

RESOLUTIONS FOR APRIL 2024

- RESOLUTION 4-2024-#1-** CONTRACT WITH CHARGEPOINT, INC.
- RESOLUTION 4-2024-#2 -** ANNUAL SOFTWARE SUPPORT CONTRACT FOR PAYROLL SOFTWARE
- RESOLUTION 4-2024-#3 -** INTER-MUNICIPAL MUTUAL IN-KIND AGREEMENT WITH THE COUNTY OF ULSTR
- RESOLUTION 4-2024-#4 -** CUSTOMER PROJECT COMMITMENT WITH NEW YORK POWER AUTHORITY
- RESOLUTION 4-2024-#5 -** INSTALLATION OF A CELLULAR COMMUNICATION FOR YOUTH CENTER ALARM SYSTEM
- RESOLUTION 4-2024-#6 -** OPPOSING DELIVERY RATE INCREASES BY CENTRAL HUDSON GAS AND ELECTRIC CORPORATION
- RESOLUTION 4-2024-#7 -** PERMITTING THE COUNTY OF ULSTER TO CONDUCT NECESSARY ENGINEERING AND ENVIRONMENTAL WORK PERTAINING TO A PUBLIC SAFETY RADIO TOWER ON LANDS JOINTLY OWNED BY THE TOWNS OF MARBLETOWN AND ROSENDALE LOCATED IN THE TOWN OF ROSENDALE AT 1915-1925 LUCAS AVENUE (SBL 62.3-6-6)
- RESOLUTION 4-2024-#8 -** AMENDMENT TO AGREEMENT WITH CAMPBELL & SON'S LAWN MAINTENANCE FOR ROSENDALE PLAINS CEMETERY
- RESOLUTION 4-2024-#9 -** AMENDMENT #1 TO DWI HIGH VISIBILITY ENGAGEMENT CAMPAIGN
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- RESOLUTION TABLED -** AMENDING THE RENTAL FEES FOR THE RECREATION CENTER

RESOLUTION – CONTRACT WITH CHARGEPOINT, INC.

WHEREAS, the Town of Rosendale received a grant to install an EV Station at the Municipal Parking Lot on Main Street, Rosendale; and

WHEREAS, the Town needs to sign a yearly contract with ChargePoint, Inc. to continue the service for the EV Station; and

WHEREAS, the Town wishes to purchase Option 1 of Quote Number Q-429547-2 in the amount of \$690.00 per year.

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Rosendale hereby authorizes the Supervisor to sign the above Quote.

Motion made at a meeting of the Town Board of the Town of Rosendale, April 3, 2024, by Supervisor Walsh and seconded by Councilm_____.

VOTING MEMBERS:

Councilman Havranek _____

Councilmember Craven _____

Councilmember Sweeney _____

Councilmember Wykoff _____

Supervisor Walsh _____

RESOLUTION – ANNUAL SOFTWARE SUPPORT CONTRACT FOR PAYROLL SOFTWARE

WHEREAS, Williamson Law Book Company provides professional software, services and training to the Bookkeepers Office, and

WHEREAS, Williamson Law Book has provided an annual contract for software and services in the amount of \$2,119.00.

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Rosendale hereby authorizes the Supervisor to sign the Annual Software Support Contract with Williamson Law Book Company for \$2,119.00 which has been attached and made a part hereof.

Motion made at a meeting of the Town Board of the Town of Rosendale, April 3, 2024, by Supervisor Walsh and seconded by Councilm_____.

VOTING MEMBERS:

- Councilman Havranek _____
- Councilmember Craven _____
- Councilmember Sweeney _____
- Councilmember Wykoff _____
- Supervisor Walsh _____

RESOLUTION – INTER-MUNICIPAL MUTUAL IN-KIND SERVICE AGREEMENT WITH THE COUNTY OF ULSTER

WHEREAS, the Town of Rosendale Highway Department and the Ulster County Department of Public Works are desirous to share equipment; and

WHEREAS, this Agreement is made pursuant to Article 5-G of the New York General Municipal Law and Sections 102, 133-a and 135 of the New York Highway Law; and

WHEREAS, the Parties agree that a cooperative arrangement such as is established hereby is in the best interests of the citizens of the respective municipalities; and

WHEREAS, each Party hereto has certain highway, non-highway, specialty equipment, materials and/or skilled personnel (including equipment operators) that may be available from time-to-time (referred to hereinafter as “Equipment, Materials and/or Personnel”); and

WHEREAS, the Parties agree that it is possible for one Party to make such Equipment, Materials and/or Personnel available for use by the other Party when it is in the public interest; and

WHEREAS, the use of such Equipment, Materials and/or Personnel may be loaned for a scheduled short duration of time, an unanticipated event and/or an emergency situation.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Rosendale has authorized Highway Superintendent Robert Gallagher to act using his discretion pursuant to this Agreement.

BE IT FURTHER RESOLVED that the Town Board of the Town of Rosendale authorizes the Supervisor Jeanne L. Walsh to sign said agreement on behalf of the Town of Rosendale which has been attached and made a part hereof.

Motion made at a regular meeting of the Town Board of the Town of Rosendale, on April 3, 2024 by Supervisor Walsh and seconded by Councilm_____.

VOTING MEMBERS:

Councilman Havranek _____

Councilmember Craven _____

Councilmember Sweeney _____

Councilmember Wykoff _____

Supervisor Walsh _____

RESOLUTION – CUSTOMER PROJECT COMMITMENT WITH NEW YORK POWER AUTHORITY

WHEREAS, the Town of Rosendale had contracted with Central Hudson to purchase all streetlights in the Town and to replaced them with LED fixtures; and

WHEREAS, the Town has a yearly contract with New York Power Authority to provide routine annual maintenance.

NOW THEREFORE, BE IT RESOLVED THAT the Town Board of the Town of Rosendale authorizes the Supervisor to sign the Customer Project Commitment with New York Power Authority which has been attached and made a part hereof; .

Motion made at a regular meeting of the Town Board of the Town of Rosendale, on April 3, 2024 by Supervisor Walsh and seconded by Councilm_____.

VOTING MEMBERS:

Councilman Havranek _____

Councilmember Craven _____

Councilmember Sweeney _____

Councilmember Wykoff _____

Supervisor Walsh _____

RESOLUTION – INSTALLATION OF A CELLULAR COMMUNICATION FOR YOUTH CENTER ALARM SYSTEM

WHEREAS, the Town of Rosendale Youth Center has the need to transfer their alarm system to a cellular based; and

WHEREAS, Safeco Alarm System of 642 Broadway Kingston has presented a proposal for this which has been attached and made a part hereof.

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Rosendale hereby authorizes the Supervisor to sign the above Quote.

Motion made at a regular meeting of the Town Board of the Town of Rosendale, on April 3, 2024 by Supervisor Walsh and seconded by Councilm_____.

VOTING MEMBERS:

- Councilman Havranek _____
- Councilmember Craven _____
- Councilmember Sweeney _____
- Councilmember Wykoff _____
- Supervisor Walsh _____

RESOLUTION - OPPOSING DELIVERY RATE INCREASES BY CENTRAL HUDSON GAS AND ELECTRIC CORPORATION

WHEREAS, Central Hudson Gas & Electric Corporation ("Central Hudson") has applied to the New York State Public Service Commission for increases in its electricity delivery rates and its natural gas delivery rates effective July 1, 2024; and

WHEREAS, Central Hudson seeks a rate increase for electric delivery charges that would result in an estimated increase of \$30.12 (31.9% increase on the delivery bill, or 16.4% increase on the total bill) for an average residential customer using 660 kWh per month; and

WHEREAS, Central Hudson seeks a rate increase for gas delivery charges that would result in an increase of \$30.13 (29.2% increase on the delivery bill, or 19.0% increase on the total bill) for an average residential customer using 780 Ccf per year; and

WHEREAS, the increases proposed by Central Hudson, if approved, would also lead to similar increases for small businesses; and

WHEREAS, Central Hudson is a regulated transmission and distribution utility serving approximately 309,000 electric customers and 84,000 gas customers in the Mid-Hudson River Valley, including the Town of Rosendale; and

WHEREAS, customers in a typical home or small business will be experiencing increases in their electric and natural gas delivery bills at a time when many are continuing to experience extraordinary financial hardships due to inflation; and

WHEREAS, based on Public Service Department records, Central Hudson's customers are continuing to experience arrears at a significantly higher level than other New York utilities; and

WHEREAS, documents filed by Central Hudson as part of the utility's rate hike request show that from February 2020 through June 30 of this year, residential customers' arrears greater than 60 days grew by 1,044%, to \$96 million, while non-residential arrears grew by 1,971%, to \$29 million; and

WHEREAS, Central Hudson's area of service includes the Town of Rosendale, and Central Hudson's proposed rate increases will cause unnecessary hardship for residents of the Town of Rosendale, particularly those with fixed or limited incomes, as well as placing an additional financial burden on the Town's taxpayers as the Town's own facilities are served by Central Hudson; and

WHEREAS, the proposed rate increases will place additional economic strains on small businesses and employers in the Town of Rosendale and discourage economic development and recovery; and

RESOLUTION – PERMITTING THE COUNTY OF ULSTER TO CONDUCT NECESSARY ENGINEERING AND ENVIRONMENTAL WORK PERTAINING TO A PUBLIC SAFETY RADIO TOWER ON LANDS JOINTLY OWNED BY THE TOWNS OF MARBLETOWN AND ROSENDALE LOCATED IN THE TOWN OF ROSENDALE AT 1915-1925 LUCAS AVENUE (SBL 62.3-6-6)

WHEREAS, Ulster County needs to upgrade its public safety radio communication network as it moves to implement a Simulcast System, and

WHEREAS, Ulster County has identified a site located on lands jointly owned by the Town of Rosendale and Marbletown located at 1915-1925 Lucas Avenue in the Town of Rosendale as suitable for a proposed Public Safety Radio Tower (PSRT); and

WHEREAS, the County has conducted an initial feasibility study of the proposed location and wishes to conduct further engineering and environmental review; and

WHEREAS, the Town of Rosendale is desirous of ensuring that public safety radio communication facilities are adequate for first responders in the community and the greater Rosendale area; and

WHEREAS, Ulster County has requested authorization from the community to allow it to conduct these studies; and

WHEREAS, the PSRT will be located in the Town of Rosendale, and the Rosendale Town Code Section 75-28 allows commercial telecommunication facilities in the area proposed by the County however the PSRT is not a commercial telecommunication facility; and

WHEREAS, Ulster County is requesting that the Town of Rosendale consider the proposed facility as provided for in the New York Court of Appeals 1988 case of Matter of County of Monroe v City of Rochester, 72 N.Y. 2d 338, 533 N.Y.S. 2d 702, (“County of Monroe”)whereby a Balancing of Interests Test can be utilized when an encroaching government seeks relief; and

WHEREAS, the Town Code of the Town of Rosendale is silent on which board is responsible for making the necessary determination as required under a County of Monroe Inquiry, and

WHEREAS, Ulster County has indicated that it will work cooperatively with the Town, its agencies, boards, and commissions, as it conducts is engineering and environmental review; and

WHEREAS, the Town Board has reviewed the feasibility study of the proposed PSRT as provided by Ulster County and is aware that the County will require further actions by the Town should the results of the engineer and environmental efforts allow the project to move forward.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Rosendale hereby grants permission to the County of Ulster to conduct the necessary engineering and environmental studies for a PSRT on lands it jointly owns with ~~the~~ by the Town Marbletown providing however that such approval is also received from the Town of Marbletown; and

BE IT FURTHER RESOLVED, the Town Board of Rosendale will act as the decision-making body pursuant to any grant of immunity from the Town Code that may be extended to the County for the Public Safety Radio Tower on lands that it owns and is so doing will consider all of the factors as outlined in the County of Monroe case.

Motion made at a regular meeting of the Town Board of the Town of Rosendale, on April 10, 2024 by Supervisor Walsh and seconded by Councilm ember Wykoff.

VOTING MEMBERS:

- Councilman Havranek
- Councilmember Craven
- Councilmember Sweeney
- Councilmember Wykoff
- Supervisor Walsh

RESOLUTION – AMENDMENT TO AGREEMENT WITH CAMPBELL & SON’S LAWN MAINTENANCE FOR ROSENDALE PLAINS CEMETERY

WHEREAS, the Town of Rosendale has a 3-year contract with Campbell & Son’s Lawn Maintenance of 10 Middle Road High Falls; and

WHEREAS, the original contract did not include a Cost-of-Living (COLA) increase for the approved 3 years; and

WHEREAS, COLA increase was added in 2023; and

WHEREAS, the Town of Rosendale wishes to sign an amendment to the agreement with a 3.2 percent cost of living increase for 2024.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Rosendale authorizes the Supervisor to sign said amendment which has been attached and made a part hereof. .

Motion made at a regular meeting of the Town Board of the Town of Rosendale, on April 10, 2024 by Supervisor Walsh and seconded by Councilm an Havranek .

VOTING MEMBERS:

- Councilman Havranek ✓
- Councilmember Craven X
- Councilmember Sweeney ✓
- Councilmember Wykoff ✓
- Supervisor Walsh ✓

RESOLUTION - AMENDMENT #1 TO DWI HIGH VISIBILITY ENGAGEMENT CAMPAIGN

WHEREAS, the Town of Rosendale signed an agreement with the County of Ulster Stop DWI for DWI enforcement patrols with the County of Ulster, and

WHEREAS, Ulster County has submitted Amendment #1 to Contract #2023-00000672 DWI High Visibility Engagement Campaign Agreement with the Town of Rosendale to amend the terms and conditions of the Agreement to increase the not-to-exceed amount by \$2,000.00 a copy of which is annexed hereto and made a part hereof.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Rosendale hereby authorizes the Supervisor to sign said amendment on behalf of the Town of Rosendale.

Motion made at a meeting of the Town Board of the Town of Rosendale, April 10, 2024 by Supervisor Walsh and seconded by Councilman Havranek

VOTING MEMBERS:

- Councilman Havranek ✓
- Councilmember Craven X
- Councilmember Sweeney ✓
- Councilmember Wykoff ✓
- Supervisor Walsh ✓

RESOLUTION – REMOVAL OF TREES AND BRANCHES AT REC CENTER

WHEREAS, the Town of Rosendale has the need to remove some trees and overhanging branches at the Recreation Center; and

WHEREAS, the Town has received the following three (3) quotes for this service:
AHR Landscaping & Excavation, LLC. of New Paltz for \$ 7,000.00
Canopy Tree Service of Rosendale for \$ 7,650.00
LW Tree Service of Hurley for \$ 10,300.00; and

WHEREAS, after review of the submissions the decision was made to go with AHR Landscaping for \$ 7,000.00.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Rosendale authorizes the Supervisor to sign an agreement with AHR Landscaping of New Paltz, NY.

Motion made at a regular meeting of the Town Board of the Town of Rosendale, on April 10, 2024 by Supervisor Walsh and seconded by Councilm ember Sweeney.

VOTING MEMBERS:

- Councilman Havranek ✓
- Councilmember Craven X
- Councilmember Sweeney ✓
- Councilmember Wykoff ✓
- Supervisor Walsh ✓

RESOLUTION – AMENDING THE RENTAL FEES FOR THE RECREATION CENTER

WHEREAS, the Town of Rosendale rents out their Community Center, Ballfield & Pavilion to both Town & out of Town residents, and

WHEREAS, the Recreation Commission has reviewed the current fees for such rentals and has recognized the need to amend the fees to address increased expenses; and

WHEREAS, the Recreation Commission has proposed amending the rental fees for the Town of Rosendale Recreation Facilities, a copy of which is annexed hereto and made a part hereof.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Rosendale adopts the proposed fees, to be effective May 1, 2024.

Motion made at a regular meeting of the Town Board of the Town of Rosendale, on April 10, 2024 by Supervisor Walsh and seconded by Councilm_____.

VOTING MEMBERS:

Councilman Havranek _____

Councilmember Craven _____

Councilmember Sweeney _____

Councilmember Wykoff _____

Supervisor Walsh _____