

# Denning Town Board Business Meeting Agenda

July 11th, 2017



Call to Order

Pledge of Allegiance.

Public Hearing Local Law No. 3 of 2017

## **Order of Business:**

- Audit of Highway and General Vouchers
- Resolution No. 39 of 2017 Parking Lot Approval
- Resolution No. 40 of 2017 authorizing participation in the pre-construction phase of the Wastewater Management Project in the Hamlet of Claryville.
- Resolution No. 41 of 2017 Adoption of Local Law No. 3 of 2017 Tax Cap Override

SUPERVISOR COMMENTS

BOARD COMMENTS

PUBLIC COMMENTS

ADJOURNMENT

Next Meetings:

Town Board Meeting at the Sundown Church Hall  
7:00 PM Wednesday, August 1st, 2017

Business Meeting at the Denning Town Hall  
PUBLIC HEARING on Proposed Updated Zoning Law  
7:00 PM Tuesday, August 8th, 2017

The public may now correspond with the Town of Denning at any of these e-mail addresses:

TownHall@Denning.us  
Highway @denning.us

Supervisor@Denning.us  
townclerk@denning.us

Denning Town Board Business Meeting  
July 11th, 2017  
Resolution No. 39 of 2017

**WHEREAS**, the Town of Denning will pave the parking lot for the Town Hall in the Town of Denning (the Project); and

**WHEREAS**, the Town of Denning Town Hall is within the New York City West of Hudson Watershed and as required by the New York City Watershed Regulations the Town was required to submit for approval to New York City Department of Environmental Protection (NYCDEP) a stormwater pollution prevention plan that includes post-construction stormwater controls; and

**WHEREAS**, pursuant to the 1997 Watershed Memorandum of Agreement, the Catskill Watershed Corporation, whose members include all thirty-nine towns in the West of Hudson Watershed, including Denning, administers the Future Stormwater Program to reimburse property owners for the costs of preparation and implementation of stormwater pollution prevention plans solely required by the Watershed Regulations, and not otherwise required by State or federal law; and

**WHEREAS**, the Town of Denning previously entered into a contract with the Catskill Watershed Corporation (CWC) under the Future Stormwater Program to reimburse the Town for the costs associated with the design of the stormwater pollution prevention plan for the Project for costs not to exceed Three Thousand Five Hundred Dollars (\$3,500.00); and

**WHEREAS**, the Town of Denning applied to CWC for Thirty-Five Thousand Eight Hundred Ninety-Eight Dollars (\$35,898.00) for the construction costs associated with the NYCDEP approved stormwater pollution prevention plan for the Project; and

**WHEREAS**, the CWC Board of Directors by Resolution Number 3109, on July 5, 2017 approved entering into an agreement with the Town of Denning for a cost not to exceed Thirty-Five Thousand Eight Hundred Ninety-Eight Dollars (\$35,898.00) for stormwater construction costs at the Project required by NYCDEP, and not otherwise required by State or federal law.

**NOW THEREFORE BE IT RESOLVED**, that the Town of Denning Town Board authorize the Supervisor to execute an agreement with the CWC in an amount not to exceed Thirty-Five Thousand Eight Hundred Ninety-Eight Dollars (\$35,898.00) for stormwater construction costs at the Project required by NYCDEP, and not otherwise required by State or federal law.

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.

July 11<sup>th</sup>, 2017  
Resolution No. 40 of 2017

A Resolution of the Town Board of the Town of Denning authorizing participation in the pre-construction phase of the Wastewater Management Project in the Hamlet of Claryville.

**WHEREAS**, the Town Board of the Town of Denning previously entered into an agreement (the "Agreement") with the Catskill Watershed Corp. ("CWC") to participate in the Community Wastewater Management Program, which program will provide for the design and construction of a wastewater management program in the Hamlet of Claryville; and

**WHEREAS**, CWC's consultant for the Program, Lamont Engineers, has prepared a Preliminary Engineer's Report for the Hamlet of Claryville, final version dated May 2017 evaluating various alternative methods for managing the waste water needs of the Hamlet of Claryville, such report marking the end of the Study Phase of the project; and

**WHEREAS**, the Town has reviewed the Preliminary Engineer's Report prepared by Lamont Engineer's and

**WHEREAS**, based upon its review of the Preliminary Engineer's Report and Supplement, the Town Board wishes to proceed to the Pre-Construction phase of the Project as set forth in Section 2.05 of the Agreement, such schedule to be agreed upon by the Town and the CWC; and

**WHEREAS**, pursuant to Section 2.05(A) of the Agreement, the Town must acknowledge in writing its desire to continue into the Pre-Construction Phase of the Project within (90) ninety days; and

**WHEREAS**, pursuant to Section 2.06(B) of the Agreement, the Town may terminate participation in the program if the bids received by the Town for construction are greater than the amount reserved for that purpose in the Block Grant, and the Town and the CWC are unable to agree to modifications to the Program to bring the anticipated cost within the Block Grant amount;

**THEREFORE, NOW BE IT RESOLVED THAT:**

- 1.) The Town of Denning by and through its Town Board, desires to continue with the Preliminary-Construction Phase of the Community Wastewater Program for the Hamlet of Claryville; and
- 2.) The Town Board **HEREBY** authorizes the Town Supervisor to execute any and all Documents for the Hamlet of Claryville on behalf of the Town as may be necessary to continue with the Preliminary-Construction Phase.

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.

Denning Town Board Meeting

July 11<sup>th</sup>, 2017  
Resolution No. 41 of 2017

**WHEREAS** General Municipal Law 3c allows an override to the tax levy limit, and

**Whereas**, the Town of Denning Town Board has intentions of fulfilling its financial obligations, and

**WHEREAS** a PUBLIC HEARING was held on Tuesday, July 11<sup>th</sup>, 2017 regarding Local Law No. 3 of 2017, and

**WHEREAS** any and all interested person(s) were heard,

**NOW THEREFORE BE IT RESOLVED** the Town of Denning Town Board **HEREBY** adopts Local Law No. 3 of 2017 titled: Tax Levy Limit Override.

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.