

## **Pre-Board Meeting January 21, 2004**

The Town Board of the Town of Saugerties held a pre-board meeting at 6:00 pm at the Frank D. Greco Multi-Purpose Building at the corner of Market and Robinson Streets, in the Village of Saugerties with the following members present:

Supervisor Greg Helsmoortel  
Councilman Tom Macarille  
Councilwoman Leeanne Thornton  
Councilman Fred Costello  
Councilman Phil Tucker

The following was discussed:

**Greg Chorvas, Superintendent of Parks & Recreation** – discussed surplus equipment stored in the warehouse. Department Heads will be given time to go and see if there is anything they would like before it goes to public sale. Also, financial statement for ice rink was given to everyone previously. Councilwoman Thornton asked about Cable Access room and cost estimate for stage. Will have a walk-through with the town and village members of committee. Greg Chorvas suggested the need for the town to get an architect.

Workshop is needed for bond with bond counsel. This workshop will take place in the near future.

Change in the Department Head meeting to February 10, 2004 at 3:00 pm.

**Lisa Stanley, Town Clerk** – wanted to go on record with regard to the “safe”. The room where all original birth, death, marriage and minutes are kept is not fireproof. Would like to see this room fixed to make it fireproof or have records stored in Iron Mountain. Will check on fee for storage of records.

---

Town Clerk

## **Town Board Meeting – January 21, 2004**

A regular meeting of the Saugerties Town Board was held on Wednesday, January 21, 2004 at 7:00 pm at the Frank D. Greco Multi-Purpose Building on the corner of Market and Robinson Streets in the Village of Saugerties with the following members present:

Supervisor Greg Helsmoortel  
Councilman Tom Macarille  
Councilwoman Leeanne Thornton  
Councilman Fred Costello  
Councilman Phil Tucker

**PRIVILEGE OF FLOOR:** Michelle Wright – requesting noise ordinance for the Town of Saugerties.

**PUBLIC COMMENT PERIOD:** No request.

**SUPERVISOR’S COMMENTS:** Senator Bonacic and Assemblyman Hooker will announce soon that he has money for the tire remediation for our town. Senator Bonacic also met at Boys & Girls Club site with the Supervisor and Councilwoman Thornton. Secondly, a meeting was held with Senator Schumer’s office regarding Tissal Road.

Also, thank you to Bernie Ellsworth and his crew for their hard work during the past storms.

**APPROVAL OF MINUTES:** A motion was made by Supervisor Helsmoortel, seconded by Councilman Macarille to approve the minutes of the Reorganizational Meeting dated January 7, 2004.

Vote: Adopted – 5 Yes, 0 No.

**APPROVAL OF BILLS:**

	<b>2003</b>	<b>2004</b>
General Fund	\$131,136.58	\$38,966.64
General Outside Village	12,622.46	21,617.05
Highway Townwide	7,942.54	3,717.61
Highway Outside Village	3,317.44	19,694.62
Lighting District	3,188.99	
Barclay Heights Sewer	242.11	2,151.30
Glasco Sewer	6,486.36	
Malden Sewer	11,295.97	
Glasco Water	1,400.22	
Malden Water	177.70	

A motion was made by Supervisor Helsmoortel, seconded by Councilman Costello to approve the bills.

Vote: Adopted: 5 Yes, 0 No.(Councilman Tucker voted yes with exceptional reservation)

**BOARD COMMITTEE REPORTS:**

Councilman Macarille – landfill stickers are illegal on front windshield as law cited, Vehicle and Traffic Law #375, page 134.

Councilwoman Thornton – Cable Access Committee met and village members are very excited about new town members.

Councilman Costello – acknowledged Benson Steel for donation of bleachers at ice rink and would like to thank them on behalf of the whole board.

Councilman Tucker – Diaz will be adding on to their building and it will make it much better.

**MOTIONS & RESOLUTIONS:**

Motion made by Councilman Macarille, seconded by Supervisor Helsmoortel to appoint Don Debrosky as Transfer Station Manager for the year 2004.

Vote: Adopted – 5 Yes, 0 No.

Motion made by Supervisor Helsmoortel, seconded by Councilman Macarille to set the salary for Executive Liaison Marie Post at \$8,000.00 for the year 2004.

Motion to amend made by Councilwoman Thornton, seconded by Councilman Costello to request a written monthly report submitted by Mrs. Post in her role as liaison.

Vote on amendment: 5 Yes, 0 No.

Vote on motion as amended: Adopted – 5 Yes, 0 No.

Motion made by Supervisor Helsmoortel, seconded by Councilman Tucker to compensate HUD employee Bettyann Brink for one week of unused vacation time as is allowable in the CWA contract, as per the recommendation of HUD Administrator.

Vote: Adopted – 5 Yes, 0 No.

The following Resolution was offered by Supervisor Helsmoortel and seconded by Councilman Costello:

**TO ESTABLISH THE TOWN OF SAUGERTIES INVESTMENT POLICY**

**WHEREAS**, the Office of the New York State Comptroller provides procedures and guidelines that permits municipalities to temporarily invest town monies, and

**WHEREAS**, the town board of the Town of Saugerties has chose to put forth an investment policy which is modeled after the New York State Comptrollers Office recommendations found in the New York State Comptroller's Financial Management Guild subsection 2.1120, and

**WHEREAS**, the Town of Saugerties has developed such a policy to adopt and implement which is appropriate for the size and complexity of the Town of Saugerties, and

**WHEREAS**, the Town of Saugerties realizes investment risk can never be totally eliminated but by implementing sound policy and procedure it hopes to decrease the risk associated with investment to an acceptable level, and

**WHEREAS**, the policy being put forward by the town board of the Town of Saugerties conforms to Section 39 of General Municipal Law, and

**WHEREAS**, the proposed investment policy has met with the approval of the town's accounting firm of Sperry, Cuomo, Holgate and Churchill and is being implemented upon their sound recommendation,

**NOW, THEREFORE BE IT RESOLVED** that the town board of the Town of Saugerties adopts and authorizes the use of the Town of Saugerties Investment Policy, copy of which is attached hereto.

Upon a roll call vote, the vote is as follows:

Supervisor Helmoortel voting Yes  
Councilman Macarille voting Yes  
Councilwoman Thornton voting Yes  
Councilman Costello voting Yes  
Councilman Tucker voting Yes

The following Resolution was offered by Councilman Macarille and seconded by Supervisor Helmoortel:

**LOCAL LAW NO. 1 OF THE YEAR 2004  
ESTABLISHES THE TOWN OF SAUGERTIES GATEWAY OVERLAY  
DISTRICT**

**WHEREAS**, Local Law No. 1 of the Year 2004 cited as "Local law to Amend a Zoning law of the Town of Saugerties, New York" was introduced before the Town Board of the Town of Saugerties in the County of Ulster and State of New York on the 21<sup>st</sup> day of January, 2004; and

**WHEREAS**, the Town Clerk caused to be published a public notice in the official newspaper of the Town of Public Hearing on said proposed Local Law at least ten (10) days prior thereto; and

**WHEREAS**, Public Hearings on said proposed Local Law at the Frank D. Greco Senior Citizens Center, Market Street in the Village of Saugerties, New York, were held on November 25, 2003 and December 15, 2003, at which time and location specified by said notices, and all parties in attendance were permitted an opportunity to speak on behalf or in opposition to said proposed Local Law; and

**WHEREAS**, the Town Board determined that it would be lead agency under the State Environmental Quality Review Act ("SEQRA") and coordinated review with all involved

and interested agencies, and no objection to the Town Board acting as lead agency was received; and

**WHEREAS**, said proposed Local Law was reviewed by the Ulster County Planning Board on October 16, 2003, pursuant to General Municipal Law Section 239-m and the Ulster County Planning Board did not disapprove said proposed Local Law, and offered no recommendations relating thereto; and

**WHEREAS**, no comments or evidence were submitted at said public hearings raising any significant adverse environmental impacts related to the adoption of the proposed local law; and

**WHEREAS**, pursuant to SEQRA and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York ("Part 617"), the Town Board caused a Full Environmental Assessment Form ("FEAF") to be filed with the Town Board which analyzed the different environmental effects associated with the adoption of the proposed Local Law; and

**WHEREAS**, the Town Board has received and considered all parts of the FEAF and the record of the public hearings on the proposed Local Law and, after due deliberation, at least a majority of the Town Board members find it in the best interests of the Town of Saugerties to adopt said Local Law; and

**WHEREAS**, a Conditioned Negative Declaration and Reasons Supporting this Determination have been prepared.

**NOW, THEREFORE, BE IT RESOLVED** by at least a majority of the Town Board that:

1. The proposed action of adopting the proposed Local Law amending the Zoning Law of the Town of Saugerties is an Unlisted Action under SEQRA.
2. The proposed action will have no adverse environmental impacts upon the environment as shown in the FEAF and for the reasons set forth in the Conditioned Negative Declaration attached hereto as Exhibit "A" and made part hereof.
3. The Conditioned Negative Declaration is hereby approved and it is determined that an Environmental Impact Statement ("EIS") is not required for the proposed action.
4. The Town Supervisor is authorized to sign the FEAF, indicate thereon that an EIS will not be prepared and cause the Conditioned Negative Declaration to be filed, published and distributed as required by law.
5. The Town Board hereby adopts "Local Law No. 1 of the Year 2004", Local Law Amending Local Law No. 3 of the Year 1989, a copy of which is attached hereto as Exhibit "B" and made part hereof.
6. The Town Clerk is directed to (i) enter this Resolution and its Local Law and Negative Declaration exhibits in the minutes of the Town Board, (ii) cause a copy of this Resolution and its exhibits to be published in the Saugerties Post Star, (iii) cause a copy of this Resolution and its exhibits to be posted conspicuously at or near the Office of the Town Clerk in accordance with the Town Law, (iv) cause affidavits of the publication and posting of the same to be filed with the Town Clerk, (v) cause a copy of said Local Law to be filed with the Secretary of State in accordance with Article 3 of the Municipal Home Rule Law, and (vi) maintain

files of all SEQRA documents and notices which are readily accessible to the public and made available on request.

Upon a roll call vote, the vote is as follows:

Supervisor Helsmoortel voting Yes  
Councilman Macarille voting Yes  
Councilwoman Thornton voting Yes  
Councilman Costello voting Yes  
Councilman Tucker voting Yes

The following Resolution was offered by Councilwoman Thornton and seconded by Supervisor Helsmoortel:

**LOCAL LAW NO. 2 OF THE YEAR 2004  
ESTABLISHES THE TOWN OF SAUGERTIES WATERFRONT OVERLAY  
DISTRICT**

**WHEREAS**, Local Law No. 2 of the Year 2004 cited as “Local Law to Amend a Zoning Law of the Town of Saugerties, New York” was introduced before the Town Board of the Town of Saugerties in the County of Ulster and State of New York on the 21st day of January, 2004; and

**WHEREAS**, the Town Clerk caused to be published a public notice in the official newspaper of the Town of Public Hearing on said proposed Local Law at least ten (10) days prior thereto; and

**WHEREAS**, Public Hearings on said proposed Local Law at the Frank D. Greco Senior Citizens Center, Market Street in the Village of Saugerties, New York, were held on November 25, 2003 and December 15, 2003 at which time and location specified by said notices, and all parties in attendance were permitted an opportunity to speak on behalf or in opposition to said proposed local law; and

**WHEREAS**, the Town Board determined that it would be lead agency under the State Environmental Quality Review Act (“SEQRA”) and coordinated review with all involved and interested agencies, and no objection to the Town Board acting as lead agency was received; and

**WHEREAS**, said proposed Local Law was reviewed by the Ulster County Planning Board on October 16, 2003, pursuant to General Municipal Law Section 239-m and the Ulster County Planning Board did not disapprove said proposed Local Law and offered no recommendations relating thereto; and

**WHEREAS**, no comments or evidence were submitted at said public hearings raising any significant adverse environmental impacts related to the adoption of the proposed Local Law; and

**WHEREAS**, pursuant to SEQRA and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York (“Part 617”), the Town Board caused a Full Environmental Assessment Form (“FEAF”) to be filed with the Town Board which analyzed the different environmental effects associated with the adoption of the proposed Local Law; and

**WHEREAS**, the Town Board has received and considered all parts of the FEAF and the record of the public hearings on the proposed Local Law and, after due deliberation, at least a majority of the Town Board members find it in the best interests of the Town of Saugerties to adopt said Local Law; and

**WHEREAS**, a Conditioned Negative Declaration and Reasons Supporting This Determination have been prepared.

**NOW, THEREFORE, BE IT RESOLVED** by at least a majority of the Town Board that:

1. The proposed action of adopting the proposed Local Law amending the Zoning Law of the Town of Saugerties is an Unlisted Action under SEQRA.
2. The proposed action will have no adverse environmental impacts upon the environment as shown in the FEAF and for the reasons set forth in the Conditioned Negative Declaration attached hereto as Exhibit "A" and made part hereof.
3. The Conditioned Negative Declaration is hereby approved and it is determined that an Environmental Impact Statement ("EIS") is not required for the proposed action.
4. The Town Supervisor is authorized to sign the FEAF, indicate thereon that an EIS will not be prepared and cause the Negative Declaration to be filed, published and distributed as required by law.
5. The Town Board hereby adopts "Local Law No. 2 of the Year 2004", Local Law Amending Local Law No. 3 of the Year 1989, a copy of which is attached hereto as Exhibit "B" and made part hereof.
6. The Town Clerk is directed to (i) enter this Resolution and its Local Law and Negative Declaration exhibits in the minutes of the Town Board, (ii) cause a copy of this Resolution and its exhibits to be published in the Saugerties Post Star, (iii) cause a copy of this Resolution and its exhibits to be posted conspicuously at or near the Office of the Town Clerk in accordance with the Town Law, (iv) cause affidavits of the publication and posting of the same to be filed with the Town Clerk, (v) cause a copy of said Local Law to be filed with the Secretary of State in accordance with Article 3 of the Municipal Home Rule Law, and (vi) maintain files of all SEQRA documents and notices which are readily accessible to the public and made available on request.

Upon a roll call vote, the vote is as follows:

Supervisor Helsmoortel voting Yes  
Councilman Macarille voting Yes  
Councilwoman Thornton voting Yes  
Councilman Costello voting Yes  
Councilman Tucker voting Yes

Councilman Macarille added that Susan Bolitzer has agreed to review the additional information to see if it needs to be adjusted.

Motion made by Councilman Macarille, seconded by Councilman Tucker to appoint Jim Fowler to the Economic Development Committee.

Vote: Adopted – 4 Yes, 1 No (Supervisor Helsmoortel voting No)

Motion made by Supervisor Helsmoortel, seconded by Councilman Costello to approve the settlement in the matter of the application entitled Clearly Tech, LLC against the Town of Saugerties, in accordance with the terms of the stipulation and authorizing the Town Attorney, John Greco to execute the stipulation of settlement to conclude the matter.

Vote: Adopted – 5 Yes, 0 No.

Motion made by Supervisor Helsmoortel, seconded by Councilman Macarille to authorize the Town Highway Superintendent to go out to bid on a four (4) wheel drive pick-up for the Town Highway Department as per 2004 budget account line item DAO-5130.200.

Vote: Adopted – 5 Yes

Motion made by Councilman Costello, seconded by Supervisor Helsmoortel to authorize the Parks and Buildings Superintendent to advertise and conduct public sale of used

surplus equipment, as per the recommendation of the Parks and Buildings Superintendent.

Vote: Adopted – 5 Yes

Motion made by Councilman Tucker, seconded by Councilman Macarille to authorize the Water and Sewer staff Wayne Debrosky and Mark Resso to carryover unused vacation time from 2003 to 2004, 5 days and 3.5 days respectively and which is allowable in Mr. Resso's collective bargaining agreement.

Vote: Adopted – 5 Yes

Motion made by Councilman Macarille, seconded by Councilman Tucker to amend the term of the Planning Board appointee George Collins to the corrected expiration of December 2009.

Vote: Adopted – 5 Yes

Motion made by Councilman Macarille, seconded by Councilman Tucker to compensate bookkeeper Debbie Martino for one week of unused vacation time not used in 2003.

Vote: Adopted – 5 Yes

Motion made by Councilman Tucker, seconded by Councilman Costello to move Debbie Martino from a part-time to full-time Municipal Bookkeeper at a pay rate as reflected in the 2004 budget.

Vote: Adopted – 5 Yes

Motion made by Councilman Tucker, seconded by Supervisor Helsmoortel to appoint Debbie Martino as the full time Municipal Bookkeeper.

Vote: Adopted – 5 Yes

Motion made by Councilman Tucker, seconded by Councilman Macarille to move to Executive Session at 7:45 pm for the purpose of discussing medical financial credit or employment history of a particular person or corporation or relating to appointment, promotion, demotion, discipline or removal.

Vote: Adopted – 5 Yes

Motion made by Supervisor Helsmoortel, seconded by Councilwoman Thornton to exit Executive Session and adjourn meeting at 9:10 pm.

Vote: Adopted – 5 Yes

**NEXT SCHEDULED MEETINGS:** February 4, 2004 Pre-Board 6:00 pm  
Town Board 7:00 pm

---

Town Clerk