

FEBRUARY 14, 2012

STANDARDIZED BILLING FOR
ARKVILLE & HALCOTTSVILLE
WATER DISTRICTS APPROVED.

AGREEMENT TO PURCHASE UTILITY
BILLING SYSTEM FROM BUSINESS
AUTOMATION SERVICES (BAS)
APPROVED.

PUBLIC HEARING SET FOR MARCH 13,
2012 CONCERNING LOCAL LAW FOR
FLOOD DAMAGE PREVENTION.

PUBLIC HEARING SET FOR MARCH 06,
2012 CONCERNING LOCAL LAW
PROVIDING THAT THE CODE
ENFORCEMENT OFFICER AND/OR
BUILDING INSPECTOR MUST BE A
DEL. CO. RESIDENT.

FAIRVIEW LIBRARY BOARD
APPOINTMENTS MADE.

2012 AGREEMENT WITH DELAWARE
OPPORTUNITIES FOR LOCAL
SENIOR DINING CENTER APPROVED.

FLOOD COMMISSION COMMITTEE
MEMBERS APPOINTED.

RESOLUTION TO REPLACE LEONARD
UTTER WITH MARJORIE MILLER, AS
SIGNATORY ON ALL DOCUMENTS
RELATED TO THE ARKVILLE WATER
UPGRADE PROJECT APPROVED.

EXECUTIVE SESSION - CSEA
NEGOTIATIONS----NO BOARD
ACTION TAKEN.

The Town Board of the Town of Middletown, Delaware County, New York, held their regular monthly meeting on Tuesday, February 14, 2012 at the Town Hall, located on #42339 State Route 28, Margaretville, NY.

The following Board Members were present:

Supervisor.....Marjorie Miller

Council Members.....Brian Sweeney, Mike Finberg and Jake Rosa

Councilman John Roucek was not in attendance.

Also present were: Town Attorney Carey Wagner, Hwy Supt John Biruk, Terry Johnson, Beth Bush, Carl P. Davis, Don Kearney, Kurt Holcherr, Ingrid van der Leeden, Lauren Davis, Doris Warner. Gershon Ron, Ernie Steiglehner, Cassie Palen, Joanne Finberg, Frank Canavan, Maria Wilsbels and Pauline Liu.

Supervisor Miller called the meeting to order at 7:00 p.m.

Minutes of 01/03/12-Organizational Meeting, 01/10/12, 01/17/1012-Annual Audit of Town Officers were approved as submitted, and minutes of 12/13/11 as amended by a motion made by J. Rosa, seconded by M. Finberg, carried by a vote of (4) ayes and (0) nays.

Supervisor Miller opened the floor to the public. Nobody wished to address the Board.

Hwy Supt John Biruk withdrew his request to authorize for bids for insulation of an anchored sheet pile wall on Hog Mountain Road for another month until further inspection is done to see if it is feasible. A motion was made by M. Finberg to authorize the Hwy Supt to attend the annual hwy schooling from June 11-13, 2012. This motion was seconded by B. Sweeney and carried by a vote of (4) ayes and (0) nays.

Code Enforcement Office Carl P. Davis discussed and presented his 2011 Annual Report of Building and Zoning Permit activity for the Town.

Motion was made by M. Finberg to approve standardized billing for the Arkville and Halcottsville Water Districts. This motion was seconded by J. Rosa and carried by a vote of (4) ayes and (0) nays. A motion was made by J. Rosa to approve the ATTACHED agreement from Business Automation Services (BAS) to purchase the Utility Billing System for \$6,900. with 10 years of maintenance included (\$450 annually). This motion was seconded by M. Finberg and carried by a vote of (4) ayes and (0) nays.

Motion was made by B. Sweeney to set a Public Hearing for March 13, 2012 to be held at 7:00 p.m. before the regular Board Meeting to discuss the adoption of a local law for Flood Damage Prevention. This motion was seconded by M. Miller and carried by a vote of (4) ayes and (0) nays.

Motion was made by M. Finberg to set a Public Hearing for March 6, 2012 to be held at 7:00 p.m. before the Workshop to discuss the adoption of a local law providing that the code enforcement officer and/or building inspector must be a resident of Delaware County. This motion was seconded by J. Rosa and carried by a vote of (4) ayes and (0) nays.

Per the ATTACHED letters from Fairview Public Library Secretary Agnes Freas, dated January 18, 2012 and President Ingrid van der Leeden dated February 13, 2012 and the ATTACHED resignations from Jessica Olenych, Jane Miller, Cassie Palen and Barbara Atkin, a motion was made by M. Miller to appoint the following people as Library Board members: Marc Osterweil, Lucy Straut, Rebecca Saunders and Tony Ruiz to fill the term of vacancies and to re-appoint Ingrid van der Leeden. This motion was seconded by J. Rosa and carried by a vote of (3) ayes and (0) nays. Councilman B. Sweeney recused himself.

Motion was made by B. Sweeney to approve the ATTACHED 2012 Agreement from Delaware Opportunities for the local Senior Dining Center. This motion was seconded by J. Rosa and carried by a vote of (4) ayes and (0) nays.

Motion was made by B. Sweeney to form a Flood Commission consisting of Hwy Supt John Biruk, Supervisor Marjorie Miller, Code Enforcement Officer Carl P. Davis and Emergency Services Director Nelson Delameter with Councilman Jake Rosa as alternate and Planning Board members Susanna Finch with John T. Nolan, Jr., as alternate. This motion was seconded by M. Finberg and carried by a vote of (4) ayes and (0) nays.

The Board tabled the review of the Ethics Policy and Investment Policy to another time.

The Board tabled the purchase of the new photocopier machine until next month as they needed further clarification as to the Delaware Business Systems quote.

A motion was made by M. Finberg to approve the ATTACHED resolution to replace Leonard E. Utter with Marjorie Miller, Supervisor, as signatory on all documents related to the Arkville Water Upgrade Project. This motion was seconded by J. Rosa and carried by a vote of (4) ayes and (0) nays.

After much discussion concerning the implementation of actions regarding the comprehensive plan, the Board felt that they should send a letter to the Building Board and Zoning Board of Appeals to review zoning ordinances and subdivision regulations.

The Supervisor distributed her monthly financial report for the month of January 2012.

Motion was made by M. Finberg to enter into Executive Session to discuss CSEA negotiations. This motion was seconded by B. Sweeney and carried by a vote of (4) ayes and (0) nays. The session began at 8:23 p.m. and included the Town Attorney and Town Clerk. Motion was made by B. Sweeney to end the Executive Session at 8:50 p.m. This motion was seconded by J. Rosa and carried by a vote of (4) ayes and (0) nays. There was no Board action per the Executive Session.

Voucher #11 for the Housing Rehab. Project in the amount of \$20,926.00 was approved for payment by a motion made by J. Rosa, seconded by B. Sweeney, and carried by a vote of (4) ayes and (0) nays.

Voucher #34 in the amount of \$37,467.72 to Cowan Excavation and Voucher #35 in the amount of \$1,500.60 to LaMont Engineers, P.C. for the Arkville Water Project was approved for payment by a motion made by J. Rosa, seconded by B. Sweeney, and carried by a vote of (4) ayes and (0) nays.

The monthly vouchers were audited and ordered paid by a motion made by B. Sweeney, seconded by J. Rosa, and carried by a vote of (4) ayes and (0) nays. Vouchers approved were #s 081-153, totaling \$125,702.57.

Motion for adjournment was made by J. Rosa, seconded by M. Finberg. This motion was carried by a vote of (4) ayes and (0) nays and the meeting was adjourned at 9:.05 p.m.

DATED: February 28, 2012

PATRICIA F. KELLY
TOWN CLERK