

SECOND MEETING OF THE MONTH
TOWN BOARD TOWN OF MARLBOROUGH
JANUARY 27, 2014 7:00 PM
MINUTES OF MEETING

PRESENT: SUPERVISOR OSBORN
COUNCILMAN MOLINELLI (Arrived at 7:16PM)
COUNCILMAN CORCORAN
COUNCILMAN KOENIG
COUNCILMAN BAKER

COLLEEN CORCORAN, TOWN CLERK
PATRICIA HAIDAOUI, DEPUTY SUPERVISOR
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 Patrick Fasano.

ITEM #3 Motion to approve agenda

Councilman Corcoran made a motion to amend the agenda to add ITEM 13.5 Executive Session and approve the agenda as amended. Seconded by Councilman Koenig.

*Yea*s: 4 *Nay*s: 0 *Carried*

ITEM #4 Motion to approve minutes from the January 13, 2014 meeting

Councilman Baker made a motion to approve the minutes from the January 13, 2014 meeting. Seconded by Councilman Corcoran.

*Yea*s: 4 *Nay*s: 0 *Carried*

ITEM #5 Authorize payment of bills

Councilman Baker made a motion to authorize payment of the abstract for 2013 in the amount of \$48,437.35. Seconded by Councilman Koenig.

*Yea*s: 4 *Nay*s: 0 *Carried*

Councilman Koenig made a motion to authorize payment of the abstract for 2014 in the amount of \$787,573.00. Seconded by Councilman Baker.

*Yea*s: 4 *Nay*s: 0 *Carried*

ITEM #6 Comments on the agenda

No comments on the agenda.

ITEM #7 Public Presentations

No public presentations.

ITEM #8 Report of Committees

A) RECREATION

Pierre Ferguson reported that the recreation department is continuing to offer self funded programs. There are two new classes being offered, both to be held at the Marlboro Middle School Cafeteria between 2/3/14 and 5/5/14. One class is Community, Health, Wellness, and Exercise to be held from 4 p.m. - 5 p.m. and the other is Insanity, P90X3, and Focus T25 to be held from 5 p.m. - 6 p.m.. The instructor for both classes will be Fran Barlow. The classes are free but donations are welcome. Flyers have been approved by the school so they will go out through the school and Ms. Barlow is advertising with Meet Me in Marlborough. Mr. Ferguson is working on getting the information to Patricia Haidaoui to put on the website.

Patricia Haidaoui asked Mr. Ferguson if he would get the days of the week that the class will be held because it doesn't specify on the flyer.

Mr. Ferguson said he will get the flyer and the days to Ms. Haidaoui.

Mr. Ferguson said he would like to change the recreation meetings to the third Wednesday of the month at 7:00 at the new Town Hall.

Councilman Corcoran said they could use the Supervisor's Office for now but he will be speaking to the school about using one of their conference rooms for meetings.

Mr. Ferguson said that he previously asked the Board to add Joann Congelli and Vince Mannese to the Recreation Committee but did not see them on the reorganization agenda.

Councilman Corcoran said they will look into it.

Mr. Ferguson announced that the annual Easter Egg Hunt will be on April 13, 2014 at Cluett Schantz Park.

Mr. Ferguson also announced that if any students in the Marlboro-Milton area would like to be a summer camp counselor they can drop off a resume for him at the new Town Clerk's Office or mail it to P.O. Box 305, Milton, NY 12547. Also, if any Marlboro-Milton students would like to be considered for a scholarship for summer camp a letter of interest can be dropped off at the Town Clerk's Office as well.

Concerts in the Park will be July 11th, July 18th, July 25th, and August 1st.

Councilman Corcoran said they will have Movies in the Park and it will probably take place in September. The person they are hiring for sound (for concerts and movies) is \$300.00 less than last year so it will cost about \$1,000.00 which has been budgeted for. He is working with the PTA to design a flyer and choose a movie. He asked that since this is budgeted for, that local businesses are not asked for donations. If business's offer a raffle prize or donation that's ok but he and Councilman Koenig feel that they should not solicit. There will be a flyer contest for students to promote these events and the winner will get recognition for their achievement.

Supervisor Osborn asked for a motion to add Vince Mannese and Joann Congelli to the Recreation Committee.

Councilman Koenig made a motion to add Vince Mannese and Joann Congelli to the Recreation Committee. Seconded by Councilman Baker.

Yea: 4 Nays: 0 Carried

B) SOUTHERN ULMSTER ALLIANCE

No report

C) EMERGENCY MANAGEMENT PREPAREDNESS

No report

D) CAC

Supervisor Osborn said they can probably incorporated the ideas from the CAC into the Master Plan.

E) IT COMMITTEE

Supervisor Osborn said that NYCOMCO has begun some work in the new building.

F) MILTON TRAIN STATION FOUNDATION

Supervisor Osborn said the Board will be looking at the proposed Train Station use policy.

G) ETHICS COMMITTEE

Supervisor Osborn said they are still looking for one more person for the Ethics Committee. Councilman Baker added that there has to be a balance of political affiliation and the applicant would have to be a republican or a non-democrat because there are already two democrats on the committee. He was part of the committee that upgraded that policy. There are currently four people on the committee. Dave Ballou is the chairperson and the other committee members are Jerry Biviano, Michael Hall, and Elizabeth Manion.

H) MILTON LANDING CITIZENS COMMITTEE

Councilman Koenig said that Ms. Wein is finalizing the grant so they should be hearing something soon.

I) ZONING OVERVIEW COMMITTEE/ECONOMIC DEVELOPMENT

Supervisor Osborn said the Town is going to receive \$5,000.00 from a Greenway Grant which will go toward the cost of the Master Plan.

J) REVITALIZATION/ECONOMIC COMMITTEE

Supervisor Osborn said that Councilman Baker is now a member of the Revitalization/Economic Committee and he has been brought up to date of what is going on. They meet the first and third Tuesday of the month at The Falcon at 7:00PM.

ITEM #9 Old Business

A). Wyms Heights

Supervisor Osborn said that attorney Rusk appointed Jason Kovacs to pursue this matter. Supervisor Osborn read a portion of a letter from Jason Kovacs which is incorporated into the minutes as follows:

"Dear Mr. Corcoran,

It was a pleasure speaking to you today. Regarding the conversation, you had asked me for legal advice on what options the Town had for code enforcement for a single

family house located at 4 Wyms Heights. You have advised me that the property on 4 Wyms Heights has been an eyesore for many years but due to recent cleaning at the property certainly spurred on by the Ulster County Board of Health, the County is essentially in compliance with the Town Code and the State Property Maintenance Code. The only concern you've raised was a possible rodent infestation on the property but short of hard evidence of the rodents the allegation is insufficient to convince a legal proceeding. If Social Services and the Board of Health are satisfied with the condition of the property and you cannot cite a specific section of the code the property owners are in violation of, I believe that commencing an action against the property owners would not be prudent use of Town resources. My suggestion is that you monitor the property over the next six months and report back to the Town Board and we can revisit the issue of whether to use any code enforcement action at that time."

Tom Corcoran said he will monitor the property each month to keep an accurate log of what's going on.

B). Town Healthcare benefits

Supervisor Osborn said that they continue to negotiate with the unions. The unions can grieve the new healthcare plan but it doesn't seem like they will.

C). TOMVAC

No new information

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

Supervisor Osborn said that Councilman Koenig and Councilman Baker are now up to date about the water wells.

Supervisor Osborn asked the Board for a motion to spend \$10,000.00 to test the Troncillito well which would be the final step in knowing what type of water source the Town could have as discussed at the last meeting. This test will provide the overall picture of what properties are viable and will be good for long term planning. The test will also project the sustainability of the wells.

Councilman Molinelli said his family who lives across the street from the Troncillito well has seen a decrease in their well water so he is concerned that this is done properly.

Councilman Baker said that this well is 274 feet deep and if this proves to be a good source of water that didn't deplete other wells, they could drill 400-800 feet if they decide to take the next step.

Councilman Baker made a motion to spend \$10,000.00 for the final testing of the Troncillito well assuming they still have approval from the Troncillito family. Seconded by Councilman Corcoran.

Yea: 5

Nays: 0

Carried

E). New Town Hall

Councilman Corcoran presented an updated expense sheet and said they have paid out another \$3,355.00 for office furniture. The cell tower, generator, and engineer expenses have not been paid out yet. Councilman Corcoran also presented a map of the engineering specs from Phil Bell. Mr. Bell is 90% finished with the plans, the HVAC part of the plan is

taking longer than expected and will be the most expensive part of the renovation. Councilman Corcoran thanked Chief Cocozza for helping him take down the stage on his day off along with Bill Hohmann.

The stage is going to be recycled into furniture.

Supervisor Osborn said that there will be a piece of the stage hung in the display case at the Town Hall for plaques to be hung for recognition for those who have served on various Town Boards for 10,15,20, or more years.

Councilman Corcoran said that NYCOMCO has finished the wiring at the new building and the concrete pad is done, but they are waiting for better weather to put up the tower. The generator will arrive in about two weeks and that will run almost the whole downstairs including our IT room, Police Department, and Court.

Councilman Koenig asked how large the generator is and if it will power the Town Hall offices upstairs.

Chief Cocozza said that he looked into a larger generator to power upstairs too, but it would have cost \$93,000.00. The server will be connected to the generator but not the desktops.

Councilman Molinelli asked (according to the expense sheet) who ADM Contracting was and if there were three estimates for all the work.

Councilman Corcoran said ADM Contracting bid on the park too. There are three estimates for everything except NYCOMCO because they are specific to that type of work. Supervisor Osborn said he would like to pay Phil Bell when the bid packages go out.

Councilman Corcoran said that Phil Bell's fee is a total of \$26,000.00 and that number has not changed and Mr. Bell asked if the Board would approve 50% of his pay, he should be finished very soon. He said that Mr. Bell is taking longer than expected also because he is going through each detail like labeling every little thing the Town wants so there are no surprises with the contractor and we won't have an overage. He is also recycling things that are currently in the school. Phil Bell was asked not to exceed \$200,000.00 for the work and he is working within that number.

Councilman Baker asked who was in charge of the doors at the school.

Councilman Corcoran said that all of the building maintenance issues or questions would be referred to Larry Cavazza and IT questions would be Ricky Wheeler.

Judge Gallagher asked what is going to happen to the Patrick T. Mataraza plaque that is in the current courtroom because if it is just going to be taken down or packed away she would like to give it to his daughter.

Councilman Corcoran said they plan to move the plaque to the new courtroom but if she would like to give it to his daughter that would be ok.

Judge Gallagher said as long as it stays in the courtroom she is ok with that.

Councilman Corcoran asked how Judge felt about the Flag of Heroes being hung in the new courtroom.

Judge Gallagher said she has had a lot of nice comments about the flag and feels it should be hung.

F). Terwilliger Hoffman 384D Retirement

No new information

G). Furnace and air conditioning maintenance

No new information

H). Bids for Capital Improvements at the Town Park

Councilman Corcoran said the plans for the park are about 90% done as well and the bids will go out at the same time as the Town Hall.

I). McLaughlin Drive

No new information

J). Wind Turbine

No new information

K). Labor Negotiations

See Letter B

L). Milton School Sewer Extension

No new information

M). Jenny Garden water main

Supervisor Osborn said that no written information has been found stating that Mr. Gerentine would get compensated from the Town.

Councilman Molinelli made a motion to remove Letter M) Jenny Garden Water Main from Old Business. Seconded by Councilman Corcoran.

Yea: 5

Nays: 0

Carried

N). Survey of St. Andrews property for purchase

Supervisor Osborn said they will wait to do the survey until after the Troncillito well testing is done.

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

Councilman Corcoran said that the sale of this property is pending on the zone change.

Supervisor Osborn said the engineer will be at the next meeting and they can ask him.

Tom Corcoran said that he spoke with the owner and told him that this is on the agenda each meeting. He is in a RAG-1 zone and would like to be commercial in order to sell.

P). Ethics Committee open position

See Letter G under Report of Committees

Q). Replacement windows for highway

Councilman Corcoran asked the Board if they would like him to advertise for bid or just get three estimates.

The Board agreed to getting three estimates.

ITEM #10 New Business

Supervisor Osborn said that Councilman Baker asked if they could hold Workshop Meetings. Supervisor Osborn said that there are some important things coming up and they could discuss these items at the Workshop Meeting. For example, the engineer could attend and speak with the Board about the Master Plan. Therefore, one meeting will be going in depth and the other meeting would be a cursory meeting.

Councilman Baker added that since no more than two Board members can meet at one time this will give the Board a chance to really discuss things instead of rushing through a meeting.

The Board liked the idea.

Councilman Molinelli made a motion to hold a Town Board Workshop Meeting as the second meeting of the month where they will go over one or more items on old business in depth. Seconded by Councilman Corcoran.

Yeas: 5 Nays: 0 Carried

Supervisor Osborn said they will begin this in February and the first meeting of the month will be everything that is normally on the agenda but will include Reports of Committees. The second meeting will be everything except Reports of Departments, Reports of Committees, and will only include one or more items on Old Business.

ITEM #11 Correspondence

Supervisor Osborn read the following resignation letter from Fredrick Eberhardt III which is incorporated into the minutes as follows:

"Dear Chief Cocozza,

Please consider this as my resignation from appointment as Town of Marlborough Police Officer. It is partly with regret that I submit this resignation and partly with great anticipation of my future path. Regrets of resigning my employment with the Town of Marlborough Police Department are that I will be leaving a company of good men and women who exemplify the highest degree of professionalism in law enforcement and are united in their commitment of service to the Town residents. Despite of many recent difficulties and challenges, I still remain thankful for the last eight months I spent with the department. I will greatly miss the camaraderie of the departments and my sense of shared mission. However, I look forward to the opportunities that lay ahead for me. I seriously appreciate the opportunity that was presented to me as a Town of Marlborough Police Officer.”

Chief Cocozza accepted the resignation.

ITEM #12 Public Comment

Ralph Walter thanked the Highway Department for putting up more one way signs by the Post Office.

Ralph Walter asked Chief Cocozza when the 90 days is up for the temporary full time officer.

55
Chief said January 31st.

Ralph Walters asked if the same officer would be appointed for another 90 days.

Chief said it will have to be another officer because Civil Service won't allow the same officer but they are not going to appoint a full time officer.

Ralph Walters asked what the status is on the suspended officers.

Chief said that it is a personnel matter that he cannot comment any further on.

Ralph Walters asked how is the rate of pay figured for the suspended part time officer and how many hours is he being paid for.

Chief replied that Civil Service bases that on the last 6 months of service but in this case the officer took 8 weeks off so he had to go back one more year and average the days he worked. He thinks it works out to be about \$525.00 every two weeks.

ITEM #13 Resolutions

- A). Resolution # 30 To appoint part time police dispatcher
- B). Resolution # 31 To appoint part time police dispatcher
- C). Resolution #32 To appoint a director and assistant director for this year's 2014 Cluett Schantz Park

- D). Resolution #33 To appoint part time cleaner

ITEM #14 Adjournment

January 27, 2014

A). Resolution # 30 To appoint part time police dispatcher

Supervisor Osborn proposes the following:

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

Whereas, it is the recommendation of the Police Committee as well as the Chief of Police to appoint Erin Litts as part time police dispatcher.

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

And moves for its adoption

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

January 27, 2014

B). Resolution # 31 To appoint part time police dispatcher

Supervisor Osborn proposes the following:

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

Whereas, it is the recommendation of the Police Committee as well as the Chief of Police to appoint Cory Pingiczer as part time police dispatcher.

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

And moves for its adoption

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

January 27, 2014

C). Resolution #32 To appoint a director and assistant director for this year's 2014 Cluett Schantz Camp

Supervisor Osborn proposes the following

Be it resolved that Kim Pomeroy be re-appointed as this year's Director of camp, and

Be it further resolved that Linda Morales be re-appointed as this year's Assistant Director of camp.

And moves for its adoption

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

January 27, 2014

D). Resolution # 33 To appoint part time cleaner

Supervisor Osborn proposes the following:

Whereas, the labor management committee interviewed for the position of part time cleaner, and

Whereas, it is the recommendation of the committee to appoint Donna Mead. The starting pay will begin at \$10.00 per hour to be reviewed after one month and increased to \$12.00 per hour . The part time cleaning position is for 15 hours per week.

Be it resolved, that Donna Mead be appointed to the part time cleaner position effective February 3, 2014.

Councilman Corcoran made a motion to amend Resolution #33 to read effective February 3, 2014. Seconded by Councilman Baker.

*Y*eas: 5 *N*ays: 0 *C*arried

Councilman Corcoran made a motion to amend the Resolution #33 to add ...The starting pay will begin at \$10.00 per hour to be reviewed after one month and increased to \$12.00 per hour. Seconded by Councilman Baker.

*Y*ea*s*: 5 *N*ay*s*: 0 *C*arried

Councilman Molinelli made a motion to amend Resolution #33 to add...The part time cleaning position is for 15 hours per week. Seconded by Councilman Koenig.

*Y*ea*s*: 5 *N*ay*s*: 0 *C*arried

And moves for its adoption

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

Councilman Koenig made a motion to hold an executive session regarding a police matter. Seconded by Councilman Corcoran.

Yeas: 5 Nays: 0 Carried

Executive session began at 8:20PM.

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

Executive session ended at 8:46PM.

No decisions were made.

*Respectfully submitted,
Danielle Cherubini
Deputy Town Clerk*