

THE TOWN OF MAMAKATING TOWN BOARD MEETING HELD ON TUESDAY, FEBRUARY 7, 2023 AT 6:00 P.M. AT 2948 ROUTE 209, WURTSBORO, N.Y. AND VIA ZOOM.

Present: Michael Robbins- Supervisor
John Rufer, Jr. – Deputy Supervisor - Councilman
Gary Forthoffer – Councilman
Peter Goodman – Councilman
Matthew Mordas - Councilman
Tyler Wood – Councilman
James Post - Councilman
J. Benjamin Gailey- Attorney for the Town
Jean M. Dougherty- Town Clerk

Also present: Thomas Morrow – Highway Superintendent
Kerron Barnes – Interagency Coordinator

Worksession Items for Discussion

1. Public Hearing Drainage District Lane Meadow Farm
2. Pole Barn at Park-Prices and Plans
3. Set date for Public Hearing Annexation Petition
4. Historian Conference in Virginia
5. Set date for Public Hearing on Amendment to 10% Property Tax for Volunteer Firefighters and Ambulance Workers

CALL TO ORDER/PLEDGE OF ALLEGIANCE

- The February 7, 2023 meeting was called to order with the pledge to the flag.

PUBLIC HEARING – Lane Meadow Drainage District

The Public Hearing commenced at 6:15 p.m. with all members present.

Public Comment

A description of the proposed local law was presented.

C. Leser asked if the owner was present

B. Gailey explained that this was a condition the Planning Board required.

K. Findley stated that the property was very close or seems very close to the Shawangunk Kill

T. Wood stated that the project went through the Planning Board and was reviewed by the professionals

L. Green stated that all studies were done and looked at ie: Stormwater

J. Rufer stated that it is not a town board decision.

B. Gailey added that it is the professionals who review it.

HIGHWAY SUPERINTENDENT'S REPORT

- Crews have been going around town cleaning up tree debris from this past week's heavy winds.
- Crews have been continuing to clean out ditches of tree and other debris.
- Mechanics and CEOs have been keeping the towns fleet winter ready in case winter does decide to show up at some point.
- Garbage on the road shoulders has always been an issue but seems to be getting worse and done more often.

SUPERVISOR'S REPORT

- Reminder about Cornell Cooperative coming on the 15th of February at 6:00 p.m. to discuss Agriculture Laws. Flyers are out on the table.
- Sullivan county 180 is promoting healthy living nice weather urging people to get out on the trails
- Would like the board to start thinking about fire ban law specifically for the Town of Mamakating. Himself, Jim and Peter will be working on a local law.
- Talking about putting in a parking area by the tennis courts to help with the big events that we have at the pavilions and holidays.
- The speed limit coming passed the park (County Road 171) was denied by the state.

ABSTRACTS

A motion was made by T. Wood, seconded by J. Rufer to approve the following abstract as presented: Abstract #3 (Voucher #20222295-20222302 & 20230089-20230120) in the amount of \$5,603,343.82. All in favor.

FINANCIAL REPORTS

A motion was made by T. Wood, seconded by G. Forthoffer to acknowledge the receipt of the Expenditures, Encumbrances & Appropriations Report, Revenues & Expenditures Report. All in favor.

MINUTES

A motion was made by J. Rufer, seconded by M. Mordas the accept the Minutes of January 17, 2023. All in favor.

RESOLUTIONS

**RESOLUTION INTRODUCING LOCAL LAW
AND PROVIDING FOR PUBLIC
NOTICE AND HEARING**

BE IT RESOLVED that an introductory Local Law, entitled "Real Property Tax Exemption for Volunteer Fire Fighters and Volunteer Ambulance Workers be and it hereby is introduced by M. Robbins, before the Town Board of the Town of Mamakating in the County of Sullivan and State of New York, and

BE IT FURTHER RESOLVED that copies of the aforesaid proposed local law be laid upon the desk of each member of the Board, and

BE IT FURTHER RESOLVED that the Board hold a public hearing on said proposed local law at the Town Hall, 2948 Route 209, Wurtsboro, New York, at 6:00 P.M. on February 21, 2023, and

BE IT FURTHER RESOLVED that the Clerk publish or cause to be published a public notice in the official newspaper of the Town of Mamakating of said public hearing at least five (5) days prior thereto.

On a motion by Councilman P. Goodman , seconded by Councilman J. Rufer, the resolution was adopted on a vote of 7Ayes, 0 Nays.

The Supervisor declared this resolution adopted.

PRESENT: Michael Robbins, Supervisor
John Rufer Jr., Councilman
Gary Forthoffer, Councilman
Matthew Mordas, Councilman
Peter Goodman, Councilman
James Post, Councilman
Tyler Wood, Councilman

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In the Matter

of

The Establishment of the Lane Meadow Farm Subdivision
Drainage District in the Town of Mamakating, Sullivan
County, New York.

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**RESOLUTION AND
ORDER APPROVING
ESTABLISHMENT OF
DRAINAGE DISTRICT**

WHEREAS, a map, plan and report have been prepared in such manner and in such detail as has heretofore been determined by the Town Board of the Town of Mamakating, Sullivan County, New York, relating to the establishment of a Drainage District in said Town, and

WHEREAS, such map, plan and report was prepared by Engineering & Surveying Properties, P.C., a competent engineering firm duly licensed by the State of New York, describing the boundaries of the proposed district and the general plan of the proposed drainage systems and all outlets and the terminus and course of each proposed drainage pipe and the extent of all other drainage improvements and maintenance necessary; and

WHEREAS, the boundaries of said district are more particularly described in Schedule "A" annexed; and

WHEREAS, an order was duly adopted by the Town Board of the Town of Mamakating, on January 20, 2023, reciting the filing of a petition, map, plan and report, the improvements proposed, the boundaries of the proposed district, the maximum amount proposed to be expended for the improvements by the District, which as stated in the petition, is zero (\$0.00) dollars, it being the intention that the entire cost of the improvements are to be paid by the current property owner or developer or its/their successor, the fact that the map, plan and report describing the same are on file in the Town Clerk's office for public inspection, and stating all other matters required by law to be stated, and specifying February 7, 2023, at 6:00 PM as the date and time and the Town Hall located at 2948 Route 209, Wurtsboro, New York, as the place where the Town Board will meet to consider the petition and map, plan and report, and to hear all persons interested in the subject thereof, and to take such action thereon as is required or authorized by law; and

WHEREAS, such order was duly published and posted as required by law; and

WHEREAS, the cost of the district to the typical one-family home to pay for operation, maintenance and other charges related to the drainage improvements will be approximately \$575.00 per year; and

WHEREAS, permission of the State Comptroller to establish such district is not required, because the cost of the improvements is not to be financed by bonds, notes or other evidence of indebtedness; and

WHEREAS, a hearing on said matter was duly held by said Town Board on February 7, 2023, at 6:00 PM, at the Town Hall located at 2948 Route 209, Wurtsboro New York, to hear all persons interested in the matter.

THEREFORE, IT IS RESOLVED that based on the map, plan and report and the recommendations of the Town's professional consulting engineer, and for the reasons set forth in the SEQR Negative Declaration adopted by the Town of Mamakating Planning Board, as SEQR lead agency, and hereby confirmed and adopted by this Board, this Board determines that this action will not have a significant adverse impact on the environment.

IT IS FURTHER DETERMINED AND ORDERED:

- (a) That the notice of hearing was published and posted as required by law and is otherwise sufficient.
- (b) That all property and property owners within the proposed district are benefitted thereby.
- (c) That all property and property owners benefitted are included within the limits of the proposed district.

(d) That it is in the public interest to establish the Town of Mamakating Lane Meadow Farm Subdivision Drainage District; and it is

FURTHER DETERMINED AND ORDERED that all fees and expenses related to the establishment of this District shall be paid or reimbursed by the current owner of the property within such District; and it is

FURTHER DETERMINED AND ORDERED that the Town Clerk shall, within ten (10) days after adoption of this Resolution and Order, cause a certified copy of this Resolution and Order to be duly recorded in the Office of the Sullivan County Clerk, and cause two (2) certified copies thereof to be filed in the Office of the State Department of Audit and Control at Albany, New York

On a motion by Councilperson G. Forthoffer, seconded by Councilperson T. Wood, the foregoing Resolution was adopted on a vote of 7 Ayes, 0 Nays.

Michael Robbins, Supervisor	yay
John Rufer Jr., Councilman	yay
Gary Forthoffer, Councilman	yay
Matthew Mordas, Councilman	yay
Peter Goodman, Councilman	yay
James Post, Councilman	yay
Tyler Wood, Councilman	yay

Dated: February 7th, 2023

Schedule A

All that certain lot, piece or parcel of land, situate, lying and being in the Town of Mamakating, County of Sullivan and State of New York and being known and designated as a LANE MEADOW FARM, LLC on a map entitled, "BOUNDARY SURVEY AND REALTY SUBDIVISION MAP", dated May 26, 2020, to be filed in the Sullivan County Clerk's Office and being more accurately bounded and described as follows:

Beginning at a rebar found of intersection in the Northerly sideline of Winters Lane with the dividing line between the reputed lands of the Everything That Is Consulting, Inc., Deed Book 2018, Page 4498 (to the west) and the herein described parcel (to the east, and north)

THENCE, from said point of beginning and along the said reputed lands of Everything That Is Consulting, Inc., the following 5 courses and distances:

1. On a curve to the left, having a radius of 25.00 feet, and an arc length of 39.27 feet, and a delta of 90 degrees 00 minutes 00 seconds;
2. North 25 degrees, 58 seconds, 08 minutes East 50.81 feet;
3. On a curve to the right, having a radius of 175.00 feet, and an arc length of 68.01 feet;
4. North 48 degrees 14 minutes 12 seconds East 16.17 feet;
5. North 64 degrees 01 minutes 52 seconds West 412.18 feet;

THENCE, along the reputed lands of Ramos Deed Book 2019, Page 1719, the following 2 courses and distances:

1. North 25 degrees 48 minutes 00 seconds East 155.00 feet, to a capped rebar found;
2. North 73 degrees 26 minutes 56 seconds West 177.31 feet, to a capped rebar found;

Thence along the reputed lands of Hoxhaj, Deed Book 2019, Page 5476, the following 4 courses and distances:

1. North 25 degrees 48 minutes 00 seconds East 161.29 feet, to a capped rebar found;
2. On a curve to the right, having a radius of 265.00 feet, an arc length of 149.79 feet, and a delta of 32 degrees 23 minutes 10 seconds, to a capped rebar found;
3. North 44 degrees 40 minutes 44 seconds West 29.12 feet to a capped rebar found;
4. South 25 degrees 48 minutes 00 seconds West 455.84 feet, to a capped rebar found;

Thence along the northerly sideline of Winters Road, the following 4 courses and distances:

1. North 62 degrees 14 minutes 42 seconds West 143.24 feet;
2. North 62 degrees 31 minutes 39 seconds West 89.84 feet;
3. North 61 degrees 43 minutes 04 seconds West 281.51 feet;
4. North 64 degrees 21 minutes 25 seconds West 35.61 feet, to a capped rebar found;

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Thence along the reputed lands of Goodwin, Deed Book 2019, Page 5260, the following 2 courses and distances:

1. North 25 degrees 38 minutes 35 seconds East 251.08 feet;
2. North 65 degrees 13 minutes 26 seconds West 393.61 feet, to a capped rebar found;

Thence along the easterly sideline of County Road 62, the following 5 courses and distances:

1. North 02 degrees 07 minutes 39 seconds West 100.32 feet;
2. ON a curve to the right, having a radius of 330.00 feet, and an arc length of 222.40 feet;
3. North 36 degrees 29 minutes 12 seconds East 360.61 feet;
4. North 36 degrees 43 minutes 28 seconds East 151.31 feet;
5. North 42 degrees 33 minutes 17 seconds East 97.02 feet;

Thence along the reputed lands of Grueberger / Dougherty, Deed Book 2319, Page 83, and reputed lands of Pathrose, Deed Book 2016, Page 42, South 63 degrees 09 minutes 01 seconds East 2572.45 feet;

Thence along and through The Shawangunk Kill, the following 28 courses and distances:

1. South 30 degrees 37 minutes 47 seconds West 53.04 feet;
2. South 34 degrees 17 minutes 31 seconds West 62.04 feet;
3. South 47 degrees 56 minutes 00 seconds West 107.72 feet;
4. South 61 degrees 53 minutes 17 seconds West 67.98 feet;
5. South 81 degrees 38 minutes 30 seconds West 64.10 feet;
6. North 17 degrees 38 minutes 11 seconds West 55.10 feet;
7. South 85 degrees 31 minutes 31 seconds West 59.88 feet;
8. South 79 degrees 58 minutes 07 seconds West 101.56 feet;
9. South 71 degrees 39 minutes 58 seconds West 42.02 feet;
10. South 26 degrees 47 minutes 52 seconds West 57.74 feet;
11. South 17 degrees 09 minutes 32 seconds West 62.90 feet;
12. South 06 degrees 42 minutes 35 seconds West 27.85 feet;
13. South 20 degrees 21 minutes 50 seconds East 37.88 feet;
14. South 47 degrees 55 minutes 23 seconds East 51.50 feet;
15. South 74 degrees 56 minutes 09 seconds East 44.03 feet;
16. South 66 degrees 09 minutes 38 seconds East 23.76 feet;
17. South 39 degrees 52 minutes 15 seconds East 42.98 feet;
18. South 33 degrees 59 minutes 25 seconds East 27.45 feet;
19. South 10 degrees 15 minutes 25 seconds West 44.49 feet;
20. . South 18 degrees 17 minutes 12 seconds West 44.03 feet;
21. South 59 degrees 32 minutes 43 seconds West 26.75 feet;
22. South 82 degrees 55 minutes 18 seconds West 38.56 feet;
23. North 82 degrees 15 minutes 59 seconds West 57.45 feet;
24. North 89 degrees 53 minutes 23 seconds West 60.74 feet;
25. South 77 degrees 25 minutes 35 seconds West 47.93 feet;
26. South 60 degrees 12 minutes 46 seconds West 81.75 feet;
27. South 52 degrees 49 minutes 55 seconds West 128.61 feet;
28. South 59 degrees 44 minutes 29 seconds West 114.41 feet;

Thence along the northerly sideline of Winters Road, North 64 degrees 01 minutes 52 seconds West 468.33 feet, to the point or place of beginning and containing 56.514 Acres of land, more or less, as surveyed by Engineering & Surveying Properties, PC on May 26, 2020.

- A motion setting Joint Public Hearing with the Village of Bloomingburg for the Annexation Petition request for 3/15/23 at 6:00 P.M. was made by M. Mordas, seconded by T. Wood. All in favor.
- Approve travel expenses for Viridanna Lawrence to attend Historian Conference at Colonial Williamsburg up to the amount of \$1,500 to come from Parks & Recreation was made by G. Forthoffer and seconded by T. Wood. All in favor.

COMMITTEE REPORTS/ANNOUNCEMENTS

- M. Mordas reported that a Spaghetti Dinner to benefit the Ramirez family who lost their home to a fire and had personal injuries to the family members. The event will be held on February 18th from 5:00 p.m. to 8:00 p.m. at the Wurtsboro Firehouse and sponsored by the Mamakating VFW. Tickets cost \$20.00 per adult and children 12 and under is \$10.00.
- G. Forthoffer announced his next Ward 2 meeting will be held on Thursday, February 16th at 6:00 p.m. at the town hall and encouraged everyone to come with their questions and comments.

ADJOURNMENT

- A motion to adjourn the meeting at 7:00 p.m. was made by T. Wood, seconded by M. Mordas. All in favor.

Respectfully Submitted;

Jean M. Dougherty, Town Clerk