

DONNA AKERLEY

*Town Clerk, Registrar
Tax Collector
and Marriage Officer*

www.townoffallsburg.com



TOWN CLERK'S OFFICE
TOWN OF FALLSBURG

P.O. Box 2019
19 Railroad Plaza
South Fallsburg, New York 12779
Phone: (845) 434-8810 Ext. 1
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Monday, May 14, 2018

The Town of Fallsburg Town Board
Conducted a Legislative Meeting at Town Hall,
19 Railroad Plaza, South Fallsburg, NY 12779
6:00 pm

Present:

Supervisor Steven Vegliante
Councilman Nathan Steingart
Councilman Mike Weiner
Councilman Joe Levner

Town Clerk Donna Akerley
Supervisor's Secretary Linda Ingber
Code Enf. Officer Mollie Messenger
Attorney to the Town Paula E. Kay

Absent: Comptroller Scott DuBois

6:00 p.m. Legislative Meeting called to order by Supervisor Steven Vegliante.

Salute to the Flag:

Gene Benson

Supervisor's Report:

Supervisor Steven Vegliante: " Spring has finally sprung here in the Town of Fallsburg. We are hard at work working on our roadways, working on our parks; our golf courses are both open and actually doing very brisk business. Good to be the only courses on this side of the county to be open so we are going to try to take advantage of that going forward at least for the next couple of years, while several resort courses are redone. At the same time we will be looking to doing improvements to our courses. In fact Nathan and I had a meeting today with a large resort looking to solidify a marketing arrangement to make sure that they understand the closest and best golf courses to their new project are right here in the Town of Fallsburg. I am hopeful we will have a strong golf season as we have had in the past years and continue to make improvements there. Our road crews are really taking a very aggressive approach this year in trying to get paving done quickly as possible. You will see trucks; you will see road closures in the next couple of months as they complete that task and on to sealing other roads. A lot of great stuff happening in the parks I urge everyone to check out our website we has some real nice events this year. Our new parks director took us all on a tour and is doing a really nice job on improving the esthetics and offerings at our parks."

Liaison's Reports:

None

Correspondence:

None

Citizens' Comment:

Gene Benson:“ Thank you for bringing high speed internet to my road. I forgot what it was like to actually have internet access. But I would ask you to look into the time table to bring it to Fox Hill Road off Taylor and Church Road as well.”

Operations:

Motion # 120

Motion to approve Resolution authorizing settlement of a proceeding instituted under Article 7 of the Real Tax Law against the Town of Fallsburg relative to Brahim & Amira Bajrovic SBL 56.-1-63.10.

Motioned by Councilman Weiner, Seconded by Councilman Levner

Motioned Carried 4 Ayes

Motion # 121

Motion to approve Resolution authorizing settlement of a proceeding instituted under Article 7 of the Real Tax Law against the Town of Fallsburg relative James Marra, Dogpatch Road, SBL. 56-1-34.6.

Motioned by Councilman Weiner, Seconded by Councilman Steingart

Motion Carried 4 Ayes

Motion # 122

Motion to approve 2018 Standard Work Day and Reporting Resolution.

Motioned by Councilman Levner, Seconded by Councilman Weiner

Motion Carried 4 Ayes

Motion # 123

Motion to authorize Supervisor to sign Proposal for Engineering Services for Bresky Site Improvements with Barton & Loguidice.

Motioned by Councilman Weiner, Seconded by Steingart

Motion Carried 4 Ayes

Motion # 124

Motion to set time and date for a Joint Public Hearing with the Village of Woodridge relative to SBL #42.-1-49.1 – Petition of Annexation on June 11, 2018 @ 5:55 p.m. at Town Hall, 19 Railroad Plaza, South Fallsburg, NY 12779.

***Attorney for the Town: Paula E. Kay:**“ This is for a redo the County didn’t like the description that we were using. So after you had the joint hearing and both parties approved the resolution then it went to the County for filing, the County said we need the description to be modified a little bit.”*

Motioned by Councilman Steingart, Seconded by Levner

Motion Carried 4 Ayes

Motion # 125

Motion to declare the Town of Fallsburg as Lead Agency relative to the Town of Fallsburg/Hamlet of Woodbourne WWTP Project.

Motioned by Councilman Weiner, Seconded by Steingart

Motioned Carried 4 Ayes

Motion #126

Motion to declare the Negative Declaration relative to the Town of Fallsburg/Hamlet of Woodbourne WWTP Project and purchase of property.

Motioned by Councilman Weiner, Seconded by Steingart

Motion Carried 4 Ayes

Motion # 127

Motion to approve Resolution relative to the Town of Fallsburg/Hamlet of Woodbourne WWTP Project.

Motioned by Councilman Steingart, Seconded by Weiner

Motion Carried 4 Ayes

Personnel:

Motion # 128

Motion to approve the following for seasonal employment in the Parks Department:

Phillip Kalanick– Effective 4/24/18
Rodney Brown – Effective 4/25/18
Matthew Monforte – Effective 4/28/18
William Whalen – Effective 5/3/18
Scott Decker – Effective 5/7/18
Thomas Mott – Effective 5/7/18
May Hannold – Effective 4/26/18
Heather Manor – Effective 4/28/18
Regina Lewis – Effective 4/28/18
Laurence Kramer – Effective 5/3/18
Teresa Serrone - Effective 5/3/18
Valerie Sitz - Effective 5/3/18
Vicki Smith – Effective 5/3/18
Karley Baker – Effective 5/3/18
Haley Stanton – Effective 5/5/18

Motioned by Councilman Weiner, Seconded by Councilman Steingart

Motion Carried 4 Ayes

Motion # 129

Motion to accept the resignation of Courtney Raven from the Justice Court effective May 10, 2018 with regret.

Motioned by Councilman Steingart, Seconded by Councilman Weiner

Motion Carried 4 Ayes

Motion # 130

Motion to appoint Michael Herbert as Utility Sewer Plant Operator (licensed) Grade 2/2A – Step One effective May 14, 2018.

Motioned by Councilman Steingart, Seconded by Councilman Weiner

Motion Carried 4 Ayes

Motion # 131

Motion to promote Todd Bonkosky to Utility Water Operator (licensed) Grade 2B/D-Step One effective May 14 2018.

Motioned by Councilman Steingart, Seconded by Councilman Weiner

Motion Carried 4 Ayes

Finance:

Motion # 132

Motion to approve Warrant #0518 dated 5/9/18 in the amount of \$208,875.18.

Motioned by Councilman Steingart, Seconded by Councilman Weiner

Motion Carried 4 Ayes

Motion # 133

Motion to approve Warrant #05A18 dated 5/9/18 in the amount of \$226,231.89.

Motioned by Councilman Weiner, Seconded by Councilman Steingart

Motion Carried 4 Ayes

Work Session Items: Discussion

*Attorney Bruce Perlmutter
Satmar Meats*

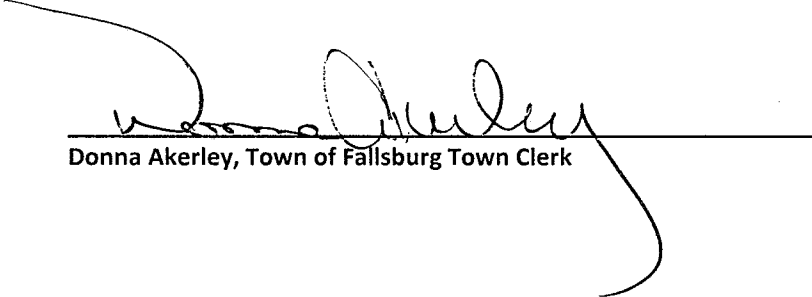
Executive Session:

6:38 p.m. Motion to enter into Executive Session as set forth in Public Officers Law Sec. 105 (1) regarding: **litigation and a personnel matter** . *Supervisor Veqliante stated there will be no further Legislative Meeting business after executive session, therefore we will not be returning.*

Motioned by: Councilman Steingart Seconded by: Councilman Weiner

7:45 p.m. Motion to adjourn Executive Session & Legislative Meeting:

Motioned by: Councilman Levner Seconded by: Councilman Steingart



Donna Akerley, Town of Fallsburg Town Clerk

Steven Vegliante, Town Supervisor

Nathan Steingart, Deputy Supervisor

Michael Weiner, Councilman

Joe Levner, Councilman

Town of Fallsburg

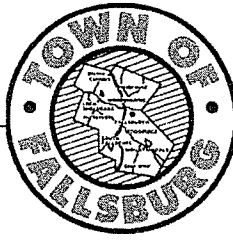
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**Town of Fallsburg/Hamlet of Woodbourne WWTP Project
SEQR Lead Agency, Classification and Determination of Significance**

WHEREAS, by resolution dated April 9, 2018, the Town of Fallsburg Town Board declared its intention to act as Lead Agency for the conduct of the State Environmental Quality Review (SEQR) process and to undertake a Coordinated Review capital improvements to the wastewater system (hereafter, the "Project"); and

WHEREAS, each involved agency was notified by letter of the Town's intent to act as lead agency and provided with Part I of the Long Environmental Assessment Form (EAF); and

WHEREAS, no other agency has requested in writing to act as lead agency; NOW

THEREFORE, in consideration of the foregoing:

1. The Town Board is the lead agency for the environmental review of the Project.
2. The Project is a Type I action under SEQR per 6 NYCRR Part 617.4(b)(9).
3. Review of Part II of the Long EAF results in the determination that the Project will not have a significant negative effect on the environment and therefore, a Negative Declaration is hereby adopted along with Part II and III of the Long EAF as documented in the narrative attached hereto and part hereof.
4. Filing of this Negative Declaration is hereby ordered in accordance with 6 NYCRR Part 617.11.
5. This resolution will take effect immediately.

MOVED by Council Person Weiner,

SECONDED by Council Person Steingart

Vote as follows: 4 AYES

0 NAYS

I, DONNA AKERLEY, Town Clerk of the Town of Fallsburg, do hereby certify that I have compared the foregoing copy of a Resolution with the original thereof now on file in my office, and that the same is correct therefore and the whole said original.

WITNESS, my hand and seal of said Board the 14 day of May, 2018.

Donna Akerley
Donna Akerley, Town of Fallsburg Town Clerk

Dated: 5/14/18

**RESOLUTION AUTHORIZING SETTLEMENT OF A PROCEEDING INSTITUTED
UNDER ARTICLE 7 OF THE REAL PROPERTY TAX LAW AGAINST THE TOWN
OF FALLSBURG**

WHEREAS, BRAHIM BAJROVIC and AMIRA BAJROVIC have instituted proceedings under Article 7 of the Real Property Tax Law to review the assessment of Tax Map Parcel Section 56, Block 1, Lot 63.10 and which proceeding is pending in the Supreme Court of the State of New York, County of Sullivan, Under Index No: 2017-1350; and

WHEREAS, the parties herein have appeared through counsel, to wit, Bruce Perlmutter, Esq., on behalf of Respondent, and Michael D. Altman, Esq., on behalf of Petitioners; and

WHEREAS, negotiations by and between the parties hereto have produced a proposed settlement of the issues and matters in dispute, and

WHEREAS, the proposed settlement shall result in a fair and equitable resolution of the complaint with respect to petitioner's 2017 assessment, to wit, a reduction in the assessment of petitioner's real property, SBL 56-1-63.10 from 102,000.00 to \$80,000.00.

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Fallsburg as follows:

1. That settlement of the above referenced proceeding be, and the same hereby is in all respects approved and confirmed.
2. That Bruce Perlmutter, Esq., attorney for the Town of Fallsburg, and Kevin Healy, Assessor, be and they hereby are authorized, empowered and directed to enter into and execute a formal written stipulation of settlement and to bind the Town thereto, such stipulation to be in form approved by the said attorneys.
3. That said Bruce Perlmutter, Esq., and Kevin Healy, Assessor, be, and they are hereby authorized and empowered to execute any and all other documents and take such other steps as may be reasonably necessary and incidental to effect and finalize the settlement of the subject proceeding.

Moved by: Councilman Levner
Seconded by: Councilman Levner
and a roll call vote thereon as follows:

Supervisor Steven Vegliante	voting	<u>AYE</u>
Councilman Joe Levner	voting	<u>AYE</u>
Councilman Michael Weiner	voting	<u>AYE</u>
Councilman Nathan Steingart	voting	<u>AYE</u>
_____	voting	_____

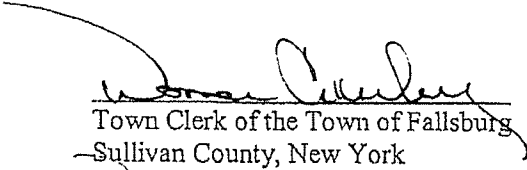
STATE OF NEW YORK)
COUNTY OF SULLIVAN)

Office of the Clerk of the
Town of Fallsburg

This is to certify that I, Donna Akerley, Town Clerk of the Town of Fallsburg in the said County of Sullivan, have compared the foregoing copy of Resolution No: 120 of the Year 2018 entitled "RESOLUTION AUTHORIZING SETTLEMENT OF A PROCEEDING INSTITUTED UNDER ARTICLE 7 OF THE REAL PROPERTY TAX LAW AGAINST THE TOWN OF FALLSBURG" adopted on May 14, 2018 with the original now on file in this office, and that the same is a correct and true transcript of such original and the whole thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 14 day of May, 2018.

S E A L


Town Clerk of the Town of Fallsburg
Sullivan County, New York

Donna Akerley

**RESOLUTION AUTHORIZING SETTLEMENT OF A PROCEEDING INSTITUTED
UNDER ARTICLE 7 OF THE REAL PROPERTY TAX LAW AGAINST THE TOWN
OF FALLSBURG**

WHEREAS, JAMES MARRA has insituted proceedings under Article 7 of the Real Property Tax Law to review the assessment of Tax Map Parcel Section 56, Block 1, Lot 34.6 (15 Dogpatch Road, South Fallsburg, New York 12779); and which proceeding is pending in the Supreme Court of the State of New York, County of Sullivan, Under Index No. 2017-1380; and

WHEREAS, the parties herein have appeared through counsel, to wit, Bruce Perlmutter, Esq., on behalf of Respondent, and Michael D. Altman, Esq., on behalf of Petitioner; and

WHEREAS, negotiations by and between the parties hereto have produced a proposed settlement of the issues and matters in dispute, and

WHEREAS, the proposed settlement shall result in a fair and equitable resolution of the complaint with respect to petitioner's 2017 assessment, to wit a reduction in the assessment of petitioner's real property, SBL 56-1-34.6 to \$57,500 for 2017, \$62,500 for 2018 and \$67,500 for 2019.

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Fallsburg as follows:

1. That settlement of the above referenced proceeding be, and the same hereby is in all respects approved and confirmed
2. That Bruce Perlmutter, Esq., attorney for the Town of Fallsburg, and Kevin Healy, Assessor, be and they hereby are authorized, empowered and directed to enter into and execute a formal written stipulation of settlement and to bind the Town thereto, such stipulation to be in form approved by the said attorneys.
3. That said Bruce Perlmutter, Esq., and Kevin Healy, Assessor, be, and they are hereby authorized and empowered to execute any and all other documents and take uch other steps as may be reasonably necessary and incidental to effect and finalize the settlement of the subject proceeding.

MOVED BY: Councilman Weiner
SECONDED BY: Councilman Steingart
and a roll call vote thereon as follows:

Supervisor Steven Vegliante	voting <u>AYE</u>
Councilman Joe Levner	voting <u>AYE</u>
Councilman Michael Weiner	voting <u>AYE</u>
Councilman Nathan Steingart	voting <u>AYE</u>
_____	voting _____

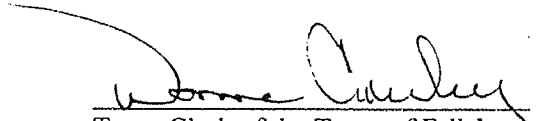
STATE OF NEW YORK)
COUNTY OF SULLIVAN)

Office of the Clerk of the
Town of Fallsburg

This is to certify that I, Donna Akerley, Town Clerk of the Town of Fallsburg in the said County of Sullivan, have compared the foregoing copy of Resolution No: 121 of the Year 2018 entitled "**RESOLUTION AUTHORIZING SETTLEMENT OF A PROCEEDING INSTITUTED UNDER ARTICLE 7 OF THE REAL PROPERTY TAX LAW AGAINST THE TOWN OF FALLSBURG**" adopted on 5/14/18 with the original now on file in this office, and that the same is a correct and true transcript of such original and the whole thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 14 day of May, 2018.

(Town Seal)


Town Clerk of the Town of Fallsburg
Sullivan County, New York
Donna Akerley