

# Town of Denning – Town Board Meeting

Meeting called to order at 7:00 p.m. by Supervisor Bruning,  
Held on Tuesday, May 1, 2012 at the Denning Town Hall.

Present: Supervisor Bruning

Councilmen: Mike Dean, Paul Schoonmaker, Kevin Smith, and  
David Brooks

Also present: Highway Superintendent Dan Van Saders

The Town Clerk gave the Board members their copy of the agenda and Resolutions 30 and 31, as well as a pamphlet from the New York State Retirement.

Pledge of Allegiance

Reading of last months' minutes by Town Clerk Joy Ann Monforte.

Motion to adopt and approve as read by Councilman Dave Brooks 2<sup>nd</sup>  
by Councilman Mike Dean, All in favor. Motion carried by a 4 to 0 vote.

Correspondence: Supervisor Bruning

- A letter from the YMCA, which was included with their monthly donation check of \$8,500.00, which is gratefully acknowledged with thanks.
- A copy of a letter which Senator Bonacic had sent to Mr. Steve Kuhr, director of the NYS Division of Homeland Security and Emergency Services requesting assistance in expediting the FEMA claims due to damage from Hurricane Irene as well as the payment for the assistance provided by the Town of Neversink.
- A letter from UCRRA listing the 2012 Brush Grinding Pricing.
- A letter from the NYS Dept. of Agriculture and Markets informing the Town of the full compliance and "Satisfactory rating " following inspection of DCO Ackerley records.

Highway Report by Superintendent Dan Van Saders

- ❑ Equipment repair report given.
- ❑ The tag trailer has been straightened and welded at a cost of \$1,700.
- ❑ Shoulder clean up on Round Pond, Denning and Peekamoose Roads.
- ❑ Graded Balace Road.
- ❑ Completed sweeping in Sundown.
- ❑ Continuing to work with FEMA on the 2 remaining projects.
- ❑ Put a call in to Karen Rauter of the Rondout & Neversink Stream management Program in regards to hydro seeding.
- ❑ A brief discussion is opened on a tire-recycling program this year. It has been 2 years since the Town held the program and decides to do so again this year in June or July.
- ❑ Supervisor Bruning will check at the next supervisors meeting what the process is in other towns.

Code Enforcement Report by Supervisor Bruning

- Will discuss later; under the Order of Business.

Highway Equipment Planning- No Report

Planning Board Report – Councilman Dave Brooks

- Planned for public hearings.
- Carol Ramsey a Yeagerville Road resident has been approved for a sub division keeping the house and 3 acres, selling the rest to NYCDEP.
- Discussed the sub division of the Kimball Parker property with the NYCDEP purchasing 33 acres.
- Approved a modified site plan for the Blue Hill Lodge.
- Discussed 3-lot sub division of Collette Bisso's property on Red Hill Road.
- Discussed need for another member to fill the vacancy.

Supervisor Comments:

- ❖ Supervisor Bruning opens a discussion on Resolution No. 30 of 2012, which has been withdrawn pending further review. Another Local Law from 1987 has been discovered and must be reviewed and compared with Flood Laws from 1983 (on file) and from 1992, which was not filed with the NYS Secretary of State. The law from 1983 has an error: instead of the map page numbers the community number is in there and the FEMA flood map dates for the most current map on file must be updated.
- ❖ Supervisor Bruning opens discussion on Resolution No. 31 of 2012 the NYCDEP purchase of a 33-acre sub division split on Red Hill Road for which a public hearing was held by the Planning Board to discuss public use of and access to.
- ❖ Supervisor Bruning states he sees 3 options: open, close or just allow hiking. He informs the Town Board of a petition, which was submitted, to the Planning Board containing 28 signatures. The petition would ban hunting, trapping, fishing and hiking.
- ❖ Supervisor Bruning asks if the other parcel has ever been a problem. Red Hill Road resident Mrs. Beck responds no.
- ❖ Discussion follows.
- ❖ Supervisor Bruning offers the option of agreeing to open the parcels at this time for hiking with a revisit to the issue if there are any problems.
- ❖ Mrs. Beck brings up the problems between Richard Martinson and Parker Kimble, he dug deep pits every so often forcing Mr. Martinson to use and access thru Mr. Cyr's land on Berry Lane.
- ❖ Supervisor Bruning informs her that the Planning Board will not allow a sub division on the property in which the Right of Way for Mr. Martinson is infringed upon.
- ❖ Councilman Kevin Smith is not in favor of hiking and revisiting the issues later. He states there is enough public land for hunting, trapping and hiking. People should be able to have privacy in their own homes.
- ❖ Supervisor Bruning remarks the DEP will place a 500 feet buffer around a dwelling.
- ❖ Mrs. Beck does not want hunting or trapping, she wants her children to be able to go outside and not be worried about being caught in a trap. She is concerned about garbage left by picnickers, bird watchers having binoculars and peering in her windows. Road hunters and people parking further up on Red Hill are complained about and discussed. Including a bullet hole in a mail box by the NYS land access.
- ❖ Supervisor Bruning suggests then that the Board can close parcel 1183 to hiking and leave parcel 2069 open for hiking.
- ❖ Supervisor Bruning withdraws Resolution 31 of 2012 pending amendment.

- ❖ Supervisor Bruning informs the Board of the receipt of the 1-year contract extension sent by the UCRRA and previously discussed.

Motion made by Councilman Dave Brooks, 2<sup>nd</sup> by Councilman Mike Dean to authorize Supervisor Bruning to sign the proposed extension. All in favor. Motion carried following a unanimous roll call vote.

- ❖ Contract from NRCS with the Town committing to be the sponsor has been received, the 25% sponsor share is \$48,765.00.
- ❖ The DEP has agreed to cover the Town's share if the NRCS accept their design for the project. The DEP will submit their design for approval and upon completion of all the paperwork and written agreements, Supervisor Bruning will sign the contract.
- ❖ The YMCA has held their annual clean up Denning Road. It was well done and will be done in conjunction with the highway dept. next year. The Town grateful for their volunteering and efforts on the Town's behalf.
- ❖ Supervisor Bruning remarks if we wait for FEMA reimbursement that Peekamoose Road will not be paved this year. Therefore the Town will move forward with the paving.
- ❖ Highway Superintendent Van Sadlers remarks that FEMA considers it to be a large project; it is a lengthy process. Trying to schedule it for the end of May beginning of June. Estimated cost of the paving is \$150,000.00 for the repaired spots.
- ❖ Supervisor Bruning
- ❖ Discusses the Shared Service Agreement with the Town of Neversink; the length of the contract and payment of with FEMA, explaining the contract length is in agreement with the term of their Supervisor.
- ❖ Supervisor Bruning will call Tom Palmer of the TVSCD regarding information on a generator for the school.
- ❖ Zoning Advisory Committee will meet next Monday at 7pm.
- ❖ Supervisor Bruning will call the zoning map company for the file so we can make any needed changes.
- ❖ Supervisor Bruning informs the Board that he and Supervisor Mark McCarthy met with the Mayor of Walden in regards to his campaign for the new district assembly seat.

#### Board Comments:

- Councilman Paul Schoonmaker comments that he tried to call Ranger Dawson in regards to campers on Denning Road, he never called back. Councilman Paul Schoonmaker will place another call when campers return.

#### Public comments:

- Resident Russ Betters inquires as to how the meeting went.
- Supervisor Bruning responds he was elected as mayor at 23 and comments it would be nice to have a representative who knew where we were.

Motion to adjourn at 8:15 p.m. by Councilman Dave Brooks, 2<sup>nd</sup> by Councilman Kevin Smith, All in favor. Vote carried 4 to 0.

Respectfully submitted by Joy Ann Monforte, Town Clerk

# Town of Denning – Town Business Meeting

Held on Tuesday, May 8, 2012 at the Denning Town Hall.

Called to order at 7:06 p.m. by Supervisor Bruning

Minute book signed prior to the opening of the meeting.

The Supervisor presents to the Board the Budget vs. Actual thru April 2012.

The Town Clerk presents the Board with the Agenda and Resolutions 31 and 32 of 2012.

Present: Supervisor Bruning

Councilmen: Paul Schoonmaker, Kevin Smith and David Brooks

ABSENT: Due to a recent hospitalization Mike Dean.

Also present: Highway Superintendent Dan Van Sadlers

Highway Vouchers presented (see warrant # 5, voucher#93-114)

Motion to approve and pay highway vouchers by Councilman Dave Brooks, 2nd by Councilman Kevin Smith, All in favor. Motion carried by a 4 to 0 vote.

General Vouchers presented, (see warrant # 5, voucher #69-90)

Motion to approve and pay general vouchers by Councilman Kevin Smith, 2nd by Councilman Dave Brooks, All in favor. Motion carried by a 4 to 0 vote.

Resolution No. 31 of 2012 read by Supervisor Bruning

WHEREAS the City of New York Department of Environmental Protection has conventionally decided to open properties owned by them to the public as - Public Access Areas (PAA), and

WHEREAS parcel #1183 adjoins private property on three sides and will severely impact the privacy of the residents of that property, And

WHEREAS the Town of Denning does not wish to open Parcel ID 1183 as a Public Access Area,

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Denning

HEREBY request the City of New York Department of Environmental Protection designate Parcel ID 1183 not open as a Public Access Area's for any type of recreation.

Supervisor Bruning gives a brief accounting of last weeks meeting where the Town Board decided to close Parcel 1183. Also recounting a meeting with Mrs. Beck the following day regarding a buffer zone and hiking only.

Supervisor Bruning informs all those present that the NYCDEP will put up signage indicating a private residence at the footage requested. Discussion follows on Parcel 2069.

Supervisor Bruning suggests a buffer on Parcel 2069 that you are approaching private property.

Supervisor Bruning will attach the petition with a letter and send it to the NYCDEP requesting that Parcel 1183 be closed and a buffer perimeter for Parcel 2069.

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

Roll Call Vote:

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

Motion carried following a unanimous roll call vote.

People from the public that attended the meeting stated that they wanted to make it very clear that the Denning Denizen does not reflect their views or opinions and they felt in fact that the same was true of most of the Town residents. They asked that the minutes of the meeting reflect their position on this matter.

Resolution No. 32 of 2012 read by Supervisor Bruning

WHEREAS in August 2011 Hurricane Irene caused extensive damage to stream banks in the Town of Denning, And

WHEREAS the stream bank adjacent to the home owned by Ms. Nancy Watson of Clair Road, Sundown sustained major damage causing the stability of the home to be in jeopardy, And

WHEREAS NRCS (National Resources Conservation Service) has examined the damage and determined that the work to repair the damage can be funded by their organization, And

WHEREAS the Town of Denning has been designated as the sponsor of the project, And

WHEREAS the Sponsor is liable for 25% of the cost of the project, And

WHEREAS the NYCDEP has agreed to cover the 25% share in support of the Town of Denning, the Town of Denning Town Board,

HEREBY authorizes the Town Supervisor to sign the contract with NRCS as the Sponsor upon receipt of written confirmation from the NYCDEP that they will cover the 25% sponsor share of the project.

Discussion opened by Supervisor Bruning; the DEP would like to design and pay for the engineering, survey and pay for the whole bill. We would then bill FEMA.

Highway Superintendent Dan Van Sadlers informs the Board that the design should be ready next week and the work is to be by November 12<sup>th</sup>.

Mark Vian wants an MOU.

Supervisor Bruning states he wants documentation to confirm all of the specifics.

Highway Superintendent Dan Van Sadlers will call Albany to speak with the FEMA representatives to confirm.

Motion to adopt and approve by Councilman David Brooks, 2<sup>nd</sup> by Councilman Kevin Smith.

Roll Call Vote:

Councilman Mike Dean	ABSENT
Councilman Paul Schoonmaker	AYE
Councilman Kevin Smith	AYE

Councilman David Brooks            AYE  
Supervisor Bruning                    AYE  
Motion carried following a unanimous roll call vote.

Councilman Comment:

Councilman Paul Schoonmaker inquires as to Peekamoose Road project. Highway Superintendent Dan Van Sadlers responds we are two weeks away from it being written up as a large project, which would then go to a close out. Paving has to be done for 100% reimbursement.

Supervisor Bruning reads a letter from Code Enforcement Officer Von Hassel regarding a violation.

Discussion opened a tire trailer and the cost thereof. The Board will go ahead with getting the tire trailer; fee of \$2.00 for a car tire and an additional cost for larger tires.

Councilman Dave Brooks informs the Board that the next zoning advisory committee meeting is June 4<sup>th</sup>. Carl Landon will contact the mapping company, Fountain Spatial. The Town Clerk will be recording acreage in the Hamlet Districts.

Motion to adjourn at 8:19 p.m. by Councilman Dave Brooks, 2nd by Councilman Kevin Smith, All in favor.

Respectfully Submitted by Joy Ann Monforte, Town Clerk