

Town of Denning – Town Board Meeting

January 2014 Organizational Meeting:

Meeting called to order at 4:39 p.m. by Supervisor Brooks,
Held on Thursday, January 2, 2014 at the Denning Town Hall.

Present: Supervisor David Brooks

Councilmen: Mike Dean, Paul Schoonmaker, Kevin Smith
and Greg Vurckio

Also present: Highway Superintendent Dan Van Sadlers and
Deputy Town Clerk Tammy Beck

The Town Clerk Cash Book along with the accounts balance statements were unanimously reviewed accepted and signed as well as the minute book prior to the commencement of the Organizational Meeting.

The Town Clerk gave the Board members their copy of the agenda and Resolutions 1-25 of 2014 as well as the Procurement policy; Sexual Harassment and Ethics Law hand out including the signature receipt page and the building fee schedule for 2014.

Pledge of Allegiance

All resolutions are read by Supervisor Brooks:

Resolution No. 1 of 2014 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 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 adopt and approve by Councilman Kevin Smith 2nd by Councilman Mike Dean.

Councilman Mike Dean	AYE	Councilman Paul Schoonmaker	AYE
Councilman Kevin Smith	AYE	Councilman Greg Vurckio	AYE
Supervisor David Brooks	AYE		

Motion carried following a unanimous roll call vote.

Resolution No. 2 of 2014 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 2014, 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 Thursday January 2 (Organizational Meeting)
7:00 PM Tuesday January 7
7 :00 PM Tuesday February 4
7:00 PM Tuesday March 4
7:00 PM Tuesday May 6
7:00 PM Tuesday July 1
7:00 PM Tuesday September 2
7:00 PM Wednesday November 5
7:00 PM Tuesday December 3

Sundown Church Hall in Sundown:

7:00 PM Tuesday April 1
7:00 PM Tuesday June 3
7:00 PM Tuesday August 5
7:00 PM Tuesday October 7

Further, **RESOLVED** that the **regular business** Town Board meeting will, throughout the year 2013, be held at 7:00 PM on the second Tuesday of each month, at the Denning Town Hall in Claryville, February 11, March 11, April 8, May 13, June 10, July 8, August 12, September 9, October 14, November 11, December 10.

Motion to adopt and approve by Councilman Mike Dean, 2nd by Councilman Kevin Smith.

Roll Call Vote:

Councilman Mike Dean	AYE	Councilman Paul Schoonmaker	AYE
Councilman Kevin Smith	AYE	Councilman Greg Vurckio	AYE
Supervisor David Brooks	AYE		

Motion carried following a unanimous roll call vote.

Resolution No. 3 of 2014 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 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 Greg Vurckio	AYE
Supervisor David Brooks	AYE		

Motion carried following a unanimous roll call vote.

Resolution No. 4 of 2014 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, 4 Schumway Road, Suite 3, Neversink, N.Y. 12765, be the designated depository bank for the Town of Denning,

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 Greg Vurckio	AYE
Supervisor David Brooks	AYE		

Motion carried following a unanimous roll call vote.

Resolution No. 5 of 2014 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 2014, 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 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 Greg Vurckio	AYE
Supervisor David Brooks	AYE		

Motion carried following a unanimous roll call vote.

Resolution No. 6 of 2014 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 2014, the rate for financial reimbursement of personal vehicles use during the performance of official duties will be equal to 56 cents per mile.

Motion to adopt and approve by Councilman Paul Schoonmaker, 2nd by Councilman Mike Dean.

Roll Call Vote:

Councilman Mike Dean AYE Councilman Paul Schoonmaker AYE
Councilman Kevin Smith AYE Councilman Greg Vurckio AYE
Supervisor David Brooks AYE

Motion carried following a unanimous roll call vote.

Resolution No. 7 of 2014 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 2014, 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 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 Greg Vurckio AYE
Supervisor David Brooks AYE

Motion carried following a unanimous roll call vote.

Resolution No. 8 of 2014 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 retained as Attorney for the Town of Denning.

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 Greg Vurckio AYE
Supervisor David Brooks AYE

Motion carried following a unanimous roll call vote with 1 abstention.

Resolution No. 9 of 2014 of the Town of Denning

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

And **WHEREAS** Article 6 of the Zoning Law of the Town of Denning authorizes the Town Board to appoint a Code Enforcement Officer 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 Code Enforcement Officer for the Town of Denning, with an annual salary of \$7,026.00 to be drawn from Safety Inspection Personal Services. (General fund appropriations code A3620.1)

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 Greg Vurckio AYE
Supervisor Brooks AYE

Motion carried following a unanimous roll call vote.

Resolution No. 10 of 2014 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 \$8,781.00 to be drawn from Supervisor Personal Services. (general fund appropriations code **A1220.1**)

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 Greg Vurckio AYE
Supervisor David Brooks AYE

Motion carried following a unanimous roll call vote.

Resolution No. 11 of 2014 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 Greg Vurckio, be appointed as Deputy Supervisor for the Town of Denning.

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 Greg Vurckio ABSTAIN
Supervisor David Brooks AYE

Motion carried following a unanimous roll call vote.

Resolution No. 12 of 2014 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 \$1,755.00, 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 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 Greg Vurckio AYE
Supervisor David Brooks AYE

Motion carried following a unanimous roll call vote.

Resolution No. 13 of 2014 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 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 Greg Vurckio AYE
Supervisor David Brooks AYE

Motion carried following a unanimous roll call vote.

Resolution No. 14 of 2014 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 Tammy Beck, 4071 Red Hill Road, Grahamsville, NY 12740, be appointed as Deputy Town Clerk/Tax Collector and as Records Management Technician for the Town of Denning, with an annual salary of \$5,773.00, to be drawn from Town Clerk Personal Services, and (general fund appropriations code **A1410.1**)

Further RESOLVED that the Deputy to the Town Clerk/Tax Collector 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 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 Greg Vurckio	AYE
Supervisor David Brooks	AYE		

Motion carried following a unanimous roll call vote.

Resolution No. 15 of 2014 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 Tammy Beck be appointed as Clerk to Justice Court with an annual salary of \$2,624.00 to be drawn from Justice Personal Services. And (general fund appropriations code **A1110.1**)

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 Greg Vurckio	AYE
Supervisor David Brooks	AYE		

Motion carried following a unanimous roll call vote.

Resolution No. 16 of 2014 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 Carl Landon, 5224 Red Hill Road, Claryville, NY 12725, be appointed as Historian for the Town of Denning.

Motion to adopt and approve by Supervisor David Brooks, 2nd by Councilman Greg Vurckio.

Roll Call Vote:

Councilman Mike Dean AYE Councilman Paul Schoonmaker AYE
Councilman Kevin Smith AYE Councilman Greg Vurckio AYE
Supervisor David Brooks AYE

Motion carried following a unanimous roll call vote.

Resolution No. 17 of 2014 of the Town of Denning

WHEREAS New York State Agriculture & Market 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 \$584.00, to be drawn from Control of Dogs Personal Services.

(general fund appropriations code **A3510.1**)

Motion to adopt and approve by Councilman Mike Dean, 2nd by Councilman Kevin Smith.

Roll Call Vote:

Councilman Mike Dean AYE Councilman Paul Schoonmaker AYE
Councilman Kevin Smith AYE Councilman Greg Vurckio AYE
Supervisor David Brooks AYE

Motion carried following a unanimous roll call vote.

Resolution No. 18 of 2014 of the Town of Denning

WHEREAS Town Law § 20(1)(a) and (b) authorizes the Town Board to appoint employees it deems necessary for the proper conduct of the affairs of the Town,

NOW THEREFORE BE IT RESOLVED to appoint Scott Mickelson who resides at 455 Yeagerville Road, Sundown, N.Y. 12740 to the position of Town of Denning Recycling Manager, at an salary of \$14.04 per hour to be drawn from Refuse and Garbage Personal Services.

(General Fund Appropriations Code A8160.1)

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 Greg Vurckio AYE
Supervisor David Brooks AYE

Motion carried following a unanimous roll call vote.

Resolution No. 19 of 2014 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:

Planning Board (7 Year Term)	
Katherine Parr (Re-appointment)	expire 12-31-2020
Mike Vaia (Remainder of Term Appt.)	expire 12-31-2017
Zoning Board of Appeals (5 year term)	
Frank Comando	expire 12-31-2018
Board of Ethics (3 Year Term)	
Jeanne Kepley	expire 12-13-2016
Jane Carminati (Remainder of Term Appt.)	expire 12-31-2014

Motion to adopt and approve by Councilman Mike Dean, 2nd by Councilman Kevin Smith.

Roll Call Vote:

Councilman Mike Dean	AYE	Councilman Paul Schoonmaker	AYE
Councilman Kevin Smith	AYE	Councilman Greg Vurckio	AYE
Supervisor David Brooks	AYE		

Motion carried following a unanimous roll call vote.

Review of remaining terms:

Planning Board (7 year term)	
Katherine Parr	- expire 12/31/2020
Joe Sibiga - Chairman	- expire 12/31/2014
Stephen E. Bobik	- expire 12/31/2015
Heather Bowman	- expire 12/31/2018
Mike Vaia (Remainder of Term Appt.)	- expire 12/31/2017
Chris McInerney	- expire 12/31/2016
Dennis Deyo	- expire 12/31/2019
Zoning Board of Appeal (5 year term)	
William Leudemann	- expire 12/31/2015
Frances Chiwiwi	- expire 12/31/2016
Mark Boncek	- expire 12/31/2017
Frank Comando	- expire 12/31/2018
Archie Ackerley	- expire 12/31/2014
Board of Ethics (3 year term)	
Jane Carminati (Remainder of Term Appt.)	- expire 12/31/2014

Scott Mickelson - expire 12/31/2015
Jeanne Kepley - expire 12/31/2016

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

Russell Betters - expire 10/01/2017
James Hlinican - expire 10/01/2018
Mary Ackerley - expire 10/01/2014

Resolution No. 20 of 2014 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 2014 and as approved in the adopted 2014 Budget:

Town Officers:

Supervisor	\$ 12,000.00
Councilpersons (4) each	1,500.00
Superintendent of Highways	46,700.00
Deputy Superintendent of Highways	1,755.00
Town Clerk/ Tax Collector	24,289.00
First Deputy Town Clerk/ Tax Collector	5,773.00
Second Deputy Town Clerk	00.00
Town Justice	6,300.00
Clerk to Justice Court	2,624.00
Assessor	13,227.00
Code Enforcement/Building Inspector	7,026.00
Bookkeeper	8,781.00
Records Management	2,500.00
Town Historian	00.00
Dog Control	584.00
Registrar of Vital Statistics	10.00
Recycling Manager	14.04 per hour
House Cleaning	\$1,404.00
Annually	

Highway Employees:

Laborer	19.47 per hour
Heavy Equipment Operator Class B	20.17 per hour
Heavy Equipment Operator Class A	20.83 per hour
Foreman	21.47 per hour

Motion to adopt and approve by Councilman Mike Dean, 2nd by Councilman Kevin Smith.

Roll Call Vote:

Councilman Mike Dean AYE Councilman Paul Schoonmaker AYE
Councilman Kevin Smith AYE Councilman Greg Vurckio AYE
Supervisor David Brooks AYE

Motion carried following a unanimous roll call vote.

Resolution No. 21 of 2014 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, And

WHEREAS the Town Clerk / Tax Collector, as well as any Officers and Employees of the Town of Denning will properly account for and pay over any and all monies received in the course of fulfilling Said person(s) duties.

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 \$475.00 to be drawn from Unallocated Insurance. (general fund appropriations code A1910.4).

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 Greg Vurckio AYE
Supervisor David Brooks AYE

Motion carried following a unanimous roll call vote.

Resolution No. 22 of 2014 of the Town of Denning

WHEREAS New York State has eliminated dog licensing responsibilities as of January 1, 2011 and

WHEREAS the Town is now required to set licensing fees and collect a fee for the New York State Animal Population Control Fund.

NOW THEREFORE BE IT RESOLVED That **SAID** licensing fees shall include the \$1 and \$3.00 fee as required by New York State.

BE IT FURTHER RESOLVED that the Town of Denning **HEREBY** sets the following dog licensing fees for the year 2014:

Spayed and Neutered fee \$3.00
Unaltered fee \$10.50

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 Greg Vurckio AYE
Supervisor David Brooks AYE

Motion carried following a unanimous roll call vote.

Resolution No. 23 of 2014 of the Town of Denning

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 a appointed SAID liaison to the Denning Planning Board.

Motion to adopt and approve by Councilman Mike Dean, 2nd by Councilman Paul Schoonmaker.

Roll Call Vote:

Councilman Mike Dean ABSTAIN Councilman Paul Schoonmaker AYE
Councilman Kevin Smith AYE Councilman Greg Vurckio AYE
Supervisor David Brooks AYE

Motion carried following a unanimous roll call vote with 1 abstention.

Resolution No. 24 of 2014 of the Town of Denning

WHEREAS the Town of Denning under Real Property Tax Law §996 authorizes the Denning Town Board to contract with a local bank for the collection of real property taxes,

NOW THEREFORE BE IT RESOLVED, that the Town of Denning Town Board **HEREBY** authorizes the official bank of the Town of Denning which is the Catskill Hudson, the Neversink Branch (only) to collect taxes for the benefit of its residents.

SAID bank must follow the New York State rules as established in §996.

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 Greg Vurckio AYE
Supervisor David Brooks AYE

Motion carried following a unanimous roll call vote.

Resolution No. 25 of 2014 of the Town of Denning

WHEREAS the purpose of the Town of Denning Sexual Harassment policy is to secure for the Town of Denning employees the right to a working environment free from sexual harassment and its effects. And

WHEREAS in accordance with applicable laws, the Town of Denning is strongly committed to a workplace free of sex discrimination, including sexual harassment in all its forms. The United States Equal Employment Opportunity Commission (U.S. EEOC) has issued guidelines on sex discrimination to establish the fact that sexual harassment is a violation of title VII of the Civil Rights Act of 1964. The Town of Denning is committed to a policy that sexual harassment constitutes illegal behavior and is prohibited in any and every work place in which employees are required to conduct business.

NOW THEREFORE BE IT RESOLVED that the Town of Denning Town Board **HEREBY** appoints Supervisor David Brooks as the person to whom any grievance or complaint may be filed with along with Town Clerk Joy Ann Monforte.

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 Greg Vurckio AYE
Supervisor David Brooks AYE

Motion carried following a unanimous roll call vote.

Review of the Sexual Harassment Policy:

Amended with Supervisor Brooks as contact instead of retired Supervisor Bruning.

Motion to adopt and approve by Councilman Mike Dean, 2nd by Councilman Kevin Smith.

Roll Call Vote:

Councilman Mike Dean AYE Councilman Paul Schoonmaker AYE
Councilman Kevin Smith AYE Councilman Greg Vurckio AYE
Supervisor Bruning AYE

Motion carried following a unanimous roll

Review of the Ethics Law hand out.

Motion to adopt and approve by Councilman Mike Dean, 2nd by Councilman Kevin Smith.

Roll Call Vote:

Councilman Mike Dean AYE Councilman Paul Schoonmaker AYE
Councilman Kevin Smith AYE Councilman Greg Vurckio AYE
Supervisor David Brooks AYE

Motion carried following a unanimous roll call vote.

Review of the proposed Breach Notification Policy:

(This proposed policy was submitted to the Town Board for review by Supervisor Elect Brooks at the Close Out Meeting on December 30, 2013.)

Motion to adopt and approve by Councilman Kevin Smith, 2nd by Councilman Greg Vurckio.

Roll Call Vote:

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

Motion carried following a unanimous roll

Review of the Building Fee Schedule:

Supervisor Brooks points out the fee increases and additions to fee schedule.

Motion to adopt and approve by Councilman Mike Dean, 2nd by Councilman Kevin Smith.

Roll Call Vote:

Councilman Mike Dean AYE Councilman Paul Schoonmaker AYE
Councilman Kevin Smith AYE Councilman Greg Vurckio AYE
Supervisor David Brooks AYE

Motion carried following a unanimous roll call vote.

Review of the Procurement Policy:

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

Roll Call Vote:

Councilman Mike Dean AYE Councilman Paul Schoonmaker AYE
Councilman Kevin Smith AYE Councilman Greg Vurckio AYE
Supervisor Brooks AYE

Motion carried following a unanimous roll call vote.

Discussion opened by Supervisor Brooks on highway equipment, the replacement and needs of the highway dept.

Highway Superintendent Van Sadlers informs the Board that the department could use a spare truck for when break downs occur.

He also informs the Board of a program thru Cat that would refurbish the grader and would have a warranty attached for the work done.

Discussion opened on dirt roads in the Town including private roads.

Supervisor Brooks comments that we must explore the surplus equipment sale for a spare truck.

Highway Superintendent Van Sadlers requests the Town Board enter into a Section 284 Agreement (Highway Law) for CHIPS work to be done this year, 2014, to be submitted the next meeting.

Supervisor Brooks agrees remarking it is a good idea.

Motion to adjourn the Organizational Meeting at 5:18 pm by Councilman Mike Dean, 2nd by Councilman Paul Schoonmaker, All in favor. Motion carried by a 4 to 0 vote.

Respectfully Submitted by Joy Monforte, Town Clerk, 1-7-2014.

Next: Town Board and Business Meeting will be held on Tuesday, January 7th, 2014 at the Denning Town Hall.

Town of Denning – Town Board Meeting

Meeting called to order at 7:04 p.m. by Supervisor Brooks,
Held on Tuesday, January 7th, 2014 at the Denning Town Hall.

Present: Supervisor Brooks

Councilmen: Mike Dean, Paul Schoonmaker, Kevin Smith,
and Greg Vurckio

Also present: Highway Superintendent Dan Van Saders

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

The Town Clerk gave the Board members their copy of the agenda.

Pledge of Allegiance

Guest: Karen Rauter of the Rondout & Neversink Stream Program.

- She had previously emailed a MOU (Memorandum of Understanding) contract along with the Catskill Streams/Principles of Stream Stewardship.
- Putting a committee together to form a plan.
- Highway Mitigation Projects and highway projects funding will be available by next October.
- The MOU has been signed by all of the Towns in neighboring Counties except 1.
- Supervisor Brooks inquires if studies will be done before funding projects.
- Karen Rauter responds that is why the town should sign off on this MOU so we can move forward. 3 phases of work to be done.
1.) Claryville / Neversink it is the most complicated and will be a benefit both Towns. 2.) Sundown 3.) Grahamsville.
- This agreement marries the technical with the funding.
- The program will not pay for maintenance.
- Supervisor Brooks requests clarification of verbiage in section 4 about the cleaning out of streams.
- Mrs. Rauter responds this will not prevent emergency work and will not prevent private homeowners from doing their own work with permits.
- This agreement will help the Town pay for highway projects.
- Private homeowners will also benefit from funding.
- Discussion follows
- Supervisor Brooks asks the Board what they think.

Motion to authorize Supervisor Brooks to sign the MOU by Councilman Mike Dean, 2nd by Councilman Greg Vurckio

Roll Call Vote:

Councilman Mike Dean AYE Councilman Paul Schoonmaker AYE
Councilman Kevin Smith AYE Councilman Greg Vurckio AYE
Supervisor Brooks AYE

Motion carried following a unanimous roll call vote.

Supervisor Brooks signs the MOU. A copy of which will be filed with the Town Clerk after it is signed Brian Brustman, District Manager of Sullivan County Soil & Water. Supervisor Brooks thanks Karen Rauter for coming tonight.

Reading of last month's minutes by Town Clerk Joy Monforte.

Motion to adopt and approve as read by Councilman Kevin Smith, 2nd by Councilman Paul Schoonmaker. All in favor. Motion carried by a 4 to 0 vote.

Highway Report by Highway Superintendent Dan Van Sader

- Comments that we seem to be in an ice pattern, we do not have a full barn of salt and sand.
- The u joint on the F550 and the hydraulic line on the 2002 has been replaced.
- Highway Superintendent Dan Van Saders opens discussion on the 284 Agreement, stating he is staying within the \$80,000.00 budgeted.
- Usually get more from CHIPS and can do an amendment to the agreement then.
- Has budgeted \$35,000.00 for Van Aken Road and \$45,000.00 for Sugarloaf Road.
- There isn't a time frame in the agreement, it protects the Highway Superintendent because the Board cannot later - not authorize payment of vouchers for the agreed upon projects. Everything is up front.
- Supervisor Brooks remarks he thinks it is a good idea.
- Councilman Paul Schoonmaker asks what the 1.7 mile of roadway is.
- Highway Superintendent Van Saders replies it is the length of the work to be done on Sugarloaf Road.
- Councilman Mike Dean asks if this would make Highway Superintendent Van Saders more comfortable?
- Highway Superintendent Van Saders replies yes this can be amended and is a guideline for work to be done.
- This Town Board signs the 284 Agreement along with Highway Superintendent Van Saders.
- Highway Superintendent Van Saders informs the Board he is working with 12 other Towns to purchase salt off of the OGS (NYS bid) site straight from the mine.
- Highway Superintendent Van Saders thanks the Town Board for signing the 284 Agreement.

Code Enforcement – No Report

Planning Board Report- Councilman Mike Dean

- No Report as there wasn't any new business.

Supervisor Comments:

- The monthly donation from the Frost Valley YMCA in the amount of \$8,500.00 has been received and is gratefully acknowledged.
- Reads a letter and resume' from resident Larry Cole for any open position of employment. His letter will be kept on file.
- Reads a letter from resident Carol Lasco stating her interest in joining the Planning Board. Her letter will be kept on file, as there are currently no vacancies.
- Supervisor Brooks asks Highway Superintendent Van Saders if the Shared Services Agreement has been signed with the Town of Neversink yet? Highway Superintendent Van Saders replies no, not that he is aware of. Supervisor Brooks will call to get this done.
- Supervisor Brooks opens discussion on the TWC Franchise Agreement asking if the Board wants to charge a franchise fee for revenue? It would bring in a small amount of revenue although it would tack the fee on the users bill.

- Supervisor Brooks remarks they will be using our roads.
- Discussion follows; Councilman Mike Dean remarks no, as does Councilman Greg Vurckio, who states we are attempting to get cable here. The Board is against any fee.
- Supervisor Brooks informs the Board in that case will he attempt to negotiate services for the Town Hall and Highway Offices.
- Supervisor Brooks opens a discussion on scheduling a court audit as required. He, the Town Auditor Teri Lockhart, Councilmen Mike Dean and Paul Schoonmaker will schedule an audit of the court fiscal records.
- Supervisor Brooks asks the Town Clerk to set up a forum on the Town website for public comments for any ideas pertaining to flood mitigation and to accept comments for 1 month.

Board Comments:

- Councilman Kevin Smith welcomes Councilman Greg Vurckio.
- Councilman Mike Dean informs the Board there will not be a
- \$10.25 fee for a 2nd insurance card.

Public comments: None

Highway Vouchers presented (see Warrant # 1A, voucher (#1-9)
 Motion to approve and pay highway fund vouchers 1A by Councilman Mike Dean, 2nd by Councilman Kevin Smith, All in favor. Motion carried by a unanimous 4 to 0 Roll Call vote.
 The warrant is in the amount of \$ 26,616.97

Highway Vouchers presented (see Warrant # 1, voucher (#1-5)
 Motion to approve and pay highway fund vouchers by Councilman Kevin Smith, 2nd by Councilman Mike Dean, All in favor. Motion carried by a unanimous 4 to 0 Roll Call vote.
 The warrant is in the amount of \$ 66,496.47

General Vouchers presented, (see Warrant # 1A, voucher (#1-4)
 Motion to approve and pay general fund vouchers by Councilman Mike Dean, 2nd by Councilman Kevin Smith, All in favor. Motion carried by a unanimous 4 to 0 Roll Call vote.
 The warrant is in the amount of \$ 4,587.29

General Vouchers presented, (see Warrant # 1, voucher (#1-14)
 Motion to approve and pay general fund vouchers by Councilman Paul Schoonmaker, 2nd by Councilman Mike Dean, All in favor. Motion carried by a unanimous 4 to 0 Roll Call vote.
 The warrant is in the amount of \$ 36,415.05

Discussion opened by Highway Superintendent Van Sadlers as to the \$175.00 highway crew boot allowance.
 Brief discussion follows. The Board decides leave it as is for now.

Motion to adjourn at 8:45 by Councilman Paul Schoonmaker, 2nd by Councilman Mike Dean, All in favor. Motion carried 4 to 0 vote.
 Respectfully Submitted by Joy Monforte, Town Clerk 1-8-2014.

Next meeting: Tuesday, February 4th, 2014 at the Denning Town Hall.