

PRE-BOARD MEETING – JULY 14, 2004

The pre-board meeting of the Saugerties Town Board was held on July 14, 2004 at 6:00 p.m. at the Frank D. Greco Multi-Purpose Building on the corner of Market and Robinson Streets in the Village of Saugerties. The following members were present:

Supervisor Greg Helmsmoortel
Councilman Tom Macarille
Councilwoman Leeanne Thornton
Councilman Fred Costello, Jr.
Councilman Phil Tucker

The following was discussed:

James Harris, Eagle Scout Project –

- distributed packets for town board on up-date of project
- guardrails done
- clean-up at field with removal of brush
- fundraising efforts good, raised about \$1,500.00 for backstop but still short \$600.00
- basketball court will be fixed by Parks & Rec department

Greg Chorvas, Superintendent of Buildings –

- still have not received anything from Dennis Larios
- Historic Preservation move complete with computer borrowed from the school and laser printer on loan from Town Clerk's Office.

Town Clerk

TOWN BOARD MEETING – JULY 14, 2004

The regular meeting of the Town Board was held on July 14, 2004 at 7:00 p.m. at the Frank D. Greco Multi-Purpose Building on the corner of Market and Robinson Streets in the Village of Saugerties. The meeting opened with the Pledge of Allegiance with the following members present:

Supervisor Greg Helmsmoortel

Councilman Tom Macarille
Councilwoman Leeanne Thornton
Councilman Fred Costello, Jr.
Councilman Phil Tucker

Supervisor Helsmoortel stated “On behalf of the entire town board, I would like to congratulate Peg Nau who received the 2004 Ulster County Tax Collector of the Year and Pride of Ulster County Award on July 8th – Peg was honored by her fellow clerks and tax collectors for her professionalism, dedication and leadership – As stated in the letter I received in advance of Peg’s big night, Peg is well-known for her ability to put others first and always takes time to listen – she has been past President of the Ulster County Town Clerks, Tax Collectors and Deputies Association and is the long time Secretary of the New York State Association of Tax Receivers and Collectors. Her community involvement is too long to detail and we all agree Peg is definitely a pleasure and thankfully our treasurer – Congratulations Peg.”

PRIVILEGE OF FLOOR:

Sharon LaRosa – Saugerties Pregnancy Support Center

- Located in Village of Saugerties.
- Pro-life organization but does not push their opinions/views on the girls.
- Has an active “mom’s support group”.
- Also, post-abortion program and abstinence program.
- Supports girls on whatever decision they make.

PUBLIC COMMENT PERIOD:

Michael Catalinotto – spoke regarding motion on agenda, Local Law #5, changing units to usage. Personally, will benefit from change as he is a landlord but feels people should vote on this change. Town Board should do what is best for the town.

SUPERVISOR’S COMMENTS:

I would like to thank Bill Maher for his generous donation of two large banners that he has had in his possession for quite some time. The banners were hung off the street lights during Woodstock ’94 here in town and used at several business shows he participated in with the late Cliff Steen. Bill has now donated these to the town in hopes that they can be displayed somewhere in town hall in the very near future, thank you again Bill.

Commend Kiwanis on 4th of July fireworks. Also, commend Sawyer Motors for Car Show this past Sunday.

On a somber note, the town board would like to extend its deepest sympathies to former town supervisor Gloria Schovel who recently and very suddenly lost her son Michael.

My office has received word from Time Warner that they will be closing the Saugerties office in the Twin Maples Plaza on August 28th. The cost of keeping the retail office space open was the prime reason given for closing the location. The gal behind the counter will not lose her job and will be transferred to the Port Ewen location. The Port Ewen location on Route 9W will be the closest locale for town residents to use for the time being. I am told Time Warner will be contacting Price Chopper to see if they will begin accepting the utility payment, also M & T Bank currently accepts cable bill payments and they are hoping to add Fleet Bank as another venue.

I have received word today from our attorneys handling the Bonded Concrete litigation that the motion for summary judgment has been granted in the Federal Court in favor of the town. What this means is that the Federal action commenced by Bonded against the Town has been dismissed by the Judge. Although we still have litigation in this matter pending, I would like to acknowledge and commend George Redder and Tom Mortati for their hard work and efforts in another successful defense of our Town.

I would like to congratulate Carolyn Maines and her staff in our Section 8 Housing Assistant Program. Carolyn's department is required to report to numerous state and federal agencies who oversee her operations and recently I was notified that Carolyn scored a 92 out of a 100 on the HUD SEMAP assessment for the year 2003 and what this does is designate her office as a "high performer" and was even described as exemplary. It notes that her hard work provides a positive impact on the lives of many. Carolyn's efforts can also expect some type of national recognition in the near future and gives her an advantage competitively for any future funding availability. Congratulations again.

APPROVAL OF MINUTES:

Motion made by Supervisor Helmsmoortel, seconded by Councilman Costello to approve the minutes of Public Informational Meeting on June 21, 2004; Special Town Board Meeting on June 22, 2004; Pre-board Meeting on June 23, 2004; Town Board Meeting on June 23, 2004; and Public Hearing on Local Law No. 4 of 2004 on June 30, 2004.

Vote: Adopted – 5 Yes

APPROVAL OF BILLS:

| | |
|-------------------------|--------------|
| General Fund | \$152,804.00 |
| General Outside Village | 22,764.61 |
| Special Revenue Fund | 6.04 |
| Highway Townwide | 2,037.77 |
| Highway Outside Village | 106,644.03 |
| Barclay Heights Sewer | 40,299.82 |
| Glasco Sewer | 8,189.48 |
| Malden Sewer | 1,669.59 |
| Glasco Water | 8,782.47 |

Motion made by Supervisor Helsmoortel, seconded by Councilman Macarille to approve the bills as presented.

Vote: Adopted – 5 Yes

DEPARTMENT HEAD REPORTS:

Greg Chorvas, Superintendent of Buildings & Grounds – July 4th celebration went off without any problems and thanked Kiwanis. Saugerties High School graduation went very smooth and well received. Barclay Heights Association is active and cleaning up area at Jaycee Field. Town Clerk safe is almost complete. Summer Camp has 291 children enrolled. We have received the NYSERTA check. Ulster Fillies will be at Cantine's Field this weekend and NY Mets Academy will be in Saugerties the week of July 25th.

Chief Greg Hulbert – complete report on file at the Town Clerk's Office.

Wayne Debrosky, Water & Sewer Department – A water main break happened today on Krout Road, it was fixed by 3:00 p.m. Water bills will be mailed out July 18th. An insurance claim has been filed regarding the light pole that was hit at Malden Park by a truck. Complete report on file at the Town Clerk's Office.

BOARD COMMITTEE REPORTS:

Councilman Macarille – Thanked Greg Chorvas for finding part-time help to fill in at the landfill. We now have a part-time seasonal laborer position available. Landfill front-end loader is down; checking new and used prices.

Councilwoman Thornton – The Library Board recently acquired a microfilm reader/printer that was made possible through a grant; they have a new web page; and second largest community library in Ulster County. Last year the number of enrolled people in programs for the month of June was 185, this year 366. People should go to the website for information on up-coming programs.

CAC – Steven Winkler will be the speaker at the next meeting.

Historic Preservation – motion on agenda tonight to establish Palatine House.

Councilman Costello – Complimented Karl Lezette and volunteers on hard work with Glasco ball fields. They did a great job and the fields have never looked better. Highway Department instrumental in getting job done. Would like to extend welcome to Mets Camp and Ulster Fillies.

Thank you to all the people in Barclay Heights Neighborhood Association who are helping clean up Jaycee Field.

Councilman Tucker – Graduation at Ice Rink was a pleasure, very well done. Highway Department paved at the Ice Rink in time for graduation, looks wonderful. Kiwanis did a great job with 4th of July celebration. K-9 has completed 1st class and on to 2nd class.

MOTIONS & RESOLUTIONS:

Motion made by Supervisor Helmoortel, seconded by Councilman Costello to accept with regret a letter of resignation from Town Attorney Holley Carnright effective immediately.

Vote: Adopted – 5 Yes

Motion made by Supervisor Helmoortel, seconded by Councilman Costello to appoint George Redder as Town Attorney covering those matters relating to Zoning, Planning, SEQRA, motions and resolutions along with his continued involvement in ongoing litigation of which he was previously assigned at his current hourly rate of pay of \$125.00 per hour effective immediately.

Vote: Adopted – 5 Yes

Motion made by Councilman Tucker, seconded by Councilman Costello to adopt Local Law # 5 of the year 2004 regarding the conversion to usage rates for billing in the Glasco Sewer District.

A LOCAL LAW AMENDING AN EXISTING LOCAL LAW

LOCAL LAW NO. 5 OF THE YEAR 2004

A Local Law Amending Local Law No. 1 of the Year 1981, as amended by Local Law No. 3 of the Year 1987 and Local Law No. 4 of the Year 1996, entitled “Chapter 46, Sewer Use”.

By it enacted by the Town Board of the Town of Saugerties, New York, as follows:

SECTION 1 – AMENDMENT.

That Local Law No. 1 of the Year 1981, as amended by Local Law No. 3 of the Year 1987 and Local Law No. 4 of the Year 1996, entitled “Chapter 46, Sewer Use” is amended as follows:

Article XII, Enforcement and Penalties, is renumbered to Article XIII.

Article XII, shall read as follows:

ARTICLE XII

IMPOSITION OF SEWER RENTS IN THE GLASCO SEWER DISTRICT

Sec. 46.100 Intent

It is the intention of the Town Board of the Town of Saugerties by the adoption of this Article to establish and impose sewer rents for the Glasco Sewer District for operation and maintenance costs based upon water consumption.

Sec. 46.111 Definitions

As used in this Article, unless the context or subject matter otherwise required,

1. The term “sewer rents” shall mean a scale of semi-annual charges established and imposed by the Town Board of the Town of Saugerties for the use of the public sewers in the Glasco Sewer District, and shall include a sewer use charge to be levied on users located within the Glasco Sewer District to fund the cost of operation and maintenance of the entire sewer system.
2. The term “user” shall mean any owner of real property within the Glasco Sewer District who is depositing or is required to deposit sewage, either directly or indirectly, into the public service.
3. The term “sewer system” for which the sewer rents are established shall mean and include all pipes and other appurtenances used in whole or in part in connection with the collection, treatment or disposal of sewage, industrial waste and other wastes, and which are owned, operated or maintained by the Glasco Sewer District and shall also include any sewage pumping stations and sewage treatment or disposal works which may hereafter be constructed.

Sec. 46.112 Semi-Annual Sewer Rent

There is hereby established and imposed a semi-annual sewer rent on all users to be determined based upon the amount of water consumed by the user. The semi-annual sewer rent charge for each gallon of water consumed by the user shall be established annually by the Town Board at the time of the adoption of the Sewer District budget.

Sec. 46.113 Date of payment; lien date; penalties

All sewer rents in the Glasco Sewer District shall become due and payable at the same time and in the same manner as the Glasco Water District bills for water usage charges are billed. Sewer rents shall constitute a lien upon the real property of the users on the first day of January in each year. Penalties and interest for sewer rents in arrears shall be imposed and collected in the same amounts and in the same manner as they are imposed on other Town charges.

Sec. 46.114 Sewer Rent Fund

Revenue derived from sewer rents, including penalties and interest, shall be credited to a special fund, to be known as the “sewer rent fund” and moneys in such fund shall be used as provided by law.

SECTION 2 – SEVERABILITY.

If any clause, sentence, paragraph, section, article or part of this Local Law shall be adjudicated in any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section, article or part thereof directly involved in the controversy in which such judgment shall have been rendered, and such invalidity shall not be deemed to effect the remaining portions thereof.

SECTION 3 – EFFECT OF AMENDMENT.

Except as herein modified, Local Law No. 1 of the Year 1981, as amended by Local Law No. 3 of the Year 1987 and Local Law No. 4 of the Year 1996, entitled “Chapter 46, Sewer Use”, is hereby ratified and confirmed.

SECTION 4 – EFFECTIVE DATE.

This Local Law shall be effective as provided by law, upon filing and acceptance by the Secretary of State.

Discussion: Councilman Macarille questioned price per gallon and minimum gallons per billing. Meters that cannot be read, should be up-dated. Councilman Tucker added that there is a five-year plan to change out meters. Councilman Macarille feels it should be much more aggressive than five years, the department has just hired another full time employee. Councilwoman Thornton said up-grading the meters was her original concern.

Roll Call Vote:

| | | |
|------------------------|--------|-----|
| Supervisor Helsmoortel | voting | Yes |
| Councilman Macarille | voting | Yes |
| Councilwoman Thornton | voting | Yes |
| Councilman Costello | voting | Yes |
| Councilman Tucker | voting | Yes |

Motion made by Councilman Tucker, seconded by Supervisor Helsmoortel to appoint Joseph Sanford as part-time police officer effective July 7, 2004 at a rate of \$13.50 per hour.

Discussion: Councilman Tucker noted that the part-time police officers are being hired tonight so they can go to the Police Academy.

Vote: Adopted – 5 Yes

Motion made by Councilman Tucker, seconded by Supervisor Helsmoortel to appoint Joseph Sciutto as part-time police officer effective July 7, 2004 at a rate of \$13.500 per hour.

Vote: Adopted – 5 Yes

Motion made by Councilman Tucker, seconded by Supervisor Helsmoortel to appoint Corey Kilfoyle as part-time police officer effective July 7, 2004 at a rate of \$13.50 per hour.

Vote: Adopted – 5 Yes

Motion made by Councilman Tucker, seconded by Supervisor Helsmoortel to appoint Darrell Day as part-time police officer effective July 7, 2004 at a rate of \$13.50 per hour.

Vote: Adopted – 5 Yes

Motion made by Councilman Tucker, seconded by Supervisor Helsmoortel to appoint Robert Haberski as permanent full time police officer effective July 15, 2004.

Discussion: Councilman Tucker noted that last month he was hired contingent upon passing medical.

Vote: Adopted – 5 Yes.

Motion made by Councilman Costello, seconded by Councilman Tucker to authorize the increase of the hourly rental fee for private ice time at the Kiwanis Ice Arena from \$150.00 to \$170.00 per hour as per the recommendation of the Ice Arena Director and Parks and Building Superintendent.

Vote: Adopted – 5 Yes

Motion made by Councilman Costello, seconded by Supervisor Helsmoortel to appoint Joseph Fabiano to the part time call list for Parks and Rec Department at a rate of \$9.00 per hour effective immediately.

Discussion: Councilman Macarille feels we will get backlash on this as Mr. Fabiano has a business in cutting lawns.

Vote: Adopted – 4 Yes, 1 No (Councilman Macarille voting No)

Motion made by Councilman Macarille, seconded by Councilman Costello to accept the proposed Consent Order and Judgment relative to the assessment matter with Vanderlay Realty LLC as per the recommendation of town attorney John Greco.

Vote: Adopted – 5 Yes

Motion made by Supervisor Helsmoortel, seconded by Councilman Macarille to authorize the Superintendent of Highways to go to bid on a new generator with automatic transfer switch for the town highway garage as per the recommendation of the Superintendent of Highways.

Vote: Adopted – 5 Yes

Motion made by Councilwoman Thornton, seconded by Councilman Macarille to authorize the Town Clerk to schedule public hearings regarding Local Law No. 6 of 2004 pertaining to the Gateway and Waterfront Overlay District amendments on Tuesday, August 3, 2004 and Monday, August 23, 2004 both beginning at 6:00 p.m. and both held at the Frank D. Greco Senior Center.

Vote: Adopted – 5 Yes

Motion made by Councilman Tucker, seconded by Supervisor Helsmoortel to appoint a Certificate of Registration for Cliff Tienken of Malden-on-Hudson to install sewer hook-ups in the Town of Saugerties Sewer District.

Vote: Adopted – 5 Yes

Motion made by Councilwoman Thornton, seconded by Councilman Tucker to accept the recommendation of the Saugerties Historic Preservation Commission and officially designate the property located at 4206 Route 9W, also known as Kockerthal/Eligh or Palatine House, as a town historical landmark.

Discussion: Councilwoman Thornton added background on the 26 acre piece of property. The original settlement was 1710 and its cemetery dates back to the 18th century – the oldest and most significant cemetery in Saugerties.

Vote: Adopted – 5 Yes

NEXT SCHEDULED MEETINGS:

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|--------------------------------------|---|
| Public Hearing – Local Law #4 | Friday, July 16, 2004 @ 4:00 p.m. at the Senior Center |
| Public Hearing – Local Law #6 | Tuesday, August 3, 2004 @ 6:00 p.m. at the Senior Center |
| Town Board Meeting | Wednesday, August 18, 2004 Pre-Board @ 6:00 p.m. Regular Meeting @ 7:00 p.m. |

Motion made by Supervisor Helsmoortel, seconded by Councilman Macarille to adjourn the meeting at 8:15 p.m., carried.

Town Clerk