

THE MEETING TONIGHT IS FOR THE CONDUCT OF TOWN BUSINESS BY THE TOWN BOARD. THE PUBLIC IS INVITED TO PARTICIPATE AT THE ITEMS MARKED ON THE AGENDA "PUBLIC COMMENT." DURING THAT SEGMENT OF THE MEETING, IF YOU HAVE A QUESTION OR COMMENT FOR THE SUPERVISOR, PLEASE RAISE YOUR HAND AND WAIT TO BE ACKNOWLEDGED. PLEASE STATE YOUR FULL NAME AND LIMIT YOUR REMARKS TO THREE MINUTES. THANK YOU FOR YOUR ANTICIPATED COOPERATION.

PUBLIC HEARING
MARCH 10, 2025 7:00 PM
21 MILTON TURNPIKE, MILTON NY 12547
LOCAL LAW OF THE YEAR 2025 AMENDING SECTION 13-4 BOARD OF ETHICS

FIRST MEETING OF THE MONTH
TOWN BOARD TOWN OF MARLBOROUGH
21 MILTON TURNPIKE, MILTON NY
MARCH 10, 2025 7:00 PM

ITEM #1 Call to order - Pledge of Allegiance

ITEM #2 Moment of Silence

ITEM #3 Motion to approve agenda

ITEM #4 Motion to approve minutes from the February 24, 2025 Town Board Meeting
Motion to approve minutes from the March 3, 2025 Special Town Board Meeting

ITEM #5 Authorize payment of bills

ITEM #6 Comments on the agenda

ITEM #7 Report of Departments and Boards

ITEM #8 Presentation

A). Jeffrey Aldrich -Town Board support of waiver under section 130-14.17 of the Town Code

ITEM #9 Old Business

ITEM #10 New Business

A). Electric Vehicle charging station

ITEM #11 Correspondence

ITEM #12 Public Comments

ITEM #13 Resolutions

- A). Resolution # 46 To amend the fee schedule
- B). Resolution # 47 To waive the minimum required frontage under Chapter 155 schedule I
- C). Resolution # 48 To appoint a member to the Town of Marlborough Ethics Board
- D). Resolution # 49 To accept a bid for the Landfill Cap Repair
- E). Resolution # 50 To advertise for Highway items
- F). Resolution # 51 To advertise for fuel items
- G). Resolution # 52 To express Support for the Ulster County Legislature's Adoption of Resolution No. 102 - Establishing A Policy to Fund, Facilitate, Perpetuate and Support The Augmentation And Operation of Local Emergency Medical Services (EMS) In and For The County Of Ulster
- H). Resolution # 53 To adopt Local Law #2 of the year 2025
- I). Resolution # 54 To propose that the term of office of the Town Supervisor is to be increased to four (4) years

ITEM # 14 Adjournment

March 10, 2025

A). Resolution # 46 To amend the fee schedule

Supervisor Corcoran proposes the following:

Whereas, the Town of Marlborough maintains a fee schedule that is approved at the yearly reorganizational meeting, and

Whereas, the Town of Marlborough Town Board intends to amend the fee schedule

Now, therefore, be it resolved, that the Town Board hereby amends the fee schedule to change the fee for the Hometown Hero Banners from \$250.00 to \$265.00 due to increased printing and material costs.

And moves for its adoption:

Councilman Molinelli	_____
Councilwoman Sessa	_____
Councilman Cauchi	_____
Councilman Zambito	_____
Supervisor Corcoran	_____

March 10, 2025

B). Resolution # 47 To waive the minimum required frontage under Chapter 155 schedule I

**RESOLUTION PURSUANT TO SECTION 130-14.17 OF THE CODE OF THE TOWN
OF MARLBOROUGH**

Councilman _____ offered the following resolution, which was seconded by Councilman _____, who moved its adoption:

WHEREAS, Michael J. DiViesti, III and Jennifer DiViesti (the “Applicants”) have made an application to the Town of Marlborough Planning Board (the “Planning Board”) for a 2-lot subdivision of real property located at 6-8 DiViesti Drive, Marlborough, New York, in the County of Ulster and State of New York, which real property is identified as Tax Parcel No. 108.4-7-14 on the Tax Map of the Town of Marlborough (the “Property”); and

WHEREAS, the Town of Marlborough Planning Board has been designated as the lead agency under the State Environmental Quality Review Act (“SEQRA”) for purposes of, among other things, issuance of a determination of significance with respect to the environmental impacts of the proposed 2-Lot Subdivision (the “Action”); and

WHEREAS, the Planning Board has completed SEQRA review of the application and issued a Negative Declaration at a meeting duly held on March 3, 2025, determining that the Action will not have any significant adverse impact on the environment; and

WHEREAS, if approved by the Planning Board, the lots within the proposed 2-Lot Subdivision will use DiViesti Drive, a private road, for ingress and egress to and from the lots and South Street, a public street; and

WHEREAS, if approved by the Planning Board, the proposed 2-Lot Subdivision will increase the number of properties which use DiViesti Drive for ingress and egress to and from South Street from 4 to 5 properties; and

WHEREAS, each of the lots in the proposed 2-Lot Subdivision is improved with a single-family residence and no new construction is to occur on the Property;

WHEREAS, the owners and occupants of the existing dwellings on the Property have historically used DiViesti Drive for purposes of ingress and egress to and from South Street; and

WHEREAS, by recorded easement, the owners and occupants of the lots on the proposed 2-Lot Subdivision have the right to use DiViesti Drive for purposes of ingress and egress to and from South Street and the exercise of that right does not require the consent of other users of DiViesti Drive; and

WHEREAS, section 130.14-16(A) of the Code of the Town of Marlborough (the “Code”) provides that the number of lots that can be served by a private road is 4, provided, however, up to 2 additional lots will may use the private road, if a private agreement allows, provided that the additional lot or lots have the minimum required frontage under Chapter 155, Schedule I, of the Code; and

WHEREAS, the proposed additional lot designated as Proposed Parcel “B” on the proposed subdivision map lacks the minimum required frontage under Chapter 155, Schedule I, of the Code; and

WHEREAS, the requirement of a private road maintenance agreement from the applicant pursuant to Code section 130.14-16(D)(1) and (2) would serve no purpose as it would not be valid and binding upon the three other users of DiViesti Drive; and

WHEREAS, the right of the Applicants, their successor and assigns to use DiViesti Drive for purposes of ingress and easement to and from the Property and DiViesti Drive is conferred by recorded easement; and

WHEREAS, pursuant to Code section 130.14-17, the Town Board, after consultation with the Highway Superintendent, may waive the minimum required frontage under Chapter 155, Schedule I, of the Code and the other technical requirements of Chapter 130 of the Code cited herein; and

WHEREAS, the Planning Board has provided its comments on the proposed waiver and the Town Board has consulted with the Highway Superintendent regarding the proposed waiver;

NOW, THEREFORE, it is hereby

RESOLVED, the Town Board finds that the conditions set forth in Code section 130.14-17 (B) are applicable with respect to Proposed Parcel “B”; and it is further

RESOLVED, that by reason of the foregoing, Proposed Parcel “B” is exempt from the minimum required frontage under Chapter 155, Schedule I, of the Code and the other technical requirements of Chapter 130 of the Code cited herein.

The foregoing resolutions were duly put to a vote which resulted as follows:

Councilman Molinelli _____

Councilman Cauchi _____

Councilwoman Sessa _____

Councilman Zambito _____

Supervisor Corcoran _____

Dated: Milton, New York
March 10, 2025

Colleen Corcoran, Town Clerk

March 10, 2025

C). Resolution # 48 To appoint a member to the Town of Marlborough Ethics Board

Supervisor Corcoran proposes the following:

Whereas, there is an open seat on the Town of Marlborough Ethics Board due to the resignation of Vince Mannese.

Be it resolved, that Maribeth Wooldridge-King be appointed effective immediately with a term date ending December 31, 2026

And moves for its adoption:

Councilman Molinelli	_____
Councilwoman Sessa	_____
Councilman Cauchi	_____
Councilman Zambito	_____
Supervisor Corcoran	_____

March 10, 2025

D). Resolution # 49 To accept a bid for the Landfill Cap Repair

Supervisor Corcoran proposes the following:

Whereas, Antea Group has prepared bid documents for the Landfill Cap Repair, and

Whereas, the Town of Marlborough Town Clerks Office advertised for the bids, and

Whereas, the bids were received and opened on February 19, 2025, and

Whereas, the following bids were received

Plumley Engineering PC	\$14,800.00
Frank J. Rossi. LSRP	\$64,840.00
GAI Engineering & Surveying	\$74,587.00

Whereas, Antea Group has reviewed the bids for completeness and all references were checked, and

Whereas, it is the recommendation of Antea Group that the contract be awarded to Plumley Engineering.

Be it resolved, that the Town Board of the Town of Marlborough accepts the bid from Plumley Engineering in the amount of \$14,800.00

And moves for its adoption:

Councilman Molinelli	_____
Councilwoman Sessa	_____
Councilman Cauchi	_____
Councilman Zambito	_____
Supervisor Corcoran	_____

March 10, 2025

E). Resolution # 50 To advertise for Highway items

Supervisor Corcoran proposes the following:

Resolved that the Town Board authorizes the Town Clerk to advertise for the following Highway item:

Item#1 Material Hauling

10 Wheel Dump Truck per hour

Tri-axle Dump Truck per hour

Tri-axle Dump Trailer per hour

Quad-axle Dump Trailer per hour

This bid is for hauling road materials from designated location to Highway Garage or to a location designated by Highway Superintendent within the Town of Marlborough

Now therefore be it resolved that the Town Board authorizes the Town Clerk to place a legal notice in the official newspaper for the Town requesting sealed bids on highway items and that all bids must be accompanied by a signed non collusion affidavit, and

Be it further resolved, that all bids will be received by the Office of the Town Clerk 21 Milton Turnpike Milton NY 12547 until 2:00 PM April 16th at which time they will be opened and read aloud

And moves for its adoption:

Councilman Molinelli	_____
Councilwoman Sessa	_____
Councilman Cauchi	_____
Councilman Zambito	_____
Supervisor Corcoran	_____

March 10, 2025

F). Resolution # 51 To advertise for fuel items

Supervisor Corcoran proposes the following:

Resolved that the Town Board authorizes the Town Clerk to advertise for the following items:

Item#1 Propane

Item#2 Heating Fuel

Now therefore be it resolved that the Town Board authorizes the Town Clerk to place a legal notice in the official newspaper for the Town requesting sealed bids on fuel items and that all bids must be accompanied by a signed non collusion affidavit, and

Be it further resolved, that all bids will be received by the Office of the Town Clerk 21 Milton Turnpike Milton NY 12547 until 2:00 PM April 16th at which time they will be opened and read aloud

And moves for its adoption:

Councilman Molinelli	_____
Councilwoman Sessa	_____
Councilman Cauchi	_____
Councilman Zambito	_____
Supervisor Corcoran	_____

March 10, 2025

G). Resolution # 52 To express Support for the Ulster County Legislature’s Adoption of Resolution No. 102 - Establishing A Policy to Fund, Facilitate, Perpetuate and Support The Augmentation And Operation Of Local Emergency Medical Services (EMS) In and For The County Of Ulster

Supervisor Corcoran proposes the following:

WHEREAS, the provision of Emergency Medical Services (EMS) is essential to ensuring the health, safety, and well-being of the residents of the Town of Marlborough and Ulster County as a whole; and

WHEREAS, the Town of Marlborough, along with other municipalities in Ulster County, faces increasing operational costs in maintaining reliable EMS services, including personnel, training, equipment, and infrastructure; and

WHEREAS, the recently released EMS Services Delivery Report for Ulster County, New York, prepared by the Center for Public Safety Management, LLC, has identified significant challenges, including staffing shortages, increasing response times, and financial instability among local EMS providers; and

WHEREAS, proposed Resolution No. 102 establishes a policy to fund, facilitate, perpetuate, and support the augmentation and operation of local EMS in an amount not to exceed Five Million Dollars (\$5,000,000) per annum, thereby providing much-needed financial relief and stability to municipal EMS services; and

WHEREAS, Resolution No. 102 further mandates transparency and accountability by requiring that funds be used solely for EMS-related expenses, including staffing, training, equipment procurement, and operational costs, with annual reporting requirements to the Ulster County Legislature; and

WHEREAS, the Town Board of the Town of Marlborough recognizes that the sustainability and enhancement of EMS services are critical to public health and safety and that Resolution No. 102 represents a proactive and fiscally responsible approach to addressing EMS challenges in Ulster County;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Marlborough hereby expresses its strong support for the Ulster County Legislature’s adoption of Resolution No. 102 and urges its full implementation to ensure the continued availability of high-quality EMS services for all residents of Ulster County; and be it further

RESOLVED, that a copy of this Resolution shall be forwarded to the Ulster County Legislature, the Ulster County Executive, the Ulster County Department of Emergency Services, and any other relevant agencies as an expression of the Town of Marlborough’s support for sustained EMS funding and service enhancement within the County.

And moves for its adoption:

Councilman Molinelli	_____
Councilwoman Sessa	_____
Councilman Cauchi	_____
Councilman Zambito	_____
Supervisor Corcoran	_____

March 10, 2025

H). Resolution # 53 To adopt Local Law #2 of the year 2025

Supervisor Corcoran proposes the following:

WHEREAS, on February 24, 2025, a local law was introduced to be known as “Local Law No 2 of 2025, A LOCAL LAW OF THE TOWN OF MARLBOROUGH, ULSTER COUNTY, NEW YORK AMENDING SECTION 13-4, “BOARD OF ETHICS” OF THE CODE OF THE TOWN OF MARLBOROUGH”;

WHEREAS, this legislation is not an action subject to review under the New York State Environmental Quality Review Act (“SEQRA”); and

WHEREAS, a public hearing on the proposed local law was held on March 10th, 2025, at 7:00 p.m., prevailing time; and

WHEREAS, notice of the public hearing was given pursuant to the requirements of the Municipal Home Rule Law of the State of New York; and

WHEREAS, the Town Board has weighed and considered comments on the proposed local law from the public and the Town of Marlborough Planning Board; and

WHEREAS, said local law has been on the desks of the members of the Town Board of the Town of Marlborough for at least seven (7) days, exclusive of Sunday;

NOW, THEREFORE, BE IT ENACTED by the Town Board of the Town of Marlborough that the Code of the Town of Marlborough (the “Code”) is amended as follows:

Section 1. Section 13-4(B) “Qualifications” of the Code is amended to read as follows [deletions are stricken and additions are underscored]: (2) No more than two members of the Ethics Board

may be enrolled in the same political party. No member shall hold ~~office in a political party or hold any local elective office.~~ any local government elective office.

Section 2. Section 13-4(B) “Qualifications” of the Code is amended as follows [deletions are stricken and additions are underscored]: ~~(4) Consecutive service on the Ethics Board shall not exceed two full three year terms.~~

Section 3. If any section of this local law shall be held unconstitutional, invalid, or ineffective, in whole or in part, such determination shall not be deemed to affect, impair, or invalidate the remainder of this local law.

Section 4. This local law shall be effective upon filing with the Secretary of State.

IT IS FURTHER RESOLVED that the Town Clerk shall file a certified original of this local law in the office of the Town Clerk and one (1) certified copy in the Office of the Secretary of State, State of New York, such certified copy to have attached thereto a certificate that it contains the correct text of the enactment of this local law.

The foregoing resolution was duly put to a vote which resulted as follows:

Supervisor Corcoran _____

Councilman Molinelli _____

Councilman Cauchi _____

Councilman Zambito _____

Councilwoman Sessa _____

DATED: Milton, New York
March 10, 2025

COLLEEN CORCORAN, TOWN CLERK

March 10, 2025

I). Resolution # 54 To propose that the term of office of the Town Supervisor is to be increased to four (4) years

Supervisor Corcoran proposes the following:

Councilman _____ offered the following resolution, which was seconded by Councilman _____, who moved its adoption:

WHEREAS, the term of office of the Town Supervisor of the Town of Marlborough (the “Town”) is currently two (2) years; and

WHEREAS, the Town Board of the Town deems it to be in the best interests of the Town to increase the term of office of the Town Supervisor from two (2) to four (4) years; and

WHEREAS, pursuant to Town Law §24-a, the Town Board is authorized to increase the term of office of the Town Supervisor to four (4) years by adoption of a resolution subject to a mandatory referendum; and

WHEREAS, the adoption of this resolution is a Type II Action requiring no SEQRA review;

NOW, THEREFORE, BE IT RESOLVED, that the term of office of the Town Supervisor is hereby increased to four (4) years, commencing January 1, 2026, subject to mandatory referendum; and

BE IF FURTHER RESOLVED, that a proposition to increase the term of the office of the Town Supervisor shall be submitted to the electors of the Town of Marlborough at the biennial town election held on November 4, 2025, for the purpose of voting by ballot on the following proposition:

PROPOSITION

Shall the term of office of the Town Supervisor of the Town of Marlborough be increased from two years to four years commencing January 1, 2026?
; and

BE IT FURTHER RESOLVED, that the change in term of office shall take effect on January 1, 2026 if approved by the electors of the Town of Marlborough at the biennial election on November 4, 2025; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution shall be promptly filed with the Ulster County Board of Elections.

The foregoing resolution was voted upon with all council members voting as follows:

Supervisor Corcoran	_____
Councilman Molinelli	_____
Councilman Cauchi	_____
Councilman Zambito	_____
Councilwoman Sessa	_____

Dated: Milton, New York
March 10, 2025

COLLEEN CORCORAN, TOWN CLERK