

# Town of Denning – Town Board Meeting

Meeting called to order at 7:00 p.m. by Supervisor Brooks.

Held on Tuesday, September 5th, 2017 held at the Denning Town Hall.

Present: Supervisor Brooks

Councilmen: Mike Dean, Kevin Smith, Paul Schoonmaker and Gregory Vurckio.

Absent: Highway Superintendent Dan Van Sadlers

The Town Clerk Minute Book was signed prior to the meetings commencement. The Town Clerk gave the Board members their copy of the agenda and Resolution No. 44 thru 46 of 2017.

Pledge of Allegiance

Reading of last month's minutes by Town Clerk Joy Monforte.

Motion to adopt as read by Councilman Mike Dean, 2nd by Councilman Kevin Smith. All in favor. Motion carried by a 4 to 0 vote.

Correspondence – read by Supervisor Brooks.

- The monthly donation from the Frost Valley YMCA in the amount of \$8,500.00 has been received and is gratefully acknowledged.
- The letter from the attorneys of the Coalition of Watershed Towns, the CWT, member nominations, the process and a majority approved resolution.
- Supervisor Brooks introduces and reads Resolution No. 46 of 2017 since it is on topic.

Resolution No. 46 of 2017

**WHEREAS** the Denning Town Board believes it should be involved in the Coalition of Watershed Towns, and

**WHEREAS** the Denning Town Board feels this organization and a representative to this organization is a benefit to the residents of the Town and the Coalition of Watershed Towns.

**NOW THEREFORE BE IT RESOLVED** that the Town of Denning Town Board **HEREBY** votes and supports the following candidates Councilmen Gregory Vurckio from the Town of Denning Town Board and Peter Friedel of the Town of Olive Town Board to serve a two-year term as a volunteer to the Executive Committee of the Coalition of Watershed Towns.

Motion to adopt and approve by Councilman Paul Schoonmaker, 2<sup>nd</sup> by Councilman Kevin Smith. Roll Call Vote:

Councilman Mike Dean AYE      Councilman Paul Schoonmaker AYE  
Councilman Kevin Smith AYE      Councilman Gregory Vurckio ABSTAIN  
Supervisor David Brooks AYE

Motion carried following a unanimous roll call vote, with one abstention.

Highway Report –No Report as Highway Superintendent Van Sadlers is absent.

Planning Board Report- Councilman Mike Dean

- Mr. Illing came before the Board with revised maps, he wanted permits and approval to go ahead with the parking lot.
- At that time, he had not spoken with the neighbors regarding the water being diverted to their property.
- Further, there are now issues with the water run off being diverted to another property. Since the land has been cleared there is more run off.
- Discussion follows.
- The Planning Board did not issue any permits.

Resolution No. 44 of 2017

**WHEREAS** New York State Real Property Law Section 523 grants the Town Board the right to appoint a Board of Assessment Review, and

**WHEREAS** a term for a current member will be expiring September 30, 2017 and

**WHEREAS** this resident of the Town of Denning has expressed a desire to volunteer again for public service.

**NOW THEREFORE BE IT RESOLVED** that Russ Betters be appointed to the Town of Denning Board of Assessment Review for a 5-year term as required by New York State Law, to expire September 30, 2022.

Motion to adopt and approve by Councilman Gregory Vurckio,  
2<sup>nd</sup> by Councilman Paul Schoonmaker. Roll Call Vote:

Councilman Mike Dean	AYE	Councilman Paul Schoonmaker	AYE
Councilman Kevin Smith	AYE	Councilman Gregory Vurckio	AYE
Supervisor David Brooks	AYE		

Motion carried following a unanimous roll call vote.

Resolution No. 45 of 2017

**WHEREAS** New York State Town Law section 113 authorizes the Town Board to transfer monies, and

**WHEREAS** the Town of Denning Justice Court has applied for and received a NYS Court Funded Grant which must be added to the Town of Denning 2017 Budget.

**NOW THEREFORE BE IT RESOLVED** that the Denning Town Board **HEREBY** authorizes Supervisor Brooks to increase revenue A 3021 Court Facilitated State Aid by \$2,563.94 and to increase A1110.2 Justice Court budget line by \$2,563.94.

Motion to adopt and approve by Councilman Mike Dean,  
2<sup>nd</sup> by Councilman Kevin Smith. Roll Call Vote:

Councilman Mike Dean	AYE	Councilman Paul Schoonmaker	AYE
Councilman Kevin Smith	AYE	Councilman Gregory Vurckio	AYE
Supervisor David Brooks	AYE		

Motion carried following a unanimous roll call vote.

Supervisor Comments:

- Supervisor Brooks informs the Town Board he has spoken with Bill Rudge of the NYSDEC about bears getting into the dumpster at the Blue Hole, one day after Leave No Trace, it was obviously a bear as the garbage was dragged all over the ground. He has been informed they are working on customizing a container to make it bear proof.
- Only 300 to 350 people this Sunday due to weather.
- The NYSDEC firmly believes residents are putting their trash in the dumpster and will start using surveillance to catch and prosecute the perpetrators.
- Councilman Mike Dean informs the Town Board; two black garbage bags were found outside the gate.
- Supervisor Brooks remarks we may have to install a camera there as well.
- The DEC has mowed the trailer field as a direct result of the meeting held at the Blue Hole, he comments he was on the phone with them today, he will keep pushing.
- Supervisor Brooks informs those present he will be attending the signing of the Ulster County Plan for Consolidated Services; this will save taxpayers \$19.56 in 2018 and \$19.61 in 2019. He reads the consolidation steps to be taken between town and village services.
- Supervisor Brooks remarks he had hoped for health insurance savings but that will not happen.
- Supervisor Brooks opens a discussion on the NYCDEP LAP, the Land Acquisition Program:
  - ❖ "Core LAP funding remains as of 12/31/15- \$59,339,000
  - ❖ Draft 2017 FAD required solicitation rate-350,000 acres over 7 years.
  - ❖ Number of acres solicited under the WAC, SAP, and NYC Funded Flood Buy Out (NYCFFBO) Programs the DEP can take credit for to apply towards it solicitation requirement-20,000 acres/year
  - ❖ Anticipated acres acquired under the core LAP for 2016-2017 - 3,000 acres/year

- ❖ Anticipated "success rate" for solicitation under the core LAP for 2018-2024 (i.e. percentage of acres solicited that NYC will purchase) - 10.4%.
- ❖ Average cost per acres for purchase made by the core LAP - \$3,850/acre (includes hard and soft costs).
- ❖ DEP anticipates acquisition of a \$12.75M exceptional 50acre-parcel in EOH during 2017 (adding 10% for soft costs= \$14,025,000).
- ❖ Calculations for funding needed for core LAP for 2018-2025 (assuming full credit is taken for solicitations under WAC, SAP, NYCFFBO):
- ❖  $30,000 \text{ acres/year} \times 10.4\% \times \$3,850/\text{acre} = \$12\text{M/year}$  or \$24M every 2 years.
- ❖ Estimate of funding remaining at the end of 2-0:  $\$59,339,000 - (2 \text{ year} \times 3,000 \text{ acres/year} \times \$3,850/\text{acre} = \$14,025,000 = \$22,214,000.00$ .
- ❖ The NYCFFBO program still has available (or at least did as of 12/31/15 when we were looking at this) the \$15M allocated to it from the Revised 2007 FAD. These program funds were not included in the core LAP funding calculations. SAP and WAC funding was also calculated separately.
- ❖ So, the \$23M every 2 years that is being required in the Draft 2017 FAD is a little less than the anticipated needs for the core LAP for 2018-2025, but the remaining funds in the program provide a "cushion" for the balance needed plus funding for any other exceptional, unanticipated lands that may become available. In addition, the Draft 2017 FAD allows additional funding for the SAP to be drawn from the core LAP funds, if additional funding is needed. The Revised 2007 FAD also had this provision if additional funds are needed for the NYCFFBO program."
- Supervisor Brooks states the Chazen Corp is doing a study of purchasable land in the Town seeking to come to a firm number without adverse effects to the Town.
- Supervisor Brooks remarks this goes back to the Comprehensive Plan that the CWC funded, he asks when it will be done.
- Councilman Vurckio responds it is scheduled to be completed in October.
- Supervisor Brooks states the Town needs the actual number. Further commenting a lot of towns stopped acquisition by the NYCDEP.
- Jerry Huncosky asks if it would be wise to put off adopting the zoning until a firm number for the land is received. Brief discussion follows.
- Supervisor Brooks remarks the DEP just took the Comprehensive Plan without taking slopes or anything into consideration.
- Councilman Vurckio states the CWT wanted the City to put LAP funds into stream and hazard mitigation but it would not do that.
- Supervisor Brooks informs those present that the stream project behind the Town Hall is not happening this year.
- Further stating, it is making him lean toward withdrawing from the program, the DEP is deeply imbedded in the Program. Meeting after meeting, they have no one to answer to and neither does the DEP. The
- Commenting this is the reason why he said he would handle Sundown.
- Broadband will be going into Sundown. Central Hudson is setting new poles now: it will go out to 55A, Lackawack, Twins Haven, no off shoots yet, will keep on it.
- He has informed Central Hudson about trees on Denning Road which are in the power lines.
- Supervisor Brooks has spoken with Dan and believes that chipping will start this week.
- Supervisor Brooks informs the Board he attended the Town of Neversink Community Wastewater Meeting held at the church hall, at which he thanked the Neversink Board for all of their aid thru the Municipal Shared Services Program.
- Councilman Vurckio asks if the Town is getting a chipping machine. Supervisor Brooks responds yes; it is more money but saves in the long run. Councilman Vurckio agrees, less chips.
- Supervisor Brooks lets everyone know that the Town has lost 6 miles of roadway according to the NYS. The Highway Superintendent is doing an individual assessment of each road.

- Supervisor Brooks inquires if the mower has a lock? Brief discussion follows.
- Councilman Mike Dean, if not, then we should make a spot and get one, he will check into it, if not we should see about getting one.
- Supervisor Brooks states it is a good time to go out to bid on the truck, Town Board agrees.
- Councilman Paul Schoonmaker comments he ran into Frank and Linda Comando who are impressed with the police presence at the Blue Hole.
- Supervisor Brooks replies, yes, there are 5 to 6 Rangers, 2 NYS Troopers and a ECO. They are still not taking care of the over usage, the loss of vegetation.
- Councilman Vurckio comments everything is worn down. Roadway has issues. The DEC put brush to stop people from walking through.
- Councilman Schoonmaker also comments that Poley Paving did a nice job here on the parking lot.
- Supervisor Brooks remarks stripping will be done on Thursday.
- The Garden Committee will maintain both gardens.
- Supervisor Brooks remarks when it is done he will come up with the pressure washer the building.
- Councilman Schoonmaker comments he is glad that Scott was able to step in for court officer.
- Supervisor Brooks remarks it is great having someone like Scott, he wears many hats.
- Councilman Smith asks if it is realistic to think the Zoning will be done this year?
- Supervisor Brooks responds he hopes this year, however in hindsight it would have been better for the committee to have met and gone over the document before the hearing. Stating the committee should meet again to review the changes.
- Jerry Huncosky offers as a committee member to do the revisions to the zoning law.

Supervisor Brooks call for any further comments or discussion.  
There is none.

Motion to adjourn at 8:07 by Councilman Gregory Vurckio, 2<sup>nd</sup> by Councilman Mike Dean, All in favor. Motion carried 4 to 0 vote.

Respectfully Submitted by Joy Monforte, Town Clerk, September 8<sup>th</sup>, 2017

Next Meeting: Wednesday, Sept. 13<sup>th</sup>, 2017 at 7 pm at the Denning Town Hall

## Town of Denning – Town Business Meeting

Meeting held on Tuesday, September 12<sup>th</sup>, 2017 at the Denning Town Hall.  
Called to order at 7:00 p.m. by Supervisor David Brooks.

Present: Supervisor David Brooks  
Councilmen: Gregory Vurckio, Kevin Smith and Paul Schoonmaker.  
Absent: Mike Dean, Illness  
Highway Superintendent Dan Van Sadlers

The Town Clerk Minute Book was signed prior to the commencement of the Town Board Meeting.

The Town Clerk gave the Board members their copy of the agenda, Resolution No. 47 and 48 of 2017 and Budget vs. Actual thru August, 2017, as well as the Road Inventory list and resulting correspondence.

### Pledge of Allegiance

Highway Pre Pay Vouchers presented by Highway Superintendent Van Sadlers.  
(see Warrant #9PP, voucher #26-30)

Health Care Reimbursement Act DA9060.8 \$2,500.00

MVP Healthcare, Inc. DA9060.8 \$5,764.82

Trust & Agency Account DA9030.8 \$740.14, \$901.91, \$733.50

Motion to approve and pay Highway Pre Paid Vouchers by Councilman Gregory Vurckio, 2<sup>nd</sup> by Councilman Kevin Smith. All in favor. Motion carried 4 to 0 Roll Call vote, 1 Absentee.

Highway Vouchers presented by Highway Superintendent Van Sadlers.

(see Warrant #9, voucher #132-145)

Arkel Motors DA5130.4 \$326.67

Bottini Fuel DA5110.4 \$279.34

Callanan Industries, Inc., DA5112.2 \$45,521.44, \$87,918.23, \$2,598.70

Chemung Supply Corp. DA5120.4 \$2,984.20

Heritagenergy DA5110.4 \$2,816.50

H. O. Penn Machinery Co. DA5130.4 \$160.62

Hudson River Truck & Trailer DA5130.4 \$9,525.00

Liberty Trading Post DA5110.4 \$83.58

Roche's DA5130.4 \$150.00

Shakelton Auto & Truck Center DA5130.4 \$1,144.77

E. Tetz & Sons DA5112.2 \$8,145.75

Home Depot DA5130.4 \$6.11

Motion to approve and pay Highway Fund vouchers by Councilman Paul Schoonmaker, 2<sup>nd</sup> by Councilman Kevin Smith. All in favor. Motion carried 4 to 0 Roll Call vote, 1 Absentee.

- Highway Superintendent Van Sadlers opens a discussion on the NYSDOT roadway mileage inspection, mandated by the federal government, 9 miles have been omitted.
- The Town Board reviews the correspondence relating to this matter.
- These roads have been on Town inventory prior to 1964.
- Councilman Paul Schoonmaker asks Highway Superintendent Van Sadlers if he has clocked the mileage?
- Response yes, he has made a list on the back of the submitted packet of the errors.
- Discussion follows, including Ulster County roads maps.
- Highway Superintendent Van Sadlers asks the Town Board how they want to respond?
- Supervisor Brooks replies, we will look at the maps and the resolution needed and the county maps.
- Supervisor Brooks asks how many miles of road were paved?
- Highway Superintendent Van Sadlers replies, 3 and he is hoping to Chips seal next week, due to weather.
- Brief discussion of the Ulster County bridge on Denning Road and the progress and lack of by the County. Included in the discussion is winter maintenance of the road.
- Highway Superintendent Van Sadlers informs the Board that Scott is done

mowing and has started on brush.

- Supervisor Brooks remarks he has been a godsend.
- Brief discussion regarding the Freightliner transmission.

General Pre Pay Vouchers presented by Supervisor Brooks.

(see Warrant #9PP, voucher (#62-70)

Central Hudson A1620.4 \$136.91, A5132.4 \$276.00, A8160.4 \$41.30

Health Care Reimbursement Act A9060.8 \$2,500.00

MVP Health Care Inc. DA9060.8 \$5,209.05

Time Warner Cable A1620.4 \$191.17, A5132.4 \$147.44

Trust & Agency Acct. DA9030.8 \$235.13, \$665.07, \$235.13

Motion to approve and paid General Fund Pre Pay vouchers by Councilman Paul Schoonmaker, 2nd by Councilman Gregory Vurckio, All in favor. carried 4 to 0 Roll Call vote, 1 Absentee.

General Vouchers, presented presented by Supervisor Brooks.

(see Warrant #9, vouchers 147-163)

Central Hudson A5182.4 \$105.78

Gnome Home Inc. A8020.4.4 \$37.60, A1355.4 \$18.00

Carl Landon A1460.4 \$291.67

Language Line Services, Inc. A1110.4 \$22.67

Joy Monforte A1410.4 \$52.00

MVP Health Care A9030.8 \$40.50

Office of the Comptroller A690 \$2,124.00

Perform Printing Inc. A1110.4 \$598.77

Poley Paving A1620.2 \$22,500.00, \$785.00, \$900.00

Mike Pries, Inc. A1910.4 \$321.30

Red Hill Services, LLC A1620.4 \$247.34

River Valley Radio A1650.4 \$31.40, \$19.93

UCRRA A8160.4 \$2,976.44

Karl Von Hassel A3620.4 \$100.00

Motion to approve and pay General Fund vouchers by Councilman Gregory Vurckio, 2nd by Councilman Kevin Smith, All in favor. carried 4 to 0 Roll Call vote, 1 Absentee.

Resolution No. 47 of 2017

**WHEREAS**, the Town of Denning has completed the Town Hall Parking Lot Paving Project with funding for the engineering and construction cost paid for by the CWC. The paving and stripping of Said project has been completed thru a reimbursable New York State: State and Municipal Facilities Program (SAM) grant administered by the Dormitory Authority of the State of New York made possible by Senator John Bonacic., in the amount of \$24,185.00

**WHEREAS** the reimbursement is still in the paperwork stage and payment is due to Poley Paving, a temporary borrow from General Fund is needed in the amount of \$24,185.00 which is the total of the paving, stripping, and the moving of the guide rail.

**NOW THEREFORE BE IT RESOLVED** that the Denning Town Board authorizes the Supervisor to temporarily borrow from General Fund \$24,185.00, and, to **THEREBY** increase Federal and State Receivables A410, and to increase Revenue A3089 State Aid, and to increase the General Fund Buildings Appropriation Code A1620.2 in the amount of \$24,185.00 which is the total cost of both paving and stripping, as well as the moving of the guide rail.

Motion to adopt and approve by Councilman Kevin Smith,  
2<sup>nd</sup> by Councilman Paul Schoonmaker. Roll Call Vote:

Councilman Mike Dean ABSENT Councilman Paul Schoonmaker AYE

Councilman Kevin Smith AYE Councilman Gregory Vurckio AYE

Supervisor David Brooks AYE

Motion carried following a unanimous roll call vote, with one absentee.

Supervisor Brooks opens a discussion on the court grant.

- ✓ Review of requested items.

Resolution No. 48 of 2017

**WHEREAS** the Town of Denning Justice Court is soliciting the Denning Town Board for support in the application of a grant from the New York State Justice Court Assistance Program, and

**WHEREAS** the Town of Denning has complied with the Governor's Tax Cap Law, thereby limiting spending.

**NOW THEREFORE**, be it **RESOLVED** that the Denning Town Board **HEREBY** supports the application of the Denning Justice Court to the New York State Justice Court Program for funding, in the amount of \$15,235.75 in the fiscal year of 2018.

Motion to adopt and approve by Councilman Gregory Vurckio,  
2<sup>nd</sup> by Councilman Paul Schoonmaker. Roll Call Vote:

Councilman Mike Dean	ABSENT	Councilman Paul Schoonmaker	AYE
Councilman Kevin Smith	AYE	Councilman Gregory Vurckio	AYE
Supervisor David Brooks	AYE		

Motion carried following a unanimous roll call vote, with one absentee.

Supervisor Comments: See Above

Councilman Comments: See Above

Supervisor Brooks call for further comments or discussion. There is none.

Motion to adjourn the Town Board Business meeting at 8:18 by Councilman Gregory Vurckio, 2<sup>nd</sup> by Councilman Paul Schoonmaker, All in favor. Motion carried, with 1 Absentee.

Respectfully Submitted by Joy Monforte, RMC, Town Clerk September 14<sup>th</sup>, 2017.

Next Meeting: Tuesday, October 3rd, 2017 at 6 pm at the Sundown Church Hall.