

Town of Denning – Town Board Meeting

Meeting called to order at 7:08 p.m. by Supervisor Bruning,
Held on Tuesday, June 5, 2012 at the Sundown Church 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,
resolutions 33 and 34 of 2012, the Sexual Harassment policy and
proposed Local Law No. 1 of 2012, the current flood prevention Law
No. 1 of 1987 and the Ulster County Directory.

Pledge of Allegiance

Reading of last months' minutes by Town Clerk Joy Ann Monforte.
Motion to adopt and approve as read and amended by Councilman
Mike Dean 2nd by Councilman Dave Brooks, All in favor. Motion carried
by a 4 to 0 vote.

Correspondence: read by Supervisor Bruning

- A letter of intent from resident Mrs. Elaine Beck regarding the Planning Board vacancy.
- A letter from the USD of the Interior regarding the Stockbridge Munsee Indian tribes purchase of land in the Town of Thompson asking if the Town had any comments. Supervisor Bruning remarks if anyone does to see the Town Clerk.
- Informs residents he has received a petition in support of Mrs. Linda Mathe and of a meeting to be held next week in regards to Linda Mathe's bridge with Senator Bonacic's Office, he will submit it then. Further stating he has spoken to everyone he can think of several times.
- Gary Wheat has sent an email after having read May's minutes. He is a generator salesman; this email was forwarded to TVCSD Superintendent Palmer, as the school is the Towns official emergency shelter.
- Finger Lakes Trail anniversary.

Highway Report by Superintendent Dan Van Saders

- ❑ Equipment repair report given.
- ❑ Grading of Brooks Hill Road.
- ❑ Preparation and black topping being done on Peekamoose Road.
- ❑ A culvert replaced on Peekamoose by Mrs. Hnatiw's.
- ❑ Peekamoose Road has been written as a large project at over a million dollars. The Town will not receive any funding back until the project is complete.
- ❑ Callahan is paving the approved FEMA spots off of State bid.
- ❑ The Towns of Wawarsing, Neversink and Ulster County are helping with the paving.
- ❑ Hopefully done by Thursday.
- ❑ Paving spots designated by FEMA and only approved reimbursable spot being paved.
- ❑ After FEMA inspections and later when the Town has more funding it will address the remaining paving issue.

- The Peekamoose road is near close out.
- Clair Road project designs in the work with FEMA and Soil and Water.
- Supervisor Bruning gives an update on the financial dealings with the DEP for the Clair Road project.
- Construction estimate is close to September, this is another large project.
- George Dean has been hired by the NYCDEP to remove logjams and other materials left by the flooding in the West Branch.
- Discussion follows.
- Councilman Dave Brooks inquires if Superintendent Van Sadars has spoken with Karen Rauter of Soil and Water about the bank at the bottom of Brooks Hill Road.
- Superintendent Van Sadars responds he will.
- Raymond George Road is in mitigation for a large culvert pipe.

Code Enforcement Report by Supervisor Bruning

- Code Enforcement Officer Karl Von Hassel has sent out a couple of violation letters including one for a 2 story addition on Voss Road and one on Wild Cat that needs clean up.

Highway Equipment Planning- No Report

Planning Board Report – Supervisor Bill Bruning

- Mike Dean didn't attend the last meeting because of his appendix removal.

Zoning Advisory Committee update by Councilman Kevin Smith

- Carl Landon has consolidated some material from 10 pages to 5 1/2.
- Next meeting is the 18th of this month.

Resolution No. 33 of 2012 read by Supervisor Bruning

WHEREAS, New York State Municipal Home Rule Law § 6-11 B 12 allows local governments to enact legislation for the benefit and protection of the Town and its residents, And

WHEREAS Local Law No. 1 of 1987 Flood Damage Prevention is in need of an amendment And for a corrections.

NOW, THEREFORE, BE IT RESOLVED by the Town of Denning Town Board that after having approved and adopted this Resolution for the introduction of this Local Law No. 1 of 2012 Titled: Local Law No. 1 of 2012 an Amendment and Correction of Local Law No. 1; Flood Damage Prevention Law of 1987.

FURTHER BE IT RESOLVED THAT A Public Hearing for Local Law No. 1 of 2012 will be held on Tuesday, July 3, 2012 at 7pm in the Town Hall, 1567 Denning Road at which time Any and All interested person(s) will be heard.

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 David Brooks	AYE
Supervisor Bruning	AYE

Motion carried following a unanimous roll call vote.

Resolution No. 34 of 2012 read by Supervisor Bruning

WHEREAS New York State Town Law section 267 authorizes the Town Board to appoint members to the Planning Board, And

WHEREAS New York State Town Law § 64, Subdivision 5 confers specific authority on Town Boards to fill vacancies in Town Offices.

NOW THEREFORE BE IT RESOLVED that Mrs. Elaine Beck is **HEREBY** appointed to fill the vacancy on the Planning Board for the remainder of term expiring 12-31-2013.

Motion to adopt and approve by Councilman Kevin Smith, 2nd by Councilman Paul Schoonmaker.

Roll Call Vote:

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

Motion carried following a unanimous roll call vote.

Supervisor Comments:

- ❖ Supervisor Bruning attended a NYMIR meeting where he learned that the Sexual Harassment policy must be reviewed and signed off on every year. He requests that the Town Board review for consideration at next weeks meeting.
- ❖ He has received the preliminary plan for the stream bank project on Clair Road.
- ❖ Attended the Neversink Boating launch opening.
- ❖ Supervisor Bruning gratefully acknowledges the \$8,500.00 monthly donation received from the Frost Valley YMCA.
- ❖ RNYS Retirement for next year is \$63,803.00.
- ❖ Received a letter from the Town of Neversink regarding an increase in dog boarding fee to \$30.00 per day per dog.
- ❖ Brief discussion follows.
- ❖ The Town Board agrees to the increase and authorizes the Supervisor to sign the contract.
- ❖ Supervisor Bruning informs all present that Ranger Dawson in handing out tickets in Sundown.

Board Comments:

- ❖ Councilman Dave Brooks informs the Board that Ranger Dawson has requested that the no parking signs be put back up after having been removed.

Public comments:

- Resident George Elias asks if we have learned anything from last August- feeding, shelter and communication in regards to the emergency plan.
- Supervisor Bruning responds it is not going very quickly the TVCSD is the official emergency shelter for the Town.
- Resident Paul Nasierowski comments that smoke from the campground is a problem and that unmarked trooper cars are going up there.
- Resident Paul Nasierowski comments the road is caving in on the Sullivan County side of Sundown Road.

- Resident Paul Nasierowski asks about the logjams on the Rondout behind Gladys there are 4 or 5 loads of logs. The DEC had a bulldozer at the campground right after the flood cleaning it up.
- Resident Paul Nasierowski wants the County to take back Peekamoose Road as we are a part of Ulster County and the County roads in the Town of Olive are back to normal.
- Supervisor Bruning informs those present that flood insurance is cheaper when you are not in the flood plain. New maps should be out in 2014.
- Supervisor Bruning informs those present that there was \$13,000.00 left in the budget at the end of last year. Ulster County borrowed 16 million dollars to fix county roads. Watson Hollow in Olive is a county road.
- Resident Paul Nasierowski inquires as to the administrative fee for the Peekamoose Road project.
- Supervisor Bruning responds it is the cost to run the company. The Town bought the material and contracted out for the machinery and labor.
- Councilman Paul Schoonmaker remarks he was low bidder.
- Lengthy discussion follows.
- Mrs. Elaine Beck remarks that FEMA makes the rules not the Town.
- Resident Grace Rivera asks if there is anything new on the lawsuit?
- Supervisor Bruning responds no.
- Resident Grace request a couple of children at play signs.
- Discussion follows with resident Carol Lasco commenting she had them and they where stolen. She would like to see no littering signs.
- Resident Carol Lasco comments that the park looks nice.
- Resident Russ Betters comments it is a work in progress.
- Resident Tony Carminati requests copies of the 1987 flood law and the proposed law.
- The Town Board will review and get comments to the Town Clerk who will update and put on the website and make paper copies for those who want them.
- Resident Grace Riviera wants an update on the emergency committee.
- Supervisor Bruning responds that he and Dan will be going over the current emergency plan. No one else who requested the plan is available they are all busy. He asks the audience if anyone is willing to volunteer? Resident Grace Riviera responds no she is busy and has a full plate.
- Supervisor Bruning the most important part is the phone numbers in the back.
- Resident Paul Nasierowski it is not just floods.
- Resident Tony Carminati there is not much you can do with the storms we are having here and the terrain does not help.
- Resident Lou Inzalaco stands up and states that he understands there are people saying they represent people around here and they don't speak for him. They should go to the City where the streets are the dirtiest and clean that up.
- Mrs. Elaine Beck thanks the Board for their due diligence and those who served in the military.
- Resident Craig Dobbs states that people have been good to me and people do not speak for him.

- Supervisor Bruning responds that believe it or not the Board and Dan have the best interests of the Town at heart. The biggest responsibility is to spend tax dollars wisely.
- Resident Paul Nasierowski remarks that if Town residents have to pay a \$100.00 more in taxes to pave Peekamoose Road they should.
- This opens a discussion on the 2% tax cap.
- Discussion opened on reclaiming sand by resident Linda Comando.
- Supervisor Bruning comments he is trying to get everything he can from DEP, Soil and Water and wherever he can get funding.
- Supervisor Bruning informs those present he has signed on with the request for the City to take some of the money from the LAP program to be spent on stream cleaning.
- Resident Linda Comando informs everyone that the Blue Hole is now deeper than it has ever been.

Motion to adjourn at 9:09 p.m. by Councilman Paul Schoonmaker, 2nd by Councilman Dave Brooks, All in favor. Vote carried 4 to 0.

Respectfully submitted by Joy Ann Monforte, Town Clerk