

MARCH 11, 2014

HWY SUPT JOHN BIRUK AUTHORIZED TO SEEK BIDS FOR FUEL, MATERIAL AND SERVICES.

HWY SUPT JOHN BIRUK AUTHORIZED TO SEEK BIDS FOR RENTAL CONSTRUCTION EQUIPMENT WITH AND WITHOUT AN OPERATOR.

HIGHWAY SUPERINTENDENT JOHN BIRUK AUTHORIZED TO ATTEND THE ANNUAL HIGHWAY SCHOOL IN ITHACA ON JUNE 1-4, 2014.

4 DAY/10 HOUR HWY WORK WEEK FOR SUMMER SEASON IS APPROVED.

2014 AGREEMENT WITH DELAWARE OPPORTUNITIES FOR LOCAL SENIOR DINING CENTER FOR \$2,500. APPROVED.

PROPOSED "NYC DEP" LAND ACQUISITION OF PROPERTY ID: 2580 - 170.01+/- ACRES OFF BRAGG HOLLOW ROAD SPUR REFERRED TO THE TOWN PLANNING BOARD.

AWARDED BID FOR LOCAL FLOOD ANALYSIS FOR THE VILLAGE OF FLEISCHMANN'S, NY FOR \$69,900.

RE-APPOINTMENT OF DORIS WARNER AS MEMBER OF FAIRVIEW PUBLIC LIBRARY BOARD OF DIRECTORS.

RESOLUTION #4 OF 2014 - A RESOLUTION APPROVING THE SPENDING OF UNALLOCATED FUNDS - 2011 SINGLE AUDIT APPROVED.

LOCAL LAW NO. 1 OF 2014 - A LOCAL LAW OF THE TOWN OF MIDDLETOWN, DELAWARE COUNTY, NEW YORK ENACTING A RIGHT-TO-FARM LAW ADOPTED.

EXECUTIVE SESSION---CONTRACT NEGOTIATIONS AND LITIGATION--- AUTHORIZED SUPERVISOR MILLER TO SEND LETTER TO MTC ACKNOWLEDGING THEIR LETTER.

The Town Board of the Town of Middletown, Delaware County, New York, held their regular monthly meeting on Tuesday, March 11, 2014 at the Town Hall, located on #42339 State Route 28, Margaretville, NY.

The following Board Members were present:

Supervisor.....Marjorie Miller

Council Members.....Michael Finberg, Jake Rosa, Brian Sweeney and John Roucek

Also present were: Hwy Supt John Biruk, Lillian Browne - Walton Reporter, Terry Johnson, Jim Gohlke, Eleanor Mager, Kurt Holcherr, Ernie Steiglehner, Jim Gray and Rich Gulde.

Supervisor Miller called the meeting to order at 5:00 p.m.

ATTACHED Agenda prepared by Supervisor Miller.

Minutes of 02/11/2014-Town Board Meeting were approved as submitted, by a motion made by M. Miller, seconded by M. Finberg. **(4) Ayes - Marjorie Miller; Mike Finberg; Jake Rosa and John Roucek - (0) Nays.** Brian Sweeney was not present for this motion.

Supervisor's Monthly reports for 1/2014; Town Clerk's Monthly Reports for 01/2014; Building & Zoning Monthly Reports for 01/2014 and Justice Court Monthly Reports for 01/2014 were approved as submitted, by a motion made by J. Rosa, seconded by M. Finberg. **(4) Ayes - Marjorie Miller; Mike Finberg; Jake Rosa and John Roucek - (0) Nays.** Brian Sweeney was not present for this motion.

Supervisor Miller opened the floor up to the public. No one wished to address the Board.

Motion was made by M. Miller, seconded by J. Roucek to authorize Hwy Supt John Biruk to seek annual bids for the purchase of fuel, materials and services. **(5) Ayes - Marjorie Miller; Mike Finberg; Jake Rosa; Brian Sweeney and John Roucek - (0) Nays.** Motion was made by M. Miller, seconded by B. Sweeney to authorize Hwy Supt John Biruk to seek bids for rental construction equipment with and without an operator. **(5) Ayes - Marjorie Miller; Mike Finberg; Jake Rosa; Brian Sweeney and John Roucek - (0) Nays.** Motion was made by M. Finberg, seconded by J. Roucek to authorize Highway Superintendent John Biruk to attend the Annual Highway School on June 1-4, 2014 in Ithaca, NY. **(5) Ayes - Marjorie Miller; Mike Finberg; Jake Rosa; Brian Sweeney and John Roucek - (0) Nays.**

Motion was made by J. Roucek, seconded by M. Miller to approve the ATTACHED Hwy Union's request for a 4 day/10 hour work week. **(5) Ayes - Marjorie Miller; Mike Finberg; Jake Rosa; Brian Sweeney and John Roucek - (0) Nays.**

Motion was made by M. Finberg, seconded by J. Roucek to approve the ATTACHED 2014 Agreement from Delaware Opportunities for the local Senior Dining Center for \$2,500. **(5) Ayes - Marjorie Miller; Mike Finberg; Jake Rosa; Brian Sweeney and John Roucek - (0) Nays.**

Motion was made by M. Finberg, seconded by B. Sweeney to refer the proposed Land Acquisition Project from "NYC DEP" for Parcel #2580 - 170.01+/- acres off Bragg Hollow Road Spur to the Planning Board for review and comment. **(5) Ayes - Marjorie Miller; Mike Finberg; Jake Rosa; Brian Sweeney and John Roucek - (0) Nays.**

Motion was made by M. Miller, seconded by J. Roucek to award the ATTACHED bid to Milone & MacBroom for the Local Flood Analysis for the Village of Fleischmanns, NY for \$69,900. **(5) Ayes - Marjorie Miller; Mike Finberg; Jake Rosa, Brian Sweeney and John Roucek - (0) Nays.**

Motion was made by M. Miller, seconded by J. Rosa to re-appoint Doris Warner as Member of Fairview Public Library Board of Directors for the term of 03/11/14 to 03/12/17. **(5) Ayes - Marjorie Miller; Mike Finberg; Jake Rosa; Brian Sweeney and John Roucek - (0) Nays.**

Motion was made by M. Miller, seconded by M. Finberg to approve the ATTACHED Resolution #4 of 2014 - A Resolution Approving the Spending of Unallocated Funds - 2011 Single Audit. **(4) Ayes - Marjorie Miller; Mike Finberg; Brian Sweeney and John Roucek - (1) Nay - J. Rosa.**

Motion was made by M. Miller, seconded by B. Sweeney to adopt the ATTACHED Local Law No. 1 of 2014 - A Local Law of the Town of Middletown, Delaware County, New York Enacting A Right-To-Farm Law. **(5) Ayes - Marjorie Miller; Mike Finberg; Jake Rosa; Brian Sweeney and John Roucek - (0) Nays.**

The Town Board took no action on proposed Local Law No. 2 of 2014 - A Local Law of the Town of Middletown, Delaware County, New York Enacting A Right To Practice Forestry Law.

Motion was made by M. Miller, seconded by M. Finberg at 5:58 p.m. to enter into Executive Session to discuss contract negotiations and litigation. Included in the Executive Session was the Town Clerk. **(5) Ayes - Marjorie Miller; Mike Finberg; John Roucek and Jake Rosa - (0) Nays.** Motion for adjournment was made by M. Miller, seconded by M. Finberg at 6:32 p.m. **(5) Ayes - Marjorie Miller; Mike Finberg; Jake Rosa; Brian Sweeney and John Roucek - (0) Nays.** Motion was made

by J. Rosa, seconded by J. Roucek authorizing Supervisor Miller to write a letter to MTC acknowledging their letter and that the Town Board was considering it. **(5) Ayes - Marjorie Miller; Mike Finberg; Jake Rosa; Brian Sweeney and John Roucek - (0) Nays.**

The monthly vouchers were audited and ordered paid by a motion made by J. Roucek, seconded by M. Finberg. **(5) Ayes - Marjorie Miller; Mike Finberg; Jake Rosa; Brian Sweeney and John Roucek - (0) Nays.** Vouchers approved were #s 126-184, totaling \$1,356,757.90.

Motion for adjournment was made by M. Miller, seconded by J. Roucek. **(5) Ayes - Marjorie Miller; Mike Finberg; Jake Rosa; Brian Sweeney and John Roucek - (0) Nays.** The meeting was adjourned at 6:38 p.m.

DATED: March 25, 2014

PATRICIA F. KELLY
TOWN CLERK