

Town of Denning – Town Board Meeting

Meeting called to order at 6:00 p.m. by Supervisor Brooks.
Held on Tuesday, March 6th, 2018 at the Denning Town Hall.

Present: Supervisor Brooks

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

ABSENT: Highway Superintendent Dan Van Sadlers (Family Matter)

The Town Clerk gave the Board members their copy of the agenda and Resolution No. 29 and 30 of 2018.

Pledge of Allegiance

Guests: Lamont Engineers, along with Attorney Kevin Young.

Claryville Community Waster Water Plan Review and begin SEQR process.

- Kevin Young gives the start of and background for SEQR, which began in 1976.
- The Town Board begins the SEQR review.
- Discussion on "lead agency" status.
- Types of actions, listed and unlisted.
- Short form SEQR required.
- Formation of the "septic district".
- Septic Use Law
- Easement and acquisition.
- Total acreage in the the district is 141 acres.
- SHIPS, State Historic Preservation Office. (Not needed here.)
- Filling out the SEQR, The NYSDEC fills out short form questions numbers 7,12A, 12B, 13A, 15, 16 and 20.
- Project Manager Chris Yacobucci reviews the next steps in the process: Sewer Use Law.
- Attorney Kevin Young informs the Town Board of the pertinent facts in the law. He will send for the Board to begin its review.
- General question and answer period with discussion follows.

Resolution No. 29 of 2018

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF DENNING SEEKING LEAD AGENCY STATUS IN CONSTRUCTION OF THE COMMUNITY WASTEWATER MANAGEMENT PROGRAM IN THE HAMLET OF CLARYVILLE

WHEREAS, the Town Board of the Town of Denning previously entered into an agreement (the "Agreement") with the Catskill Watershed Corporation ("CWC") to participate in the Community Wastewater Management Program, which program will provide for the design and construction of a wastewater management project in the Hamlet of Claryville; and

WHEREAS, the CWC through the Program, will provide full funding for the wastewater management project through a block grant; and

WHEREAS, CWC's consultant for the Program, Lamont Engineers, has prepared a Preliminary Engineer's Report for the Hamlet of Claryville, Final Issue dated May, 2017, evaluating various alternative methods for managing the wastewater needs of the Hamlet of Claryville, such report marking the end of the Study Phase of the project; and

WHEREAS, the Town has reviewed the Preliminary Engineer's Report prepared by Lamont Engineers; and

WHEREAS, based upon its review of the Preliminary Engineer's Report and consultation with the Town's Counsel, the Town Board agreed to proceed to the Pre-Construction phase of the Project as set forth in Section 2.05 of the Agreement, such schedule to be agreed upon by the Town and CWC; and

WHEREAS, the Town Board of the Town of Denning seeks to commence coordinated review of this action and seeks to act as Lead Agency pursuant to the requirements of the State Environmental Quality Review Act ("SEQRA"), New York State Environmental Conservation Law, Article 8 and 6 NYCRR Part 617; and

WHEREAS, the Town of Denning, pursuant to 6 NYCRR Part 617 will conduct a coordinated review and seek input from various involved and interested agencies on its designation as lead agency.

THEREFORE, NOW BE IT RESOLVED THAT:

Subject to providing notice to and obtaining the consent of all other involved agencies, the Town Board of the Town of Denning hereby designates itself as "lead agency" for purposes of compliance with SEQR, 6 NYCRR Part 617. The Town Board shall undertake and complete all duties and obligations of the "lead agency" as required by 6 NYCRR Part 617.

The Town Board hereby authorizes the Town Supervisor to execute any and all documents on behalf of the Town as may be necessary to become lead agency.

Motion to adopt and approve by Councilman Mike Dean, 2nd by Councilman Gregory Vurckio. 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.

The Town Board thanks Lamont Engineers and Attorney Kevin Young for attending and reminds them that next months meeting is at 7pm.

Reading of last month's minutes by Town Clerk Joy Monforte.
The Town Clerk Minute Book was signed after the minutes reading.
Motion to adopt and approve as read by Councilman Gregory Vurckio, 2nd by Councilman Mike Dean. All in favor. Motion carried by a 4 to 0 vote.

Correspondence – Supervisor Brooks

- The monthly donation from the Frost Valley YMCA in the amount of \$8,500.00 has been received and is gratefully acknowledged.
- A letter to Governor Cuomo is read by the Councilman, after explanation by Supervisor Brooks, regarding New York States' plan to do the assessment of their land. The Town Board is against this, self assessment plan.

Highway Report by Supervisor Brooks

- The cost spec sheet for the new pick up, off of New York State bid, is reviewed, cost is \$35,104.45.
- Town Board discusses plowing and sanding with smaller truck vs. the larger trucks on town roads. Town Board feels the smaller trucks do the job just as well.
- Deputy Superintendent Robert Totten told Supervisor Brooks he was very impressed with the operation of his truck during the storm last week, he had snow to the top of the indicators and the truck kept going.
- Supervisor Brooks requests the authorization to go to bid for highway materials.

Motion to authorize and approve by Councilman Mike Dean, 2nd 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.

- Supervisor Brooks informs the Board he is unsure of the status of the excess equipment being listed on the auction site.
- Supervisor Brooks informs the Town Board that the highway generator ceased to function during the storm last week. He would like to put together a bid packet for replacement and installation. He will do the grant reimbursement paper after, as it takes 3-years for reimbursement.
- The Town Board agrees and approves.

Planning Board Report- Councilman Mike Dean

- A 4-acre lot line adjustment between L. Fischer and the Frost Valley YMCA on Dinch Road, the map was submitted, should be approved this month.

- Mr. Illing attended and informed the Board of the newly proposed sub division of the Kobayashi parcel.
- Supervisor Brooks informs Councilman Dean of planning board and ZBA training to be done in conjunction with the Town of Neversink on Saturday, March 24th from 12 noon to 4pm.

Resolution No. 30 of 2018

WHEREAS the Governor of the State of New York Andrew Cuomo has included in his proposed 2019 New York State budget a provision which would take the assessment of State owned land located in the Town of Denning, as well as, all of the towns in New York State, out of local hands and place the assessment of New York State owned land in the hands of New York State. And

WHEREAS New York State is a "**MUNICIPAL HOME RULE STATE**" this action is illegal and detrimental to the residents of the Town of Denning. This proposal does not adhere to the principal, concept or law of "Municipal Home Rule." A Court of Appeals ruling in the early 1980's confirmed the primacy of and local determination of this function. And

WHEREAS the Town of Denning has complied with the New York State "Tax Cap" every year since its incorporation, a decrease in the assessment would be harmful in intent and actuality for the future of the Town of Denning. And

WHEREAS this proposal will adversely effect school taxes, which furthers the burden.

WHEREAS Governor Cuomo has increased the tourism of "Forest Preserved Lands" **thereby increasing** visitation and **VALUE** along with issues which the residents must concern and deal with.

The desire of the Governor to balance the New York State budget by increasing the tax burden to the residents of the Town of Denning and all of the effected towns is not only short sighted and unfair but will have lasting effects for years to come.

NOW THEREFORE BE IT RESOLVED, the Town of Denning Town Board **HEREBY**

RESOLVES its abhorrence of this proposal and **HEREBY** adopts and approves of Resolution No. 30 of 2018 against this proposal and **HEREBY** orders the Clerk of the Board to send a certified copy to all of the Town of Denning elected representatives as well as, spread this resolution upon the official record of the Town of Denning.

Motion to adopt and approve by Councilman Kevin Smith,
2nd by Councilman Gregory Vurckio. 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: See Above as well.

- Supervisor Brooks informs the Board the Annual Report has been filed.
- Supervisor Brooks opens a discussion on the Central Hudson, Verizon and Spectrum response during the storm last week.
- Supervisor Brooks informs the Board that he will push for and concentrate on getting cell service in Town.
- The communications failure during the storm could have been life threatening.
- NO ONE WAS ABLE TO CONTACT ANY EMERGENCY SERVICES, NOR COULD THEY CONTACT THE TOWN.
- He wants a meeting with all of the above mentioned corporations, so a coordinated effort can be achieved for services.
- If Central Hudson can not get here for several days, then Verizon and Spectrum need to be aware and put generators where needed.
- Supervisor Brooks states: it was not a good situation, no fire, health emergency or even wires down information could get thru.

- Neither Ulster or Sullivan Emergency Services could reach him, or the highway department. They called the Town of Neversink to close a road.

Councilmen Comments:

- Councilman Paul Schoonmaker informs the Board he should have the cost for an automatic defibrillator next month? Discussion follows.

Supervisor Brooks calls for Public Comment: There is none.

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

Motion to adjourn at 7:39 by Councilman Mike Dean, 2nd by Councilman Paul Schoonmaker, All in favor. Motion carried 4 to 0 vote.

Respectfully Submitted by Joy Monforte, RMC, Town Clerk, March 8th, 2018

Next Meeting: Tuesday, March 13th, 2018 at 6 pm at the Denning Town Hall

Town of Denning – Town Business Meeting

Meeting held on Tuesday, March 13th, 2018 at the Denning Town Hall.
Called to order at 6:01 p.m. by Supervisor David Brooks.

Present: Supervisor David Brooks

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

ABSENT: Highway Superintendent Dan Van Sadlers (Family Matter)

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

The Town Clerk gave the Board members their copy of the agenda and the Budget vs. Actual for February, 2018.

Pledge of Allegiance

*The General vouchers are audited first in hopes that Highway Superintendent Van Sadlers will attend the meeting.

General Pre Pay Vouchers presented by Supervisor Brooks.

(see Warrant #3PP, voucher (#12-17)

Central Hudson A1620.4 \$327.17, A5132.4 \$508.51, A8160.4 \$56.73

Cornerstone A1110.4 \$58.46, A1620.4 \$86.61, A5132.4 \$83.94

Spectrum Business A1620.4 \$192.76, A5132.4 \$147.58

Trust & Agency Acct. DA9030.8 \$646.03, \$240.88

Motion to approve and paid General Fund Pre Pay vouchers by Councilman Mike Dean, 2nd by Councilman Gregory Vurckio, All in favor. Motion carried by a 4 to vote.

General Vouchers, presented presented by Supervisor Brooks.

(see Warrant #3, vouchers 39-61)

Central Hudson A5182.4 \$112.40

Jonathan Follender A1110.4 \$867.00

Heritagenergy A5132.4 \$450.96, \$669.64

Carl Landon A1460.4 \$279.17

Landon Howse A1460.4 \$158.49

NYS Magistrates of Court Clerks A1110.4 \$40.00

TC Petty Cash Reimbursement c/o Joy Monforte A1355.4 \$12.12, A3620.4 \$3.95

NYS Magistrates Association A1110.4 \$70.00

MVP Healthcare A9060.8 \$50.00

NYSATRC A1410.4 \$25.00

NYPF A8020.4 \$110.00

Office of the State Comptroller A690 \$808.00

Paraco Kosco A5132.4 \$678.48

Quill.Com A1620.4 \$53.96, A1110.2 \$32.92, \$9.54, A1410.4 \$20.39

UCATS A5010.4 \$80.00

UC Clerk A1410.4 \$60.00

UCRRA A8160.4 \$1,262.25

Wapner, Koplovitz & Futerfas, PLLC A1420.4 \$60.00

Motion to approve and pay General Fund vouchers by Councilman Kevin Smith, 2nd by Councilman Mike Dean, All in favor. Motion carried by a 4 to 0 vote.

Brief discussion on the new parking area lighting, there have been no complaints by the neighbors.

Highway Pre Pay Vouchers presented by Highway Superintendent Van Sadlers.

(see Warrant #3PP, voucher #9-10)

Trust & Agency Account DA9030.8 \$1,019.71, \$1,072.09

Motion to approve and pay Highway Pre Paid Vouchers by Councilman Mike Dean, 2nd by Councilman Gregory Vurckio. All in favor. Motion carried 4 to 0 vote.

Highway Vouchers presented by Highway Superintendent Van Sadlers.

(see Warrant #3, voucher #27-52)

Advance Auto Parts DA5130.4 \$125.99

American Rock Salt Co. LLC A5142.4 \$21,375.97, \$2,708.37, \$5,219.28 Total \$25,614.84

Arkel Motors DA5130.4 \$811.68
Bottini Fuel Corp. DA5142.4 \$863.38, \$1,292.06
Chemung Supply Corp. DA5130.4 \$4,643.70
Decker & Samuels DA5140.4 \$453.47, \$439.96
Ellenville Sand & Gravel DA5142.4 \$2,523.69, \$1,272.80 \$1,693.12.
Fleet Pride DA5130.4 \$950.51
Robert Green Auto & Truck, Inc. DA5130.4 \$890.00
Heritagenergy DA5142.4 \$2,171.42
Hudson T&T DA5130.4 \$371.65
Liberty Trading Post DA5130.4 \$42.72
Kimball Midwest DA5130.4 \$476.84
M&M Ford DA5130.4 \$261.26
Mombaccus Excavating Inc. DA5110.4 \$1,759.54, DA5142.4 \$2,729.69
Sam's Towing DA5110.4 \$437.00
Sarjo Industries DA5130.4 \$338.32
Shakelton Auto & Truck Center DA5130.4 \$177.32
Spectrum TWC A1620.4 \$193.77
Superior Blue Tarp Financial DA5130.4 \$3.98
Transaxle DA5130.4 \$584.15
Motion to approve and pay Highway Fund vouchers by Councilman Gregory Vurckio, 2nd by Councilman Paul Schoonmaker. All in favor. Motion carried by a 4 to 0 vote.

Supervisor Brooks call for Councilmen Comments:

- ❖ Councilman Paul Schoonmaker informs the Board of the \$1,400.00 cost for a defibrillator, plus special internet capacity as well as certification via training is involved.
- ❖ Discussion follows. Concern is the possible lack of trained people using the device.
- ❖ Councilman Kevin Smith asks as to the status of the updated zoning?
- ❖ Brief discussion follows.
- ❖ Councilman Mike Dean gives a brief summary of last weeks planning board meeting: a lot-line adjustment was approved as well as a discussion on the renewal for the brewery special permit.

Supervisor Brooks calls for Public Comment: There is none.

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

Motion to adjourn at 7:01 by Councilman Gregory Vurckio, 2nd by Councilman Paul Schoonmaker. All in favor. Motion carried by a 4 to 0 roll call vote.

Respectfully Submitted by Joy Monforte, RMC, Town Clerk, March 14th, 2018.

Next Meeting: Tuesday, April 3rd, 2018 at 7 pm at the Sundown Church Hall.