

Town of Denning – Town Board Meeting

Meeting called to order at 7:00 p.m. by Supervisor Brooks.
Held on Tuesday, April 4th, 2017 held at the Sundown Church Hall.

Present: Supervisor Brooks.

Councilmen: Mike Dean, Kevin Smith, and Paul Schoonmaker, Gregory Vurckio.

Also present: Highway Superintendent Dan Van Sadlers

The Town Clerk Minute Book was signed prior to the meetings commencement.
The Town Clerk gave the Board members their copy of the agenda and Resolutions No. 30 and 31 of 2017.

Pledge of Allegiance

Supervisor Brooks opens the Public Hearing for Local Law No. 1 of 2017 Amending the Parking Law.

- He explains the reasoning and purpose of the amendment. He calls for any comment or questions. There is none from the Town Board or public present.
- Motion to adjourn the Public Hearing for Local Law No. 1 of 2017 by Councilman Gregory Vurckio, 2nd by Councilman Kevin Smith, All in favor.

Supervisor Brooks opens the Public Hearing for Local Law No. 2 of 2017 Grievance Day Date Change.

- He explains the date change is due to the Assessor being unable to be present for the NYS scheduled date, as he is the Assessor for four municipalities, therefore this law is needed to make the change legal and official. He calls for any comment or questions. There is none from the Town Board or public present.
- Motion to adjourn the Public Hearing for Local Law No. 2 of 2017 by Councilman Mike Dean, 2nd by Councilman Paul Schoonmaker, All in favor.

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

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

Guest: Court Clerk Tammy Beck speaking on behalf of the Denning Justice Court.

- Submits for the Town Boards review a packet containing an email to the Town Clerk, explaining his issues with the Blue Hole and what he wants done.
- Clerk Beck remarks the Judge was unable to attend due to a prior commitment in Oneonta.
- Clerk Beck states the Judge wanted to know if the Board has passed a resolution for a court security officer?
- Supervisor Brooks replies no, we did discuss it last year, he remarks he has an issue with taxpayers paying for a problem not of our making.
- Supervisor Brooks inquires as to how many times a month an officer is needed and how many hours during the session?
- Clerk Beck responds, Court is held once or twice a month for three to four hours. There is no Court for the month of August as the Judge is away at law school.
- She has spoken with another court clerk who is using the program; although it does not coincide with New York States program, the other clerk has informed her she may do a one-line entry on the State program.
- Supervisor Brooks informs all present that he has spoken with State employees at the CWC Annual meeting today, and is awaiting a response.
- The Town is now pushing for the Blue Hole to be closed, at least for two years to allow the area for the regrowth of vegetation.
- Councilman Vurckio remarks if the Town can get it closed we should not have an issue.
- Supervisor Brooks informs those present the Town insurance will rise due to a court officer on site with a weapon.

- He does not want this new vendor program to cost the Town more money, he is unsure how the information gets from the officers to the company and then the court. He questions the time involved and the process for getting the tickets to the agent.
- Supervisor Brooks informs those present he held a meeting with Ranger Capt. Sherry two weeks ago to discuss the issues at Blue Hole.

Highway Report by Highway Superintendent Dan Van Saders

- The winter seems to be hanging on.
- The Freightliner has come back and appears to working well.
- Ulster County has contacted Town Highway Superintendents for preliminary figures for the storm, which he has submitted. Although he is unsure if the threshold has been met.
- Will put material done on Wild Cat and Barnes Road, when it is delivered.
- GMC has new front tires, wiring, oil changed and is ready to be sent out for the king pins.
- Superintendent Van Saders opens a brief discussion on the 08 going out to Auction International if the Board approves. Stating he would like to do some prep work on it first, for the best possible price.
- Discussion follows, Town Board agrees.
- Issues with the new plow blades on the new pick-ups, they are both bent in the same place. He will call Hudson River Truck & Trailer to come and inspect.
- Superintendent Dan Van Saders remarks he had hoped to have the 284-Agrreement for the Town Board but still does not have amounts from New York State, when he does he will submit. Discussion follows.
- Superintendent Dan Van Saders will use last years' monetary amounts for now.

Planning Board Report by Councilman Mike Dean

- Renewed the brewery permit for the Blue Hill Lodge for another year.
- No one was in attendance at the meeting from Honzo Haven.
- Planning Chair Joe Sibiga informs the Board that he has received comments from Ulster County Planning Board to be discussed at the next meeting.

Resolution No. 30 of 2017

WHEREAS New York State Municipal Home Rule authorizes Town Boards to adopt local laws concerning the protection and enhancement of the Town, and

WHEREAS it is the intention and duty of the Town of Denning Town Board to adopt comprehensive legislation for the specific purpose for the protection of the Town and its residents, and

WHEREAS the purpose of this article is to promote the health, safety, and general welfare of the inhabitants of the Town of Denning by proper regulation of parking and the abandonment of vehicles on roads and highways, located in the Town of Denning. And

WHEREAS the Denning Town Board believes Local Law No. 1 of 2016 is in need of amending. And

WHEREAS a public hearing was held on April 4th, 2017 and any and all interested person(s) were heard at that time.

NOW THEREFORE BE IT RESOLVED that the Town of Denning Town Board **HEREBY** adopts Local Law No. 1 of 2017 tilted:
Regulating Parking: Amending Local Law No. 1 of 2016

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 Gregory Vurckio AYE
Supervisor David Brooks AYE

Motion carried following a unanimous roll call vote.

Resolution No. 31 of 2017

WHEREAS New York State Municipal Home Rule authorizes Town Boards to adopt local laws, and

WHEREAS it is the intention, responsibility and desire of the Town of Denning Town Board to adopt comprehensive legislation for the specific purpose to be in compliance with New York State law, as stated in Real Property Tax Law 512 (1-a). And

WHEREAS Local Law No. 2 of 2017 is needed to reflect this fact.

NOW THEREFORE BE IT RESOLVED that the Town of Denning Town Board **HEREBY** adopts Resolution No.31 of 2017 adopting Local Law No. 2 of 2017 tilted:

Adoption of the Changed Grievance Date, and

WHEREAS a public hearing was held on April 4th, 2017 and any and all interested person(s) were heard at that time.

NOW THEREFORE BE IT RESOLVED that the Town of Denning Town Board **HEREBY** adopts Local Law No. 2 of 2017 tilted:
Adoption of the Changed Grievance Date.

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

Supervisor Comments:

- Supervisor Brooks reports he has submitted the second DASNY Grant for the parking lot, he will get the packet together to go out to bid.
- Councilman Mike Dean inquires as to the amount of work needed to be done by the bridge crew?
- Supervisor Brooks responds wing wall and another support must be done, as well as, paving, seeding and haying.
- Supervisor Brooks informs those present of a Soil & Water meeting last week he and Councilman Vurckio attended. They will do the banks behind Town hall and the Blue Hill lodge this summer and the engineering for stream clean up behind Mike Vaia, so that will be ready to go to bid next year.
- Supervisor Brooks reports he has a meeting with the Town of Neversink and Charter to bring broadband to Sundown and Frost Valley.
- Brief discussion follows.
- Meet with Verizon in regards to cell service and he reports that Verizon has this equipment called Nodes for service. He has done research and there are major health risks with these Nodes.
- Supervisor Brooks thanks Superintendent Van Sadlers and crew for a "job well done" during the blizzard.
- Supervisor Brooks inquires if everyone has reviewed the proposed Film Permit?
- Response yes.
- Supervisor Brooks calls for Board comment. There is none.

Motion to adopt and approve the Denning Film Permit by 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 Gregory Vurckio AYE

Supervisor David Brooks AYE

Motion carried following a unanimous roll call vote.

Planning Chair Joe Sibiga reviews permit as it will be issued by the Planning Board.

Councilmen Comments:

- Councilman Paul Schoonmaker asks if the post office will be out of the building by the 15th of April.
- Supervisor Brooks believes so.
- Councilman Kevin Smith inquires about the zoning updates; Supervisor Brooks responds it will hopefully be ready next month.

Supervisor Brooks calls for Public Comment:

- Resident Russ Betters asks if the DEC official is court security?
- Supervisor Brooks replies yes but the court has a Megatron the officer would need to operate. A guard will effect our insurance cost, increasing our premium.
- Resident Russ Betters asks if a film permit is needed.
- Supervisor Brooks responds yes; this will be the fourth film within a year. They want to film on roads at night, the permit will allow us to be aware and make residents aware.
- Brief joint discussion follows.

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

Motion to adjourn at 8:08 by Councilman Gregory Vurckio, 2nd by Councilman Mike Dean, All in favor. Motion carried 4 to 0 vote.

Respectfully Submitted by Joy Monforte, Town Clerk, April 5th, 2017

Next Meeting: Tuesday, April 11th, 2017 at 7 pm at the Denning Town Hall

Town of Denning – Town Business Meeting

Meeting held on Monday, April 11th, 2017 at the Denning Town Hall.
Called to order at 7:00 p.m. by Supervisor David Brooks.

Present: Supervisor David Brooks
Councilmen: Mike Dean, Gregory Vurckio, Kevin Smith.
Absent: Councilman Paul Schoonmaker family illness.
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, Budget vs. Actual thru March, 2017, along with Resolution 32 of 2017 and the 2017 Bid Fact Sheet. The CWC Annual Report and the current issue of the NYMIR pamphlet is also submitted.

Pledge of Allegiance

Highway Pre Pay Vouchers presented by Highway Superintendent Van Saders.
(see Warrant #4PP, voucher #11-13)

Healthcare Reimbursement Acct. DA9060.8 \$2,500.00
Trust & Agency Account DA9030.8 \$1,073.42, \$765.83
Motion to approve and pay Highway Pre Paid Vouchers by Councilman Mike Dean, 2nd by Councilman Gregory Vurckio. All in favor. All in favor. Motion carried 4 to 0 Roll Call vote, with one absentee.

Highway Vouchers presented by Highway Superintendent Van Saders.
(see Warrant #4, voucher #47-65)

Advance Auto DA5130.4 \$385.3
American Rock Salt Co. A5142.4 \$6,202.50
Bottini Fuel Corp. DA5142.4 \$768.31
Case Tire Inc. DA5130.4 \$1,221.70
Ellenville Sand & Gravel DA5142.4 \$4,473.58, \$1,273.05, \$1,698.59
Excel Auto Glass DA5130.4 \$445.44
Fleet Pride DA5130.4 \$193.91
Robert Green DA5130.4 \$625.12
Healthcare Reimbursement Acct. DA9060.8 \$2,500.00
Heritagenergy DA5142.4 \$2,345.62
Kimball Midwest DA5130.4 \$292.70
M&M Auto Group DA5130.4 \$29.75
Sarjo Industries DA5130.4 \$381.12, \$182.16
Strictly Ford DA5130.4 \$2,846.95
Shakelton Auto & Truck Center DA5130.4 \$289.00
UCATS DA5110.4 \$291.00
Motion to approve and pay Highway Fund vouchers by Councilman Gregory Vurckio, 2nd by Councilman Mike Dean. All in favor. Motion carried by a 4 to 0 Roll Call vote, with one absentee.

General Pre Pay Vouchers presented by Supervisor Brooks.
(see Warrant #4PP, voucher (#21-29))

Central Hudson A1620.4 \$243.44, A5132.4 \$345.90, A8160.4 \$46.99
Cornerstone A1110.4 \$55.58, A1620.4 \$85.13, A5132.4 \$83.57
MVP Health Care Inc. DA9060.8 \$5,209.05
Time Warner Cable A1670.4 \$79.95, \$79.99
Trust & Agency Acct. DA9030.8 \$286.39, \$641.09, \$235.13
Motion to approve and paid General Fund Pre Pay vouchers by Councilman Kevin Smith, 2nd by Councilman Mike Dean, All in favor. Motion carried by a 4 to 0 Roll Call vote, with one absentee.

General Vouchers, presented presented by Supervisor Brooks.
(see Warrant #4, vouchers 56-72)

Tammy Beck A1110.4 \$51.84, A1410.4 \$8.64
Central Hudson A5182.4 \$98.09
Grahamsville First Aid A4540.4 \$2,405.75
Gnome Home Inc. A1410.4 \$66.00
Healthcare Reimbursement Acct. A9060.38 \$2,500.00

Heritagenergy A5132.4 \$357.88, A1620.4 \$548.11
Carl Landon A1460.4 \$244.58
MVP A9060.8 \$40.50, \$40.50
Office of the State Comptroller A690 \$25.00
Quill.Com A5132.4 \$34.99, A1110.4 \$93.90, A3620.4 \$52.99, A1620.4 \$118.28.
Thompson Reuters A5132.4 \$63.00
UCATS A5010.4 \$80.00
UCRRA A8160.4 \$1,167.75
Karl Con Hassel A3620.4 \$22.10
Motion to approve and pay General Fund vouchers by Councilman Mike Dean,
2nd by Councilman Gregory Vurckio, All in favor. Motion carried following a 4 to
0 roll call vote, with one absentee.

Resolution No. 32 of 2017

WHEREAS New York State Town Law §29 §§7 authorizes the Town Supervisor to settle amounts due upon lawful contracts of one year and § 125 which the Supervisor is in keeping with standards as set by Town Law and **WHEREAS** Said expenditure was **HEREBY** approved when adopting the 2017 Budget.

HOWEVER, the Town Health Insurance company desires a Certificate of Resolution. The undersigned authorized representative of **Town of Denning** (the Employer) hereby certifies that the following resolutions were duly adopted by the governing body of the Employer on April 4th, 2017 and that such resolutions have not been modified or rescinded as of the date hereof:

RESOLVED, that the form of amended and restated Welfare Benefit Plan, effective November 01, 2016, presented to this meeting (and a copy of which is attached hereto) is hereby approved and adopted, and that the proper agents of the Employer are hereby authorized and directed to execute and deliver to the Administrator of said Plan one or more counterparts of the Plan.

RESOLVED, that the Administrator shall be instructed to take such actions that the Administrator deems necessary and proper in order to implement the Plan, and to set up adequate accounting and administrative procedures for the provision of benefits under the Plan.

RESOLVED, that the proper agents of the Employer shall act as soon as possible to notify the employees of the Employer of the adoption of the Plan and to deliver to each employee a copy of the Summary Plan Description of the Plan, which Summary Plan Description is attached hereto and is hereby approved.

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

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

Motion carried following a unanimous roll call vote, with one absentee.

Supervisor Brooks opens a discussion on the bid for paving the Town Hall parking lot.

- ✓ Discussion follows.
- ✓ Bids to be opened at the June 2nd meeting.

Motion to authorize the Supervisor to submit bid packet and go out for bids by Councilman Mike Dean, 2nd by Councilman Kevin Smith. All in favor, with one absentee.

Material Bids opened and read by Town Clerk Monforte.
(See Addendum to the Minutes.)

- ✓ Bids received from Sheeley Oil & Excavating, Callanan, WLG, E. Tetz & Sons, Bruce G. Donohue Trucking, Schaefer Enterprises, Mombaccus Excavating and Ellenville Sand & Gravel.

- ✓ The bid by WLG for a 4" minus stone is not accepted, following discussion.
- ✓ Councilman Vurckio inquires as to the difference in various material from different companies.
- ✓ Brief discussion follows.

Motion to send proposed bids for review and consideration to Highway Superintendent Van Saders after the public reading of Said bids by Councilman Kevin Smith, 2nd by Councilman Mike Dean. All in favor, with one absentee.

Supervisor Comments:

- Supervisor Brooks informs the Town Board he met with the TWC contact and the Supervisor from the Town of Neversink today for two hours, in the hopes of bringing broadband to the entire Town.
- Brief discussion follows.
- Supervisor Brooks informs the Town Board the DEC has not met as scheduled last week.
- Supervisor Brooks opens a discussion on the cost and hiring of a part time court officer.
- Discussion follows.
- Councilmen Vurckio and Dean suggests calling other towns for job certifications and requirements.
- Councilman Vurckio will call the Town of Wawarsing.

Supervisor Brooks opens a discussion on the proposed parking ticket agent.

- ✓ Councilman Vurckio would like to know how the information gets from the officer to the vendor.
- ✓ Discussion follows.

Motion to authorize Supervisor Brooks to sign and enter into the contract for a period of one-year with FBS, the parking ticket agency by Councilman Mike Dean, 2nd by Councilman Kevin Smith. All in favor, with one absentee.

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

Motion to adjourn the Town Board Business meeting at 8:24 by Councilman Gregory Vurckio, 2nd by Councilman Mike Dean, All in favor. Motion carried 4 to 0 vote, with one absentee.

Respectfully Submitted by Joy Monforte, Town Clerk, April 12th, 2017.

Next Meeting: Tuesday, May 2nd, 2017 at 7 pm at the Denning Town Hall.