

**TOWN BOARD MEETING
November 19, 2015**

A regularly scheduled Town Board Meeting was held on Thursday November 19, 2015 in the Town Hall 284 Broadway Ulster Park, New York at 7:30 PM with the following persons in attendance:

**Supervisor Kyle Barnett
Councilperson Gloria Van Vliet
Councilperson Wayne Freer
Councilperson Diane McCord**

Administrative Recorder: Holly A. Netter, Town Clerk

Deputy Supervisor Barnett called the meeting to order at 7:36 PM.

PLEDGE TO THE FLAG

PUBLIC COMMENT - NONE

WILLIAM & CYNTHIA HABER – PAPER STREET (Grove St.)

Several months ago William and Cynthia Haber requested to purchase a section of Grove Street which is a paper road. The entrance to their driveway is a good portion of Grove Street. Win Morrison Realty provided a Broker's Price Opinion. It was determined the Fair Market value of the property is between \$100 and \$400. Certified letters from surrounding property owners were also received. The Haber's had previously submitted a survey of the property. The Board will decide on a price, draft the necessary documents, have Council approve it and the Town Board will cast an official vote at the next meeting. The Habers were reminded the Town will expect to be reimbursed for whatever charges are incurred for this transaction.

RESOLUTION – FRANCHISE – CABLEVISION OF WAPPINGERS FALLS

**RESOLUTION APPROVING THE CHANGE OF INDIRECT CONTROL OF THE FRANCHISEE UNDER
THE CABLE TELEVISION FRANCHISE**

WHEREAS, Cablevision of Wappingers Falls Inc ("Franchisee") owns, operates and maintains a cable television system (the System") in the Town of Esopus, New York pursuant to a cable television franchise ("Franchise") granted by the governing body of the Town of Esopus (the "Franchise Authority"), and Franchise is the current duly authorized holder of the Franchise; and

WHEREAS, pursuant to an Agreement and Plan of Merger (“Agreement”), Neptune Merger Sub Corp., a Delaware corporation and subsidiary of Altice N.V. (“Acquirer”), will merge with Cablevision Systems Corporation (“Cablevision”) (which owns 100% of the ownership interests in Franchisee), and, as a result, the indirect control of Franchisee will change (the “Change of Control”);and

WHEREAS, Franchisee and Acquirer have requested the consent of the Franchise Authority to the Change of Control in accordance with the requirements of the Franchise and have followed all requirements of the Franchise and have filed an FCC Form 394 with the Franchise Authority (the “Application”);and

WHEREAS, the Franchise Authority has reviewed the Application, followed all required procedures in order to consider and act upon the Application, considered the comments of all interested parties, and concluded that Acquirer has the legal, financial and technical qualifications of Acquirer to indirectly control Franchisee,

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

SECTION 1. The Franchise Authority hereby accepts the Application and consents to the Change of Control, all in accordance with the terms of the Franchise and applicable law.

SECTION 2. Subject to compliance with the terms of this Resolution, any action necessary with respect to the Change of Control has been duly and validly taken.

SECTION 3. This Resolution shall be deemed effective as of the date of its passage.

This Resolution shall have the force of a continuing agreement with Franchisee and Acquirer and Franchise Authority shall not amend or otherwise alter this Resolution without the consent of Franchisee and Acquirer.

**RESOLUTION OFFERED BY: COUNCILPERSON WAYNE FREER
RESOLUTION SECONDED BY COUNCILPERSON DIANE MCCORD**

COUNCILPERSON WAYNE FREER	AYE
COUNCILPERSON GLORIA VAN VLIET	AYE
COUNCILPERSON DIANE MCCORD	AYE
SUPERVISOR KYLE W. BARNETT	AYE

PILGRIM PIPELINE PROJECT – SEQR LEAD AGENCY COORDINATION

New York State Thruway Authority has received an application from Pilgrim Transportation to construct, operate and maintain two pipelines from Linden, New Jersey to Albany New York. Supervisor Barnett received a letter that provides the proposed project description that was submitted to the Thruway Authority for review. The letter's intent was to seek agencies who may have a desire to be Lead Agency. Earlier this year the majority of the Board opposed the Pilgrim Pipeline and passed a resolution to that affect. Councilperson McCord said she did not feel the Thruway had the expertise to be the Lead Agency and make this decision. Councilperson McCord said she felt the DEC would be a more appropriate choice. She asked to have a letter sent saying we do not consent nor do we want to be the Lead Agency. Gloria said we do not have to comment if we are not interested in being Lead Agency. Kyle agreed to send a letter advising the Town had no interest in being the Lead Agency and a copy of the Resolution opposing the Pipeline would also be sent.

MOLD ANALYSIS - HIGHWAY DEPARTMENT

The Highway Department office area has tested positive for mold. There is no answer yet for how the problem will be remediated. Supervisor Barnett said it may just require cleaning, ceiling tiles, humidifier and possibly new carpet. Supervisor Barnett also asked Mike Cafaldo, Highway Superintendent, to get quotes for these items. The Board will review the quotes and make a decision in the near future.

EXECUTIVE SESSION – UNION NEGOTIATION UPDATE

A MOTION WAS MADE BY COUNCILPERSON DIANE MCCORD AT 7:50PM TO ENTER INTO EXECUTIVE SESSION FOR THE PURPOSE OF DISCUSSING THE UNION CONTRACT NEGOTIATIONS AND WAS SECONDED BY COUNCILPERSON WAYNE FREER. ALL MEMBERS WERE IN FAVOR, MOTION CARRIED.

A MOTION WAS MADE TO COME OUT OF EXECUTIVE SESSION AT 8:12 PM BY COUNCILPERSON WAYNE FREER AND SECONDED BY COUNCILPERSON DIANE MCCORD. ALL MEMBERS WERE IN FAVOR, MOTION CARRIED.

NO ACTION TAKEN

EXECUTIVE SESSION – SOLAR

A MOTION WAS MADE BY COUNCILPERSON GLORIA VAN VLIET AT 8:14PM TO ENTER INTO EXECUTIVE SESSION FOR THE PURPOSE OF DISCUSSING THE SOLAR CONTRACT NEGOTIATIONS AND WAS SECONDED BY COUNCILPERSON DIANE MCCORD. ALL MEMBERS WERE IN FAVOR, MOTION CARRIED. RANDOLPH HORNER WAS INVITED INTO THE EXECUTIVE SESSION.

A MOTION WAS MADE TO COME OUT OF EXECUTIVE SESSION AT 8:45 PM BY COUNCILPERSON DIANE MCCORD AND SECONDED BY COUNCILPERSON GLORIA VAN VLIET. ALL MEMBERS WERE IN FAVOR, MOTION CARRIED

NO ACTION TAKEN

EXECUTIVE SESSION – PERSONNEL

A MOTION WAS MADE BY COUNCILPERSON GLORIA VAN VLIET AT 8:48 PM TO ENTER INTO EXECUTIVE SESSION FOR THE PURPOSE OF DISCUSSING A PERSONNEL MATTER AND WAS SECONDED BY COUNCILPERSON DIANE MCCORD. ALL MEMBERS WERE IN FAVOR, MOTION CARRIED.

A MOTION WAS MADE TO COME OUT OF EXECUTIVE SESSION AT 9:15 PM BY COUNCILPERSON WAYNE FREER AND SECONDED BY COUNCILPERSON GLORIA VAN VLIET. ALL MEMBERS WERE IN FAVOR, MOTION CARRIED

NO ACTION TAKEN

NO BUDGET ADJUSTMENTS - NOVEMBER

RESOLUTION AUTHORIZING PAYMENT OF BILLS

BE IT RESOLVED, by the Town Board of the Town of Esopus, County of Ulster as follows:

WHEREAS, the Town of Esopus has been presented with vouchers for payment and these vouchers have been examined and approved by the Town Board,

THEREFORE, BE IT RESOLVED, that the following vouchers be approved for payment:

General Fund	151543 - 151603	\$ 40,817.07
Highway Fund	152289 - 152319	\$ 39,602.40
Street Lights	156011	\$ 6,595.94
Port Ewen Sewer Fund	153127 - 153146	\$ 8,245.30
Port Ewen Water Fund	154282 - 154308	\$ 16,949.60
Total.....		\$ 112,210.31

A MOTION WAS MADE TO APPROVE THE PAYMENT OF VOUCHERS.

**OFFERED BY: Councilperson Wayne Freer
SECONDED BY: Councilperson Diane McCord**

ALL TOWN BOARD MEMBERS VOTED IN FAVOR. MOTION CARRIED.

Supervisor Kyle Barnett	AYE
Councilperson Wayne Freer	AYE
Councilperson Gloria Van Vliet	AYE
Councilperson Diane McCord	AYE

APPROVAL OF MINUTES

A MOTION TO APPROVE THE MINUTES OF PREVIOUS MEETINGS WAS MADE BY COUNCILPERSON DIANE MCCORD AND SECONDED BY COUNCILPERSON GLORIA VAN VLIET ALL TOWN BOARD MEMBERS IN ATTENDANCE VOTED IN FAVOR. MOTION CARRIED.

COMMUNICATION & REPORTS ARE AVAILABLE IN THE TOWN CLERK'S OFFICE

ADJOURNMENT

A MOTION TO ADJOURN AT 9:18 PM WAS MADE BY COUNCILPERSON DIANE MCCORD AND SECONDED BY COUNCILPERSON GLORIA VAN VLIET. ALL TOWN BOARD MEMBERS PRESENT VOTED IN FAVOR. MOTION CARRIED.

Respectively Submitted,

**Holly A. Netter
Town Clerk**