

# Town of Denning – Town Board Meeting

Meeting called to order at 7:02 p.m. by Supervisor Brooks.  
Held on Tuesday, July 5th, 2016 at the Denning Town Hall.

Present: Supervisor Brooks

Councilmen: Mike Dean, Kevin Smith, Gregory Vurckio  
And Councilman Paul Schoonmaker

Also present: Highway Superintendent Dan Van Saders

The Town Clerk Minute Book was signed prior to the meetings commencement.

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

Pledge of Allegiance

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

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

Correspondence – Supervisor Brooks

- The monthly donation from the Frost Valley YMCA in the amount of \$8,500.00 has been received and is gratefully acknowledged.
- Notification from the New York State Office of Real Property stating the Equalization Rate has been decreased by 1% to 17%. This will automatically increase property and school taxes by 5.9%, before budgets are even started. Supervisor Brooks explains this is directly due to the difference in the assessed parcels in the Town and the sale price of parcels. Further explaining that health insurance increased by 9% and the Tax Cap is .12%.
- The Code Enforcement Officer has submitted his report and has brought in almost \$5,000.00 in fees.

Highway Report by Highway Superintendent Dan Van Saders

- Highway Superintendent Van Saders informs the Town Board, the Highway Department has been working in conjunction with the Town of Neversink with in Shared Services to get paving done, he gives them a huge thank you.
- Paved part of Red Hill, Red Hill Knolls and Brooks Hill Road.
- Steering box in the 2001 truck has been replaced.
- Patched Peekamoose and and repaired stone wall on Peekamoose by the Vaia residence.
- Patched Dymond Road and changed 2 pipes, graded Spencer Road.
- Patched pot holes on Coons, Red Hill and Barnes.
- Hydro seeded Dymond Road with the aid of Sullivan Soil & Water.
- Supervisor Brooks inspected the truck purchased from Town of Neversink and told highway crew to write up a punch list for repairs.
- The on line sale of the tractor ends tomorrow. Councilman Vurckio asks if the other bid fell thru, response yes.

Planning Board Report- Councilman Mike Dean

- The Frost Valley YMCA has submitted an updated map for the installation of solar panels. They will do a sub division and a lot line adjustment; one parcel 8 acres, the other over 3 acres.
- Councilman Dean remarks he believes everything will be in order for this months meeting.
- Councilman Dean informs the Board that resident George Elias attended the meeting and was concerned with glare on the roadway, no one else seemed concerned with this issue.
- No input has been received from Ulster County Planning Board yet.
- The Planning Board received an application for a lot line adjustment to Aborn from Kaiser/Wells a total of 64 acres.
- Councilman Dean remarks the Planning Board did not make any decisions, on the proposals giving them time to think it over prior to approval.

Supervisor Comments:

- Supervisor Brooks informs the Town Board the Sundown Local Flood Analysis (LFA) kicked off last week, and should be finished in October.

- Karen Rauter of Sullivan Soil & Water, may attend next weeks meeting to clarify issues.
- Supervisor Brooks requests Councilman Vurckio attend the July 11 meeting in Kingston with Highway Superintendent Van Sadars, UCDPW Commissioner Sue Plonski, and Karen Rauter of Sullivan Soil & Water to discuss the S turn and the course of action.
- Supervisor Brooks informs the Town Board of his meeting with the representative from Hudson River Truck & Trailer regarding the truck chassis, the cost is now \$200,00.00 down from the original \$216,000.00.
- 2017 FAD comments are now being accepted, he requests any comments from the Town Board be given to him, as he will be submitting remarks.
- Supervisor Brooks informs the Town Board he has met with Councilman Dean and the Handbook is almost completed. They may be doing away with most of the benefits on the General side, still examining that.

Court Clerk submits to the Town Board an updated Magnetron print out, along with specifications for the machine. Discussion follows. Total cost is \$4,098.12 to be paid for a grant. Judge Follender would like a liaison between the Court and Town Board, Supervisor Brooks asks Councilman Paul Schoonmaker, he responds yes, he will contact Clerk Beck on Thursday. Discussion follows on the increase in insurance and cost of certified officer. Court Clerk Beck informs the Board that the Judge has stated they may rescind the earlier decision if they feel it is necessary. Budget discussion follows. Supervisor Brooks will meet with M. Woods, who submitted his resume for consideration, to discuss an hourly wage. The Town Board decides to stay with the original motion, made in June, authorizing the purchase of the equipment with the budget issues to be determined at a later date.

Councilman Comments:

- ❖ Councilman Vurckio inquires about the 2017 FAD comments, Supervisor Brooks replies by email or send to the CWT.

Public Comment:

- ❖ Resident G. Elias states the quality of work in paving and the material is the best job ever done. He asks what is the shared service, Supervisor Brooks replies the Town will pay the fuel bill and perform other in kind services.

Supervisor Brooks call for any further comments or discussion. There is none.

Motion to adjourn at 8:11 by Councilman Gregory Vurckio, 2<sup>nd</sup> by Councilman Paul Schoonmaker, All in favor. Motion carried 4 to 0 vote.

Respectfully Submitted by Joy Monforte, Town Clerk, July 6, 2016

Next Meeting: Tuesday, July 12<sup>th</sup>, 2016 at 7 pm at the Denning Town Hall.

## Town of Denning – Town Business Meeting

Meeting held on Tuesday, July 12th, 2016 at the Denning Town Hall.  
Called to order at 7:04 p.m. by Supervisor David Brooks.

Present: Supervisor David Brooks  
Councilmen: Mike Dean, Paul Schoonmaker, Gregory Vurckio, Kevin Smith.  
And 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 and Resolution No. 39 of 2016.

### Pledge of Allegiance

Highway Pre Pay Vouchers presented Highway Superintendent Dan Van Saders (see Warrant #7AP, voucher (#21-24)  
MVP Healthcare, Inc. DA9060.8 \$4,863.50  
Town of Neversink DA5130.2 \$3,000.00  
Trust & Agency Account DA9030.8 \$750.11, \$720.43  
Motion to approve and pay highway fund vouchers 1AP by Councilman Gregory Vurckio, 2<sup>nd</sup> by Councilman Paul Schoonmaker. All in favor.  
Motion carried by a unanimous 4 to 0 Roll Call vote.

Highway Vouchers presented Highway Superintendent Dan Van Saders (see Warrant # 7, voucher (#110-128)  
Advance Auto Parts DA5130.4 \$77.61  
All Gas & Welding DA5130.4 \$4.06  
Councilman Kevin Smith catches and addition error on the gas voucher submitted by the company and it is corrected.  
American Rock Salt ADA5142.4 \$10,273.83  
Supervisor Brooks asks Highway Superintendent Van Saders what the amount submitted for next winter salt season is? Highway Superintendent Dan Van Saders replies he has committed for 600 tons, down 300 tons from this season, however, the Town must use 70% of the bid amount.  
Supervisor Brooks then inquires about the Tractor Supply bill, Highway Superintendent Van Saders responds explaining the credit received, no bill.  
Arkel Motors DA5130.4 \$80.98  
Bottini Fuel Corp. DA5110.4 \$206.77  
Fleetpride A5130.4 \$1,006.49  
Heritagenergy DA5110.4 \$1,365.58  
Home Depot Credit DA5130.4 \$87.90  
Lacal Equipment DA5130.4 \$190.03  
Liberty Trading Post DA5130.4 \$24.99  
McDonald & Mc Donald DA5130.4 \$103.80  
Mirabito DA5112.2 \$3,504.61  
Monticello Black Top Corp. DA5112.2 \$115,073.67  
Mombaccus Excavating, Inc. DA51 \$593.76  
Schaefer Enterprises of Deposit, Inc. DA5110.4 \$6,224.50  
Shakelton Auto & Truck Center DA5130.4 \$594.65  
Sheeley Oil & Excavating, Inc. DA5110.4 \$1,500.00  
Superior Building Supply DA5130.4 \$79.50  
Motion to approve and pay highway fund voucher by Councilman Mike Dean, 2<sup>nd</sup> by Councilman Gregory Vurckio. All in favor.  
Motion carried by a unanimous 4 to 0 Roll Call vote.

General Pre Pay Vouchers presented, (see Warrant # 7AP, voucher (#44-54)  
Central Hudson A1620.4 \$175.31, A5132.4 \$220.43, A8160.4 \$79.05,  
A5182.4 \$89.80  
Cornerstone A1110.4 \$59.26, A1620.4 \$90.45, A5132.4 \$86.73  
Louise Dayton A2555 \$25.00  
MVP Health Care Inc. DA9060.8 \$4,400.65  
TWC A1670.4 \$79.95,  
Trust & Agency Acct. DA9030.4 \$655.18, \$285.35, \$233.72  
Unites States Treasury Dept. of the Treasury A9060.8 \$19.53

Motion to approve and pay general 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.

General Vouchers presented, (see Warrant #7, vouchers 116-127)

Tammy Beck c/o Court Petty Cash A1110.4 \$33.36

Combined Energy Services A1620.4 \$235.34

The Dragon Fly A1410.4 \$50.00

Eagles Fire & Safety A5132.4 \$199.70

Gnome Home Inc., A1355.4 \$40.00

Heritagenergy A1620.4 \$572.82, A5132.4 \$110.57

Home Depot A5132.4 \$1,316.53

Carl Landon A1460.4 \$292.08

Joy Monforte A1410.4 \$56.46

MVP Healthcare A9060.8 \$56.25

Quill Inc., A1110.2 \$24.99

Sullivan Overhead Doors A5132.4 \$313.50

Superior A5132.4 \$18.94

UCRRA A8160.4 \$2,563.76

Karl Von Hassel A3620.4 \$393.00

Wapner, Koplovitz & Futerfas, PLLC A1420.4 \$120.00

Williamson Law Book Co. A1410.4 \$23.45

Motion to approve and pay highway fund vouchers by Councilman Mike Dean, 2<sup>nd</sup> by Councilman Paul Schoonmaker, All in favor. Motion carried by a unanimous 4 to 0 Roll Call vote.

Resolution No. 39 of 2016

WHEREAS New York State Town Law §113 1a allows the transfer of funds from General Funds to Highway Funds, and

WHEREAS the Town of Denning is purchasing a 4-wheel drive Freightliner truck with the funds to be transferred from A 599 General Fund Balance to Highway Fund, thereby increasing Appropriation DA5130.2 Machinery Equipment by \$ 200,000.00.

NOW THEREFORE BE IT RESOLVED that the Town of Denning Town Board authorized the Supervisor to transfer Said funds.

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  
Supervisor Comments:

Resolution No. 40 of 2016

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 the Town of Denning HEREBY adopts the new Flood Insurance Study and Flood Insurance Rate Maps into community's floodplain management regulations to meet the standards of Section 60.3 (d) of the program regulations by November 18, 2016.

WHEREAS Local Law No. 1 of 2012 Flood Damage Prevention is in need of an amendment due to new mapping numbers. And

WHEREAS as stated in Local Law No. 1 of 2012 on page 2 of Said Law stated:

"The areas of special flood hazard are identified by the Federal Insurance Administration on its Flood Hazard Boundary Map (FHBM) **No. 01 thru 07** date is **May 25, 1984** and **any revisions are adopted by reference and declared to be part of this local law.** The FHBM is on file at: Town Clerks Office "1567 Denning Road, Claryville, NY 12725.

NOW THEREFORE BE IT RESOLVED THAT Local Law No. 1 of 2012 is HEREBY amended with the newly updated FEMA Flood Map Index Numbers:

**No.361439 3611CO200F, 361439 3611CO215F, 361439 3611CO220F, 361439 3611CO350F, 361439 3611CO365F, 361439 3611CO370F, 361439 3611CO375F, 361439 3611CO390F, 361439 3611CO395F, 361439 3611CO400F, 361439 3611CO405F, 361439 3611CO425F, 361439 3611CO530F, 361439 3611CO535F, whose effective date is NOVEMBER 18, 2016.**

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

NOW, THEREFORE, BE IT RESOLVED by the Town of Denning Town Board approves and adopts Resolution No. 40 of 2016 for the amendment of this Local Law. No. 1 of 2012, now know as Local Law No. 2 of 2016, Flood Damage Prevention.

Motion to adopt and approve by Councilman Gregory Vurckio, 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

Resolution No. 41 of 2016

WHEREAS New York State Town Law §6-12 authorizes Tow Boards to adopt local laws concerning the property, affairs or government of the Town, and

WHEREAS the Town of Denning has adopted the NYSERDA Uniform Solar Permit, November 5<sup>th</sup>, 2014 and

WHEREAS the Town of Denning would like to protect its environment for its residents.

NOW THEREFORE BE IT RESOLVED that the Town of Denning HEREBY sets August 2nd, 2016 for a public hearing regarding the adoption of Local Law No. 3 of 2016 Titled:  
Solar Energy Law No. 3 of 2016 to begin at 7 pm prior to the regularly scheduled meeting.

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

Supervisor Brooks opens a discussion on the Claryville Local Flood Analysis recommendations. Discussion follows; pertaining to the two locations in Denning.  
Resolution No. 42 of 2016  
Accepting Claryville Local Flood Analysis 2016 Recommendations

WHEREAS the Town of Denning is subject to flooding that can damage property, close businesses, disrupt traffic, and present a public health and safety hazard; and

WHEREAS funding support from Rondout & Neversink Stream Management Plan thru Sullivan County Soil and Water Conservation District was obtained to conduct a Local Flood Analysis (LFA) and mitigation plan for the Town of Denning; and

WHEREAS a useful and effective plan requires the understanding of flood hazards, what exacerbates flooding, and participation and support of different public and private individuals, agencies and organizations that are impacted by natural hazards ad / or that can help mitigate the impacts; and

WHEREAS several Federal programs require that the Town of Denning has an adopted flood mitigation plan to qualify for their benefits; and

WHEREAS the Town of Denning has recently completed, with technical assistance from Barton & Loguidice D.P.C., for the SCSWCD, and NYCDEP detailed Local Flood Analysis, and

WHEREAS the Town of Denning has formed a Flood Advisory Committee to guide the process and recommendations, and

WHEREAS, the report identifies mitigation measures for the Town of Denning to consider,

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Denning HEREBY accepts the Local Flood Analysis recommendations produced by Barton & Loguidice D.P.C., date May of 2016.

Motion to accept the recommendations 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.

Supervisor Brooks calls Councilmen Comments:

- Councilman Paul Schoonmaker inquires as to the status of the post office moving out of Town Hall.
- Supervisor Brooks responds he has made seven telephone call to the people in charge, he is not returning his call at this point and he has lost his patience, he has called the Grahamsville Post Master to inform her of that fact.

Supervisor Brooks call for any further comments or discussion. There is none.

Motion to adjourn at 7:59 by Councilman Mike Dean, 2<sup>nd</sup> by Councilman Gregory Vurckio, All in favor. Motion carried 4 to 0 vote.

Respectfully Submitted by Joy Monforte, Town Clerk, July 13, 2016.

Next Meeting: Tuesday, August 2nd, 2016 at 7 pm at the Sundown Church Hall.