

August 10, 2015

FIRST MEETING OF THE MONTH
TOWN BOARD TOWN OF MARLBOROUGH
21 MILTON TURNPIKE, MILTON NY
AUGUST 10, 2015 7:00 PM
MINUTES OF MEETING

Present: Supervisor Osborn
Councilman Molinelli
Councilman Corcoran
Councilman Koenig

Also Present: Colleen Corcoran, Town Clerk

Absent: Councilman Baker

ITEM #1 Call to order - Pledge of Allegiance

ITEM #2 Moment of Silence

A moment of silence was observed for Irene Conn.

ITEM #3 Motion to approve agenda

Councilman Koenig made a motion to amend the agenda to add Resolution #70 To approve and endorse the application for a grant under the 2015 Greenway Conservancy Trail Grant Program. Motion seconded by Councilman Molinelli.

Yeas: 4 Nays: 0 Carried

Councilman Molinelli made a motion to amend the agenda as amended. Motion seconded by Councilman Koenig.

Yeas: 4 Nays: 0 Carried

ITEM #4 Motion to approve minutes from the July 27, 2015 meeting

Motion will be made at the next meeting that the quorum of council members needed, are present to vote.

ITEM #5 Authorize payment of bills

Councilman Molinelli made a motion to pay the abstract in the amount of \$344,816.73. Motion seconded by Councilman Corcoran.

Yeas: 4 Nays: 0 Carried

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ITEM #6 Comments on the agenda

Jody Fabrikant discussed a barking dog issue with some of the Town Board members. Mike Dovich asked what two parcels will the trail connect in regards to the Greenway Grant.

Councilman Koenig said the landing and Sands Ave. properties.

Mr. Dovich suggested that if there are conditions attached to the grant then the Town should use their own resources so they have full control.

ITEM #7 Presentations

A) Sarah Hull Hallock Library – 414 Referendum

Pamela Clarke Torres, President of the Board of Trustees of the Sarah Hull Hallock Free Library stated that the library has collected enough signatures to ask the Town to put a proposition on the November ballot. She asked for the Town's support to vote so they can manage their costs and expand their circulation and add programs, classes, and technology. The proposition would be for the Town to increase the budget amount given to the library by \$12,500.00; the library hasn't received an increase in five years.

B) Phil Bell - Update on New Highway Garage

Phil Bell gave a slideshow presentation. He updated the Board on the status of the Highway Garage and also spoke about two change orders and a clerical error in the contract amount. Change order #1 is \$2,380.00 is for the pole barn. During the drilling they didn't hit rock so they needed footings and seven more yards of concrete. Change order #2 is \$1,400.00 for the salt barn. The plan for the salt barn was to remove and replace the first row of siding. After removing some of the siding they found a significant amount of columns that were broken and bent at the bottom. They will put new columns next to the old ones for vertical support. Also, there was a clerical error in the amount on the contract that the contractor signed (\$157,127.00) although the actual amount the Board awarded was \$159,127.00.

Councilman Corcoran made a motion to change the contract amount for the Highway Garage project back to \$159,127.00 for the contractor to sign. Motion seconded by Councilman Koenig.

Yeas: 4 Nays: 0 Carried

Councilman Koenig made a motion to approve change order #1 for footings and concrete for the Highway Department pole barn in the amount of \$2,380.00. Motion seconded by Councilman Molinelli.

Yeas: 4 Nays: 0 Carried

Councilman Corcoran made a motion to approve change order #2 for additional columns for the Highway Department salt shed in the amount of \$1,400.00. Motion seconded by Councilman Koenig.

Yeas: 4 Nays: 0 Carried

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ITEM #8 Report of departments

A) SUPERVISOR- STEPHEN OSBORN

Supervisor Osborn reported that the meeting with the Town insurance company will be meeting Town Board members on August 11, 2015 regarding the playground.

B) BUILDING INSPECTOR – THOMAS CORCORAN

**THOMAS CORCORAN/BUILDING INSPECTOR
MONTHLY REPORT/BUILDING DEPARTMENT
MONTH OF: JULY 2015**

CERTIFICATE OF OCCUPANCY 15 STOP WORK ORDER _____
REQUEST FOR INFORMATION 20 Z.BA APPLICATION _____
TRAILER PARK RENEWALS 2 ORDER TO REMEDY 2
BUILDING EXTENSIONS 2 COMPLAINTS 41
FIRE INSPECTIONS 14 BURN PERMITS ISSUED 22
FIRE CALLS 2 CLOTHING BIN RENEWALS _____

BUILDING PERMITS 29

<u>1</u> ONE FAMILY	<u>1</u> SIGNS
<u>2</u> ELECTRICAL/GENERATOR	<u>1</u> REPAIRS/ALTERATIONS/CONVERSION
<u>1</u> FURNACE/BOILER (INDOOR)	<u>7</u> ADDITIONS/RENOVATIONS
<u>1</u> DEMOLITION	<u>1</u> FIREPLACE/CHIMNEY LINER
<u>2</u> TANK INSTALLATION/REMOVAL	<u>1</u> DECKS/STAIRS
<u>1</u> STOVES (WOODSTOVE, PELLET)	<u>2</u> POLE BARN
<u>1</u> POOL/HOT TUB	<u>1</u> MOBILE HOME
<u>4</u> SHED	<u>1</u> CARPORT/GARAGE
<u>3</u> ROOF	<u>3</u> SOLAR PANELS

ESTIMATED COST OF BUILDINGS \$483,854.25

CERTIFICATE OF OCCUPANCY	\$ <u>150.00</u>
REQUEST FOR INFORMATION	\$ <u>2000.00</u>
BUILDING EXTENSIONS	\$ <u>300.00</u>
TRAILER PARK RENEWALS	\$ <u>700.00</u>
BUILDING PERMITS	\$ <u>3037.80</u>
FIRE INSPECTION FEES	\$ <u>200.00</u>
ZBA ESCROW FEES	\$ _____
ZBA APPLICATION	\$ _____
TOTAL MILEAGE: 1128 MILES	
TOTAL GAS USAGE: 94 GALLONS	
TOTAL MONTHLY ZONING FEES	\$ _____
TOTAL MONTHLY RECEIPTS	\$ <u>6387.80</u>

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C) POLICE CHIEF – GERALD COCOZZA

Following is a summary of the activity of the Police Department for the month of July 2015

<u>MOTOR VEHICLE ACCIDENT</u>	July 15	Yr. Date 15	July 14	Yr. Date 14
Personal injury	3	27	3	35
Fatal	0	1	0	0
Property Damage	11	104	12	100
Report Not Required	1	24	6	36
Total	15	156	21	171

<u>SUMMONSES ISSUED</u>				
Vehicle and Traffic	193	1137	111	938
Parking	3	16	1	9

<u>COMPLAINT ACTIVITY</u>				
Total Blotter Entries	373	2365	375	2485
Total Arrests	31	204	21	164

<u>TOTAL TELEPHONE CALLS</u>	1710	11923	1708	11748
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POLICE DEPARTMENT OVERTIME HOURS payroll 15 & 16

Full Time Officer Overtime	44.5	(\$2186)	384	55	(\$2333)	522
Full Time Office Grant Overtime	35	(\$1720)	90.5			
Part Time Officer Overtime	72.5	(\$2900)	532.75	71.5	(\$2537)	586.25
Part Time Officer Grant Overtime	6	(\$240)	53.5			
Full Time Dispatchers Overtime	0	(\$0)	0	0	(\$0)	8
Part Time Dispatchers Overtime	0	(\$0)	123	24	(\$648)	96
<u>Police Mileage</u>	13872		86215	11088		77530

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D) HIGHWAY SUPERINTENDENT – GAEL APPLER, SR.

No report

E) WATER SUPERINTENDENT – CHARLIE MUGGEO

RE: MONTHLY REPORT FOR JULY

Water consumption totaled 15.4 million gallons that is a daily usage of 499,000. Compared to last month 15.5 million gallons and a 515,000 daily usage. Compare to a year ago water consumption was 16.6 million for the month which is a daily usage of 536,000 .

SUMMARY FOR THE MONTH:

FIRE HYDRANTS: Repaired a hydrant on Plattekill Rd. and Young's Ave.

VALVES: We replaced an 8 inch valve on Milton Turnpike and Walnut Dr.

CURB BOXES: Repaired curb boxes on Milton Turnpike, RT 9W Milton, Ridge Rd., Jonathan Pl., and Old Post Rd.

WATER MAINS: Had to repair road cuts from main breaks on Old Indian, Milton Turnpike, South Rd., Maple Ave., Luel Ann Drive, Dock Rd., and Young's Ave.

SERVICE LINE INSPECTIONS: 2

CLOSINGS: 3

MARKOUTS: 40

Gallons of Gas: 280

Gallons of Diesel: 0

Mileage for the month: 2000

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F) TOWN CLERK-COLLEEN CORCORAN

08/03/2015

Town Clerk Monthly Report Monthly Report
July 01, 2015 - July 31, 2015

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Account Description	Fee Description	Account#	Qty	Local Share	
Conservation	Conservation	A1255	6	11.32	
			Sub-Total:	\$11.32	
Dog Licensing	Female, Spayed	A2544	16	80.00	
Dog Licensing	Male, Neutered	A2544	17	85.00	
Dog Licensing	Male, Unneutered	A2544	6	60.00	
			Sub-Total:	\$225.00	
General Fund	Water Service	2144SW	1	150.00	
			Sub-Total:	\$150.00	
LANDFILL FEES	T/s Permits	00-2130	6	150.00	
LANDFILL FEES	T/s Punch Cards	00-2130	50	2,764.00	
			Sub-Total:	\$2,914.00	
Marriage Lic.	MARRIAGE LICENSE FEE	00-1255	5	87.50	
			Sub-Total:	\$87.50	
Misc Fees	Building Fees\Building Dept	00-2110	2	11,051.32	
Misc Fees	Fire Fees\Building Dept	00-2025	2	720.00	
Misc Fees	YRP Camp	00-2025	94	12,642.50	
			Sub-Total:	\$24,413.82	
MISC. FEES	Accident Reports	00-1255	18	90.00	
MISC. FEES	Burgular Permits	00-2590	1	25.00	
MISC. FEES	Certified Copies	00-1255	7	210.00	
MISC. FEES	Foi Requests	00-1255	3	27.75	
MISC. FEES	Minor Sales	00-2655	3	4,159.00	
MISC. FEES	Park Fees	00-2001	6	1,150.00	
			Sub-Total:	\$5,661.75	
Total Local Shares Remitted:				\$33,463.39	
Amount paid to:	NYS Ag. & Markets for spay/neuter program			51.00	
Amount paid to:	NYS Environmental Conservation			193.68	
Amount paid to:	State Health Dept. For Marriage Licenses			112.50	
Total State, County & Local Revenues:		\$33,820.57	Total Non-Local Revenues:		\$357.18

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G) WASTEWATER TREATMENT FACILITY – ANTHONY FALCO

No report

H) DOG CONTROL OFFICER – ANDREW MCKEE

No report

I) ASSESSOR – CINDY HILBERT

No report

J) PLANNING-MIKE LOGUE

No report

Councilman Molinelli made a motion to hold an executive session to discuss a personnel issue at 7:45PM. Motion seconded by Councilman Koenig.

Yeas: 4 Nays: 0 Carried

Councilman Koenig made a motion to end executive session and resume the regular meeting at 7:47PM. Motion seconded by Councilman Corcoran.

Yeas: 4 Nays: 0 Carried

Councilman Molinelli made a motion to accept the resignation of Mike Logue Planning Board Chairman. Motion seconded by Councilman Koenig.

Yeas: 4 Nays: 0 Carried

Councilman Molinelli made a motion to appoint Joel Truncali as Chairman of the Planning Board until December 31, 2015. Motion seconded by Councilman Koenig.

Yeas: 4 Nays: 0 Carried

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ITEM #9 Report of Committees

A) RECREATION

Supervisor Osborn read the following report from the Recreation Committee which is incorporated into the minutes as follows:

Recreation Committee Report August 2015

June and July have been busy months for Town Recreation.

In June, we held the 3rd annual Marlboro Fit Day, which included a 5K thru the town park, and was followed by a day of free health and fitness related activities, including kick ball and basket ball tournaments, free fitness classes and demos, and a bounce house for the kids. This is a very successful town event, and, thanks to the 5K fees, sponsorships, and vendor fees, the event costs the town NOTHING to hold, and is free to the public (with the 5K costing \$20 at pre-registration, and \$25 the day of the event).

July into August saw another season of concerts in the park. We know this is a huge undertaking, and are hopeful, that in the future, we can pull together a "concert committee" so that tasks can be divided (and conquered). There was also a FREE day of music in the park, offered up by some local musicians, including Michael Charter, on Sat. 8/8. While this was not officially a "Town Rec event" we helped advertise the event to the public, and we thank everyone involved in offering more free entertainment in our town.

Zumba with Kattya is on-going at the TOMVAC building. While the Sat. morning class is being put on hold till Saturday, September 12, 2015, the Tuesday and Thursday night classes are still in session (Classes are \$8 and she pays 12.5% to the town)

Cactus Keith is at the park for the next four Mondays, free to the public, and we are advertising this on the website, and thru social media.

We are offering a CPR/AED course on Wed. 8/12 6pm-10pm OR Sat. 9/5 11am-3pm. Participants will learn how to respond to first aid, breathing and cardiac emergencies. Instructors will guide you through the hands-on practice of lifesaving skills. Successful students will receive a certificate of Adult and Pediatric CPR/AED valid for two years. COST: \$50 Register online at: www.nationalsafetyawareness.com

We are also helping to advertise a MHS Varsity Lacrosse 5K fundraiser, which will be held on this coming Sunday, Aug. 16th at Marlboro High School, with registration at 7:30 and the race at 9am. While not a town event, it is another great fitness activity and supports our local lacrosse players (boys, who currently play on a joint Marlboro – Highland team, and girls, in the hopes that they can fund Marlboro players and create a shared team as well)

We are working out or committee meeting schedule for the 2015-2016 year – official meetings have been on hiatus over the summer, due to our events and vacation schedules. We look forward to new members, with new ideas, to join us in the fall!

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B) SOUTHERN ULSTER ALLIANCE

No report

C) EMERGENCY MANAGEMENT PREPAREDNESS COMMITTEE

No report

D) CAC

Al Lanzetta reported that 12 lights on McLaughlin Drive can be replaced with LED's. The committee plans to meet to discuss other areas that would benefit from LED's.

E) IT COMMITTEE

Councilman Corcoran said a homepage was selected for the new website and they are waiting for vacations to end so design and implementation can begin.

F) MILTON TRAIN STATION FOUNDATION

Supervisor Osborn said the roof looks great.

G) MILTON LANDING CITIZENS COMMITTEE

Councilman Koenig reported that they are applying for the grant for the trail. They will be receiving money from Skartados around September and they will use that for signage.

H) RIVITALIZATION/ECONOMIC DEVELOPMENT COMMITTEE

Supervisor Osborn read the following report from Councilman Baker which is incorporated into the minutes as follows:

"Two grant applications submitted to CFA process. One for LWRP for entire town, the other for a planning monies for Marlboro Falls/Lattintown Creek trail. Won't hear back on those until December. Also want to pursue Greenway grant for additional trail grant money for Lattintown Creek trail. B&L will write this grant at no charge. They do not feel this will conflict with other Greenway grant that Milton is pursuing for trail from Milton Landing to Sands Ave park. Next meeting of Marlboro EDC is this coming Tuesday. This team also wants to pursue a TAP grant for the implementation of the tree planting, lighting, and sidewalk installation outlined in the April 2015 B&L Design Enhancements plan for the Marlboro Hamlet. Expect TAP (DOT money) call for grant applications will be announced in the fall 2015. TAP grant money can be used for implementation purposes – trees, lighting, sidewalks. EDC members H. Baker and S. Osborn under the direction of Marie Baker planted flowers in the "watering trough" under the Marlboro flag pole to spruce up the town center – a small step."

I) MEET ME IN MARLBOROUGH

Councilman Corcoran said that the Farmer's Market is ongoing and they also had a successful fishing derby.

J) HAMLET OF MILTON ASSOCIATION COMMITTEE

Councilman Koenig said that the flowers in the Hamlet look great and he thanked everyone involved for doing a good job.

K) WATER COMMITTEE

Councilman Koenig said they are still waiting to meet with Newburgh. He added that Highland has everything they need to apply for the CFA grant.

L) TRANSFER STATION REIVEW COMMITTEE

Supervisor Osborn read the following report from Councilman Baker which is incorporated into the minutes as follows:

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“Allan and I met with John LaMela and George Graziosi on July 24th to review transfer station operations. We asked John for an estimate for hauling/handling all of the transfer station components – garbage and recyclables including newspapers, cardboard, glass and bottles, cans, and removing all of the existing tires. He understands we’d have to bid this out. Have not received an estimate yet – unless Allan has. Will reconnect with John when I get back from vacation.”

Councilman Koenig added that they are looking into privatizing the Transfer Station because the Ulster County Resource Recovery Agency is raising their fees because they need to replace dumpsters and trucks.

ITEM #10 Old Business

A). Wyms Heights

No new information

B). TOMVAC

Councilman Corcoran said that the buses should be moved to their new location by Friday.

C). Survey of St. Andrews property for purchase

Supervisor Osborn said there will be a meeting to discuss the right of way.

D). Municipal Parking

No new information

E). Proposed agreement with Newburgh

No new information

F). Milton Sewer Expansion 9W

Councilman Corcoran said they closed the permissive referendum period at the last meeting so they can move forward. They are in the engineering phase now and should have something from Dennis Larios by the next meeting.

G). Bayside

Supervisor Osborn said he is waiting to hear from Bayside.

H). Town Wide Historical Survey

Councilman Koenig made a motion to remove Letter H) Town Wide Historical Survey from Old Business on the agenda. Motion seconded by Councilman Molinelli.

Yeas: 4

Nays: 0

Carried

I). Highway garage

Already discussed

J). Local Waterfront Revitalization Program Grant

Supervisor Osborn said the grant has been written.

K). Design Standards for Overlay District

Supervisor Osborn said they will be submitted to the lawyer.

L). Fueling System for the Town

Supervisor Osborn said there is a resolution tonight regarding the fueling system which is the next step.

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M). Town Wide Clean up Day

No new information

N). Milton Playground

Julie Amodeo spoke about her opinion about what she would like to happen after the meeting with the insurance company.

Councilman Corcoran said he would like to add Part-time secretary to Old Business. He said they received an application and will set up interviews soon.

ITEM #11 New Business

A) Gate proposal

Supervisor Osborn explained that a second power gate is needed on the other side of the Highway Department. The school will need the gate because of the fueling and will be paid back to the Town.

Councilman Corcoran made a motion approve \$5,975.00 for the installation of a motorized gate. Motion seconded by Councilman Molinelli.

Yeas: 4 Nays: 0 Carried

Supervisor Osborn said that he had a request from a resident who has a deaf child and would like to put up a Deaf Child Area sign on their road.

Councilman Molinelli made a motion to purchase a Deaf Child Area sign. Motion seconded by Councilman Koenig.

Yeas: 4 Nays: 0 Carried

ITEM #12 Correspondence

No correspondence

ITEM #13 Public Comment

Julie Amodeo asked if the handprints on the columns outside of the police station were going to be painted over.

The Board answered no. Councilman Corcoran added that it's not the Town's decision; the school board made the decision not to paint over the handprints a while back.

James Garofalo suggested that the Board purchase two Deaf Child Area signs; one for each direction depending on the area.

Councilman Corcoran made a motion to approve the purchase of a second Deaf Child Area sign if needed. Motion seconded by Councilman Molinelli.

Yeas: 4 Nays: 0 Carried

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ITEM #14 Resolutions

Resolution #67 To appoint a member to the Town of Marlborough Planning Board

Resolution #68 To adopt Local Law #2 Amending Chapter 33 Planning Board

Resolution #69 To approve a proposal for an agreement between the Town and Core Engineered Solutions, Inc. for sale and installation of vehicular fuel storage and dispensing facilities

Resolution #70 To approve and endorse the application for a grant under the 2015 Greenway Conservancy Trail Grant Program

ITEM #15 ADJOURMENT

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August 10, 2015

A). Resolution #67 To appoint a member to the Town of Marlborough Planning Board

Supervisor Osborn proposes the following

Whereas, the Town of Marlborough Planning board has an open position due to the resignation of member Mike Logue whose term was to expire December 31, 2020, and

Whereas, the Planning Board Committee has interviewed for the position of Planning Board Member, and

Whereas it is the recommendation of the Committee to appoint Emanuel Cauchi, and

Be it resolved that Emanuel Cauchi be appointed to the Town of Marlborough Planning Board effective immediately with a term ending date of December 31, 2020

And moves for its adoption

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

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Resolution #68 To adopt Local Law #2 Amending Chapter 33 Planning Board

Supervisor Osborn proposes the following:

WHEREAS, a local law was introduced entitled Local Law No. 2 of 2015, A LOCAL LAW OF THE TOWN OF MARLBOROUGH, ULSTER COUNTY, NEW YORK AMENDING CHAPTER 33, "PLANNING BOARD", OF THE TOWN CODE TO INCREASE MEMBERSHIP FROM FIVE TO SEVEN MEMBERS.; and

WHEREAS, a public hearing in relation to said local law was held on August 10, 2015 at 7:00 p.m., Prevailing Time; and

WHEREAS, notice of said public hearing was given pursuant to the terms and provisions of the Municipal Home Rule Law of the State of New York; and

WHEREAS, said local law has been on the desks of the members of the Town Board of the Town of Marlborough for at least seven (7) days, exclusive of Sunday;

NOW, THEREFORE, BE IT RESOLVED that the following local law is hereby enacted:

Section 1. Section 33-1 of Chapter 33 of the Marlborough Town Code is amended to read as follows:

The Town Board of the Town of Marlborough, in accordance with Section 271(1) of the Town Law of the State of New York, is authorized to appoint a Planning Board of seven members to (a) recommend to the Town Board, upon request of the Town Board, such action as may be advisable to further the orderly development of the Town of Marlborough, and (b) to carry out

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such administrative reviews, and to make such administration determinations, as may be delegated to the Planning Board by local law or ordinance of the Town of Marlborough.

Section 2. The purpose of this local law is to increase the membership of the Town of Marlborough Planning Board from five members to seven members each of whom shall serve a term which ends at the end of a calendar year. The two additional members shall be first appointed by resolution of the Town Board. Each Planning Board term shall expire after five years.

Section 3. An additional member of the Planning Board shall be empowered to review and to make determinations on matters filed with the Planning Board prior to the appointment of the additional member.

Section 4. Supercession.
Pursuant to Section 22 of this state's Municipal Home Rule Law, the provisions of this law are intended to supercede any inconsistent provisions of state or local law, including those of the following sections of New York State Town Law governing Planning Boards: Town Law Section 271.

Section 5. This local law shall take effect immediately upon filing with this state's Secretary of State.

RESOLVED that the Town Clerk shall file a certified original of this local law in the office of the Town Clerk and one (1) certified copy in the Office of the Secretary of State, State of New York, such certified copy to have attached thereto a certificate executed by the attorney for the Town of Marlborough that it contains the correct text and that all proper proceedings have been had or taken for the enactment of this local law.

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The foregoing resolution was duly put to a vote which resulted as follows:

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

DATED: Milton, New York
August 10, 2015

COLLEEN CORCORAN, TOWN CLERK

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Resolution #69 To approve a proposal for an agreement between the Town and Core Engineered Solutions, Inc. for sale and installation of vehicular fuel storage and dispensing facilities

Supervisor Osborn proposes the following:

WHEREAS, the Town of Marlborough has received a proposal, dated August 6, 2015, from Core Engineered Solutions, Inc. for the sale and installation of vehicular fuel storage and dispensing facilities ("Proposal"); and

WHEREAS, copy of the Proposal is attached as Exhibit "A"; and

WHEREAS, the Proposal emanates from an agreement between the federal GSA and Core Engineered Solutions, Inc. under procurement procedures of that federal agency; and

WHEREAS, the Town Board is advised that the Town of Marlborough is entitled to procure the facilities covered by the Proposal without competitive bidding under General Municipal Law Section 103 because (a) the Proposal relates to a procurement process of the federal GSA, (b) the federal GSA agreement with Core Engineered Solutions, Inc. is available to the Town of Marlborough because the procurement pertains to disaster preparedness entailing installation of facilities with uninterruptable power supply allowing for the fueling of emergency vehicles during power outage caused by disaster and (c) the procure process of the GSA entails application of best value principles; and

WHEREAS, the Proposal requires approval by the Marlborough Town Board.

NOW, THEREFORE, IT IS HEREBY RESOLVED, as follows:

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1. The Town Board approves of the attached Proposal as and for an agreement between the Town and Core Engineered Solutions, Inc., and authorizes its Supervisor to take all steps relevant and necessary to accept the Proposal and to procure the facilities thereby.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

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

The resolution was thereupon declared duly adopted.

DATED: Milton, New York
August 10, 2015

Colleen Corcoran, Town Clerk

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Exhibit "A"



Core Engineered Solutions, Inc.
620 Herndon Parkway, Suite 120
Herndon, VA 20170
Phone: 703.563.0320
Fax: 703.563.0330



QUOTATION

Quote To:

Town of Marlborough
Stephen Osborn
21 Milton Turnpike, Suite 200
Milton, NY 12547

P: (845)795-2220
F: (845)795-2031
sosborn@marlboroughny.us

Ship To:

Town of Marlborough

Highway Department
1650 Rte 9W
Milton, NY 12547

Quote #	CORQ28774-07
Date	08/06/15
Acct Mngr.	Tony Ramos

GSA Contract # GS07F-9110G
Small Business
Fed ID # 54-1553225
Duns # 623398922
Cage Code - 0P5S8

Item	Qty	Description
CVTD6000/4000-3-PA	1	UL2085 ConVault Tank and Accessories
UP-DW	1	ConVault 10,000 Gallon Dual Tank System - 30 Year Warranty - Plant: PA
EP-OCS	2	Upgrade to 9978 ConVault Plus Double Wall Steel Tank Split 6978 Diesel-3000 Gasoline Split
SS-API	2	7 Gallon Overfill Containment
CSP-BPL	1	sticker for fillport lid - API color symbol
PKGACC8-DW	1	Neoprene Bearing Pad Kit for 8000+ Gallon Tank
PKGACC6V	1	Basic Diesel Vent Package 8 inch - Steel Tank
UP-M818	2	Basic Stage I Vent Package - 6in - Installed
EP-F3	1	Upgrade to Clock Gauge in Vent Package
EP-F2	1	3in Hi Flow Fill Limiter/Shutoff Valve (4,000+)
SP-F2-EVR	1	2in Fill Limiter/Shutoff Valve (2,000+) - Do Not Use With Gasoline/Stage 1 Vapor Recovery
SH-G6000-M	1	Upgrade to F2 CARB Approved Valve
EP-SK2UV	1	Galvanized Stairs with Railing Fill Access for 5200+ Gallon Tank - Plant: PA
SS-PBS SIGN	2	65 Gallon Spill Kit for Larger Tanks. Includes UV cover.
		NYS PBS Tank Sign - Aluminum .040, 2" Letters, 18"W x 12"H: Includes: NYS PBS #, UL#, Working Capacity, Design Capacity, Product Stored. *Installation not included.
		Tank Gauging (Includes Interstitial Monitoring)
EP-OEL2	1	Tank Gauging System for Two Tanks. Includes Tank Level Monitoring and Interstitial Leak Detection
SS-OFAS-AL	1	Omntec Overfill Alarm Sign 18"W x 24"L Non-reflective Yellow Aluminum with Black 2" Lettering. *Installation not included.
START UP-TRAINING-OMNT	2	Start Up / Training - Omntec / Pre-Start Up Check
		Dispenser, Fire Suppression and Fuel Management
PKGSMDISPTW-1D	1	Side Mounted Commercial Dispensing Package (Electronic) - Diesel - Pressure (Twin Hose) - Both Hoses Can Be Used At the Same Time
PKGSMDISPTW-1G	1	Side Mounted Commercial Dispensing Package (Electronic) - Gasoline - Pressure (Twin Hose) Both Hoses Can Be Used At the Same Time

Design assistance, installation and ancillary services are offered under this contract.

Vehicle Dispensing | Emergency Power | Day Tanks | Marina | Aviation | Alternative Fuels | Chemical Storage

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Item	Qty	Description
EP-FSS-UL	1	UL Listed Fire Suppression System 10MPH / Includes Control Panel w/ (2) 12 volt Battery Backup, (1) electric control head, (1) pneumatic release cylinder, (3) 75LB Cylinders, (24) nozzle coverage, (1) heat detector and collector pan, (1) manual pull station, (1) weatherproof bell, (3) cylinder brackets, (3) cylinder actuators, (1) nozzle bracket, misc pipe/fittings, freight, installation, make final connections and test included. *Electrical NOT included.
FM-TKFM2	2	Topkat Fuel Management System on Each Dispenser (See upgrade next line)
UP-iXID2	1	Upgrade to Include Fleet iX System Price Includes 2-Two-Hose In-Dispenser Terminal, One Fusion Industrial PC with Pre-Loaded Gateway Software, and 50 RFID Tags. Price does not include start-up.
START UP-TRAINING	3	Start Up / Training / Pre-Start-up Check
DSC	1	Power Distribution Dispensing System Controller - Nema 4X Enclosure, Panel Mounted Emergency Stop Control, Dedicated Pump Starter Control, Fuel Management, Level Controls and Fire Suppression Circuits. Includes Pre-Engineered Wiring Diagrams.
DSC-STRT	1	DSC-100 Upgrade - Motor Starter for Multiple Pumps - Maximum 3 Per Panel
DSC-ESTOP	2	DSC-100 Upgrade - Stainless Steel Remote Emergency Stop
DSC-CUSTOM	1	DSC-100 Upgrade - Custom Configuration 2 Estops
DSC-CUSTOM	1	DSC-100 Upgrade - NY P.E. Stamped Plans
FREIGHT	1	Freight - Taxable in NY & PA

Terms: Terms: 30% deposit Net 30

Lead time: 10 weeks from date we receive approved submittals

Price does not include site installation, permits, offloading or any other service or equipment not specifically listed.

All items provided by Core shall meet all applicable New York State and Local Codes. Items provided by Core that require drawings to be stamped and signed by a New York State Licensed Professional Engineer are included.

Civil engineering work and stamped plans associated with it (concrete, etc) are by others.

Notes

SubTotal	\$149,218.07
Sales Tax	\$0.00
Shipping & Handling	\$0.00
Total	\$149,218.07

Electronic submittals only.

Freight: FOB Origin (prepaid and charged back).

Offloading Not Included

Terms: 2% at 15 days; 1.5% at 20 days; Net 30, credit cards accepted.

Volume Discount: 1.5% at 6-12 tanks; 3% more than 12 tanks.

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Quote #

CORQ28774-07

**Core Engineered Solutions, Inc.
Standard Terms and Conditions of Sale**

ACKNOWLEDGMENT The following Standard Terms and Conditions of Sale are an integral part of every CORE ENGINEERED SOLUTIONS, INC. (CORE) product offering, catalog, proposal or quote. All sales are subject to the terms and conditions stated in the accompanying quotation and herein, and upon acceptance of this Agreement, the entirety of these exact terms and conditions shall become part of the Purchase Order CONTRACT between CORE (hereinafter referred to as "SELLER") and the BUYER. When BUYER'S order or request for quotation or any other documents referred to or incorporated by reference contains any written, printed or stamped provisions conflicting with the written, printed or stamped provisions of this quotation, the terms and conditions of this quotation shall prevail. No representations, alterations, change in, modification of or addition to the terms and conditions herein shall be binding on CORE unless set forth in writing which is signed by CORE. Quotation is subject to correction for clerical errors.

[PAYMENT] Unless otherwise indicated on the accompanying document and subject to BUYER'S credit approval, payment for products furnished or installed under this CONTRACT is due prior to delivery. The BUYER may not withhold payment from the SELLER for back charges, retainage, liquidated damages or other similar claims. Freight and handling will be charged on all returned products. A 25% restocking fee will be charged for all cancelled orders. Special order items shall require a 50% deposit and not be subject to cancellation, credit or refund. BUYER assumes and agrees to pay to SELLER and to hold SELLER harmless from any sales, use, excise or other tax or assessment imposed upon or applicable to the subject transaction by federal, state or local authority. Payment to SELLER will not be contingent upon payment from any other source.

[BREACH or DEFAULT] BUYER agrees to pay all invoices in accordance with the terms stated on the invoice together with interest on any amounts not paid when due at the rate of 1.5% per month (or the maximum rate allowed in the BUYER'S state of residence, whichever is less), compounded monthly, together with court costs, reasonable attorney fees, and all other costs of collection which SELLER may incur in enforcing the terms of this CONTRACT. Furthermore, BUYER agrees that this or any contemporaneous or subsequent agreement will be governed as to validity, interpretation, construction, effect, and all other respects by the laws of the State of Virginia and Uniform Commercial Code. The exclusive and sole venue for resolution of any disputes which arise under this CONTRACT shall be within a court of competent jurisdiction sitting in Fairfax County, Virginia, or at the option of the SELLER, the county in which the products are sold or used.

[PURCHASE MONEY SECURITY INTEREST] Until BUYER fully satisfies all its obligations to SELLER under this CONTRACT, SELLER retains and BUYER hereby grants to SELLER a purchase money security interest in all SELLER products heretofore or hereafter sold by SELLER to BUYER, as well as proceeds therefrom. All merchandise is the sole property of SELLER until BUYER has completely paid for it. BUYER represents and warrants that no other lien or secured interests exist in said products, or the proceeds therefrom. In the event that BUYER breaches this CONTRACT, SELLER reserves the right to take repossession and title to said products.

[MATERIAL DELIVERY] Unless otherwise stated on the face of the contract, all goods shall be unloaded (including crane charges) at the sole expense of the BUYER. The BUYER shall be responsible for providing trucks with access to the delivery site. BUYER shall solely determine feasibility of setting products for which SELLER assumes no responsibility. The BUYER shall pay the SELLER for any expenses incurred by the SELLER as a result of delays in excess of two (2) hours caused by the BUYER or short notice cancellation requests. Delivery dates on the accompanying document are approximate only, and SELLER shall incur no liability for failure to deliver on such dates. BUYER agrees that, in further consideration of the compensation set forth herein, SELLER will not be liable, absent any actual fraud or intentional and active tortious conduct, for any damages or costs incurred by BUYER due to delays in the delivery and/or installation of said products including, but not limited to provisions of law and governmental regulations, accident or breakdown, acts of God, strike, lockout or other labor difficulty or unavailability of necessary component raw products or transportation facilities.

[MANUFACTURER WARRANTIES] SELLER shall extend to BUYER, on a "pass-through" basis, any warranty provided by the manufacturer of purchased equipment or components to the extent permissible. Warranty on products is "pass-through," meaning the equipment warranty will be limited to that offered by the equipment's original manufacturer and that the warranty will exist solely between the manufacturer and end user. SELLER will not be held liable for any incidental or consequential damages, and assumes no responsibility or liability for expenses incurred in the removal, return, and/or reinstallation of products requiring service and/or repair.

[GENERAL PROVISIONS] (a) The invalidity, in whole or in part, of any one or more provisions of this CONTRACT shall not affect the validity or enforceability of any other of its provisions. Waiver by the SELLER of any breach of this contract shall not be constructed as a waiver by the SELLER of any other breach. (b) BUYER further agrees to defend and indemnify and hold SELLER harmless from and against any and all claims, demands, liabilities, suits and judgments of every kind of nature whatsoever and all costs or expenses in connection therewith (including court costs and attorney's fees) arising out of or resulting from death or injury to persons, including employees of BUYER, and loss, damage or injury to property, including any equipment, caused or occasioned or claimed to be caused or occasioned, directly or indirectly, by or in connection with the work being performed by BUYER or others at the delivery site or using the products sold hereunder. (c) BUYER agrees to comply with all Federal, state and local laws, codes, regulations and ordinances in effect where the

Design assistance, installation and ancillary services are offered under this contract.

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August 10, 2015

Resolution #70 To approve and endorse the application for a grant under the 2015 Greenway Conservancy Trail Grant Program

Supervisor Osborn proposes the following:

Municipal Resolution

WHEREAS, the Town of Marlborough (name of municipality) is applying to the Hudson River Valley Greenway for a grant under the 2015 Greenway Conservancy Trail Grant Program for a project entitled Milton Landing Park: Connecting Woodland Trail Upper Park to Waterfront (Project Name) to be located in Hamlet of Milton (town/village or city),

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 (municipality) hereby does approve and endorse the application for a grant under the 2015 Greenway Conservancy Trail Grant Program, for a project known as Milton Landing Park: Connecting Woodland Trail Upper Park to Waterfront (project name) and located within this community.

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

August 10, 2015
Date of Adoption

Colleen Corcoran
Name of Municipal Clerk

Signature

August 10, 2015

Councilman Corcoran made a motion to adjourn the meeting at 8:16PM. Motion seconded by Councilman Koenig.

Yeas: 4

Nays: 0

Carried

*Respectfully submitted,
Danielle Cherubini
Deputy Town Clerk*