

JULY 12, 2017

ACCEPTANCE OF ONE-QUARTER OF FREE SERVICES FROM LVDV OPERATIONS AND AGREED TO ANNUALLY REVIEW THE CONTRACT.

NYMIR ANTI-HARASSMENT POLICY ADOPTED.

RECAPTURE OF FUNDS FROM THE SALE OF TWO HOMES THAT WENT THROUGH CDBG OF \$26,140 TO BE APPLIED TOWARD GARY AND LINDA ROBERTSON HOME REPAIR APPLICATION APPROVED.

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

The Town Board of the Town of Middletown, Delaware County, New York, held their regular monthly Meeting on Wednesday, July 12, 2017 at the Town Hall, located at #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: Town Attorney Carey Wagner, John Biruk, Richard Rossi, Cassie Palen, Charles Bush, Julia Reischel, Ernie Steiglehner and Charles Kowalski.

ATTACHED Agenda prepared by Supervisor Davis and Town Clerk.

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

Minutes of 06/07/17-Monthly Workshop Meeting; Minutes-06/14/17-Town Board Meeting and Minutes of 06/21/17-Special Meeting were approved as submitted, by a motion made by J. Rosa, seconded by M. Finberg. **(5) Ayes - Carl P. Davis; Jake Rosa; Brian Sweeney; Michael Finberg and Kenneth Taylor - (0) Nays.**

Supervisor's Monthly Financial Reports for 05/2017; Town Clerk's Monthly Reports for 05/2017; Building & Zoning Monthly Reports for 05/2017 and Justice Court Monthly Reports for 05/2017 were approved as submitted, by a motion made by J. Rosa, seconded by K. Taylor. **(5) Ayes - Carl P. Davis; Jake Rosa; Brian Sweeney; Michael Finberg and Kenneth Taylor - (0) Nays.**

Supervisor Davis opened the floor to the public. Julia Reischel asked for clarification as to last week's meeting concerning the Coalition of Watershed Towns' Executive Committee. Supervisor Davis stated that each Town gets to nominate someone to be put on the ballot but unfortunately this year it was received too late to reply. Ernie Steiglehner complimented the Town Board for the manner in which they handled the Arkville Water crisis. No one else wished to address the Board.

Motion was made by J. Rosa, seconded by M. Finberg to accept the one-quarter of free services from LDVD Operations and the Town Board will do an annual review of the contract. **(5) Ayes - Carl P. Davis; Jake Rosa; Brian Sweeney; Michael Finberg and Kenneth Taylor - (0) Nays.**

Motion was made by K. Taylor, seconded by M. Finberg to adopt the NYMIR Anti-Harassment Policy. **(5) Ayes - Carl P. Davis; Jake Rosa; Brian Sweeney; Michael Finberg and Kenneth Taylor - (0) Nays.**

The Town Board reviewed the ATTACHED letter from Mobilitie concerning their proposal to build a transport pole within the Town's right-of-way.

Motion was made by B. Sweeney, seconded by J. Rosa to use the recaptured funds from the sale of two homes that went through CDBG of \$26,140, which has been deposited in the Town's CDBG account, to be applied toward Gary and Linda Robertson home repair application. **(5) Ayes - Carl P. Davis; Jake Rosa; Brian Sweeney; Michael Finberg and Kenneth Taylor - (0) Nays.**

The Town Board reviewed the ATTACHED Water Committee Meeting Summary prepared by Councilman B. Sweeney.

Motion was made by M. Finberg, seconded by J. Rosa to enter into Executive Session at 6:45 p.m. to discuss proposed litigation. Included in the Session was the Town Attorney and Town Clerk. **(5) - Carl P. Davis; Jake Rosa; Brian Sweeney; Michael Finberg and Kenneth Taylor - (0) Nays.** Motion for adjournment was made by J. Rosa, seconded by M. Finberg and the Executive Session was adjourned at 7:02 p.m. **(5) Ayes - Carl P. Davis; Jake Rosa; Brian Sweeney; Michael 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 B. Sweeney, seconded by M. Finberg. **(4) Ayes - Carl P. Davis; Jake Rosa; Michael Finberg and Kenneth Taylor - (0) Nay.** Vouchers approved were #s 395-452, totaling \$450,819.19.

Motion for adjournment was made by J. Rosa, seconded by B. Sweeney. **(4) Ayes - Carl P. Davis; Jake Rosa; Michael Finberg and Kenneth Taylor - (0) Nays.** The meeting was adjourned at 7:15 p.m.

DATED: July 26, 2017

  
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PATRICIA F. KELLY  
TOWN CLERK