

MARCH 08, 2023

PUBLIC HEARING ON LOCAL LAW NO. 1 OF 2023 - A LOCAL LAW AUTHORIZING REAL PROPERTY TAX EXEMPTION FOR VOLUNTEER FIREFIGHTERS AND VOLUNTEER AMBULANCE SERVICES WORKERS.

HOLD HARMLESS AGREEMENT BETWEEN THE TOWN OF MIDDLETOWN AND CEDARWOOD ENVIRONMENTAL SERVICES APPROVED.

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

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

RESOLUTION #2 OF 2023 - RESOLUTION OF THE TOWN OF MIDDLETOWN SUPPORTING THE DECEMBER 2022 REVISED FAD APPROVED.

RESOLUTION #3 OF 2023 - A RESOLUTION APPROVING LOCAL LAW NO. 1 OF 2023 APPROVED.

LOCAL LAW NO. 1 OF 2023 - A LOCAL LAW AUTHORIZING REAL PROPERTY TAX EXEMPTION FOR VOLUNTEER FIREFIGHTERS AND VOLUNTEER AMBULANCE SERVICES WORKERS APPROVED.

LETTER OF SUPPORT TO THE HONORABLE MARC MOLINARO SUPPORTING HELICOPTER LANDING PAD FOR MARGARETVILLE MEMORIAL HOSPITAL APPROVED.

LETTER OF SUPPORT AND LETTER TO DEP LAND ACQUISITION FOR NYCDEP "LAND SWAP" OFF COUNTY ROUTE 38 APPROVED.

RESOLUTION #4 OF 2023 - RESOLUTION AUTHORIZING THE TOWN TO ENTER INTO AGREEMENT AND RELEASE TO RESOLVE NOTICE OF CLAIM APPROVED.

SETTLEMENT AGREEMENT AND RELEASE TO RESOLVE NOTICE OF CLAIM BETWEEN GILBERT M. PALEN, JR. AND CASSANDRA J. FINNIS-PALEN, F.P. KANE CONSTRUCTION, INC. AND THE TOWN OF MIDDLETOWN FOR \$5,000. APPROVED.

APPOINTMENT OF ALANA SIEGEL AS DEPUTY REGISTRAR APPROVED.

The Town Board of the Town of Middletown, Delaware County, New York, held their Public Hearing and regular monthly meeting on Wednesday, March 08, 2023 at the Town Hall, located on #42339 State Route 28, Margaretville, NY.

The following Board Members were present:

Supervisor.....Carl P. Davis

Council Members.....Brian Sweeney; Christopher Dabritz, Nelson
Delameter and Robin Williams

Also present were: Hiram Davis, Colleen Martin, William Malanga, Glen Faulkner, Jesse Hilson-The Reporter, Josef Schoell, John Biruk, Gregory Murad, Cassie Palen, Anna Pevear, Alana Siegel, Beth Kapps and Ryan Hallett.

ATTACHED Agenda prepared by Supervisor Davis and Town Clerk.

Supervisor Davis opened the Public Hearing at 6:00 p.m. The Town Clerk read the ATTACHED legal notice advertising the Public Hearing.

Supervisor Davis opened the floor to the public. Josef Schoell asked "What impact on taxpayers in general will this have?" Councilperson N. Delameter commented it would be very minimal. Cassie Palen commented she wants to support the local law. No one else wished to comment. Supervisor Davis closed the Hearing at 6:10 p.m.

Supervisor Davis called the Town Board Meeting to order at 6:10 p.m.

Motion was made by R. Williams, seconded by B. Sweeney to approve the Minutes of 02/08/23-Town Board Meeting, as submitted by the Town Clerk. **(5) Ayes - Carl P. Davis; Brian Sweeney; Christopher Dabritz; Nelson Delameter and Robin Williams - (0) Nays.**

Supervisor's Monthly Report; Town Clerk's Monthly Report; Tax Collector-Collection Summary-Batches 1 thru 34; Building & Zoning Monthly Report; Justice Court Monthly Report and Arkville and Halcottsville Monthly Reports for 01/2023 were approved as submitted, by a motion made by N. Delameter, seconded by C. Dabritz. **(5) Ayes - Carl P. Davis; Brian Sweeney; Christopher Dabritz; Nelson Delameter and Robin Williams - (0) Nays.**

The Town Board reviewed the ATTACHED Arkville-Halcottsville Water Monthly Action Report for February 2023 prepared by Cedarwood Environmental Services.

Motion was made by C. Dabritz, seconded by C. Dabritz to approve the ATTACHED Hold Harmless Agreement between the Town of Middletown and Cedarwood Environmental Services. **(5) Ayes - Carl P. Davis; Brian Sweeney; Christopher Dabritz; Nelson Delameter and Robin Williams - (0) Nays.**

Motion was made by B. Sweeney, seconded by C. Dabritz to authorize Hwy Supt John Biruk to seek annual bids for the purchase of fuel, materials and services. **(5) Ayes - Carl P. Davis; Brian Sweeney; Christopher Dabritz; Nelson Delameter and Robin Williams - (0) Nays.**

Motion was made by R. Williams, seconded by N. Delameter to authorize Hwy Supt John Biruk to seek bids for rental construction equipment with and without an operator. **(5) Ayes - Carl P. Davis; Brian Sweeney; Christopher Dabritz; Nelson Delameter and Robin Williams - (0) Nays.**

Motion was made by N. Delameter, seconded by C. Dabritz to approve the ATTACHED Resolution #2 of 2023 - Resolution of the Town of Middletown Supporting the December 2022 Revised FAD. **(5) Ayes - C. P. Davis; Brian Sweeney; Christopher Dabritz; Nelson Delameter and Robin Williams - (0) Nays.**

Motion was made by R. Williams, seconded by C. Dabritz to approve the ATTACHED Resolution #3 of 2023 - A Resolution Approving Local Law No. 1 of 2023. **(5) Ayes - Carl P. Davis; Brian Sweeney; Christopher Dabritz; Nelson Delameter and Robin Williams - (0) Nays.**

Motion was made by C. Dabritz, seconded by B. Sweeney to approve the ATTACHED Local Law No. 1 of 2023 - A Local Law Authorizing Real Property Tax Exemption for Volunteer Firefighters and Volunteer Ambulance Service Workers. **(5) Ayes - Carl P. Davis; Brian Sweeney; Christopher Dabritz; Nelson Delameter and Robin Williams - (0) Nays.**

Motion was made by C.P. Davis, seconded by C. Dabritz to approve the ATTACHED Letter of Support to The Honorable Marc Molinaro Supporting Helicopter Landing Pad for Margaretville Memorial Hospital. **(5) Ayes - Carl P. Davis; Brian Sweeney; Christopher Dabritz; Nelson Delameter and Robin Williams - (0) Nays.**

Motion was made by C.P. Davis, seconded by R. Williams to approve the ATTACHED Letters of Support and Letter to DEP Acquisition for NYCDEP "Land Swap" off County Route 38. **(5) Ayes - Carl P. Davis; Brian Sweeney; Christopher Dabritz; Nelson Delameter and Robin Williams - (0) Nays.**

Motion was made by N. Delameter, seconded by B. Sweeney to approve the ATTACHED Resolution #4 of 2023 - Resolution Authorizing the Town to Enter into Agreement and Release to Resolve Notice of Claim. **(5) Ayes - Carl P. Davis; Brian Sweeney; Christopher Dabritz; Nelson Delameter and Robin Williams - (0) Nays.**

Motion was made by N. Delameter, seconded by R. Williams to approve the ATTACHED Settlement Agreement and Release to Resolve Notice of Claim between Gilbert M. Palen, Jr. and Cassandra J. Finnis-Palen, F.P. Kane Construction, Inc. and the Town of Middletown for \$5,000. **(5) Ayes - Carl P. Davis; Brian Sweeney; Christopher Dabritz; Nelson Delameter and Robin Williams - (0) Nays.**

Motion was made by R. Williams, seconded by C. Dabritz to appoint Alana Siegel as Deputy Registrar. **(5) Ayes - Carl P. Davis; Brian Sweeney; Christopher Dabritz; Nelson Delameter and Robin Williams - (0) Nays.**

The monthly vouchers were audited and ordered paid by a motion made by R. Williams, seconded by C, Dabritz. **(5) Ayes - Carl P. Davis; Brian Sweeney; Christopher Dabritz; Nelson Delameter and Robin Williams- (0) Nays.** Vouchers approved were #s 124-184, totaling \$232,590.19.

Motion for adjournment was made by C.P. Davis, seconded by B. Sweeney. **(5) Ayes - Carl P. Davis; Brian Sweeney; Christopher Dabritz; Nelson Delameter and Robin Williams - (0) Nays.** The meeting was adjourned at 7:01 p.m.

DATED: March 14, 2023


PATRICIA F. KELLY
TOWN CLERK