

# Denning Town Board Meeting Agenda

January 5, 2016



Oath of Office administered by Judge J. Follender

Call ORGANIZATIONAL MEETING to Order

Pledge of Allegiance.

Organizational Meeting Resolutions

## **Order of Business:**

- Judge J. Follender addresses the Board.
- Review and adoption of policies for the year 2016.
- Resolution No. 24 of 2016 Alternative School Funding

SUPERVISOR COMMENTS

BOARD COMMENTS

PUBLIC COMMENTS

ADJOURNMENT

Next Meetings: Business Meeting at the Denning Town Hall  
6:00 PM Tuesday, January 12, 2016

Public Hearing - Highway Equipment Reserve purchase  
Prior to the start of the scheduled meeting. 2-2-2016

Regular Monthly Meeting at the Denning Town Hall  
6:00 PM Tuesday, February 2, 2016

The public may now correspond with the Town of Denning at  
[www.Denning.us](http://www.Denning.us) The e-mail addresses are: [TownHall@Denning.us](mailto:TownHall@Denning.us)  
[Supervisor@Denning.us](mailto:Supervisor@Denning.us) [Highway@Denning.us](mailto:Highway@Denning.us)  
[townclerk@denning.us](mailto:townclerk@denning.us)

January 5, 2016– Organizational Meeting

**Resolution No. 1 of 2016 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 adopt and approve by Councilman Kevin Smith,

2<sup>nd</sup> by Councilman Paul Schoonmaker. Roll Call Vote:

Councilman Mike Dean AYE Councilman Paul Schoonmaker AYE

Councilman Kevin Smith AYE Councilman Gregory Vurckio AYE

Supervisor David Brooks AYE

Motion carried following a unanimous roll call vote.

January 5, 2016 – Organizational Meeting  
**Resolution No. 2 of 2016 of the Town of Denning**

**WHEREAS** New York State Town Law sections 62 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 2016, 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 October by the following schedule:

**Denning Town Hall in Claryville:**

6:00 PM Tuesday January 5 (Organizational Meeting)  
6:00 PM Tuesday February 2  
6:00 PM Tuesday March 1  
7:00 PM Tuesday May 3  
7:00 PM Tuesday July 5  
7:00 PM Tuesday September 6  
6:00 PM Tuesday November 1  
6:00 PM Tuesday December 6

**Sundown Church Hall in Sundown:**

7:00 PM Tuesday April 5  
7:00 PM Tuesday June 7  
7:00 PM Tuesday August 2  
6:00 PM Tuesday October 4

Further, **RESOLVED** that the regular business Town Board meeting will, throughout the year 2016, be held the on the second Tuesday of each month, at the Denning Town Hall in Claryville, January 12, February 9, March 8, at 7 pm for April 12, May 10, June 14, July 12, August 9, September 13, and at 6pm October 11, Wednesday, November 9, December 13.

Motion to adopt and approve by Councilman Mike Dean,  
2<sup>nd</sup> by Councilman Gregory Vurckio. Roll Call Vote:

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

Motion carried following a unanimous roll call vote.

January 5, 2016– Organizational Meeting

**Resolution No. 3 of 2016 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 will also be published on the Town of Denning website address [www.denning.us](http://www.denning.us)

Motion to adopt and approve by Councilman Mike Dean,  
2<sup>nd</sup> by Councilman Gregory Vurckio. Roll Call Vote:

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

Motion carried following a unanimous roll call vote.

January 5, 2016– Organizational Meeting

**Resolution No. 4 of 2016 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, NYS Route 55, Grahamsville, N.Y. 12740, be the designated depository bank for the Town of Denning, and

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

**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 Grahamsville 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 Paul Schoonmaker,  
2<sup>nd</sup> by Councilman Mike Dean. Roll Call Vote:

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

Motion carried following a unanimous roll call vote.

January 5, 2016 – Organizational Meeting

**Resolution No. 5 of 2016 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 2016, 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, post office box fees as well as CHIPS and any other governmental program which may require proof of paid voucher if SAID payment is required by the program.

Motion to adopt and approve by Councilman Kevin Smith,  
2<sup>nd</sup> by Councilman Gregory Vurckio. Roll Call Vote:

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

Motion carried following a unanimous roll call vote.

January 5, 2016 – Organizational Meeting

**Resolution No. 6 of 2016 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 2016, the rate for financial reimbursement of personal vehicles use during the performance of official duties will be equal to .54 cents per mile.

Motion to adopt and approve by Councilman Gregory Vurckio,  
2<sup>nd</sup> by Councilman Mike Dean. Roll Call Vote:

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

Motion carried following a unanimous roll call vote.

January 5, 2016– Organizational Meeting

**Resolution No. 7 of 2016 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 2016, 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.

**BE IT 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,  
2<sup>nd</sup> by Councilman Paul Schoonmaker. Roll Call Vote:

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

Motion carried following a unanimous roll call vote.



January 5, 2016– Organizational Meeting

**Resolution No. 8 of 2016 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.  
(General fund appropriations code A1420.4)

Motion to adopt and approve by Councilman Mike Dean,  
2<sup>nd</sup> by Councilman Gregory Vurckio. Roll Call Vote:

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

Motion carried following a unanimous roll call vote.

January 5, 2016– Organizational Meeting

**Resolution No. 9 of 2016 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, Flieschmanns, N.Y. 12430, be appointed as Code Enforcement Officer for the Town of Denning, with an annual salary of \$7,257.00 to be drawn from Safety Inspection Personal Services.  
(General fund appropriations code A3620.1)

Motion to adopt and approve by Councilman Kevin Smith,  
2<sup>nd</sup> by Councilman Gregory Vurckio. Roll Call Vote:

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

Motion carried following a unanimous roll call vote.

January 5, 2016– Organizational Meeting

**Resolution No. 10 of 2016 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 \$9,069.00 to be drawn from Supervisor Personal Services.

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

Motion to adopt and approve by Councilman Paul Schoonmaker,  
2<sup>nd</sup> by Councilman Mike Dean. Roll Call Vote:

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

Motion carried following a unanimous roll call vote.

January 5, 2016– Organizational Meeting

**Resolution No. 11 of 2016 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 Gregory Vurckio, be appointed as Deputy Supervisor for the Town of Denning.

Motion to adopt and approve by Councilman Mike Dean,  
2<sup>nd</sup> by Councilman Kevin Smith. Roll Call Vote:

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

Motion carried following a unanimous roll call vote.

January 5, 2016 Organizational Meeting

**Resolution No. 12 of 2016 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 Robert Totten as 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 \$1,812.00, to be drawn from Superintendent of Highways Personal Services.

(General fund appropriations code **A5010.1**)

Motion to adopt and approve by Councilman Mike Dean,  
2<sup>nd</sup> by Councilman Paul Schoonmaker. Roll Call Vote:

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

Motion carried following a unanimous roll call vote.

January 5, 2016– Organizational Meeting

**Resolution No. 13 of 2016 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 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 Gregory Vurckio,  
2<sup>nd</sup> by Councilman Mike Dean. Roll Call Vote:

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

Motion carried following a unanimous roll call vote.

January 5, 2016– Organizational Meeting

**Resolution No. 14 of 2016 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 \$5,962.00, 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 Mike Dean,  
2<sup>nd</sup> by Councilman Paul Schoonmaker. Roll Call Vote:

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

Motion carried following a unanimous roll call vote.

January 5, 2016– Organizational Meeting

**Resolution No. 15 of 2016 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 hourly wage of \$12.04 not to exceed \$3,709.00 yearly, to be drawn from Justice Personal Services. And (General fund appropriations code **A1110.1**)

Motion to adopt and approve by Councilman Mike Dean,  
2<sup>nd</sup> by Councilman Gregory Vurckio. Roll Call Vote:

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

Motion carried following a unanimous roll call vote.



January 5, 2016– Organizational Meeting

**Resolution No. 16 of 2016 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 Tom McGee, 5444 Red Hill Road, Claryville, NY 12725, be appointed as Historian for the Town of Denning.

Motion to adopt and approve by Councilman Mike Dean,  
2<sup>nd</sup> by Councilman Kevin Smith. Roll Call Vote:

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

Motion carried following a unanimous roll call vote.

January 5, 2016– Organizational Meeting

**Resolution No. 17 of 2016 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 \$603.00, to be drawn from Control of Dogs Personal Services. (General fund appropriations code **A3510.1**)

Motion to adopt and approve by Councilman Kevin Smith,  
2<sup>nd</sup> by Councilman Mike Dean. Roll Call Vote:

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

Motion carried following a unanimous roll call vote.

January 5, 2016– Organizational Meeting

**Resolution No. 18 of 2016 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, Napanoch, NY to the position of Town of Denning Recycling Manager, at an salary of \$14.50 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,  
2<sup>nd</sup> by Councilman Paul Schoonmaker. Roll Call Vote:

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

Motion carried following a unanimous roll call vote.

January 5, 2016– Organizational Meeting  
**Resolution No. 19 of 2016 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)**

Stephen Bobik (Re-appointment) - expire 12-31-2022

**Zoning Board of Appeals (5 year term)**

Jodi Petrozak - expire 12-31-2020

**Board of Ethics (3 Year Term)**

William Leudemann - expire 12-31-2018

Motion to adopt and approve by Councilman Mike Dean,  
2<sup>nd</sup> by Councilman Kevin Smith. Roll Call Vote:

Councilman Mike Dean AYE Councilman Paul Schoonmaker AYE

Councilman Kevin Smith AYE Councilman Gregory Vurckio AYE

Supervisor David Brooks AYE

Motion carried following a unanimous roll call vote.

January 5, 2016– Organizational Meeting  
Review of remaining terms:

**Planning Board ( 7 year term )**

Katherine Parr	- expire 12/31/2020
Joe Sibiga	- expire 12/31/2021
Stephen E. Bobik (Re-Appointment)	- expire 12/31/2022
Anthony Carminati	- expire 12/31/2018
Travis Coddington	- expire 12/31/2017
Chris McInerney	- expire 12/31/2016
James Leverich	- expire 12/31/2019

**Zoning Board of Appeal ( 5 year term )**

Frances Chiviwi	- expire 12/31/2016
Mark Boncek	- expire 12/31/2017
John Barnum	- expire 12/31/2018
Archie Ackerley	- expire 12/31/2019
Jodi Petrozak	- expire 12/31/2020

**Board of Ethics ( 3 year term )**

Jane Carminati	- expire 12/31/2017
William Leudemann	- expire 12/31/2018
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
Nancy Parrow	- expire 10/01/2019

January 5, 2016 – Organizational Meeting

**Resolution No. 20 of 2016 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 2016 and as approved in the adopted 2016 Budget.

**Town Officers:**

Supervisor	\$ 13,500.00
Councilpersons (4) each	1,500.00
Superintendent of Highways	48,229.00
Deputy Superintendent of Highways	1,812.00
Town Clerk/ Tax Collector	25,085.00
First Deputy Town Clerk/ Tax Collector	5,962.00
Town Justice	6,506.00
Clerk to Justice Court	2,709.00
Assessor	13,227.00
Code Enforcement/Building Inspector	7,257.00
Bookkeeper	9,069.00
Records Management	3,000.00
Dog Control	603.00
Registrar of Vital Statistics	10.00
Recycling Manager	14.50 per hour
House Cleaning	\$1,404.00 Annually

**Highway Employees:**

Laborer	20.10 per hour
Heavy Equipment Operator Class B	20.83 per hour
Heavy Equipment Operator Class A	21.51 per hour
Foreman	22.16 per hour

Motion to adopt and approve by Councilman Mike Dean,  
2<sup>nd</sup> by Councilman Gregory Vurckio. Roll Call Vote:

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

Motion carried following a unanimous roll call vote.

January 5, 2016– Organizational Meeting

**Resolution No. 21 of 2016 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 / Bookkeeper 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,  
2<sup>nd</sup> by Councilman Paul Schoonmaker. Roll Call Vote:

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

Motion carried following a unanimous roll call vote.

January 5, 2016– Organizational Meeting

**Resolution No. 22 of 2016 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. And

**WHEREAS** many licenses are renewed by mail with its added cost.

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

**WHEREAS** New York State mandates a \$7.50 difference between the two licenses.

**NOW THEREFORE BE IT FURTHER RESOLVED** that the Town of Denning **HEREBY** sets the following dog licensing fees for the year 2016:

Spayed and Neutered fee \$5.00

Unaltered fee \$12.50

Motion to adopt and approve by Councilman Kevin Smith,  
2<sup>nd</sup> by Councilman Mike Dean. Roll Call Vote:

Councilman Mike Dean AYE Councilman Paul Schoonmaker AYE

Councilman Kevin Smith AYE Councilman Gregory Vurckio AYE

Supervisor David Brooks AYE

Motion carried following a unanimous roll call vote.



January 5, 2016 – Organizational Meeting

**Resolution No. 23 of 2016 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 re-appointed SAID liaison to the Denning Planning Board.

Motion to adopt and approve by Councilman Mike Dean,  
2<sup>nd</sup> by Councilman Paul Schoonmaker. Roll Call Vote:

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

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

January 5, 2016 – Town Board Meeting  
Resolution No. 24 of 2016 of the Town of Denning

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF DENNING TO  
REQUEST THE REFORM OF NEW YORK STATE PUBLIC EDUCATION FUNDING

Supervisor David Brooks presented the following resolution:

**WHEREAS**, New York State is one of only twelve states that continue to fund public schools through property taxes; and

**WHEREAS**, the greatest financial hurdle faced by homeowners in the State is the onerous burden of school taxes; and

**WHEREAS**, that burden has forced innumerable New Yorkers, including many of those transitioning to retirement on a fixed income, to sell their properties and move from the State; and

**WHEREAS**, most states fund public schools through sales taxes and state income taxes (both corporate and personal) and other possible avenues of funding include mortgage taxes and excess profits taxes, all of which should be considered as more equitable and less burdensome alternatives to the school property tax method in New York; and

**WHEREAS**, even the City of New York no longer funds its public schools through property taxes and, recognizing this as a matter of equity as well as hardship, and in order to avoid a “subsidy” by the residents of one region of another, the residents of the City of New York should either be afforded a credit or excluded from any funding alternative so that fair legislation can be enacted without opposition on that score; and

**WHEREAS**, responsibility for the education of our youth should be more fairly and equitably distributed and not placed on the backs of our property owners; and

**WHEREAS**, the two percent tax cap law enacted by New York State is proof that the Governor, Senate and Assembly are aware of this crisis, but it is only a band aid approach to a worsening problem; and

**WHEREAS**, a more permanent solution must be found for the sake of the survival of our State.

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board of the Town of Denning in its capacity as the governing body of the Town hereby requests that Governor Andrew Cuomo, members of the New York State Senate and members of the New York State Assembly urgently address this crisis and enact reforms to school district funding in New York State that implement an equitable alternative funding system to the property tax; and

**BE IT FURTHER RESOLVED** that we respectfully request that our New York State representatives, the Hon. John J. Bonacic, Senator for the 42nd Senate District and the Hon. Claudia Tenney, Assemblywoman for the 101<sup>st</sup>, Assembly District, advocate for the reforms hereby put forth and we thank them for their diligence in this matter; and

**BE IT FURTHER RESOLVED** that the Town Board hereby authorizes the Town Supervisor to execute a letter substantially in the form annexed hereto on behalf of the Town Board addressed to the Hon. Andrew Cuomo, Governor requesting said reforms and to deliver such letter and certified copies of this Resolution to the Governor, Senator John J. Bonacic and Assemblywoman Claudia Tenney, and

**BE IT FURTHER RESOLVED** that the foregoing resolutions shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

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

The resolution was thereupon declared duly adopted upon a unanimous Roll Call vote.

