

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
FEBRUARY 22, 2021 7:00 PM

Local Law of the year 2021, to amend section 2 of the local law No. 2 of 2015-Term dates for Planning Board Members

PUBLIC HEARING
FEBRUARY 22, 2021 7:00 PM

Local Law of the year 2021, a local law of the town of Marlborough, ulster county, New York amending various provisions of chapter 155 "zoning" of the Marlborough town code as follows: amending section 155-1 "terms defined" to add a new definition for "short term rental", add a new section 155-33 governing short term rentals, amending section 155-31 "site plan review" to add a provision for minor site plan review, and amending section 155-31 to provide that short term rentals, bed and breakfasts and home occupations are subject to minor site plan review.

AGENDA
WORKSHOP MEETING
TOWN BOARD TOWN OF MARLBOROUGH
(ZOOM VIDEO MEETING DUE TO THE
CORONAVIRUS PANDEMIC)
FEBRUARY 22, 2021 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 8, 2021 Town Board Meeting

ITEM #5 Authorize payments of bills

ITEM #6 Presentations

A). Councilman Baker-Police Reform

ITEM #7 Comments on the agenda

ITEM #8 New Business

ITEM #9 Workshop topics

- A). STR-Short term rentals application and fee
- B). COVID 19
- C). Referendum for four year term for the Highway Superintendent

ITEM #10 Correspondence

ITEM #11 Public Comment

ITEM #12 Resolution

- A). Resolution #30 To appoint a part time Police Officer
- B). Resolution #31 To appoint a part time Police Officer
- C). Resolution #32 To add a return check fee to the Town of Marlborough fee schedule
- D). Resolution #33 To adopt Local Law # 1 of the year 2021 to amend section 2 of the local law No. 2 of 2015-Term dates for Planning Board Members
- E). Resolution #34 To Introduce the recommendations of the Town of Marlborough Police Reform Committee as set forth in the Town of Marlborough Police Reform Committee Report dated February 10, 2021.

ITEM#13 ADJOURNMENT

February 22, 2021

A). Resolution #30 To appoint a part time Police Officer

Supervisor Lanzetta proposes the following:

Whereas, the Town of Marlborough Police Department has an open position for a part time police officer, and

Whereas, it is the recommendation of the Chief of Police and the Police Committee to appoint Gina Kehoe as part time police officer

Be it resolved, that Gina Kehoe be appointed effective immediately.

And it moves for adoption

Councilman Corcoran	-----
Councilman Molinelli	-----
Councilman Koenig	-----
Councilman Baker	-----
Supervisor Lanzetta	-----

February 22, 2021

B). Resolution #31 To appoint a part time Police Officer

Supervisor Lanzetta proposes the following:

Whereas, the Town of Marlborough Police Department has an open position for a part time police officer, and

Whereas, it is the recommendation of the Chief of Police and the Police Committee to appoint Christopher Hamel as part time police officer

Be it resolved, that Christopher Hamel be appointed effective immediately.

And it moves for adoption

Councilman Corcoran	-----
Councilman Molinelli	-----
Councilman Koenig	-----
Councilman Baker	-----
Supervisor Lanzetta	-----

February 22, 2021

C). Resolution #32 To add a return check fee to the Town of Marlborough fee schedule.

Supervisor Lanzetta proposes the following:

Whereas, there has been an increase of returned checks for insufficient funds, and

Whereas, the Town of Marlborough would like to add a \$35.00 return check fee to the Town of Marlborough fee schedule.

Be it resolved, that the Town Board of the Town of Marlborough hereby approves adding a \$35.00 return check fee to the fee schedule.

And it moves for adoption

Councilman Corcoran	-----
Councilman Molinelli	-----
Councilman Koenig	-----
Councilman Baker	-----
Supervisor Lanzetta	-----

February 22, 2021

D). Resolution #33 To adopt Local Law # 1 of the year 2021 to amend section 2 of the local law No. 2 of 2015-Term dates for Planning Board Members

Supervisor Lanzetta proposes the following:

WHEREAS, a local law was introduced to be known as Local Law No. 1 of 2021, entitled Local Law No. 1 of 2021, A LOCAL LAW OF THE TOWN OF MARLBOROUGH, ULSTER COUNTY, NEW YORK TO AMEND SECTION 2 OF LOCAL LAW NO. 2 OF 2015.

WHEREAS, a public hearing in relation to said local law was held on February 22, 2021 at 7:00 p.m., prevailing time; and

WHEREAS, notice of said public hearing was given pursuant to the terms and provisions of the Municipal Home Rule Law of the State of New York; 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 RESOLVED that the following local law is hereby enacted:

Section 1. Section 2 of Local Law No. 2 of 2015 is amended to read as follows (additions are underscored and deletions are stricken):

Section 2. The purpose of this local law is to increase the membership of the Town of Marlborough Planning Board from five members to seven members each of whom shall serve a term which ends at the end of the calendar year. ~~The two additional members shall be first appointed by resolution of the Town Board. Each Planning Board term shall expire after five years.~~

The terms of office of members of the Planning Board shall re-commence on the effective date of this local law and expire as follows:

The term of one member shall expire on December 31, 2021.

The term of one member shall expire on December 31, 2022.

The term of one member shall expire on December 31, 2023.

The terms of two members shall expire on December 31, 2024.

The terms of two members shall expire on December 31, 2025.

The persons appointed for the foregoing terms shall be designated by the Town Board.

At the expiration of the term of each member, such member shall be re-appointed or his or her successor shall be appointed for a term of five years. Each incumbent member of the Planning Board whose term of office is shortened by the Town Board in accordance with this local law and who has informed the Town Board in writing that he or she wishes to continue in office following the expiration of his or her shortened term and who is in good standing at the time of the expiration of his or her shortened term will be exempt from the provisions of the Town of Marlborough - Appointed Person Interview and Appointment Procedure adopted on September 22, 2008, which Procedure shall be waived in connection with the re-appointment of each such incumbent member for a successive five year term.

Section 2. Supersession.

Pursuant to Section 22 of New York State Municipal Home Rule Law, the provisions of this law are intended to supersede any inconsistent provisions of state or local law, including those of the following sections of New York State Town Law governing Planning Boards: Town Law Section 271.

Section 3. This local law shall be effective upon filing with the Secretary of State.

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 Lanzetta _____

Councilman Molinelli _____

Councilman Corcoran _____

Councilman Baker _____

Councilman Koenig _____

DATED: Milton, New York
February 22, 2021

COLLEEN CORCORAN, TOWN CLERK

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February 22, 2021

E). Resolution #34 To Introduce the recommendations of the Town of Marlborough Police Reform Committee as set forth in the Town of Marlborough Police Reform Committee Report dated February 10, 2021.

Councilman Baker proposes the following:

WHEREAS, by Executive Order 203, issued by Governor Cuomo on June 12, 2020, that requires all local governments in the state to adopt a policing reform plan by April 1, 2021, and

WHEREAS, that same executive order declared that every municipality with a police agency “must perform a comprehensive review of current police force deployments, strategies, policies, procedures and practices for the purposes of addressing the particular needs of communities served by such police agency and promotes community engagement to foster trust, fairness, and legitimacy, and to address any racial bias and disproportionate policing of communities of color”, and

WHEREAS, the Town of Marlborough Town Board has formed a committee of community members, clergy, town board members, and local and county law enforcement experts to develop a report and set of recommendations, and

WHEREAS, a draft report and recommendations dated February 10, 2021, have been presented to the town board for their approval and,

WHEREAS, Councilman Baker advised the Town Board that pursuant to Executive Order 203 it will be necessary to hold a public hearing of this plan. He offered the following resolution which was seconded by _____, who moved for its adoption.

RESOLVED, that a public hearing be held in relation to the proposed changes as set forth in the form of notice, hereinafter provided, at which hearing parties of interest and citizens shall have an opportunity to be heard. The public hearing will be held remotely via the video conferencing platform Zoom in accordance with the Governor’s Executive Order No. 202.1, on March 8, 2021, at 7:00 o’clock p.m., Prevailing Time, and that notice of said meeting shall be published in the official newspaper of general circulation in the Town of Marlborough, by the Town Clerk, at least five (5) days before such hearing and that notice shall be in the following form:

NOTICE OF PUBLIC HEARING

TAKE NOTICE, that the Town Board of the Town of Marlborough will hold a public hearing remotely via the video conferencing platform Zoom in accordance with the Governor’s Executive Order No. 202.1 on March 8, 2021 at 7:00 o’clock, p.m., prevailing time, on proposed Town of Marlborough Police Reform Committee Draft Report. The public hearing will be held remotely via the video conferencing platform Zoom in accordance with the Governor’s Executive Order No. 202.1. All interested parties can join the Public Zoom meeting by contacting the Town Clerk’s office for an invitation.

TAKE FURTHER NOTICE, that copies of the aforesaid proposed report and updated sections of the policy and procedure manual will be available for examination on the town’s website, www.townofmarlboroughny.org and at the office of the Clerk of the Town of Marlborough, 21 Milton Turnpike, Milton, New York, 12547 between the hours of 8:00 a.m. to 4:00 p.m. on all business days between the date of this notice and the date of the public hearing.

TAKE FURTHER NOTICE, that all person interested, and citizens shall have an opportunity to be heard on said proposal at the time and place aforesaid.

DATED: Milton, New York
 February 22, 2021

COLLEEN CORCORAN, TOWN CLERK

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

Supervisor Lanzetta _____

Councilman Molinelli _____

Councilman Corcoran _____

Councilman Baker _____

Councilman Koenig _____