

WORKSHOP MEETING  
TOWN BOARD TOWN OF MARLBOROUGH  
FEBRUARY 24, 2014 7:00 PM  
MINUTES OF MEETING

PRESENT: SUPERVISOR OSBORN  
COUNCILMAN MOLINELLI (Arrived at 7:10 p.m.)  
COUNCILMAN CORCORAN  
COUNCILMAN KOENIG  
COUNCILMAN BAKER

PATRICIA HAIDAOU, DEPUTY SUPERVISOR  
COLLEEN CORCORAN, TOWN CLERK  
DANIELLE CHERUBINI, DEPUTY TOWN CLERK

ITEM #1 Call to order - Pledge of Allegiance

ITEM #2 Moment of Silence

ITEM #3 Motion to approve agenda

***Councilman Baker made a motion to approve the agenda. Motion seconded by Councilman Koenig.***

***Yeas: 4                      Nays: 0                      Carried***

ITEM #4 Motion to approve minutes from the February 10, 2014 meeting

***Councilman Koenig made a motion to approve the minutes from the February 10, 2014 meeting. Motion seconded by Councilman Baker.***

***Yeas: 4                      Nays: 0                      Carried***

ITEM #5 Authorize payment of bills

***Councilman Corcoran made a motion to authorize payment of the abstract for 2013 in the amount of \$3,387.64. Motion seconded by Councilman Baker.***

***Yeas: 4                      Nays: 0                      Carried***

***Councilman Baker made a motion to authorize payment of the abstract for 2014 in the amount of \$181,113.63. Motion seconded by Councilman Corcoran.***

***Yeas: 4                      Nays: 0                      Carried***

ITEM #6 Comments on the agenda

*Supervisor Osborn explained that the agenda is different now because they are going to be doing workshop meetings so they can discuss certain items in detail. He asked if anyone had anything to discuss before the Board begins the workshop.*

*Councilman Corcoran said he has three estimates for the replacing the windows for the Highway Department. The first one is ADM Contracting for \$7,500.00 which includes replacement of the two doors that are rusted. Coupart's estimate is \$9,592.00 and Basec's estimate is \$13,900.00.*

***Councilman Corcoran made a motion to approve ADM Contracting to replace the windows and doors for the Highway Department. Motion seconded by Councilman Baker.***

***Yeas: 4                      Nays: 0                      Carried***

***Councilman Corcoran made a motion to remove Letter P-Replacement windows for Highway from Old Business on the agenda. Motion seconded by Councilman Koenig.***

***Yeas: 4                      Nays: 0                      Carried***

*Councilman Corcoran said the bids are out for the Police and Court and will be available for pickup at the Town Clerks Office beginning February 25, 2014 at 10:00 a.m. The bids will be opened on March 12<sup>th</sup>. Also, the bids are ready for the park but will be pushed back about one week because they are waiting for approval from the Board of Health.*

*Supervisor Osborn announced that they will do the Resolutions at this time.*

ITEM #7 Workshop topics

A). Zoning changes/Zoning issues

*Supervisor Osborn said that over the last few years it has come up that the Town needs to update the Zoning Code. He feels that it would be better to make changes to the Zoning Code before updating the Master Plan. He asked Tom Corcoran, Code Enforcement Officer/Building Inspector to go over all the different types of zoning.*

*Tom Corcoran said the principle uses in the R (Residential ) District are 1 or 2 family dwellings, houses of worship, parks and playground, and educational and instructional uses. He named the special uses that would go in front of the Planning Board for site plan approval one of them being mobile home parks.*

*Supervisor Osborn asked if any mobile home parks exist in the R District. Mr. Corcoran said no but just because it is listed doesn't mean they can be in that district. There are other restrictions in the district and in the mobile home section of the code.*

*Supervisor Osborn said that they may want to eliminate mobile homes from the R District because they may not want a mobile home park where they want a concentration of single family homes.*

*Mr. Corcoran questioned professional offices being in the R and R-1 Districts he feels they should be in the Commercial or Business District.*

*Councilman Koenig asked if they need to go to a ZBA meeting to make changes.*

*Mr. Corcoran said that the ZBA is not a Board that is allowed to change the code. They are there for hardships for example, if someone wants a swimming pool in their backyard but their yard isn't big enough to meet the setback requirements.*

*There was discussion about home occupations and Tom Corcoran said that they go through the Planning Board and there is certain criteria they need to meet such as only using a certain square footage in your house and parking regulations. He does annual fire inspections to make sure they don't increase their square footage.*

*Supervisor Osborn asked why are adult multiple dwellings and senior housing allowed in the R-1 District. He feels they should have more concentrated villages.*

*Mr. Corcoran said that was added into the code book about 20 years ago.*

*Mr. Corcoran went on to say that Residential Cluster Development was added in 2002 and it only addresses the R-1 District and lots must be served by municipal water and sewer. He feels Residential Cluster Development should be included in the RAG-1 (Rural Agricultural) District as long as there is water and/or sewer or the Board of Health requirement is met for a sewer disposal system and a well. There was a Cluster Development proposal on Old Indian Road that was turned down because is not allowed in that District. There is water and the developer was going to put in a tower to create pressure but there was no septic. The developer would have incurred the cost of the water tower which would have helped water pressure in the area.*

*In 2002, 1 and 2 family dwellings, multiple dwellings, and bed and breakfasts were added to the C-1 (Commercial) District. Mr. Corcoran feels they should not be included in the C-1 District because then we are allowing commercial space to become residential therefore has no room for business in the Hamlets. Dwelling units over ground floor retail commercial use is in the C-1 District and will allow residential use without the elimination of commercial business. Mr. Corcoran questions motels in the C-1 district as well because it would require space and transient parking and they sometimes turn into low income housing. He is ok with hotels.*

*Mr. Corcoran also suggested that in the HD (Highway Development) District, Gasoline Service Stations should be changed to Automobile Service Repair and Filling Stations because in the HD it doesn't allow body shops but in the middle of Town you are. He does want a body shop to be allowed in HD. He would also like to see the elimination of individual used car sales along the 9W corridor. He would like wording in the code to say*

*that property owners must provide proof of ownership of vehicle for sale and stay within the legal limits of a maximum number of unregistered vehicles to be one.*

*Councilman Molinelli said that DNL Used Cars Sales are not conforming, they have too many cars and they were supposed to blacktop but they claimed hardship years ago. He feels they should now conform to original site plan which is to blacktop and not park cars on top of their septic.*

*Tom Corcoran said they move the cars off the septic then move them back. At the Planning Board, if the site plan is signed off as final with contingencies and he can't chase contingencies.*

*Mr. Corcoran said he doesn't see a need for change in the I (Industrial) District. He also said the C-2 (Commercial 2) District can be questioned and can use the same changes as C-1 or can be left alone.*

*Supervisor Osborn said they may want to create a B (Business) District which would be between the HD and the C-1 District. They can use C-2 as a template for how they do the B District. This would provide a more structured look to the Town. He said they should also look closely at the HD to make sure that everything is what they want.*

*Tom Corcoran said that they need to make sure that if they take something out of HD that they make sure it is put somewhere else where it is realistically able to go.*

*Councilman Koenig said he would like to see the 9W corridor have professional offices so people are employed and with that they may buy a house here and eat here.*

*Tom Corcoran said the bottom line is that the whole 9W corridor needs to become HD. An example of why is that there was an antique shop in the Hepworth building which brought people to our Town but someone complained and it had to be shut down because it is in the AG District and now the building is empty.*

*The Board discussed what the next steps are to get the Zoning Code changed and*

*Supervisor Osborn said that creating a B District may take some time and thought but the Board can come up with ideas, then compare and decide what they want to do. They will need to have a Public Hearing to pass a local law.*

B). CCAC recommendations

*The Board decided to bring their comments regarding the document that the CAC put together to the next workshop meeting so they can decide what they agree with and what they don't agree with.*

*Councilman Corcoran gave an example that the Planning Board Secretary commented that she has little to no communication with the Planning Board or the chairperson except on meeting nights. He and Councilman Koenig said they feel the same way as a Town Board member.*

*Councilman Molinelli said they haven't had reports from the Planning Board.*

*Tom Corcoran said there was no communication with him either. He has since asked the secretary to let him know what is being done that needs his approval. The Building Department needs to know what is going before the Planning Board because they were moving forward on projects that were in the wrong districts.*

C). Master Plan Update

*The Board discussed that the proposal Chuck Voss gave the Town a few years ago cost \$48,000.00 and he can now do it for \$20,000.00 because items in the original proposal are irrelevant and the Town can do some of the work as well. Supervisor Osborn said that he can set up a meeting with Mr. Voss to get started.*

D). EDC Activity update

*Supervisor Osborn said the Economic Development Committee is going to hold a special meeting on February 27th and Chuck Voss from Barton & Loguidice will be there to see what they are doing with the Village Master Plans so they don't duplicate things in the Master Plan. Supervisor Osborn said he spoke with the chairwoman about bringing representatives from Bayside and Dockside to the last meeting to discuss what their plans were to see how the committee feels and can advise the Town Board. Someone from Bayside gave a presentation and there was a good discussion following the presentation. The EDC Chairwoman is going to report on their conclusions at the next Town Board meeting.*

*There was also a discussion about bringing natural gas into Marlboro from the gas line that is by White Street and Prospect Street. The line will come down Western Avenue and branch off. Central Hudson is working on this. Once the gas lines are in then other things can be done to make the streetscape look better.*

*Councilman Baker said there is a small grant opportunity with Central Hudson for beautification that they can look into.*

E). Ulster County Supervisors Meeting updates

*Supervisor Osborn said at the meetings they discuss the UCRRA (Ulster County Resource Recovery Agency). He would like to move the Transfer Station to the old Town Hall when the Police and Court move. It would be much more accessible to the residents and Gael Appler thinks he would be able to build it. UCRRA owes the Town \$10,000.00 from when they closed the landfill so that money can help in moving the Transfer Station. It would probably cost more than \$10,000.00 to move the Transfer Station but it would make more money being on 9W.*

F). UCTC meeting updates

*Councilman Baker said that Marlboro is a voting member of the Ulster County Transportation Council. He attended his first monthly meeting this week and there were two projects that were being discussed for Marlboro. One project is creating a safe walkway from Marlboro High School into the Hamlet of Marlborough. The study will be done in 2015 and would be implemented in 2016. He thinks it consists of a 4 foot shoulder on each side of Western Avenue. There is a good possibility that it will get funded and the cost is .6 million. The other project was to put traffic lights, parking, and make a turning lane at the intersection of 9W, King Street, and Western Avenue. That project was moved off the list by the DOT because they have more pressing projects. Councilman Baker said he will speak to the DOT engineer to see if he thinks it is still a good project and ask if there is another way to get funding.*

*Councilman Baker also said he is going to look into another funding source called a TAP (Transportation Alternative Program) for things like bike trails and scenic lookouts.*

G). Troncillito well testing

*Supervisor Osborn said that he received a preliminary report on the well testing. The preliminary report says that the Troncillito wells are somewhere between 75 and 100 gallons per minute. That is exactly the same as all the other wells that were tested and now we know where the water is, what type, and the volume. They also know that the aquifer is not tilted so it doesn't matter where the water is on the aquifer. The Town can look at all the properties on the aquifer and all the wells would need to be spaced about 1000 feet apart. This is good news for long term planning, they know how much the Town consumes and can calculate costs based on all the information they now have.*

*Councilman Baker asked if the Town would need 300 or 500 gallons per minute.*

*Supervisor Osborn said that if the Town were to supply Brooklyn Bottling they would need 500 but if the Town wants to supply everyone but Brooklyn Bottling they would need 300 as of right now.*

H). Highland Wine Village water extension

*Councilman Koenig said that developers are looking into building a multifaceted development on the Wine Village property in Highland. The state and city asked Highland to do an inter-municipal water connection. There is state, federal, and DEP funding that will be available. Highland has two sources of water one being a horizontal well drilled in Illinois Mountain and the other is the river. Newburgh has the aqueduct and if they close the aqueduct the backup reservoirs may not be able sustain Newburgh and Marlboro.*

*Highland was originally going to run a 12" main down to our town line. Marlboro gave Highland a letter in support of the project. Councilman Koenig said he recently attended a follow up meeting with Highland. In order for Highland to connect to Newburgh they need to go through Marlboro and if they want to connect at Young's, our current water system and infrastructure probably wouldn't be the best way. Councilman Koenig suggested to Highland that a main should be run along 9W and Marlboro is on board with that idea and*

*Highland agreed. If the pipe is put in there would be 2 valves one in Highland and one in Newburgh and the water would flow north. It would cost the Town some money but the state, federal, and DEP grants could cover about 80% of the project. He is going to look at the Town's previous water studies to see if they have any relevance which would save the Town some money. Then they can have another meeting with Highland.*

*James Garofalo asked if the water were to go south, would it have to be pumped.*

*Supervisor Osborn said that if the water is designed to go in one direction it will probably only go in one direction. The Board agreed. Supervisor Osborn said the DEP is probably going to want to build a pump station in Marlboro that will pump water over Ridge Road to Highland.*

*Councilman Corcoran said it could be pumped in the opposite direction but would be difficult.*

*Supervisor Osborn said that the DEP is inter connecting Newburgh in a way so there is no question about water.*

*Councilman Corcoran said this is a good opportunity for Marlboro to take advantage of the Wine Village project.*

*Supervisor Osborn said he didn't like the way this was originally presented. He asked Marlboro to spend money on the water connection and there was no study to show any benefit to Marlboro.*

*Councilman Koenig said this now can be a benefit to us and Highland to loop the water system.*

*Ralph Walters said Highland wants to do this and it shouldn't cost the Town of Marlboro anything. He also said he understands that the Town of Newburgh has made arrangements to tap into the other aqueduct in New Windsor so there is guaranteed water for Marlboro when the aqueduct on Lattintown Road shuts down. Thirdly, Mr. Walters stated there was a water pressure issue on Ridge Road so he feels the water main should have originally been put on 9W.*

*The Board agreed and Councilman Corcoran said that's what they are trying to do now.*

*Councilman Koenig said that there is now an opportunity to get funding to do this so they are going to work hard to get the water main on 9W.*

#### ITEM #8 Old Business

- A). Wyms Heights
- B). Town Healthcare benefits
- C). TOMVAC
- D). Water well- St. Andrews and Old Indian
- E). New Town Hall
- F). Terwilliger Hoffman 384D Retirement
- G). Furnace and air conditioning maintenance
- H). Bids for Capital Improvements at the Town Park
- I). McLaughlin Drive
- J). Wind Turbine
- K). Labor Negotiations
- L). Milton School Sewer Extension

- M). Survey of St. Andrews property for purchase
- N). Zoning Review for Lyons Lane Section of 9W
- O). Ethics Committee Open Position
- P). water connection to Highland
- Q). Trapani Drainage District

ITEM #9 New Business

*No new business*

ITEM #10 Correspondence

*Supervisor Osborn read a memo to Town Hall employees stating that he is holding the annual Workplace Violence Meeting on February 25, 2014 at 9:00 a.m.*

*Supervisor Osborn also said he received a letter from Greenway thanking the Town for their application and congratulating the Town for the award.*

ITEM #11 Public Comment

*Ralph Walters said during the zoning discussion the hamlets were called villages, we don't have villages and asked the Board to call them hamlets.*

*James Garofalo suggested with regard to zoning and the Master Plan that the Board have more than one Public Hearing because these things will affect a lot of people. These will be extensive changes and the public should have the opportunity to take a close look at the changes.*

ITEM #12 Resolutions

A). Resolution #34 That the Town of Marlborough calls upon the Federal Energy Regulatory Commission to postpone indefinitely its order issued August 13, 2013, N.Y

B). Resolution #35 To authorize the Town Board to hold a public hearing to consider the adoption of a resolution to dissolve a drainage district.

C). Resolution #36 To appoint part time dog control officer.

D). Resolution # 37 To request that the County of Ulster, New York, undertake a study into the possible logistical and financial advantages of the consolidation of Police service within Ulster County

ITEM #13 Adjournment



February 24, 2014

A). Resolution #34 That the Town of Marlborough calls upon the Federal Energy Regulatory Commission to postpone indefinitely its order issued August 13, 2013, N.Y

Supervisor Osborn proposes the following:

WHEREAS, the Federal Energy Regulatory Commission (FERC), in an order issued on August 13, 2013, accepted the tariff revisions proposed by the New York Independent System Operator to create a New Capacity Zone (NCZ) that groups the mid-Hudson Valley (electricity load zone G) in the same capacity zone as Westchester and New York City (Zones H, I, and J); and

WHEREAS, this order is scheduled to go into effect on May 1, 2014; and

WHEREAS, the stated purpose of the NCZ is to address existing transmission constraints by altering the price signals in wholesale energy markets to attract investors in new plants whose Installed Capacity (ICAP) will be sufficient to meet electricity needs in times of peak demand; and

WHEREAS, the Public Service Commission (PSC) opposes the creation of the NCZ, stating that the order ignores PSC proceedings underway to address transmission constraints by upgrading transmission lines; and

WHEREAS, these transmission upgrades were recommended by the Governor's New York State Energy Highway Blueprint, which seeks to increase the capacity of transmission lines to carry 1,000 MW of additional lower-cost power from the north and west to meet downstate needs, eliminating bottlenecks in transmission; and

WHEREAS, the PSC is currently reviewing four proposals to accomplish the task of upgrading transmission lines; and

WHEREAS, the PSC further stated on September 12, 2013, that the NCZ will result in unjust and unreasonable electricity rates, possibly increasing rates by as much as 25%, costing rate-payers in the new zone over half a billion dollars in a three-year period; and

WHEREAS, Central Hudson-Fortis, a utility serving rate-payers in Zone G, also opposes the creation of the NCZ, estimating that it will increase prices by at least 6% for residential and 11% for industrial rate-payers; and

WHEREAS, the NCZ will hurt many small to medium-sized industries, including the dairy industry for whom electrical power makes up a large percentage of its costs; and

WHEREAS, the NCZ will cause disproportionate harm to low- and fixed income rate-payers, particularly in light of the Public Service Commission's report that the percentage of customers in the Central Hudson service area whose electricity has been shut off for not paying their bills has risen from 1.89% to 5.99% in 2012; and

WHEREAS, the creation of the NCZ will unfairly burden rate-payers in upstate counties, whose "peak" energy needs are much lower than those in Westchester and New York City; and

WHEREAS, the express purpose of the NCZ is to create new "peaking" capacity, which favors increased use of fossil fuel-based generation; and

WHEREAS, increasing fossil fuel generation contradicts and in no way addresses New York State's Renewable Portfolio Standard goal of at least 30% renewable electricity by 2015; and

WHEREAS, the FERC has failed to adequately consider these proposed transmission upgrades, which make the NCZ unnecessary;

THEREFORE, be it resolved that the Town of Marlborough calls upon the Federal Energy Regulatory Commission to postpone indefinitely its order issued August 13, 2013, N.Y., which conflicts with State efforts currently underway to address the same problem of transmission constraints; and further calls on N.Y. Governor Cuomo, U.S. Senators Schumer and Gillibrand, and U.S. Representative Gibson to intervene on our behalf to halt the creation of the NCZ; and that copies of this resolution shall be sent to Governor Cuomo, the FERC, the PSC, Central Hudson-Fortis, Federal and State Elected Representatives, the American Association of Retired Persons (AARP), the Public Utility Law Project of NY (PULP), and the Business Council of the State of New York.

*Supervisor Osborn explained that a zone is being proposed for increased electric rates and Ulster County is in that zone. The Resolution states the Town of Marlboro would not like the zone to be created. The Marlboro School District contains power plants that are likely to operate at a higher level if the cost of electricity is higher. School taxes are increasing and the Town should be in favor of the increase of electric rates because it's more likely that the power plants will operate which will solve the school district problem. If the Town is in favor of the increase it would also affect the electric rates for residents. The outcome either way is unknown which makes this a difficult issue for the Board.*

*The Board discussed the issue and decided to table Resolution #34 so they can do further research.*

***Councilman Molinelli made a motion to table Resolution #34 until the next meeting. Motion seconded by Councilman Koenig.***

***Yeas: 5                      Nays: 0                      Carried***

And moves for its adoption

Councilman Corcoran	-----
Councilman Molinelli	-----
Councilman Koenig	-----
Councilman Baker	-----
Supervisor Osborn	-----

February 24, 2014

B). Resolution #35 To authorize the Town Board to hold a public hearing to consider the adoption of a resolution to dissolve a drainage district.

Supervisor Osborn proposes:

WHEREAS, on or about September 24, 2007, the Marlborough Town Board adopted a resolution establishing the Stamen Knolls Drainage District; and

WHEREAS, the Stamen Knolls Drainage District was established more than three (3) years ago; and

WHEREAS, the Stamen Knolls Drainage District has not experienced the making of any improvements; and

WHEREAS, the Stamen Knolls Drainage District has provided service to no property owner or resident; and

WHEREAS, the Stamen Knolls Drainage District has incurred no debt or obligations; and

WHEREAS, the owner of the lands comprising the Stamen Knolls Drainage District (more particularly bounded and described within Exhibit "A" annexed hereto) has requested that the Town dissolve the drainage district.

NOW, IT IS ORDERED that the Marlborough Town Board will hold a public hearing to consider the adoption of a resolution dissolving the Stamen Knolls Drainage District pursuant to the grounds set forth in Section 202-c(2) of this State's Town Law, and all other relevant matters, on March 10, 2014 at 6:30 p.m. prevailing time at the Marlborough Town Hall, 1650 Route 9w Town of Marlborough, County of Ulster, State of New York. All persons interested in this matter shall be heard; and it is further

ORDERED, that the Town Clerk is hereby authorized and directed to publish a certified copy of this order in the official paper, the publication thereof to be not less than ten nor more

than twenty days before the day set for the hearing, and to post a copy of same on the sign-board of the Town of Marlborough in the same time and manner.

*Supervisor Osborn stated that in the past the Town had the State dissolve drainage districts. There hasn't been any activity on the property the Town can pass a Resolution and hold a Public Hearing to dissolve the drainage district.*

***Councilman Corcoran made a motion to change the wording in the second to last paragraph of Resolution #35 to read "Stamen Knolls Drainage District". Motion seconded by Councilman.***

***Yeas: 5                      Nays: 0                      Carried***

And moves for its adoption

Councilman Corcoran	Yes
Councilman Molinelli	Yes
Councilman Koenig	Yes
Councilman Baker	Yes
Supervisor Osborn	Yes

**BROOKS AND BROOKS, P.C.**  
**LAND SURVEYORS AND LAND PLANNERS**  
**11 MAIN STREET**  
**HIGHLAND, NEW YORK 12528**  
**845-691-7339**

**SCHEDULE A**  
**DESCRIPTION OF**  
**STAMEN KNOLLS DRAINAGE DISTRICT**

ALL THAT PARCEL OF LAND SITUATE in the Town of Marlborough, County of Ulster, and State of New York being designated as Lot Numbers 1,2,4,5,6,7,8,9,10,12,13, and 14 on a map entitled "Final Map of Subdivision of land of Linda J. Nardone to be known as Stamen Knolls" to be filed with the office of the Ulster County clerk, said parcel being more particularly bounded and described as follows:

BEGINNING at a point in the center of a stream on the easterly computed highway bounds of Lattintown Road at the southwest corner of the herein described parcel of land, said point being the northwest corner of lands conveyed to the Lattintown Baptist Church as recorded in Deed Liber 1464 at page 275, and running thence along the easterly bounds of Lattintown road, North 03°54'15" West 196.04 feet to a point, thence North 04°32'39" West 351.39 feet to a point, thence North 04°28'09" West 353.22 feet to a point, thence North 01°48'22" West 237.76 feet to a point on the division line with lands conveyed to Robert W. and Beth A. Schmidt as recorded in Deed Liber 3158 at page 266 and designated as Lot #1 on Ulster County Clerk's office filed map #7015, thence along the division line with said lands of Schmidt North 83°49'35" East 157.16 feet, thence North 79°01'00" East 120.00 feet, thence North 00°36'40" East 49.72 feet, thence South 89°23'19" East 144.93 feet, thence North 10°35'41" East 143.22 feet, thence North 00°40'41" East 159.96 feet to a point on the division line with lands conveyed to James K. and Kimberly Howlett as recorded in Deed Liber 1796 at page 093 and designated as Lot #3 on Ulster County Clerk's office filed map #7015, thence along the division line with said lands of Howlett, North 00°40'41" East 240.00 feet to a rebar found set, thence North 22°05'15" West 61.86 feet to a rebar found set on the southeasterly bounds of Mulberry Lane, thence along the southeasterly bounds of Mulberry Lane, North 36°25'36" East 49.39 feet, thence North 32°02'01" East 56.10 feet, thence North 23°12'18" East 94.00 feet to a point on the division line with lands conveyed to Richard Winterleitner and Sara Chabica as recorded in Deed Liber 1907 at page 296 and designated as Parcel 'A' on Ulster County Clerk's office filed map #7372, thence along the division line with said lands and along the division line with lands conveyed to Bruce E. and Peggy C. Choate as recorded in Deed Liber 3330 at page 170 and designated as Lot #2 on Ulster County Clerk's office filed map #03-465, said line running in part along a stone wall, North 84°02'54" East 346.66 feet to a point on the division line with lands conveyed to Benjamin III and Susan Trapani as recorded in Deed Liber 2940 at page 016, thence along the division line with said lands of Trapani, South 05°53'44" East 1987.34 feet to a rebar found set at the northeast corner of lands conveyed to James and Ann Beck as recorded in Deed Liber 1556 at page 302, thence along the division line with said lands of Beck South 86°07'47" West 287.94 feet to a rebar found set on the division line with aforementioned Lands of Lattintown

Baptist Church, thence along said division line South 87°10'15" West 245.20 feet to an iron pipe found set, thence South 87°13'15" West 212.50 feet, thence South 87°08'18" West 252.02 feet to the place of beginning.

Containing 34.87 acres

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February 24, 2014

C). Resolution #36 To appoint part time dog control officer.

Supervisor Osborn proposes the following:

Whereas, the Town of Marlborough dog control officer, Andrew Mckee needs someone to cover for him when he is unable to respond to a complaint or dog issue, and

Whereas, Bethany Odell is qualified to be a back up dog control officer.

Be it resolved, that Bethany Odell be appointed as a backup dog control officer effective immediately for the rate of \$1.00 per year.

And moves for its adoption

Councilman Corcoran	Yes
Councilman Molinelli	Yes
Councilman Koenig	Yes
Councilman Baker	Yes
Supervisor Osborn	Yes

*Supervisor Osborn explained regarding Resolution #37 that Ulster County undertook a study in the past on Highway issues, specifically for snow removal. They did a study on what the cost of snow removal was for the County and also for the Town's because they wanted to try to save money for the residents of Ulster County by not duplicating services. Some Town's took over the county roads and some Town's did not. Marlborough did not participate in the consolidation of service because the Town didn't think it would save the taxpayers any money. This resolution is to tell the county that the Board would like to proceed with a similar study to get the data for the Police. The Board isn't thinking the data is going to turn in one direction or the other but it seems there is duplication of service with Town, State, and County Police and there is a lot of speculation. The Board would like to see the numbers and have the county do the math.*

*Chief Cocozza asked if the county is doing this study specifically for the Town of Marlborough.*

*Supervisor Osborn said no, this is a county wide study, and will be funded by the County. The County has done some preliminary work but now they are looking to finalize the study.*



*Chief Coccozza stated that there is a Legislative Board that is looking into a county wide Police Department. It is a politically driven movement that was thought to be finished with no further action. Ulster County was looking to do something like a county wide sheriff's patrol similar to Westchester County but the logistics of doing that would be near impossible. In the last three years, no one has ever asked for any data from the Police Department for the preliminary study. They got data from certain Town's, but if they plan to use this study for anything how will they know what our Police Department covers if they don't ask. The only reason any outside agency comes into Marlborough is to write traffic tickets and civil evictions. 98% of calls are not handled by the Sheriff's Department. Last week, the Sheriff's Department called the Marlborough Police Department 2-3 times to handle calls.*

*Supervisor Osborn said the study is not a complete study and he is not sure if they are even asking the right questions. He also said the Highway study was done under the idea that they get rid of the County service and use the Town service. It doesn't seem that the County Executive would want to have a county wide Sheriff Department because he has been cutting expenses.*

*Chief said he is not sure what the Board is actually asking to be done.*

*Justin Pascale asked the Board what the motivation and ultimate objective is regarding this at this point in time. He said that he hopes this was not brought on because of contract negotiations.*

*Supervisor Osborn said the Board would like to have the study done to save taxpayers money and because he got a call from the County Executive asking for the Town's help to do the study. It is not because of contract negotiations but the results will probably help with negotiations, he would like to be able to give the citizens of Marlborough concrete data because Marlborough is in extreme distress.*

*Chief Coccozza said that he encourages the study because he is confident about the outcome for his department. He also would have liked to be notified that this was going to be on the agenda and why because this could directly affect his department. He fears the Board is not going to compare apples to apples when they look at the study.*

*Councilman Corcoran said they are not looking to eliminate the Police Department, they are looking to save the taxpayer's money by not duplicating services.*

*Councilman Koenig said that they need the data to make good decisions and answer taxpayer's questions about sharing services. For example, if a shared service plan will save ½ % on county taxes and raise town taxes 10%, that doesn't make sense.*

*The Board agreed that this study is a good idea and they would also like to be able to give the taxpayers the answers they are looking for.*

February 24, 2014

D). Resolution # 37 To request that the County of Ulster, New York, undertake a study into the possible logistical and financial advantages of the consolidation of Police service within Ulster County

Supervisor Osborn proposes the following:

Whereas, the People of Marlborough New York are experiencing severe fiscal stress due to the lowered assessments of the former Dynergy Corporation's property values which are in the Marlborough Central School District, and

Whereas it is the belief of the Town of Marlborough that consolidation of services, where practicable, can lead to a reduction in operating costs and thereby a lowered tax burden, and

Whereas the Town of Marlborough believes that it is in their interest to explore the possibility of such consolidations wherever they might exist, and

Whereas Ulster County did a Consolidation of Services study in 2010 to see the logistical and fiscal impacts of having Ulster County Towns take over the snow plowing of county roads, and

Whereas as a result of the study some Ulster County Towns participated in a consolidation of services snow removal agreement with the County as they saw it in their best fiscal interest to do so, and

Whereas the Town of Marlborough believes that a similar study by the County into consolidation of Police services might offer similar tax savings to some Towns within the county,

Therefore, be it Resolved that the Town of Marlborough New York hereby requests that the County of Ulster, New York, undertake a study into the possible logistical and financial advantages of the consolidation of Police service within Ulster County, and hereby

And moves for its adoption

Councilman Corcoran	Yes
Councilman Molinelli	Yes
Councilman Koenig	Yes
Councilman Baker	Yes
Supervisor Osborn	Yes

***Councilman Corcoran made a motion to adjourn the meeting. Motion seconded by Councilman Molinelli.***

***Yeas: 5***

***Nays: 0***

***Carried***

*Meeting adjourned at 9:40PM.*

*Respectfully submitted,  
Danielle Cherubini  
Deputy Town Clerk*