.

Ms. Brooks was unaware that there were fireworks at the apple drop, therefore, she would like to update the Town on a monthly basis on where MMiM is with their events so they can make sure they are getting the proper permits. She also wants to have better communication with the Police Department.

Councilman Corcoran said that MMiM is on the agenda for the second meeting of the month. He appreciated that Ms. Brooks came to the meeting tonight and asked if she would attend the second meeting of the month.

Supervisor Osborn asked Ms. Brooks to call his secretary to also set up a meeting with himself, his deputy, and the police chief so they can discuss past problems and resolve them.

ITEM #8 Report of departments

A) SUPERVISOR- STEPHEN OSBORN

*No report*

B) TOWN CLERK – COLLEEN CORCORAN

Account Description	Fee Description	Account#	Qty	Local Share
Conservation	Conservation	A1255	1	1.60
				<b>Sub-Total:</b> <b>\$1.60</b>
Dog Licensing	Female, Spayed	A2544	9	45.00
Dog Licensing	Male, Neutered	A2544	7	35.00
Dog Licensing	Male, Unneutered	A2544	1	10.00
				<b>Sub-Total:</b> <b>\$90.00</b>
LANDFILL FEES	T/s Permits		20	785.00
	T/s Punch Cards		48	2,359.00
				<b>Sub-Total:</b> <b>\$3,144.00</b>
Marriage Lic.	MARRIAGE LICENSE FEE	00-1255	1	17.50
				<b>Sub-Total:</b> <b>\$17.50</b>
MISC. FEES	Accident Reports		12	55.50
	Certified Copies		7	150.00
	Dog Warden		1	25.00
	Foi Requests		3	143.38
	Minor Sales		1	350.00
				<b>Sub-Total:</b> <b>\$723.88</b>
				<b>Total Local Shares Remitted:</b> <b>\$3,976.98</b>
Amount paid to:	NYS Ag. & Markets for spay/neuter program			19.00
Amount paid to:	NYS Environmental Conservation			27.40
Amount paid to:	State Health Dept. For Marriage Licenses			22.50
<b>Total State, County &amp; Local Revenues:</b>	<b>\$4,045.88</b>			<b>Total Non-Local Revenues:</b> <b>\$68.90</b>

*Colleen Corcoran said tax season is going well and everyone is very pleased with the new Town Hall. There haven't been too many complaints about parking but we did have one handicap issue.*

*Supervisor Osborn said that we did run into a problem that he doesn't think is ADA compliant. There isn't a sign on the front door telling someone who is handicapped to go to the side door but this is being taken care of. Also, the handicapped door was a push button door, and the door was locked but that issue has been solved as well. There is also a ramp (lift) to take to get to the first floor and an elevator if coming through the lower level.*

*Councilman Baker asked if a Town Hall sign was going to be put up.*

*Councilman Corcoran said they do plan to put up a Town Hall sign.*

C) POLICE CHIEF – GERALD COCOZZA

Following is a summary of the activity of the Police Department for the month of December 2013.

<u>MOTOR VEHICLE ACCIDENT</u>	Dec. 13	Yr. Date 13	Dec. 12	Yr. Date 12
Personal injury	5	55	4	41
Fatal	0	0	1	2
Property Damage	22	158	18	172
Report Not Required	3	34	7	51
Total	30	247	30	269

SUMMONSES ISSUED

Vehicle and Traffic	138	2076	85	1813
Parking	3	22	0	15

COMPLAINT ACTIVITY

Total Blotter Entries	367	4622	330	4320
Total Arrests	29	321	22	290

<u>TOTAL TELEPHONE CALLS</u>	1697	20232	1633	19925
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POLICE DEPARTMENT OVERTIME HOURS payroll 26 & 1

Full Time Officer Overtime	91	(\$4033)	848.50	101	(\$5166)	751.55
Part Time Officer Overtime	154	(\$6676)	1230.5	148.5	(\$6901)	1008.65
Full Time Dispatchers Overtime	24.5	(\$813)	73.5	4	(\$113)	15
Part Time Dispatchers Overtime	72	(\$1675)	312	48	(\$1073)	241
<u>Police Mileage</u>	10906		153831	12636		159311

*Chief Cocozza also reported that they appointed one part time dispatcher and two are in training. Once the two trainees are presented to the Board for appointment, it should alleviate some of the part time overtime hours. The amount of overtime also included some holiday hours.*

*Joan Delatorre asked if it is correct that two members of the police department are on paid leave for disciplinary reasons and are their shifts being covered.*

Chief said yes to both questions. They are doing what they need to do according to the terms and conditions of the bargaining agreement and New York State employment law. Ms. Delatorre asked if 4 people are getting paid for the work of 2 people and how much is this costing the Town. She also asked how long has this been going on and she also heard there are possible criminal charges against the two officers.

Chief Cocozza explained that all the officers are getting paid according to their contract Civil Service Law and he doesn't have the numbers with him tonight. This has been going on since September 30<sup>th</sup> and is in litigation with the Town attorney and a pending matter.

Ralph Walters asked if there will be another 90 day appointment and when does the current one expire.

Chief Cocozza said the current 90 day appointment is up at the end of January. He needs to get approval from Civil Service to do another one but he is not sure if it will be the same officer or another one will be appointed. Either way the shifts need to be covered.

#### D) HIGHWAY SUPERINTENDENT – GAEL APPLER, SR.

##### **Monthly Report for December 2013**

**ROADS:** We did numerous road patrols opening up c.b. tops and pipe ends. We cleaned the snow piles out of the hamlets of Marlboro and Milton on 12/16. We finally received and installed the guard rail for the culvert by the Town Park Train Station.

**WATER DEPARTMENT:** We assisted WD with a water main break on Milton Turnpike on Christmas Eve Day.

**TREES/BRUSH:** We continued vacuuming leaves out the drainage ditches through the first week of the month and had to stop due to freezing conditions. We took down two willow trees at the south end of Orange St.

**SNOW/ICE:** We had to spot sand the higher elevations on 12/2-3-4 due to icing in the morning. On 12/6 we had a forecast of 1-3 inches but only had light snow and three trucks out at 4 am to sand the higher elevations. On 12/9 we had a forecast of 1-4 inches but we ended up with about 1 inch but some serious sleet/ice. We were in at 4 am to sand/salt all routes and had serious icing around 7 am and had this under control by 10 am. On 12/10 we had another small storm and sanded all routes then had to plow off the higher elevations and resand/salt that afternoon. On 12/14 we had a forecast of 6-12 inches that continued overnight and we got about 8 inches that cleaned up nicely and finished working this storm the next day by noon. On 12/17 we had a forecast of 3-6 inches going through the day. We finished plowing off at 9 pm and came back in at 5 am to some icing but had all roads in good shape by 7:30 am. On 12/24 we had a forecast for a dusting but ended up with around 3 inches of extremely slippery snow. We cleaned all roads off and left around 11 pm Christmas Eve. On 12/31 we had a forecast of a dusting to 1 inch. We ended up with 2 inches in the northwest section of the Town and plowed this off and sanded all roads New Years Day. We also did numerous road patrols early in the mornings during the month.

**FUEL USEAGE:** Gas: 620.4 gallons      Diesel: 2365.0 gallons.

*Supervisor Osborn asked how the new liquid truck is working.  
Gael Appler said they have two and they are both working well.  
Councilman Baker asked what the liquid is.  
Gael Appler said that it's magnesium chloride, it's safer for the environment than calcium chloride. The magnesium chloride assists the salt because salt only works up to 17 degrees.*

E) WATER SUPERINTENDENT – CHARLIE MUGGEO

**RE: MONTHLY REPORT FOR DECEMBER**

Water consumption totaled 16.3 million gallons that is a daily usage of 528,000. Compared to last month 15.2 million gallons and a 506,000 daily usage. Compare to a year ago water consumption was 15.0 million for the month which is a daily usage of 483,000.

**SUMMARY FOR THE MONTH:**

**Hydrants: Finished installing snow markers. Repaired and rebuilt hydrants on Sands Ave., Lattintown Rd., and South St.**

**WATER MAINS:** Had to repair 6 inch line on Milton Turnpike with the help of the highway department.

**SERVICE LINES:** Had to turn off numerous service line to empty house for line were frozen and leaking.

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**MARKOUTS:** 30

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Gallons of Gas: 250

Gallons of Diesel: 25

Mileage for the month: 1800

*Councilman Koenig asked why the gallons per day were about 100,000 gallons higher than last year.*

*Charlie Muggeo explained that they have a new meter at the pump house which he feels is more accurate. The old meter is in New York City being calibrated to see if it was off, but they haven't given it back yet.*

*Supervisor Osborn said to Charlie Muggeo that they have discussed moving his office to Town Hall because there is space there now and also Tony Falco would like his office back at the treatment plant because he currently just has a lab. Supervisor Osborn suggested that the water department could use some of the empty office space for some of the more frequently used equipment and use the old Town Clerk's office for an office.*

*Mr. Muggeo said that he monitors the water at the current office about 2-3 hours a day and they have a garage and a lean to that he uses at the treatment plant as well. He suggested that Mr. Falco could have an office at Town Hall because it would be in between the two treatment plants.*

F) BUILDING INSPECTOR – THOMAS CORCORAN

**THOMAS CORCORAN/BUILDING INSPECTOR  
MONTHLY REPORT  
MONTH OF: DECEMBER, 2013**

CERTIFICATE OF OCCUPANCY 10 STOP WORK ORDER \_\_\_\_\_

REQUEST FOR INFORMATION 7 Z.BA APPLICATION \_\_\_\_\_

MOBILE HOME PERMITS \_\_\_\_\_ TRAILER PARK RENEWALS \_\_\_\_\_

ORDER TO REMEDY 16 BUILDING EXTENSIONS 1 \_\_\_\_\_

COMPLAINTS 36 FIRE INSPECTIONS 2 \_\_\_\_\_

BURN PERMITS ISSUED 14 FIRE CALLS 3 \_\_\_\_\_

**BUILDING PERMITS 10 \_\_\_\_\_**

<u>1</u> ONE FAMILY	<u>1</u> SIGN
<u>1</u> ROOF	<u>1</u> ELECTRICAL
<u>1</u> REPAIRS	<u>1</u> FURNACE/BOILER (INDOOR)
<u>1</u> ADDITIONS/RENOVATIONS	<u>1</u> DEMOLITION
<u>1</u> TANK INSTALLATION/REMOVAL	<u>1</u> DECKS/STAIRS
<u>3</u> STOVES (WOODSTOVE, PELLET	<u>1</u> PORCH
<u>1</u> POOL/HOT TUB	<u>1</u> POLE BARN
<u>1</u> SHED	<u>1</u> CARPORT/GARAGE
<u>1</u> GENERATOR	<u>1</u> SOLAR PANELS

ESTIMATED COST OF BUILDINGS \$430,184.00 \_\_\_\_\_

CERTIFICATE OF OCCUPANCY	\$ <u>300.00</u> _____
REQUEST FOR INFORMATION	\$ <u>700.00</u> _____
BUILDING EXTENSIONS	\$ <u>100.00</u> _____
TRAILER PARK RENEWALS	\$ _____
BUILDING PERMITS	\$ <u>2078.00</u> _____
ZBA ESCROW FEES	\$ <u>500.00</u> _____
ZBA APPLICATION	\$ _____
TOTAL MILEAGE: 1100 MILES	
TOTAL GAS USAGE: 89 GALLONS	
TOTAL MONTHLY ZONING FEES	\$ <u>500.00</u> _____
TOTAL FIRE INSPECTION FEES	\$ <u>80.00</u> _____
TOTAL MONTHLY RECEIPTS	\$ <u>\$3178.00</u> _____

- G) WASTEWATER TREATMENT FACILITY – ANTHONY FALCO  
*No report*
- H) DOG CONTROL OFFICER – ANDREW MCKEE  
*No report*
- I) ASSESSOR – CINDY HILBERT  
*No report*
- J) PLANNING-JOE PORCO  
*No report*

#### ITEM #9 Old Business

##### A). Wyms Heights

*Supervisor Osborn reiterated from the last meeting that the DA is working with the Health Department who is doing the monitoring.*

*Tom Corcoran said he has an appointment with Rusk's office tomorrow to go over everything.*

*Supervisor Osborn said they are still pursuing taking this to State Supreme Court.*

##### B). Town Healthcare benefits

*Councilman Corcoran said they chose an MVP 0/40 Platinum Plan for the Town's Healthcare plan. It is MVP's best insurance plan. The overall plan costs less than last year too.*

##### C). TOMVAC

*Supervisor Osborn said that TOMVAC is being used for some recreation events.*

##### D). Water well- St. Andrews and Old Indian

*Supervisor Osborn said that he and Councilman Koenig had a conference call with Hydrosource and the Town engineer to update Councilman Koenig about the water wells and the search for water. He has been updating Councilman Baker as well but would like to give him more time to think about it and understand it better. The engineer wants to do a (pump) test on the Troncillito well to get a final result on the aquifer that is about three miles long. It runs from the Troncillito's to the Transfer Station.*

*They want to see if it is a homogeneous aquifer, if it's the same or varied from one end to the other. They also want to see if there is a tilt near the Troncillito/Greiner properties which would produce higher rates of water. By doing the test they will know how much water is in the aquifer and which site would be favorable and how it can be brought down to the Town, which would lead to building infrastructure.*

*Supervisor Osborn said that since Supervisor Cerone started looking for water the Town has spent \$114,000.00. The aquifer test would cost about \$10,000.00 which would let them know if it is tilted or not and then they can get suggestions on what to do.*

*Councilman Molinelli asked Supervisor Osborn what will be done if this test proves that they should move forward with something or if it proves that they should not do*

something. He doesn't want to vote on spending another \$10,000.00 without knowing what is going to happen next. He also felt that if we are testing on someone else's property they should have an agreement drawn up before doing so.

Supervisor Osborn said they are not testing to say this will be the Town's water supply, they are testing to find out the nature of the 3 mile long aquifer. If they string enough of the 100gpm wells together they can supply the Town.

Councilman Baker thanked Supervisor Osborn for delaying the vote so he can gain a better understanding of what is being done. He is glad that testing the aquifer will give the Town a better understanding on what to do moving forward.

Councilman Molinelli asked how much water the Troncillito well produces.

Supervisor Osborn said that he was told that it was about 100gpm. Saint Andrews was about 75gpm and the Old Indian well was about 100gpm.

Councilman Corcoran asked if the Board decides to test the aquifer, what happens if we damage the well while testing.

Supervisor Osborn said the Troncillitos' will have to sign a waiver of liability, but the drillers insurance should cover that. He added that if this test turns out good then the Town can make a deal with anyone along the aquifer knowing they are in the right spot.

Councilman Baker asked if 300gpm is enough to supply the Town.

Supervisor Osborn said yes but it can be 3-100gpm wells working together. Part of this test is to monitor the St. Andrews well while testing the Troncillito's to see if the two are affected so then they will also know how far apart the wells need to be.

Councilman Baker asked if this would be good for economic development and the Town and get away from New York City water.

Supervisor Osborn said he would like to be in control of the expense of our water rather than NYC dictating how much our water will cost and what is in it. Even if we can't find as much water as we need, for instance if Brooklyn Bottling likes NYC water they can continue to purchase water from NYC and the rest of Marlboro can be supplied by 250 gpm. We would not have to filter our water but we would have to chlorinate it. We would get federal grants to put the infrastructure in to get the water down. Supervisor Osborn gave an example of how the infrastructure would be built down Bingham Road to Lattintown Road from the Troncillito property or if it was on the Hershkowitz property the infrastructure would come down Old Indian Road down to Ridge Road.

Councilman Baker asked if we are interested in connecting all of 9W.

Supervisor Osborn ultimately yes but there is a large section of 9W without many users on it that is rock and it would cost over 2 million dollars.

Charlie Muggeo said he thinks it's a good idea to test the aquifer, but doesn't think supplying the Town with water from the wells is a good idea. NYC is going to supply us with water for an infinite period of time. Newburgh just put in a new filtration system and the quality of our water is 3000% better. The turbidity used to be 1.25 and now it's .015-.025.

Supervisor Osborn said that there are organics in that water and organics and chlorine equal things that are not good. The water from the wells have no organics so it is better quality.

Charlie Muggeo said the EPA put a standard on the water so they had Newburgh put in the new filtration system for better water quality.

*Councilman Koenig said since he has been updated he feels it is a “catch 22” but they are not looking to test the well to purchase the well but they are looking to see the validity of the aquifer. He feels \$10,000.00 is a lot of money but \$114,000.00 is a lot to walk away from.*

*Karen Enamorado asked if there will still be a temporary shutdown of water while the aqueduct is being built.*

*Supervisor Osborn said that is no longer true, the DEP is paying for the interlinking of their supply so there will be no interruption.*

*Karen Enamorado questioned if the Town is in contact with Newburgh and also asked how they are getting their information because Newburgh isn’t even giving information about a rate increase.*

*Charlie Muggeo said they should see new rates in June because they need to figure out their operating expenses etc... and there is cap. He thinks the increase could be anywhere from ½%-3%.*

#### E). New Town Hall

*Councilman Corcoran said that the plans from the Town’s architect and engineer will be shown to the school’s architect to make sure they meet school standards. The court and police entrance will now be the same entrance (the main entrance) and there will be a hallway to the left to get to the court. The generator and NYCOMCO contracts are being finalized. Everyone seems to be very happy with the move so far, there were a few parking issues but a lot of the Town Hall staff parks at the lower parking lot which has helped. Councilman Corcoran said he spoke with the school Superintendant and he said that everything is working out well.*

*Charlie Muggeo is plowing the upper and lower lots and the school is snow blowing and shoveling. Gael Appler also salts which has been done for years.*

*Councilman Molinelli asked if there is any new news about the playground at the lower level.*

*Councilman Corcoran said that it still would be \$30,000.00 to move it so it will be fenced in.*

#### F). Terwilliger Hoffman 384D Retirement

*No new information*

#### G). Furnace and air conditioning maintenance

*Supervisor Osborn said they are still waiting for Mr. Cook to give them contract details.*

#### H). Bids for Capital Improvements at the Town Park

*Councilman Corcoran said the plans for the park will be in at the same time as the Town Hall plans. He would like to have the park done as soon as possible. They should be done with the bid process by the end of February and include in the proposal that the work should be done by a certain date and if not there will be a penalty.*

*Councilman Molinelli said they should put a time frame on both bids.*

#### I). McLaughlin Drive

*No new information-Supervisor Osborn updated Councilman Baker on the situation.*

#### J). Wind Turbine

*No new information*

K). Labor Negotiations

*No new information*

L). Milton School Sewer Extension

*Supervisor Osborn said the sewer extension is waiting on better weather.*

M). Jenny Garden water main

*Supervisor Osborn asked the Planning Board secretary to look for evidence that the Town would reimburse Mr. Gerentine for the water main that goes out to Birdsall Avenue from Jenny Gardens.*

*He found documents that discussed work to be done but the document stating that the Town would reimburse Mr. Gerentine is probably at TOMVAC. When that document (minutes) is found then Supervisor Osborn can ask the Town attorney if it is an agreement or just a conversation.*

*Charlie Muggeo said in our Town Code it states a minimum of an 8" water main should be used. They also loop the system because dead ends would cause problems and there is also fire protection services to consider and when a builder proposes a project it is asked that they extend the water main past the project and there is no reimbursement.*

*Supervisor Osborn said that typically there isn't reimbursement but Mr. Gerentine is saying the Planning Board said that he would be.*

N). Survey of St. Andrews property for purchase

*No new information*

O). Zoning Review for Lyons Lane Section of 9W

*Supervisor Osborn said this in conjunction with the Master Plan and as soon as they get the \$10,000.00 Greenway Grant, they can begin working on the zoning review and the Master Plan.*

P). Ethics Committee open position

*Supervisor Osborn said that Mici Simonofsky handed in a letter of interest for the Ethics Committee but unfortunately the head of political parties are not allowed to be on an Ethics Board for the Town.*

*Ralph Walters asked if there are one or two vacancies.*

*Supervisor Osborn said one.*

***Councilman Molinelli made a motion to amend Letter P under Old Business to read-Ethics Committee open position and remove Letter A under New Business. Seconded by Councilman Corcoran.***

**Yea: 5**

**Nays: 0**

**Carried**

ITEM #10 New Business

A). Ethics-we still have an open position

## B). Stamen Knolls drainage district

*Supervisor Osborn said Ben Trapani did a subdivision years ago and he wants to un-subdivide because he wants to get rid of a drainage district called Stamen Knolls that is required by the subdivision.*

*Tom Corcoran said he has to go to the Planning Board for a lot line change.*

*Councilman Corcoran made a motion to remove Letter B under New Business. Seconded by Councilman Molinelli.*

*Years: 5 Nays: 0 Carried*

C). Ulster County Planning Board representative

*Supervisor Osborn said that Howard Baker has expressed interest in being the representative for the Town on the Ulster County Planning Board. He asked for a motion to make Howard Baker the Town's Ulster County Planning Board Representative.*

*Councilman Molinelli made a motion to make Howard Baker the Town's representative on the Ulster County Planning Board. Seconded by Councilman Koenig.*

*Yeas: 5 Nays: 0 Carried*

*Councilman Molinelli made a motion to remove Letter C from New Business. Seconded by Councilman Koenig.*

*Yeas: 5 Nays: 0 Carried*

*Supervisor Osborn said that Walt Falkenberg is currently on the Ulster County Planning Board and hopes to continue but he is now working full time. Walt still works at the Town's Transfer Station and does many things for the Town.*

#### D). Replacement windows for highway

Councilman Corcoran said the windows in the Highway Department are the original windows that were installed when that part of the building was built. There is a draft coming from the windows and they are losing a lot of heat. He would like to replace the windows in the office and the room that connects to the office. Also, the outside door in the garage has a hole in the bottom which is probably where the mice are coming in. He asked the Board for permission to get estimates on those items.

*Councilman Koenig made a motion to allow Councilman Corcoran to get estimates for windows and a door. Seconded by Councilman Molinelli.*

*Yea*s: 5                    *Nay*s: 0                    *Carried*

*Councilman Koenig asked Gael Appler if there was an issue with the new garage doors. Mr. Appler said he called this afternoon for someone to fix the problem.*

*Councilman Corcoran said that when they get a contract from Mike Cook, he needs to clean out the furnace in the garage because it is not working like it should.*

#### ITEM #11 EXECUTIVE SESSION

*Councilman Molinelli made a motion to hold an executive session to discuss legal matters regarding the two police officers mentioned earlier. Seconded by Councilman Koenig.*

*Yea*s: 5                    *Nay*s: 0                    *Carried*

*Executive session began at 8:43PM.*

*Councilman Molinelli made a motion to end executive session and resume the regular Town Board meeting. Seconded by Councilman Corcoran.*

*Yea*s: 5                    *Nay*s: 0                    *Carried*

*Executive session ended at 9:09PM.*

*No decisions were made.*

#### ITEM #12 Correspondence

*Supervisor Osborn read the following resignation letter from Timothy Worth which is incorporated into the minutes as follows:*

Dear Chief (and all other members):

It is with a heavy heart but excited and optimistic mind that I write this letter.

When I began my employment with the Town of Marlborough Police Department in August of 2007, I had no idea how close I would become to both the members and the department as an institution. The officers and dispatchers at your agency are second to none. The professionalism and camaraderie I experienced during my six and a half years in your ranks is unparalleled with any other position I have held with any other employer. Although I was only employed in a part-time civilian capacity, I was always made to feel "part of the team", both inside and outside of the workplace. While I am excited to begin my career with the Windham County Sheriff's Department, my time with Marlborough will often be recalled and my friends often missed.

Your support throughout the years has been unmeasurable. Whether I was working a full time security job, attending college four hours upstate, working a seasonal position in the Adirondacks, dealing with the thrills and pitfalls of the newly found joys of fatherhood, or gradually relocating and building a life in Vermont, the Marlborough Police Department has consistently and without fail remained a source of encouragement and support. I credit a good deal of my success and stability to the experience I gained, and the values I was introduced to early in my life, at Marlborough PD. I owe all of you more than I can ever repay.

But time marches on. I look forward to utilizing the skills and experience I have gained at my new position in the "Green Mountain State". I hope to remain in contact with all of you in the years to come, both professionally and personally. You will all have a colleague, friend, and place to stay should you ever find yourself in need of anything in Vermont. If there is ever anything I can do to help anyone, please do not hesitate to contact me.

This letter serves as my resignation from my position as a part-time dispatcher with the Town of Marlborough Police Department; effective December 31<sup>st</sup>, 2013.

Deputy Timothy K. Worth

*Supervisor Osborn read the following letter from the United Federation of Police Officers which is incorporated into the minutes as follows:*

Dear Supervisor Osborn:

It is my understanding under the present Collective Bargaining Agreement, between the Town of Marlborough and the United Federation of Police Officers, Inc., local 627, police dispatchers unit that the medical and dental coverage negotiations were to be reopened in the year 2013, to address new medical plans and or the incentive plan program.

At the present time Jennifer Van Amburgh does not enjoy the medical coverage and did elect the incentive program. My understanding that other bargaining units received the five thousand dollars (\$5,000) incentive and the police dispatcher received the two thousand dollars (\$2,000) incentive.

I would respectfully appreciate it if you paid Jennifer the five thousand dollars that everyone else receives under this program.

Thank you very much for your concern in this matter.

*Supervisor Osborn said that the police department gets \$5,000.00 but most employees get \$2,000.00, contracts will be negotiated at negotiation time.*

#### ITEM #13 Public Comment

*Joan Delatorre said the agenda was not online today.*

*Supervisor Osborn apologized and said things were not finalized and it was supposed to be up Monday morning but it didn't happen until the afternoon.*

*Joan Delatorre asked what section in the Civil Service law mandates that the suspended officers get paid leave.*

*Chief Cocozza said there are two things that can be done. Someone can be suspended for 30 days and invoke an Article 75 hearing and if at the end of the 30 days a hearing can't be scheduled they are entitled to pay. Or, you can do an administrative leave and they would get paid when they are separated from duty and that does not invoke the Article 75 which gives time to move forward. Chief is not aware of a limit on how long they can be on paid leave.*

*Mark Reynolds asked if there is an update on the DiBlanca lawsuit.*

*Supervisor Osborn said no.*

*Mark Reynolds also asked if there was an update on the Tanzi lawsuit.*

*Supervisor Osborn said no but there was a motion to throw it out and Tanzi changed what he originally said and they are waiting to see what the judge thinks.*

*Ralph Walters asked if the pay for the officer's on leave is being fully taxed.  
Chief Coccozza said yes.*

*Ralph Walters said he still would like to see one way signs on Orange Street by the Post Office because he is still seeing people pulling out the wrong way.*

*Gael Appler said he can put another sign up.*

*Chief Coccozza said he can increase patrol in that area.*

#### ITEM #14 Resolutions

- A). Resolution #28 To appoint part time police officer
- B). Resolution #29 To approve and endorse an application for a grant under Greenway Communities Grant Program

#### ITEM #15 ADJOURNMENT

January 13, 2014

A). Resolution #28 To appoint part time police officer

Supervisor Osborn proposes the following:

Whereas, the Police Committee has interviewed for the position for part time police officer, and

Whereas, it is the recommendation of the Police Committee as well as the Chief of Police to appoint Everett Erichsen as part time police officer.

Now therefore be it resolved, that Everett Erichsen be appointed immediately contingent upon a back ground check.

And moves for its adoption:

Councilman Corcoran	Yes
Councilman Molinelli	Yes
Councilman Koenig	Abstain
Councilman Baker	Yes
Supervisor Osborn	Yes

January 13, 2014

B). Resolution #29 To approve and endorse an application for a grant under Greenway Communities Grant Program

Supervisor Osborn proposes the following:

Whereas, the Town of Marlborough is applying to the Hudson River Valley Greenway for a grant under the Greenway Communities Grant Program for a project entitled Milton Landing Park-Rehabilitation of the South Pier to be located in the hamlet of Milton.

Whereas, the grant application requires the applicant municipality to obtain 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 the Town of Marlborough hereby does approve and endorse the application for a grant under the Greenway Communities Grant Program, for a project known as Milton Landing Park-Rehabilitation of the South Pier and located within this community.

And moves for its adoption:

Councilman Corcoran	Yes
Councilman Molinelli	Yes
Councilman Koenig	Yes
Councilman Baker	Yes
Supervisor Osborn	Yes

*Councilman Koenig said the grant is for \$7,500.00 for building materials to begin rebuilding the south pier. It is a matching grant and they have in kind services totaling about \$70,000.00 so they will not be asking for any money from the Town Board. Rosemary Wein is a grant writer and she is writing the grant that needs to be submitted by February 14<sup>th</sup> and they should have an answer within 30 days.*

*Supervisor Osborn congratulated the Train Station for getting a \$10,000.00 grant from the Alan Greenspan Trust.*

***Councilman Molinelli made a motion to adjourn the meeting. Seconded by Councilman Koenig.***

***Yea*s: 5**

***Nay*s: 0**

***Carried***

*Meeting adjourned at 9:24PM.*

*Respectfully submitted,  
Danielle Cherubini  
Deputy Town Clerk*