

Town of Denning – Town Board Meeting

Meeting called to order at 6:00 p.m. by Supervisor Brooks.
Held on Tuesday, August 10th, 2021 at the Denning Town Hall.

Present: Supervisor Brooks

Councilmen: Gregory Vurckio, Kevin Smith, Mike Dean, and Paul Schoonmaker.
As well as, Highway Superintendent Dan Van Saders.

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 Resolutions No. 42 and 43 of 2021, Budget vs. Actual thru July, 2021, a copy of proposed Local Law No. 1 of 2021 and the NYMIR 2020 Annual Report.

Pledge of Allegiance

Supervisor Brooks inquires if all of the Councilmen have read the Minutes and asks if there are there any amendments? All respond in the Affirmative.

Supervisor Brooks has an amendment, under Supervisor Comments two employees do pay 10% for their health insurance.

Motion to adopt last months' minutes as amended by Councilman Gregory Vurckio, 2nd made by Councilman Mike Dean. All in favor.

Correspondence – by supervisor David Brooks.

- A thankyou letter from the Daniel Peirce Library the Pumpkin Party booklet ad.

Highway Report: by Hwy. Super. Van Saders.

- Repair of Sugarloaf Road, due to the July 18th rain storm, 26 loads of material plus a cap of crusher run, was used in the multiple repairs.
- 550 back and the sensor light is back on.
- Patched Peekamoose.
- Met with Peckham for a chip sealing estimate.
- Also met with Preston and will start paving Denning Road, weather permitting at the middle or end of next week, also plan to do Erts Road and possibly Schultz. Discussion follows.
- There are three dead end signs and a bridge out sign at the top of Dinch Road.
- Most of the Town has been mowed, prior to mower breaking down.
- Discussion follows on the issue and the repairs needed as well as cost involved, estimated possible repair cost is ten thousand dollars.
- Hwy. Super. Van Saders will seek more estimates.
- Supervisor Brooks suggests calling UCDPW to finish mowing. Hwy. Super. Van Saders will make the call.
- Brief discussion on the replacement of equipment.
- Supervisor Brooks asks about the warranty on the 550, Hwy. Super. Van Saders says it may be expiring now or has just expired.
- Councilman Mike Dean requests a stop sign at the bottom of Taylor Road, as there are now four families on that road, with a possible B&B.
- Hwy. Super. Van Saders agrees and will install.
- Brief discussion on the "Lemon Law" opened by Len Johnson.

Planning Board Report - by Liaison Councilman Kevin Smith

- Adona Fafalla and Ross Ramsey appeared before the Board requesting information on a possible B&B, zoning questions, planning board schedule and the possibility of other residences at 71 Taylor Road.

Supervisor Brooks requests a Motion to schedule a public hearing to be held at the next meeting for the Sundown Fire Protection District proposed contract extension, saying he has not been notified of the increase at this time.

Whereupon, the Motion to schedule the Public Hearing made by Councilman Mike Dean, and 2nd by Councilman Gregory Vurckio and was put to a vote, and recorded as follows: 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.

Highway Pre-Pay Vouchers presented by Hwy. Super. Van Saders.
(See Warrant #8 Pre-Pay, vouchers #26-28)
MVP Healthcare, Inc. DA9060.8 \$11,579.23.
Trust & Agency Acct. A9030.8 \$790.97, \$823.09.

Highway Vouchers presented by Hwy. Super. Van Saders.
(See Warrant #7, vouchers #116-128)
Arkel Motors Inc. DA5130.4 \$ 481.76.
Bottini Fuel Corp. DA5110.4 \$4,322.23.
Buddenhagen's Ford Inc. DA5130.4 \$1,003.56.
Case Tire Service Inc. DA \$364.00.
E.Tetz DA5110.4 \$1,158.75.
Hoffman Equipment DA5130.4 \$51.10.
Mombaccus Excavating Inc. DA5110.4 \$3,563.50.
Tractor Supply DA5130.4 \$15.99.
Zanetti's Service Center LLC DA5130.4 \$926.00.
Callanan DA5110.4 \$1,576.14.
FleetPride Inc. DA5130.4 \$270.46.
North East Parts Group Da5130.4 \$1,262.58.
Wood Repair DA5130.4 \$375.00.

General Pre-Pay Vouchers presented by Supervisor Brooks.
(See Warrant #8PP, vouchers #55-62)
Catskill Hudson Bank A1460.4 \$78.00.
Central Hudson A8160.4 \$35.42, A1620.4 \$148.24, A5132.4 \$273.40.
MVP Health Care DA9060.8 \$7,692.20.
TWC A1620.4 \$184.81.
Trust & Agency Acct. DA9030.8 \$263.23, \$727.00.

General Vouchers, presented by Supervisor Brooks.
(See Warrant #8, vouchers 102-115)
Archie Ackerley A3510.4 \$87.36.
Animal Hospital of Sullivan county A3510.4 \$23.60.
Bottini Fuel Corp. A5132.4 \$261.65.
Central Hudson A5182.4 \$138.46.
Dell Inc. A5132.4 \$1,239.98.
Eagle Fire Safety A5132.4 \$ 252.00, A1620.4 \$136.85.
E-Nable A1460.4 \$495.00.
Jonathan Follender A9060.8 \$ 573.88.
Home Depot Credit Service A5132.4 \$229.00.
MVP A9060.8 \$27.50.
Rich Lowe A1620.4 \$400.00.
Quill.Com A5132.4 \$94.34, A8160.4 \$51.81, A1620.4 \$831.08.
Schwaab, Inc. A1410.4 \$85.25.
UCRRA A8160.4 \$3,221.83.

Capital Vouchers, presented by Supervisor Brooks.
(See Warrant #8, voucher 2)
Nancy Parrow A8130.4 \$350.00

Supervisor Brooks inquires if the Councilman are satisfied with the audit of the vouchers? The Councilmen respond in the affirmative.

Resolution No. 42 of 2021 read by Supervisor Brooks.
WHEREAS New York State General Municipal Law Sections 103 and 104-4 permit the pre-audit function of vouchers, as a form of internal controls in the checking of claims and supporting documentation. And

WHEREAS the Sections 118 and 119 of New York State Municipal Law also authorize the auditing authority to approve of Said vouchers. AND

WHEREAS the Office of the New York State Comptroller Division of Local Governments and Accountability: Budgets and Finances also approves of this method.

NOW THEREFORE BE IT RESOLVED that the Town of Denning Town Board **HEREBY** approves of and authorizes payment of the following Warrants:

Highway Fund Warrant No. 8 Prep Pay Vouchers No. 26-28.
Highway Vouchers Warrant No. 8, Vouchers No. 116-128.
General Fund Pre-Pay Warrant No.8 Vouchers No. 55-62.
General Fund Warrant No.8 Vouchers No. 102-115.
Capital Fund Sewage Disposal Vouchers Warrant No. 8 No. 2.

Whereupon, the Resolution was put to a vote, and recorded as follows:
Motion to adopt 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.

Resolution No. 43 of 2021 read by Supervisor Brooks.

WHEREAS New York State Town Law §64-3 permits local governments to adopt laws concerning the property, affairs or government of the Town, and General Municipal Law 3c allows an override to the tax levy limit. And

WHEREAS the Tax Override Law is a budgetary tool authorized and mandated for use by New York State, And

WHEREAS the Town of Denning Town Board intends to keep its financial obligations.

NOW THEREFORE BE IT RESOLVED that the Town of Denning Town Board **HEREBY** approves Resolution No. 43 of 2021 formally introducing Proposed Local Law No. 1 of 2021, Titled: Tax Levy Limit Override.

BE IT FURTHER RESOLVED that a Public Hearing be held on Tuesday, September 14, 2021, providing the meeting is held that day, depending on the Governors Executive Order, prior to the start of the regularly scheduled Town Board / Business meeting at the Denning Town Hall to commence at 6 pm.

FURTHER BE IT RESOLVED that if SAID Tax Cap Override is not needed then Local Law No. 1 of 2021 will be **RESCINDED**, by resolution as required by New York State law.

Whereupon, the Resolution was put to a vote, and recorded as follows:
Motion to adopt and approve by Councilman Kevin Smith,
2nd by Councilman Mike Dean. 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 Board he has a meeting with Assemblyman Brian Miller, Senator Mike Martucci, a Sullivan Legislator, as well as, Town of Neversink Supervisor Chris Matthews, Hwy. Super. Kelly, and Sullivan County DPW Commissioner Ed McAndrew to discuss Sundown Road, the Sundown Bridge, the need for more broadband and other issues.
- There are twelve to fourteen spots that must be repaired before Sundown Road can be paved and the Sundown Bridge is in need of replacement and both are in need of funding.
- Supervisor Brooks he feels the Blue Hole, is 100% better than last year.
- Discussion opened on the speed trailer on Denning Road.
- Tickets are being issued on the Sullivan side and soon the Ulster side.

Supervisor Brooks calls for Councilmen Comments:

- Discussion opened on bicyclists, one problem is they do not move over or follow the rule of law.
- Councilman Vurckio agrees the Blue Hole is much better than last year.
- Councilman Vurckio informs the Board that right now the CWT is having a secretarial issue, so he is unsure if a meeting will be held this month or not.

- Councilman Dean comments when he went thru Peekamoose this past weekend, everything looked fine. He further requests that Hwy. Super. Van Saders does not wait too long to install the stop sign.
- Supervisor Brooks opens a discussion on buses on Red Hill.
- Resident Lillian Scoles says yes, there were three buses, one empty at the top of Dinch and when they drove down to the bottom there were 2 more large school buses with 75 to 100 Hasidic men, they had a fire going.
- She is unsure of who's property it is, discussion follows.
- Supervisor Brooks asks if she recalls the bus company and the date; she replies 1st Student and last Wednesday.
- Supervisor Brooks requests if it is noticed again to be notified right away.

Supervisor Brooks call for Public Comment; Asking Tammy and Lenny Johnson what is going on, asking them to please say what is on your mind.

- Kimberly Ottino and Bob Houghtaling join in on the discussion.

Points of discussion:

- Raises.
- Supervisor Brooks replies that everyone gets an equal raise.
- Complaints that the two new employees pay 10% of their health insurance when the longer tenured guys don't.
- Kimberly Ottino wants a clothing and foot ware allowance and wants to know why Rob Totten's truck does not have a wing.
- Hwy. Super. Van Saders responds because it is a two-wheel drive. Discussion follows.
- Complaints on the lack of new shirts this year, Supervisor Brooks is surprised and asks Hwy. Super. Van Saders; who replies he will order long sleeve ones.
- Supervisor Brooks explains he was not knocking anyone in his comments last month, but the fact remains of the \$300,000.00 in grants monies he has applied for and received all but \$25,000.00 has gone to the highway department to improve their work environment. Whether insulating the lunchroom and shop, new furnace, three new pickups, new Freightliner, new backhoe, generators, paving the lot and more.
- The remaining \$25,000 went to pave the town hall parking lot.
- Resident Lillian Scoles asks if it is true that the highway crew is not allowed to attend board meeting and that if they do, they will be fired?
- Supervisor Brooks responds no, everyone is welcome and able to attend, he does not know where that came from.
- Lenny Johnson, says we are a team and would like to be paid on level with other towns and Ulster County, they want their fair share and don't want to be on the bottom.
- Discussion on truck, equipment, repair and replacement costs.
- Lillian Scoles asks who is on the ZBA, and the planning board?
- Supervisor Brooks reads her a listing of both boards' members.
- Lillian Scoles then asks what can be done about bicyclists, they leave debris, mark up the roads, ride four across and traverse the hills, she further states, she doesn't like what she is seeing in our community.
- Discussion opened on zoning and development.
- Supervisor Brooks remarks we are extremely limited in future development due to NYS owning 68% of the Town, the DEP owns 10% and the Frost Valley YMCA has 7%. The terrain also limits development as you cannot have a septic on a 15% grade and our zoning now has larger acreage for lots.

Supervisor Brooks calls for any further comments or discussion. There is none. He then thanks the public for attending.

Respectfully submitted by Joy Monforte, Town Clerk August 11th, 2021

Next Town Board & Business Meeting: Tuesday, September 14th, 2021 at 6 pm at the Denning Town Hall. The Public Hearing for the Sundown Fire Protection District contract extension and Local Law no. 1 of 2021 to be held prior at 6pm.