

SEPTEMBER 13, 2017

2016 ANNUAL INVENTORY OF HIGHWAY EQUIPMENT.

RESOLUTION #5 OF 2017 - RESOLUTION APPROVING THE SUBMISSION OF A COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION APPROVED.

ANTI-HARASSMENT PREVENTION POLICY ADOPTED.

APPOINTMENT OF BRIAN SWEENEY AND KENNETH TAYLOR AS COMPLIANCE OFFICERS OF THE ANTI-HARASSMENT PREVENTION POLICY FOR THE YEAR 2017.

RESOLUTION #6 OF 2017 - RESOLUTION OF THE MIDDLETOWN TOWN BOARD ACCEPTING PROPOSED LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-c AND SCHEDULING PUBLIC HEARING FOR SAME APPROVED.

SCHEDULED PUBLIC HEARING FOR WEDNESDAY, OCTOBER 04, 2017 AT 6:00 P.M. TO CONSIDER A PROPOSED LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT.

QUOTATION FROM KINSLEY POWER SYSTEMS FOR PARTS AND LABOR OF THE KOHLER GENERATOR FOR THE ARKVILLE WATER DISTRICT APPROVED.

RECEIPT OF 2016 ANNUAL FINANCIAL REPORT.

VOTED ART MERRILL, WAYLAND GLADSTONE AND MARK TUTHILL AS REGULAR MEMBERS; PAT DAVIS, JAKE ROSA AND TOM HILSON AS ALTERNATES OF THE EXECUTIVE COMMITTEE OF THE COALITION OF WATERSHED TOWNS.

EXECUTIVE SESSION--PERSONNEL ISSUE--ELIMINATED HIGHWAY EMPLOYEE POSITION.

EXECUTIVE SESSION--POSSIBLE LITIGATION--NO BOARD ACTION TAKEN.

The Town Board of the Town of Middletown, Delaware County, New York, held their regular monthly meeting on Wednesday, September 13, 2017 at the Town Hall, located on #42339 State Route 28, Margaretville, NY.

The following Board Members were present:

Supervisor.....Carl P. Davis

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

Also present were: Attorney for the Town Carey Wagner, Tara Donadio of Cornell Cooperative Extension, Hwy Sup't John Biruk, Charles Kowalski, Charles Bush, Cassie Palen, Marge Miller, Bob Broder, Julia Reischel and Richard Rossi.

ATTACHED Agenda prepared by Supervisor Davis and Town Clerk.

Supervisor Davis called the meeting to order at 6:00 p.m.

Minutes of 08/02/17-Monthly Workshop Meeting and Minutes of 08/09/17-Town Board Meeting were approved as submitted, by a motion made by M. Finberg, seconded by J. Rosa. **(5) Ayes - Carl P. Davis; Jake Rosa; Brian Sweeney; Mike Finberg and Kenneth Taylor - (0) Nays.**

Supervisor's Monthly Financial Report for 07/2017; Town Clerk's Monthly Report for 07/2017; Building & Zoning Monthly Report for 07/2017; Justice Court Monthly Report for 07/2017 and Arkville and Halcottsville Monthly Water Reports for 07/2017 were approved as submitted, by a motion made by J. Rosa, seconded by K. Taylor. **(5) Ayes - Carl P. Davis; Jake Rosa; Brian Sweeney; Mike Finberg and Kenneth Taylor - (0) Nays.**

Tara Donadio of Cornell Cooperative Extension gave the Town Board the ATTACHED brochure and gave a presentation on the Clean Energy Communities Program. Councilman B. Sweeney volunteered to be the contact person with Tara Donadio for obtaining possible grants.

Supervisor Davis opened the floor for public comment. Cassie Palen would like to see solar education for the public. Bob Broder stated fire departments should be aware of solar systems in case of a fire. Marge Miller wanted to know if the Financial Report would be available tomorrow for the public. No one else wished to address the Board.

Hwy Sup't John Biruk reviewed the importance of keeping the employee position on a full time basis especially with the Pave New York, in the last three years 20 miles of dirt roads are now paved, and keeping the snow plowed in a timely manner. Hwy Sup't John Biruk presented the ATTACHED 2017 Annual Inventory of Highway Equipment to the Town Board.

Motion was made by J. Rosa, seconded by M. Finberg to approve the ATTACHED Resolution #5 of 2017 - Resolution Approving the Submission of a Community Development Block Grant Application. **(5) Ayes - Carl P. Davis; Jake Rosa; Brian Sweeney; Mike Finberg and Kenneth Taylor - (0) Nays.**

Motion was made by J. Rosa, seconded by B. Sweeney to adopt the ATTACHED Anti-Harassment Prevention Policy. **(5) Ayes - Carl P. Davis; Jake Rosa; Brian Sweeney; Mike Finberg and Kenneth Taylor - (0) Nays.** Motion was made by J. Rosa, seconded by M. Finberg to appoint Brian Sweeney and Kenneth Taylor as Compliance Officers for the year 2017 of the Anti-Harassment Policy. **(5) Ayes - Carl P. Davis; Jake Rosa; Brian Sweeney; Mike Finberg and Kenneth Taylor - (0) Nays.**

Motion was made by B. Sweeney, seconded by K. Taylor to approve the ATTACHED Resolution #6 of 2017 - Resolution of the Middletown Town Board Accepting Proposed Local Law to Override the Tax Levy Limit Established in General Municipal Law §3-c and Scheduling Public Hearing for Same. **(5) Ayes - Carl P. Davis; Jake Rosa; Brian Sweeney; Mike Finberg and Kenneth Taylor - (0) Nays.**

Motion was made by B. Sweeney, seconded by K. Taylor to schedule a Public Hearing for Wednesday, October 04, 2017 at 6:00 p.m. before the workshop meeting to consider a proposed Local Law to Override the Tax Levy Limit. **(5) Ayes - Carl P. Davis; Jake Rosa; Brian Sweeney; Mike Finberg and Kenneth Taylor - (0) Nays.**

Motion was made by K. Taylor, seconded by J. Rosa to approve the ATTACHED Quotation from Kinsley Power Systems for parts and labor of the Kohler generator for the Arkville Water District in the amount of \$2,390.13. **(5) Ayes - Carl P. Davis; Jake Rosa; Brian Sweeney; Mike Finberg and Kenneth Taylor - (0) Nays.**

Supervisor Davis opened the floor to the public. Marge Miller inquired whether the Town Board had considered using the building reserve fund for the salt shed roof and what was the unexpended balance for the Arkville Water. Bob Broder expressed his concern for the health and safety issues were the employee position eliminated.

The Town Board acknowledged receipt of the 2016 Annual Financial Report. (COPY OF REPORT FILED IN TOWN CLERK'S OFFICE).

Motion was made by K. Taylor, seconded by M. Finberg to vote for Art Merrill, Wayland Gladstone and Mark Tuthill as Regular Members; Pat Davis, Jake Rosa and Tom Hilson as Alternates of the Executive Committee of the Coalition of Watershed Towns. **(5) Ayes - Carl P. Davis; Jake Rosa; Brian Sweeney; Mike Finberg and Kenneth Taylor - (0) Nays.**

Motion was made by M. Finberg, seconded by J. Rosa to enter into Executive Session at 7:48 p.m. to discuss a personnel issue. Included in the Executive Session was the Attorney for the Town, Town Clerk and Hwy Sup't John Biruk. **(5) Ayes - Carl P. Davis; Jake Rosa; Brian Sweeney; Mike Finberg and Kenneth Taylor - (0) Nays.** Motion for adjournment was made by M. Finberg, seconded by J. Rosa and the Executive Session was adjourned at 8:00 p.m. **(5) Ayes - Carl P. Davis; Jake Rosa; Brian Sweeney; Mike Finberg and Kenneth Taylor - (0) Nays.** Motion was made by J. Rosa, seconded by K. Taylor to eliminate the employee position at the highway department. **(4) Ayes - Carl P. Davis; Jake Rosa; Brian Sweeney and Kenneth Taylor - (1) Nay - M. Finberg.**

Motion was made by J. Rosa, seconded by B. Sweeney to enter into Executive Session as 8:00 p.m. to discuss a possible litigation. Included in the Executive Session was the Attorney for the Town and the Town Clerk. **(5) Ayes - Carl P. Davis; Jake Rosa; Brian Sweeney; Mike Finberg and Kenneth Taylor - (0) Nays.** Motion for adjournment was made by J. Rosa, seconded by K. Taylor and the Executive Session was adjourned at 8:36 p.m. **(5) Ayes - Carl P. Davis; Jake Rosa; Brian Sweeney; Mike Finberg and Kenneth Taylor - (0) Nays.** There was no Board action per the Executive Session.

The monthly vouchers were audited and ordered paid by a motion made by J. Rosa, seconded by M. Finberg. **(5) Ayes - Carl P. Davis; Jake Rosa; Brian Sweeney; Mike Finberg and Kenneth Taylor - (0) Nays.** Vouchers approved were #'s 501-552, totaling \$135,384.68.

Motion for adjournment was made by J. Rosa, seconded by M. Finberg. **(5) Ayes - Carl P. Davis; Jake Rosa; Brian Sweeney; Mike Finberg and Kenneth Taylor - (0) Nays.** The meeting was adjourned at 9:05 p.m.

DATED: September 19, 2017



PATRICIA F. KELLY
TOWN CLERK