

Town of Denning – Organizational Meeting

Held on Tuesday, January 6, 2009. The meeting is called to order at 7:06 P.M. by Supervisor Bruning.

Present: Supervisor Bruning

Councilmen: Mike Dean, Paul Schoonmaker, Kevin Smith, Scott Mickelson

Also present: Highway Superintendent Dan Van Sadlers

The Town Clerk has given Board members the agendas, resolutions, the Code Enforcement Officers and Justice Courts reports. The minute book has been signed by the Board members and the Town Board has also signed the Town Clerks cash receipt book prior to the opening of the meeting.

Pledge of Allegiance

Resolution No. 1 of 2009 of the Town of Denning

New York State Town Law section 63 authorizes the Town Board to determine the rules of its procedure,

RESOLVED that all Town meetings and public hearings will be conducted in accordance with New York State Open Meetings Law, and in such spirit that the following rules be enacted:

1. That a majority of any convened Board shall constitute a quorum for the transaction of business, but a lesser number may adjourn.
2. That the vote upon every question shall be taken by ayes and nays, and that the names of the members present and their votes shall be entered into the minutes.
3. That every act, motion or resolution shall require for its adoption the affirmative vote of a majority of all of the members of the convened Board.
4. That public participation at all regular and special Town Board meetings will be limited to commentary during established intervals as documented in each meeting agenda.
5. That any person speaking to the Town Board at all regular or special Town Board meetings will only be heard at the consent of the Supervisor or presiding Public Officer, and that they will be required to address their remarks exclusively to the Town Board without engaging the public in debate.
6. That all interested persons will have the right to attend public hearings of the Town, participate freely and make inquiries relating to the purposes thereof.
7. That public participation at all public hearings will consist of commentary limited to the purpose of the hearing, being only directed towards the convening Town agency.
8. That votes will not be taken by any convened Board on any pending legislation, permit application, zoning variance application or appeal during any public hearing that is subject thereof.
9. That response to any public commentary at any public meeting or hearing will be at the discretion of the Supervisor, Chairman or Deputy of any convened Town agency, and that the presiding Public Officer shall have the authority to refer any questions to the Attorney for the Town, or to other Board members.
10. That these rules may be amended at any time during the calendar year by resolution of the Town Board.

Motion to approve and adopt by Councilman Scott Mickelson, 2nd by Councilman Kevin Smith, All in favor. Motion carried by a 5 to 0 vote.

Resolution No. 2 of 2009 of the Town of Denning

WHEREAS New York State Town Law sections 62 and 63 authorizes the Town Board to establish fixed days of each month for regular meetings,

And **WHEREAS** New York State Public Officers Law section 103(b) requires a public body to make all reasonable efforts to hold meetings in facilities that permit barrier – free access to the physically handicapped,

NOW THEREFORE, be it **RESOLVED** that the regular Town Board meetings will, throughout the year 2009, be held each month, with the meeting location alternating between Denning Town Hall in Claryville and the Sundown Church Hall in Sundown, between the months of April and November by the following schedule:

Denning Town Hall in Claryville:
7:00 PM Tuesday January 6
7 :00 PM Tuesday February 3
7:00 PM Tuesday March 3
7:00 PM Tuesday May 5
7:00 PM Tuesday July 7
7:00 PM Tuesday September 1
7:00 PM Wednesday November 4
7:00 PM Tuesday December 1

Sundown Church Hall in Sundown
7:00 PM Tuesday April 7
7:00 PM Tuesday June 2
7:00 PM Tuesday August 4
7:00 PM Tuesday October 6

Further, **RESOLVED** that the regular bill auditing Town Board meeting will, throughout the year 2009, be held at 7:00 PM on the second Tuesday of each month, at the Denning Town Hall in Claryville.

January 13, February 10, March 10, April 14, May 12, June 9, July 14, August 11, September 8, October 13, November 10, December 8.

Motion to approve and adopt by Councilman Kevin Smith, 2nd by Councilman Paul Schoonmaker, All in favor. Motion carried by a 5 to 0 vote.

Resolution No. 3 of 2009 of the Town of Denning

WHEREAS New York State Town Law sections 64 (11) authorizes the Town Board to designate the official newspaper of the Town

And **WHEREAS** New York State Open Meetings Law, Public Officers Law section 104, requires notice of time and place of Town Board meetings to be given to the news media,

NOW THEREFORE, be it **RESOLVED** that the Ye Olde Tri-Valley Townsman, PO Box 232, Grahamsville, N.Y. 12740, is designated as the official newspaper of the Town of Denning, and

Further, be it **RESOLVED** that the public notices may also be published on the Town of Denning website address www.denning.us

Motion to approve and adopt by Councilman Scott Mickelson, 2nd by Councilman Mike Dean, All in favor. Motion carried by a 5 to 0 vote.

Resolution No. 4 of 2009 of the Town of Denning

WHEREAS New York State Town Law sections 64 (11) authorizes the Town Board to designate the banks or trust companies in which all Town officers shall deposit all monies coming into their hands by virtue of their offices,

NOW THEREFORE, be it **RESOLVED** that Catskill Hudson Bank, Neversink, N.Y. 12765, be the designated depository bank for the Town of Denning,

Motion to approve and adopt by Councilman Scott Mickelson, 2nd by Councilman Paul Schoonmaker, All in favor. Motion carried by a 5 to 0 vote.

Resolution No. 5 of 2009 of the Town of Denning

WHEREAS New York State Town Law section 118 authorize the Town Board to allow for advanced payments of claims,

NOW, THEREFORE, be it **RESOLVED** that throughout the year 2009, the Town Board authorizes the Supervisor to pay claims, in advance of audit, the bills submitted by health insurance providers, telephone, electric, gas, utility and cable companies, as well as post office box fees.

Motion to approve and adopt by Councilman Scott Mickelson, 2nd by Councilman Kevin Smith, All in favor. Motion carried by a 5 to 0 votes.

Resolution No. 6 of 2009 of the Town of Denning

WHEREAS New York State Town Law sections 116 authorizes the Town Board to establish the amount to be allowed for the use of personal vehicles in the performance of official duties,

And **NOW THEREFORE**, be it **RESOLVED** that throughout the year 2009, the rate for financial reimbursement of personal vehicles use during the performance of official duties will be equal to 55.0 cents per mile.

Motion to approve and adopt by Councilman Mike Dean, 2nd by Councilman Paul Schoonmaker, All in favor. Motion carried by a 5 to 0 vote.

Resolution No. 7 of 2009 of the Town of Denning

WHEREAS New York State Town Law Public Officers Law sections 87 (b) (iii) authorizes the Town Board to establish fixed charges for document photocopies resulting from requests for records,

And **WHEREAS** New York State Town Law section 64 subsection 1(a) describes the use of petty cash fund for the purpose of making change when such is required in the performance of official duties,

NOW THEREFORE, be it **RESOLVED** that throughout the year 2009, the Town Clerks Office shall charge a standard fee of 25 cents per copied page up to 8 1/2 by 14 inches, plus all applicable postage charges for the cost of mailing requested documents delivery.

Further, **RESOLVED** that the collection of all receipts resulting from charges for document copies and mailing be conferred upon the Town Clerk as income through petty cash account.

Motion to approve and adopt by Councilman Scott Mickelson, 2nd by Councilman Kevin Smith, All in favor. Motion carried by a 5 to 0 vote.

Resolution No. 8 of 2009 of the Town of Denning

And **WHEREAS** New York State Town Law section 20 2 (b) authorizes the Town Board to employ an attorney to render professional services and provide legal advice to the Town, at the fee of \$150.00 per hour.

NOW THEREFORE, be it **RESOLVED** that Rod Futerfas, Attorney at Law, of the firm Wapner, Koplovitz & Futerfas, 239 Wall Street, Kingston, N.Y. 12401 be appointed as Attorney for the Town of Denning.

Motion to approve and adopt by Councilman Mike Dean, 2nd by Councilman Paul Schoonmaker, All in favor. Motion carried by 5 to 0 vote.

Resolution No. 9 of 2009 of the Town of Denning

WHEREAS New York State Uniform Fire Prevention and Building Code authorizes the Town Board to appoint a Building Inspector for the Town,

And **WHEREAS** Article 6 of the Zoning Law of the Town of Denning authorizes the Town Board to appoint a Building Inspector to enforce the provisions of the Zoning Law and the International Building Code.

NOW THEREFORE, be it **RESOLVED** that Karl Von Hassel, 524 County Highway 3, Halcott Center, N.Y. 12430, be appointed as Building Inspector and Code Enforcement Officer for the Town of Denning, with an annual salary of \$6,240.00 to be drawn from Safety Inspection Personal Services. (General fund appropriations code A3620.1)

Motion to approve and adopt by Councilman Mike Dean, 2nd by Councilman Scott Mickelson, All in favor. Motion carried by a 5 to 0 vote.

Resolution No. 10 of 2009 of the Town of Denning

WHEREAS New York State Town Law section 29 (15) allows for the Town Board to authorize the Town Supervisor to designate a bookkeeper for the Town,

NOW THEREFORE, be it **RESOLVED** that Cindy Mickelson, PO Box 251, Grahamsville, NY, 12740, be appointed as bookkeeper of the Town of Denning, with an annual salary of \$7,800.00 to be drawn from Supervisor Personal Services.

(General fund appropriations code **A1220.1**)

Motion to approve and adopt by Councilman Kevin Smith, 2nd by Councilman Mike Dean, Councilman Scott Mickelson Abstains. Motion carried by a 4 to 0 vote with 1 Abstention.

Resolution No. 11 of 2009 of the Town of Denning

WHEREAS New York State Town Law section 42 authorizes the Town Board to establish the office of Deputy Supervisor,

And **WHEREAS** New York State Town Law section 42 authorizes the Town Supervisor to appoint the Deputy Supervisor to serve at the pleasure of the Supervisor,

NOW THEREFORE, be it **RESOLVED** that the position of Deputy Supervisor be established, and that Councilman Mike Dean, be appointed as Deputy Supervisor for the Town of Denning. And

WHEREAS the Town of Denning Town Board feels that a liaison to the Town's Planning Board is a benefit to the Town as a Whole,

NOW THEREFORE BE IT FURTHER RESOLVED that Councilman Mike Dean be an appointed SAID liaison to the Denning Planning Board.

Motion to approve and adopt by Councilman Scott Mickelson, 2nd by Councilman Kevin Smith. Motion carried by a 4 to 0 vote. Councilman Mike Dean abstains.

Resolution No. 12 of 2009 of the Town of Denning

WHEREAS New York State Town Law section 32 (2) authorizes the Town Board to establish the office of Deputy Town Superintendent of Highways,

And **WHEREAS** New York State Town Law section 32 (2) authorizes the Town Highway Superintendent to appoint the Deputy Highway Superintendent to serve at the pleasure of the Town Highway Superintendent,

NOW, THEREFORE, be it **RESOLVED** that the position of Deputy Highway Superintendent be established for the Town of Denning, with an annual salary of \$1,560.00, to be drawn from Superintendent of Highways Personal Services. (General fund appropriations code A5010.1)

And, **FURTHER**, be it **RESOLVED** that Robert Totten be appointed to fill the position of Deputy Highway Superintendent for the Town of Denning.

Motion to approve and adopt by Councilman Kevin Smith, 2nd by Councilman Paul Schoonmaker, All in favor. Motion carried by a 5 to 0 vote.

Resolution No. 13 of 2009 of the Town of Denning

WHEREAS New York State Public Health Law section 4121 and 4123 authorizes the Town Board to appoint a Registrar of Vital Statistics,

NOW, THEREFORE, be it **RESOLVED** that Joy Ann Monforte, 75 Woodfield Road, Grahamsville, NY 12740, serving as Denning Town Clerk, be appointed as Registrar of Vital Statistics with an annual salary of \$10.00, to be drawn from Town Clerk Personal Services. (general fund appropriations code **A1410.1**)

Motion to approve and adopt by Councilman Scott Mickelson, 2nd by Councilman Mike Dean, All in favor. Motion carried by a 5 to 0 vote.

Resolution No. 14 of 2009 of the Town of Denning

WHEREAS New York State Town Law section 27 authorizes the Town Board to determine the salaries of town officers and employees,

and **WHEREAS** New York State Public Officers Law section 9 provides for the designation of order in which two or more appointed deputies may act,

and **WHEREAS** Public Officers Law section 10 and 25 require the taking of oath of office by all town officers,

NOW, THEREFORE, be it, **RESOLVED** that Jean Switzler, 5224 Red Hill Road, Claryville, NY 12725, be appointed as First Deputy Town Clerk of the Town of Denning, with an annual salary of \$2,685.00, to be drawn from Town Clerk Personal Services. (general fund appropriations code **A1410.1**)

and **Further RESOLVED** that Carl Landon, of Red Hill Road, Claryville, NY be appointed second Deputy Clerk of the Town of Denning,

and **Further RESOLVED** that the First and Second Deputy to the Town Clerk be required to take and subscribe a constitutional oath of office to be filed with the Town Clerk as well as a confidentiality oath to be on file in the Office of the Town Clerk.

Motion to approve and adopt by Councilman Mike Dean, 2nd by Councilman Paul Schoonmaker, All in favor. Motion carried by a 5 to 0 vote.

Resolution No. 15 of 2009 of the Town of Denning

WHEREAS New York State Town Law section 27 authorizes the Town Board to determine the salaries of town officers and employees,

and **WHEREAS** New York State Civil Service Law sections 35 and 40 establish jurisdictional classification of positions, with provisions for a definition of noncompetitive classification of employment positions subject to Town Council appointment,

NOW, THEREFORE, be it **RESOLVED** that a position of Clerk to Justice Court be established for the Town of Denning, with an annual salary of \$1,248.00, to be drawn from Justices Personal Services. And (general fund appropriations code **A1110.1**)

FURTHER, be it **RESOLVED** that Linda Bruning be appointed to said position of Clerk to Justice Court.

Motion to approve and adopt by Councilman Paul Schoonmaker, 2nd by Councilman Scott Mickelson. Motion carried by a 4 to 0 vote. Supervisor Bruning abstains.

Resolution No. 16 of 2009 of the Town of Denning

WHEREAS New York State Town Law section 27 authorizes the Town Board to determine the salaries of town officers and employees,

NOW THEREFORE, be it **RESOLVED** that Jean Switzler, 5224 Red Hill Road, Claryville, NY 12725, be appointed as Records Management Technician for the Town of Denning.

Motion to approve and adopt by Councilman Mike Dean, 2nd by Councilman Paul Schoonmaker, All in favor. Motion carried by a 5 to 0 vote.

Resolution No. 17 of 2009 of the Town of Denning

WHEREAS New York State Arts and Cultural Affairs Law section 57.07 authorizes the Town Supervisor to appoint a Local Historian,

NOW, THEREFORE, be it **RESOLVED** that Jean Switzler, 5224 Red Hill Road, Claryville, NY 12725, be appointed as Historian for the Town of Denning, with an annual salary of \$208.00 to be drawn from Historian Personal Services. (general fund code A7510.0)

Motion to approve and adopt by Councilman Paul Schoonmaker, 2nd by Councilman Kevin Smith, All in favor. Motion carried by a 5 to 0 vote.

Resolution No. 18 of 2009 of the Town of Denning

WHEREAS New York State Agriculture & Markets Law section 114 authorizes the Town Board to appoint a Dog Control Officer for the Town,

NOW, THEREFORE, be it **RESOLVED** that Archie Ackerly Jr., 26 Schultz Road, PO Box 47, Claryville, New York, 12725, be appointed as Dog Control Officer for the Town of Denning, with an annual salary of \$520.00, to be drawn from Control of Dogs Personal Services. (general fund appropriations code **A3510.1**)

Motion to approve and adopt by Councilman Mike Dean, 2nd by Councilman Paul Schoonmaker, All in favor. Motion carried by a 5 to 0 vote.

Resolution No. 19 of 2009 of the Town of Denning

WHEREAS New York State Town Law section 267 and 271 require annual appointments to the Town Planning Board and Zoning Board of Appeals with designated terms of office on a calendar year basis,

and **WHEREAS** Local Law No. 3 of 2001 of the Town of Denning requires an annual appointment to the Town Board of Ethics with designated terms of office on a calendar year basis,

and **WHEREAS** Public Officers Law section 10 and 25 require the taking of oath of office by all town officers,

NOW, THEREFORE, be it **RESOLVED** that a review of remaining terms of office for members of the Town Planning Board, Zoning Board of Appeals and Board of Ethics be announced on an annual basis at the Town Board organizational meeting.

Further, **RESOLVED** that all newly appointed members be required to take and subscribe a constitutional oath of office to be filed with the Town Clerk, and that each member shall be notified of appointment and duration of term in writing by first class mail no later than 10 business days following the annual organizational meeting. And

NOW, THEREFORE, be it **RESOLVED** that these residents are Board appointed or reappointed to said Boards:

Board of Ethics (3 year term)

Jean Switzler - expire 12/31/2011

Zoning Board of Appeal (5 year term)

Anthony Deserto - expire 12/31/2013

Planning Board (7 year term)

Stephen Bobik - expire 12/31/2015

Motion to approve and adopt by Councilman Scott Mickelson, 2nd by Councilman Mike Dean, All in favor. Motion carried by a 5 to 0 vote.

Review of remaining terms:

Planning Board (7 year term)

Bill Van Aken - expire 12/31/2013

Alden Thayer - chairperson - expire 12/31/2014

Stephen E. Bobik - expire 12/31/2015

Carl Landon - expire 12/31/2009

Paul Krickhahn - expire 12/31/2010

David Brooks - expire 12/31/2011

Mike Larison - expire 12/31/2012

Zoning Board of Appeal (5 year term)

William Leudemann - expire 12/31/2010

Frances Chiwiwi - expire 12/31/2011

Mark Boncek - expire 12/31/2012

Anthony Deserto - expire 12/31/2013

Carl Landon - expire 12/31/2009

Board of Ethics (3 year term)

Jean Switzler - expire 12/31/2011

Janet Dymond - expire 12/31/2009

Charles Piera - expire 12/31/2010

Board of Assessment Review (October 1st to September 30th - 5 year term)

Russell Betters - expire 10/01/2012

Philip Galfano - expire 10/01/2013

Frank Comando - expire 10/01/2009

Resolution No. 20 of 2009 of the Town of Denning

WHEREAS New York State Town Law section 27 authorizes the Town Board to determine the salaries of town officers and employees,

NOW, THEREFORE, be it **RESOLVED** that the following salaries be fixed for the listed town officers and employees for the Fiscal Year 2009:

Town Officers:

| | |
|-------------------------------------|---------------------|
| Supervisor | \$ 12,000.00 |
| Councilpersons (4) each | 1,500.00 |
| Superintendent of Highways | 39,104.00 |
| Deputy Superintendent of Highways | 1,560.00 |
| Town Clerk | 14,199.00 |
| First Deputy Town Clerk | 2,675.00 |
| Second Deputy Town Clerk | 00.00 |
| Tax Collector | 5,200.00 |
| Town Justices (2) each | 4,264.00 |
| Clerk to Justice Court | 1,248.00 |
| Assessor | 11,752.00 |
| Code Enforcement/Building Inspector | 6240.00 |
| Bookkeeper | 7,800.00 |
| Records Management | 00.00 |
| Town Historian | 208.00 |
| Dog Control | 520.00 |
| Registrar of Vital Statistics | 10.00 |
| Recycling Manager | 12.48 per hour |
| House Cleaning | \$1,248.00 Annually |

Highway Employees:

| | |
|----------------------------------|----------------|
| Laborer | 17.30 per hour |
| Heavy Equipment Operator Class B | 17.90 per hour |
| Heavy Equipment Operator Class A | 18.50 per hour |
| Foreman | 19.08 per hour |

Motion to approve and adopt by Councilman Paul Schoonmaker, 2nd by Councilman Mike Dean, All in favor. Motion carried by a 5 to 0 vote.

Resolution No. 21 of 2009 of the Town of Denning

WHEREAS Public Officers Law section 11 (2) authorizes the Town Board to approve the procurement of a blanket undertaking from any duly authorized corporate surety covering Officers, Clerks and Employees of the Town,

NOW, THEREFORE, be it **RESOLVED** that the public officers bond issued by National Grange Mutual with coverage of \$10,000 for Public Officials and \$800,000 excess for Tax Collectors be procured from Mike Preis, Inc. at the annual premium of \$335.00 to be drawn from Unallocated Insurance. (general fund appropriations code **A1910.1**).

Motion to approve and adopt by Councilman Scott Mickelson, 2nd by Councilman Mike Dean, All in favor. Motion carried by a 5 to 0 vote.

Motion to adjourn the **Organizational Meeting** and **Move to Town Board Meeting** at 7:35 by Councilman Mike Dean, 2nd by Councilman Paul Schoonmaker, All in favor.
Regular Board meeting called to order by Supervisor Bruning.

Reading of last month's minutes by the Town Clerk.
Motion to accept as read by Councilman Mike Dean, 2nd by Councilman Paul Schoonmaker, All in favor.

Correspondence read by Supervisor Bruning

- Invitation, agenda and resolutions from and for the Association of Towns meeting.
- Justice Court reports; Judge Follender 7 cases and fines totaling \$505.00, Judge Vurckio 48 cases and fines in the amount of #2,170.00.
- Letter from NYMIR, the subscriber member capital distribution of the original contribution will begin this year and follow over a 3-year period.

Highway Report by Superintendent Dan Van Saders

- Numerous storms one of which caused the repair at Round Pond to fail prematurely. FEMA has inspected; the cost is \$25,000.
- Truck repair and maintenance report.
- Painted and moved some work stations into the enclosed breezeway.
- The highway entry gate has been hit; large delivery trucks have a problem making the turn. Superintendent Van Saders suggests moving the gate back to a previous location.
- Supervisor Bruning tells him if you think it needs doing than do it. The Town Board agrees.
- Discussion on the donation of a large generator from the Claryville store. Councilman Schoonmaker suggests placing it by the electrical service. Supervisor Bruning we have 2 services 1 for the R & R Center. Costs involved as well as the replacement parts availability is discussed. Superintendent Van Saders suggests getting an estimate. Board agrees.
- Supervisor Bruning informs the Board that the sand and salt budget is over budget, the fund balance will have to be used and the Town will not purchase a new truck this year.

Highway Equipment Planning – No Report

Code Enforcement – No Report

Refuse & Recycling – Supervisor Bruning

- Asks the Town Clerk if the check for the metal has arrived?
Response no.

Planning Board – Supervisor Bruning

- Informs the Board he has received 2 letters from the NYSDEC. The first was a request not to continue with the Timber Harvesting Law while they review it. The second letter suggests notification as the timber harvesting is already done by the DEC.
- Someone sent the Timber Harvesting Law to the State, I have spoken with 2 people they would not say who.
- Discussion follows. The Supervisor has directed the Clerk to make copies of said letter for the planning board members.

Supervisor Comments:

- Highway fund is \$130,000. over budget, the general is ok however some fiscal resolutions need to be done.
- Meeting on Saturday with he Accountant and Bookkeeper Cindy Mickelson, the Town is taking further steps to automate over system.
- A meeting is scheduled with Dave Bodenstein, he will report next meeting.

Board Comments:

- Councilman Kevin Smith informs the Board of a NIMS email and request time with the Supervisor to complete information.

Public Comment:

- Resident Willie Puricz asks the Board about an evacuation plan? He is informed it is an emergency plan. It is a document for organizing and the response of the Town in the event of an emergency.
- Councilman Mike Dean gives Mr. Puricz is copy.

Motion to adjourn at 8:36 p.m. by Councilman Scott Mickelson, 2nd by Councilman Kevin Smith, All in favor.

Respectfully Submitted by Joy Ann Monforte, Town Clerk

Town of Denning – Town Audit Meeting

Held on Tuesday, January 12, 2009 at the Denning Town Hall.

Called to order at 7: 04 p.m.

Present: Supervisor Bill Bruning

Councilmen: Mike Dean, Scott Mickelson, Paul Schoonmaker and Kevin Smith

Also Present: Highway Superintendent Dan Van Sadlers.

The Town Clerk has given the Board copies of fiscal resolution 44 thru 50 of 2008.

Highway Vouchers presented (see warrant # 1A)

Motion to approve and pay highway vouchers by Councilman Scott Mickelson, 2nd by Councilman Paul Schoonmaker, All in favor. Motion carried by a 5 to 0 vote.

Highway Vouchers presented (see warrant # 1)

Motion to approve and pay highway vouchers by Councilman Scott Mickelson 2nd by Councilman Paul Schoonmaker, All in favor. Motion carried by a 5 to 0 vote.

General Vouchers presented, (see warrant #1A)

Motion to approve and pay general vouchers by Councilman Mike Dean, 2nd by Councilman Scott Mickelson, All in favor. Motion carried by a 5 to 0 vote.

General Vouchers presented, (see warrant # 1)

Motion to approve and pay general vouchers by Councilman Kevin Smith, 2nd by Councilman Mike Dean, All in favor. Motion carried by a 5 to 0 vote.

Resolution No. 44 of 2008

WHEREAS New York State Highway Law section 285-A Authorizes the Town Board to transfer monies and unexpended balances, And

WHEREAS account D51122-CHIPS budget is \$80,000.00, And

WHEREAS the Town received \$99,516.52 in CHIPS Funds from New York State,

NOW THERFORE the Town of Denning Town Board,

HEREBY authorizes the Town Supervisor to increase account D3501-1 CHIPS CAPITAL TO \$99,516.52, AND to increase the budgeted amount for DA5112-2 Permanent Improvement- Highway (CHIPS) to \$99,516.52.

Motion to approve and adopt by Councilman Mike Dean 2nd by Councilman Paul Schoonmaker, All in favor. Motion carried by a 5 to 0 vote.

Resolution No. 45 of 2008

WHEREAS New York State Highway Law section 285-A Authorizes the Town Board to transfer monies and unexpended balances, And

WHEREAS \$28,809.41 in State Aid was received from SEMO, the Town of Denning Town Board,

HEREBY authorizes the Town Supervisor to increase the budgeted amount for account DA3960- State Aid – SEMO to \$28,809.00

Motion to approve and adopt by Councilman Scott Mickelson 2nd by Councilman Mike Dean, All in favor. Motion carried by a 5 to 0 vote.

Resolution No. 46 of 2008

WHEREAS New York State Highway Law section 285-A Authorizes the Town Board to transfer monies and unexpended balances, And

WHEREAS the Town of Denning received \$311,480.00 in Emergency Disaster Aid,
The Town of Denning Town Board
HEREBY authorizes the Town Supervisor to increase account number DA4960
Federal Aid (FEMA) Budgeted amount to \$311,480.00

Motion to approve and adopt by Councilman Paul Schoonmaker, 2nd by
Councilman Mike Dean, All in favor. Motion carried by a 5 to 0 vote.

Resolution No. 47 of 2008

WHEREAS New York State Highway Law section 285-A Authorizes the Town Board to transfer monies and unexpended balances, And
WHEREAS \$354,289.00 was expended for Emergency Disaster Work, The Town of Denning Town Board
HEREBY authorizes the Town Supervisor to increase the budgeted amount for account DA8760.4 – Emergency Disaster Work to \$354,289.00

Motion to approve and adopt by Councilman Mike Dean 2nd by Councilman Paul Schoonmaker, All in favor. Motion carried by a 5 to 0 vote.

Resolution No. 48 of 2008

WHEREAS New York State Highway Law section 285-A Authorizes the Town Board to transfer monies and unexpended balances, And
WHEREAS there are various Highway Accounts over - expended, And
WHEREAS there are funds available in the Fund Balance, the Town of Denning Town Board

HEREBY authorizes the Town Supervisor to make the following changes to the 2008 Town Highway Budget

Increase account DA9999- Appropriated Fund Balance from \$81,236.40 to \$189,736.40

Increase account DA5110.4- Maintenance of Streets Contractual from \$90,000.00 to \$130,000.00

Increase account DA5130.4- Machinery Contractual from \$54,000.00 to \$60,000.00

Increase account DA5142.1 Snow Removal- Personal Services from \$107,000.00 to \$109,000.00

Increase account DA5142.4 Snow Removal Contractual from \$70,000.00 to \$129,000.00

Increase account DA9030.8 Social Security from \$18,500.00 to \$20,000.00

Motion to approve and adopt by Councilman Scott Mickelson 2nd by Councilman Mike Dean, All in favor. Motion carried by a 5 to 0 vote.

Resolution No. 49 of 2008

WHEREAS New York State Law, section 113 authorizes the Town Board to transfer monies and unexpended balances, And
WHEREAS various General Fund Accounts were over - expended, And
Whereas there is a Contingency Account available, the Town of Denning Town Board,

HEREBY authorizes the Town Supervisor to make the following adjustments to the 2008 Town Budget

Increase Account 5132.4 – Highway Garage from \$25,000.00 to \$27,000.00

Increase Account 1330.4 Tax Collector- Contractual from \$1500.00 to \$2650.00

Increase Account 1450.1 Elections- Personnel Services from \$5,000.00 to \$6,000.00

Increase account 1450.4 Elections Contractual from \$1,000.00 to \$1,850.00

Increase account 3620.4 Safety Inspection Contractual from \$1,350.00, to \$1,725.00

Increase account 1650.4 Central Communication System from \$800.00 to \$1,260.00

Decrease account 1990.4 Contingency Account from \$6,500.00 to \$709.00

Motion to approve and adopt by Councilman Paul Schoonmaker 2nd by Councilman Scott Mickelson, All in favor. Motion carried by a 5 to 0 vote.

Resolution No. 50 of 2008

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

WHEREAS account 1670.2 Central Data Processing Equipment is under expended and 1670.4 Central Data Contractual has been over expended, the Town of Denning Town Board

HEREBY authorizes the Town Supervisor to decrease the budgeted amount account 1670.2 and increase 1670.4 by \$300.00

Motion to approve and adopt by Councilman Mike Dean 2nd by Councilman Paul Schoonmaker, All in favor. Motion carried by a 5 to 0 vote.

Supervisor Comments:

- Paperwork has been submitted for re-imbusement of the \$10,000 highway improvement grant. Along with the paperwork for the CWC grant.
- Discussion opened on the donation of the generator from the Claryville Store.
- The end result the Town Board tells Highway Superintendent to do what he wants.

Motion to adjourn at 8:24 p.m. by Councilman Mike Dean, 2nd by Councilman Paul Schoonmaker, All in favor.

Respectfully Submitted by Joy Ann Monforte, Town Clerk