

Catskill Town Board Monthly Meeting
Catskill Town Hall
October 31, 2011 6:30 pm

Attendance: Pat Walsh, Acting Supervisor; Robert Antonelli, Councilman; Michael Smith, Councilman; Kevin Lennon, Councilman; Elizabeth Izzo, Town Clerk

Acting Supervisor Walsh opened the meeting with a moment of silent prayer and the Pledge of Allegiance. The following minutes were reviewed:

10/04/2011	Catskill Town Board Meeting Motion Councilman Antonelli Second Councilman Smith Ayes 4, Nays 0 Absent 0
10/05/2011	Government Operations Meeting Motion Councilman Antonelli Second Councilman Smith Ayes 4, Nays 0 Absent 0
10/12/2011	Government Operations Meeting Motion Councilman Antonelli Second Councilman Smith Ayes 4, Nays 0 Absent 0
10/12/2011	Budget Workshop Meeting I Motion Councilman Antonelli Second Councilman Smith Ayes 4, Nays 0 Absent 0
10/12/2011	Government Operations Meeting Motion Councilman Antonelli Second Councilman Smith Ayes 4, Nays 0 Absent 0
10/19/2011	Government Operations Meeting Motion Councilman Antonelli Second Councilman Smith Ayes 4, Nays 0 Absent 0

10/19/2011

Budget Workshop Meeting II

Motion Councilman Antonelli

Second Councilman Smith

Ayes 4, Nays 0 Absent 0

The following resolutions were discussed and passed:

RESOLUTION # 84-2011 AUTHORIZING THE ACTING SUPERVISOR
OF THE TOWN OF CATSKILL, GREENE COUNTY, NEW
YORK TO SUBMIT A GRANT APPLICATION TO THE NEW YORK STATE OFFICE OF
PARKS, RECREATION, AND HISTORIC PRESERVATION (NYSOPRHP) REQUESTING
MATCHING CONSOLIDATED FUNDING APPLICATION (CFA) GRANT FUNDS IN AN
AMOUNT NOT TO EXCEED \$400,000 FOR THE DEVELOPMENT OF A MASTER PLAN
FOR TOWN-OWNED PROPERTY FOR FUTURE PASSIVE RECREATIONAL USE ON
FIVE MILE WOODS ROAD IN THE TOWN OF CATSKILL

Councilman Lennon presented the following for consideration and adoption,

WHEREAS, the New York State Office of Parks, Recreation & Historic Preservation
(NYSOPRHP) is granting 2011 CFA grant funding to eligible New York State communities; and

WHEREAS, 2011 CFA grants made by the NYSOPRHP will provide communities with up to
\$400,000 to fund parks development, historic preservation, and heritage programs; and

WHEREAS, the Town of Catskill is eligible to apply for 2011 CFA grant funds and will provide
the required poverty-eligible 25% match to requested funds from NYSOPRHP solely in, or in
combinations of cash, in-kind services, volunteer labor, donations of time and materials; and

WHEREAS, the Acting Supervisor of the Town of Catskill is requesting authorization from the
Catskill Town Board to file a 2011 CFA grant application with the NYSOPRHP and if awarded,
enter into a formal contract with the NYSOPRHP; so

THEREFORE WE, the Catskill Town Board resolve that Hon. Pat Walsh, Acting Supervisor, is
hereby authorized by the Catskill Town Board to file an application for 2011 CFA funds from
the NYSOPRHP in an amount not to exceed \$400,000, and should request be granted, enter into
and execute a project agreement with the NYSOPRHP.

Councilman Smith seconded this motion.

Roll Call Vote:	<u>Aye</u>	<u>Nay</u>
Acting Supervisor Walsh	x	
Councilman Antonelli	x	
Councilman Smith	x	
Councilman Lennon	x	

Ayes 4, Nays 0 Absent 0 Motion Carried

RESOLUTION # 85-2011 AUTHORIZING THE ACTING SUPERVISOR
 OF THE TOWN OF CATSKILL, GREENE COUNTY, NEW
 YORK TO SUBMIT A CONSOLIDATED FUNDING APPLICATION TO THE NEW YORK
 STATE OFFICE OF PARKS, RECREATION, AND HISTORIC PRESERVATION
 (NYSOPRHP) REQUESTING MATCHING GRANT FUNDS IN AN AMOUNT NOT TO
 EXCEED \$400,000 FOR THE DEVELOPMENT OF RICKY KRAMER BALLFIELD IN THE
 TOWN OF CATSKILL

Councilman Lennon presented the following for consideration and adoption,

WHEREAS, the New York State Office of Parks, Recreation & Historic Preservation
 (NYSOPRHP) is granting 2011 CFA grant funding to eligible New York State communities; and

WHEREAS, 2011 CFA grants made by the NYSOPRHP will provide communities with up to
 \$400,000 to fund parks development, historic preservation, and heritage programs; and

WHEREAS, the Town of Catskill is eligible to apply for 2011 CFA grant funds and will provide
 the required poverty-eligible 25% match to requested funds from NYSOPRHP solely in, or in
 combinations of cash, in-kind services, volunteer labor, donations of time and materials; and

WHEREAS, the Acting Supervisor of the Town of Catskill is requesting authorization from the
 Catskill Town Board to file a 2011 CFA grant application with the NYSOPRHP and if awarded,
 enter into a formal contract with the NYSOPRHP; so

THEREFORE WE, the Catskill Town Board resolve that Hon. Pat Walsh, Acting Supervisor, is
 hereby authorized by the Catskill Town Board to file an application for 2011 CFA funds from
 the NYSOPRHP in an amount not to exceed \$400,000, and should request be granted, enter into
 and execute a project agreement with the NYSOPRHP.

Councilman Smith seconded this motion.

Roll Call Vote:	<u>Aye</u>	<u>Nay</u>
Acting Supervisor Walsh	x	
Councilman Antonelli	x	
Councilman Smith	x	
Councilman Lennon	x	

Ayes 4, Nays 0 Absent 0 Motion Carried

Acting Supervisor Walsh mentioned the Fire District Contract and we need a resolution.

RESOLUTION # 86-2011	CONTRACT BETWEEN TOWN OF CATSKILL & VILLAGE OF CATSKILL FIRE PROTECTION DISTRICT #1
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Councilman Lennon presented the following for consideration and adoption,

WHEREAS, the contract between the Village of Catskill and the Town of Catskill for Fire Protection District No. 1 ends December 31, 2011; and

WHEREAS, the Town of Catskill held a public hearing on October 31, 2011 at 6:00 pm to enter into a contract for the period January 1, 2012 through December 31, 2012; so

THEREFORE WE, the Catskill Town Board hereby affirm the contract with the Village of Catskill for Fire Protection District No. 1 for the period January 1, 2012 through December 31, 2012 subject to the conditions set forth in said contract.

Councilman Antonelli seconded this motion.

Ayes 4, Nays 0 Absent 0 Motion Carried

Acting Supervisor Walsh reviewed the county resolution:

Resolution 372-11	Approving Reimbursement to Comm College (Catskill's share \$12,336.27)
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Acting Supervisor Walsh moved onto new business. Phil Jackson of Project Hope approached the board. He stated this is a FEMA funded program for counseling of victims of Hurricane Irene and making sure people's needs are met. This program is anonymous so Project Hope reaches out to municipalities to get the word out of its availability. Acting Supervisor Walsh stated we will place the information on our web site.

Acting Supervisor Walsh next introduced the Athens Town Supervisor Lee Palmateer, Councilwoman April Pollack and Town Clerk Linda Stacy regarding discussion of the joint fire district contract with Leeds. Supervisor Palmateer stated the other Council members will be here shortly.

Councilman Lennon stated the first year is a 2% increase with zero percent increase for the next four years. He stated after seeking counsel it was advised we could not have a negotiable amount in the subsequent years. Acting Supervisor Walsh stated leaving years two, three, four as negotiable is not acceptable. Supervisor Palmateer asked what variables are left. He stated to adopt a five year contract as long as payment terms are definite. Councilman Antonelli stated he suggests offering 2% this year as they need a five year contract to use as collateral, and then put 1% or 2% each year after with a clause to give the fire company or us the power to cancel the contract and renegotiate. He is not sure if the fire company would like this option. Acting Supervisor Walsh stated if this is the case then they wouldn't have any security for their five year contract. Supervisor Palmateer stated if they accept it would be good for the Towns because we are not bound to a five year escalating contract. Councilman Antonelli stated he is sure they would option out because they would want an increase. Acting Supervisor Walsh stated it should be 2% this year and maybe a 1% increase for the next four years. Representatives from Leeds Fire Company were now present at the meeting. Councilman Smith stated as he sees it, on the table is the first year 2% and 0% for next four years with option of cancellation by either party with notification to other party. He stated in connection with Leeds interest the notice option should be in advance of the termination period so they can negotiate a new contract. He stated maybe have 90 days notice prior to the termination. He stated the Town's counsel suggested cancellation notice be sent by August 30th which gives more time. He goes along with counsel's recommendation. Supervisor Palmateer stated he likes it by the Towns point of view except that every year there may have renegotiation which is the only downside from the Towns point of interest. He stated if it meets the fire company's needs to have the five year contract to show a bank or something a stream of income. Warren Sheridan stated the boards are making statements they haven't heard of before. Councilman Antonelli stated last time they talked about it but our attorney states we cannot have a five year contract with negotiable years. What we want to do this year is 2% and then zero percent the next four years with an option out clause by either party. John Elliot stated each year following the first year is zero, we still maintain what we get the first year, 2%. John Elliot stated Chapter 97, what was received from the Governor's office, if it stayed until 2016, how could we ask for more than 2% anyway. Councilman Smith stated he does not know. Warren Sheridan asked who overrides the 2%. A member from the Athens Town Board stated anyone who has an electable position or the commissioners of any fire district can apply. Councilman Lennon stated it comes from the board. He stated fire commissioners also have to have a 60% majority to raise the cap. John Elliot stated the contract is ok as far as he is concerned. Supervisor Palmateer stated 2% 2012 and zero percent year 2, 3,

4, or 5 with an opt out clause notification by August 20th. John Elliot wanted to know when the public hearing will be scheduled.

RESOLUTION # 87-2011

SCHEDULE PUBLIC HEARING FOR
LEEDS FIRE PROTECTION DISTRICT
CONTRACT

Councilman Lennon presented the following for consideration and adoption,

WHEREAS, the contract for the Leeds Fire Protection District is due for renewal at the end of 2011 between the Town of Athens and Catskill and the Leeds Hose Company #1; and

WHEREAS, the Leeds Fire Department is proposing a five year contract for 2012 through 2016; and

WHEREAS, the Catskill Town Board shall schedule a joint public hearing with the Athens Town Board for the purpose of hearing public comment on the proposed fire contract; so

THEREFORE WE, the Catskill Town Board and the Athens Town Board hereby resolve to hold a joint public hearing on Wednesday, November 9, 2011 at 6:00 pm at the Leeds Fire House, Main Street, Leeds, NY.

Supervisor Palmateer seconded this motion.

Ayes 9, Nays 0, Absent 0 Motion Carried

Acting Supervisor Walsh reviewed the correspondence:

Letter from Warren Sheridan requesting re-appointment to Planning Board

Balance & Profit Loss Statement from GCCA

Email from Barbara Durkin requesting a Fireworks Permit for Greene County Chamber of Commerce December 1st event at Rip Van Winkle Golf Club.

Councilman Lennon made a motion to have Young Explosives receive a permit for a fireworks display on December 1, 2011 for the Greene County Chamber of Commerce's event at the Rip Van Winkle Gold Club. Councilman Smith seconded and all were in agreement.

Acting Supervisor Walsh asked if there was any public comment. With no public comment a motion to enter executive session was made by Councilman Antonelli and seconded by Councilman Smith. Executive session began at 7:10 pm.

A motion to exit executive session and end the meeting was made by Councilman Antonelli and seconded by Councilman Smith. Meeting ended 7:45 pm.

Respectfully submitted,

Elizabeth Izzo
Town Clerk