

REGULAR MEETING, TOWN OF COCHECTON, MAY 9, 2018

PUBLIC HEARING NEARING SEWER PETITION

PUBLIC HEARING LOCAL LAW No.1 of 2018

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A regular meeting of the Town of Cochecton beginning with a rescheduled *Nearing Sewer Petition* Public Hearing and Public Hearing for Local Law No.1 - 2018 regarding Zoning Law Amendment to add Section 240-38(A) summer camps and private schools at 7:00 pm was held on May 9, 2018 at the Cochecton Town Hall with the following members present:

PRESENT: Supervisor Gary Maas Councilperson Edwin Grund Councilperson Anna Story
 Councilperson Sean Nearing Councilperson Dr. Paul Salzberg

OTHERS PRESENT:

Margaret Richardson – Deputy Town Clerk Attorney, Karen Mannino
Kevin Esselman – HWY Supt. entered at 7:15 pm Michael Walter – SPO entered at 7:15 pm
Eileen Hennessy – Tax Collector entered 8:00 pm Michael Attianese, Cochecton Volunteer Ambulance President
Legislator Luis Alvarez Sheriff Michael Schiff

MOTION: On motion by Councilperson Grund, seconded by Councilperson Salzberg, to reopen Public Hearing regarding *the Nearing Sewer Petition*. Councilperson Nearing will abstain from voting on a decision. All present board members voted in favor.

And,

MOTION: On motion by Councilperson Grund, seconded by Councilperson Nearing, to open Public Hearing for Local Law No.1-2018 Zoning Law Amendment to add Section 240-38(A) summer camps and private schools. All present board members voted in favor.

Supervisor Maas asked if anyone wished to comment on either of the two Public Hearings. No one asked and the two Public Hearings will remain open for others arriving later to this meeting.

Dr. Nancy Hackett announced that **the Sullivan West Central School District Budget vote is on May 15, 2018**. Sullivan West remains in the Top 200 recognized schools in the country. Enrollment is beginning to grow and they have added 60 new slots for kindergarten. She also left copies of the latest *Sullivan West Bulldog Bulletin*.

Susan M. Peters, CPA audit partner of Cooper-Arias presented the highlights of the Financial Statement Audit for 2017.

County Legislator Luis Alvarez requested time to present an abbreviated version of his State of the County Address. He is visiting each of the 15 towns in Sullivan County to share the many positive changes that the county legislators have been working on.

- The Government Center has new doors, security system, new roof, new sidewalks
- The County Court is also be upgraded. The DA is moving his office and staff to the Sheriff's Patrol Building.
- The Sullivan County Adult Care Center is also being renovated plus renamed as *Care Center of Sunset Lake*. They are recognized as a 5-Star Facility.
- The new prison will open in 2019.
- The County purchased 518 Broadway, Monticello building. The entire BOE and electronic voting system will be housed there.
- Veterans' Services and the Office of the Aging will begin improvements
- The County will provide infrastructure upgrades for 68 miles throughout Sullivan County. The town of Cochecton will appreciate .063 miles on CR 113 (from Schmidt Lane to Post Office), and 3.3 miles on CR116. Supervisor Maas added CR114 to a wish list for Luis to make note of!
- The County will have new signs to help visitors
- The County's new website will be all new beginning June 1, 2018.
- County Employee minimum wage rate is now \$15.00/hour
- The Solid Waste Department had been in a \$1.5 million dollar loss. It is now earning a profit of \$1,000.00 to \$2,000.00 each quarter under the new management.
- More money is being invested into training with emphasis on safety
- They are developing a program to create affordable single family housing and improve child care services.
- Unsafe buildings are being taken down in Liberty and Monticello through a grant program offered to businesses.
- They have hired 5 new deputies and 2 assistants to the DA. Probation officers have been recognized as far above the state average in their field.
- The County Health ranking is improving. The water and air quality is excellent. The EMS is improving.
- The Water Park will open in 2019.
- All 15 towns in the County will be invited to work together on the 2019 celebration of the 50th anniversary of the 1969 Woodstock Festival. Signage will be installed to show visitors, *Woodstock Way*. (Anticipating triple number of visitors).

Legislator Alvarez thanked the Board for letting him share the County's good news and welcomed questions. Supervisor Maas stated that the Transfer Station 2018 contract has been signed and the Town has received the county check of \$5,000.00 for maintenance. However, he expects the 2019 contract to be committed in October 2017. Larry Richardson asked if the County had a paving plan to record what roads have been repaired. Luis showed him his binder with a copy of their paving plan.

Luis also mentioned that the County still has \$250,000 earmarked for Cochecton to build a Visitor's Center. Sheriff Schiff asked if there are any questions for him. None offered at this time.

Supervisor Maas reminded all that the two Public Hearings were still open for comment. No comments offered.

MOTION: On motion by Councilperson Grund, seconded by Councilperson Salzberg, to close *Nearing Sewer Petition* Public Hearing. All present Town Board members voted in favor.

MOTION: On motion by Councilperson Grund, seconded by Councilperson Salzberg, to close Local Law #1 – 2018 Public Hearing. All present Board members voted in favor.

Supervisor Maas opened the regular meeting with the pledge to the flag at 7:45 p.m.

MOTION: On motion by Supervisor Maas, seconded by Councilperson Story, to accept the Petition for Nearing to enter the Sewer District with a negative declaration, and to execute a SEQR and file with town clerk.

Motion approved, 4 Ayes and Councilperson Nearing abstained.

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Supervisor Maas read the following:

**RESOLUTION OF TOWN BOARD OF THE TOWN OF COCHECTON
TO INTRODUCE A LOCAL LAW TO AMEND CHAPTER 240 “ZONING”
OF THE TOWN CODE OF THE TOWN OF COCHECTON
IN RELATION TO SUMMER CAMPS AND PRIVATE SCHOOLS**

WHEREAS, the Town Board of the Town of Cochecton (“Town Board”) heretofore adopted a Zoning Code under the authority of the NY Town Law § 261, which Zoning Code appears as Chapter 240 of the Town Code of the Town of Cochecton (the “Town Code”); and

WHEREAS, it appears to be in the best interests of the Town to make amendments to Chapter 240 (Zoning) as it relates to regulation of summer camps and private schools; and

WHEREAS, this Resolution introduces Local Law No. 1 of 2018, a copy of which is attached hereto, and which, if enacted, will amend Chapter 240 of the Town Code; and

WHEREAS, the Town Board determines that the proposed revisions to the Town Code (hereafter, the “proposed action”) are subject to the State Environmental Quality Review Act (ECL, Article 8) and its implementing regulations (6 NYCRR Part 617) (collectively, “SEQRA”) as a Type I action; and

WHEREAS, the Town will to act as lead agency for SEQRA review purposes.

NOW THEREFORE, BE IT RESOLVED, that the Town Board hereby introduces the proposed Local Law No. 1 of 2018; and be it

FURTHER RESOLVED, that a public hearing on the proposed Local Law shall be scheduled for May 9, 2018 at 7:00 p.m. which public hearing shall be conducted at the Town of Cochecton Town Hall located at 74 Smales Road, Lake Huntington, New York 12752 and proper notice of the public hearing shall be duly given; and be it

FURTHER RESOLVED, that a copy of Local Law No. 1 of 2018, as introduced, shall be forwarded to the Town of Cochecton Planning Board for its review and recommendation; and be it

FURTHER RESOLVED, that a copy of Local Law No. 1 of 2018, as introduced, shall be forwarded to the Sullivan County Department of Planning and Environmental Management for review and recommendation in accordance with New York State General Municipal Law § 239-m; and be it

FURTHER RESOLVED, that the Town Board of the Town of Cochecton declares that it will act as lead agency under SEQRA and will provide notice of its intent to other involved agencies, if any; and be it

FURTHER RESOLVED, this Resolution shall become effective when adopted.

MOTION to adopt, made is by Councilperson Grund, seconded by Councilperson Salzberg.

ADOPTED: AYES: 5 NAYS: 0

MOTION: On motion by Councilperson Grund, seconded by Councilperson Salzberg, having heard Highway Superintendent Esselman’s comments regarding the stone bids, move to accept the following:

	<u>Pick up/per ton</u>	<u>Delivered/per ton</u>
Crusher Run	Bedrock Quarry	R & H Gorr Inc.
Stone # 2	Bedrock Quarry	R & H Gorr Inc.
Stone # 3	Bedrock Quarry	R & H Gorr Inc.
Stone # 4	Bedrock Quarry	R & H Gorr Inc.
Surge Stone	Bedrock Quarry	R & H Gorr Inc.
PA # 8 (or equivalent)	Bedrock Quarry	R & H Gorr Inc.
PA 6-S (or equivalent)	Bedrock Quarry	Deckelman LLC
Anti-skid	Callanan Industries	R & H Gorr Inc.

All present Board members voted in favor.

MOTION: On motion by Councilperson Grund, seconded by Councilperson Salzberg, having heard Highway Superintendent Esselman’s comments regarding the Asphalt bids, move to accept the following:

	<u>Picked Up/ US Ton</u>	<u>DELIVERED US Ton</u>
Type 3 Binder	(Piggyback w/Town of Thompson bid) at Monticello Blacktop or Callanan Ind.	Morlyn Asphalt Corp.
Type 6 Top	at Monticello Blacktop or Callanan Ind.	Morlyn Asphalt Corp.
Type 7 Top	at Monticello Blacktop or Callanan Ind.	Morlyn Asphalt Corp.

All present Board members voted in favor.

MOTION: On motion of Councilperson Nearing, seconded by Councilperson Grund, move to accept the minutes of April 11, 2018 as submitted.

Councilpersons Grund, Nearing and Supervisor Maas voted in favor. Abstained: Councilperson Story and Councilperson Salzberg

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MOTION: On motion of Councilperson Grund, seconded by Councilperson Nearing, move to accept the minutes of April 13, 2018, special meeting called to authorize the Supervisor to sign the County 2018 contract for the Transfer Station. Motion approved; Councilpersons Grund, Nearing and Supervisor Maas voted in favor. Abstained: Councilperson Story and Councilperson Salzberg

MOTION: On motion of Councilperson Grund, seconded by Councilperson Nearing, the following motion was to accept the bills on abstract # 5 in the following amounts:

Prepaid: Claim #'s 209 - 224

General Accounts: Claim #'s 213,214,215,218-221in Prepaids and, 225-239

Total General Funds: \$5,345.12 including prepaid

Debit Card Account: Claim # 240

Total Debit Card Funds \$ 50.00

Sewer Accounts: Claim #210-212,216,217,222,223, (in prepaid) and # 241

Total Sewer Accounts: \$ 1,016.33 including prepaid

Lighting District Accounts: no claims received in time for abstract 5and will appear on abstract 6.

Total Lighting District Funds: \$ no bills

Highway Accounts Claim #'s 209 and 213 **in prepaid**, and Claim #'s 242 - 257

Total Highway Accounts \$ 56,914.58 including prepaid

Claim #'s 213 (MVP insurance), 239 (Mirabito) and 243 (Callicoon Supply) split between funds same voucher.

PREPAIDS checks issued:

- April 10th , April 20th , April 25th , May 1st , May 3rd , and May 8, 2018

Supervisor Maas asked Kevin to consider an extended warranty on future vehicles purchases. Councilperson Nearing questioned Hwy Supt. to clarify purchase for a rope kit and a ladder.

All present Board members voted in favor.

CORRESPONDENCE: Supervisor Maas received

- a notice of Rails to Trails BBQ on May 10th
- A letter from the County to update employee coding
- Received a check from NYS for \$22,000.00 (FEMA approx. \$172,000 expected in June for CHIPS);
- Municipal inspection report was good;
- Received letter from County Court regarding case *Bunch vs Town of Cochecton*
- County Treasurer sent letter asking if the Town of Cochecton had debt and the answer is no.

PUBLIC COMMENT RELATING TO ITEMS ON THE AGENDA: NONE

COMMITTEE REPORTS:

Scenic Byway; The UDSB held its regular meeting on Monday April 23.

Election of officers: returned Glenn Pontier-Chairman, Nancy Furdock- Vice Chairman, Larry Richardson- Treasurer

Topics of Discussion in part:

- "Found" NYS \$250,000.00 Visitor's Center money and Callicoon Depot project
- Presentation to Hancock Town Board by Chairman Pontier
- Preserving Scenic Byway Values Workshop for July 21 with Ed McMahon
- DOT Signage program-progress

Actions taken:

- Approved reprint of 10,000 placemats by St Clair Graphics in Honesdale (\$899.00)
- Orange County Travel Guide ¼ page ad for \$750.00
- Approved payment for 1,500 re-useable litter bags for \$1,355.00
- Approve Greater Barryville Chamber of Commerce Butterfly Grant for \$1,200.
- Approved Eldred Central School Butterfly Grant for \$1,000.

Public Comment: None

Next UDSB Meeting Date: will be on Monday, May 21, 2018 @ 7:00 P.M. (*rescheduled from regular date- Memorial Day*)

The **Upper Delaware Council** held its regular meeting on Thursday May 3, 2018.

Chairman Robinson opened the meeting followed by-

Presentation by Catskill Regional Invasive Species Partnership Coordinator John Thompson: Invasive Species in the Upper Delaware (I) Mr. Thompson talked about the large number of invasive species both plant and insects that are taking hold in the region. The challenge that he focused on was a plant called A Mile A Minute that can grow up to 6 inches in a day. It grows thick, often over native plants and will choke them out. Currently there are two locations identified in the town of Cochecton. One is at skimmers falls. He is asking anyone who identifies the plant or thinks it may be a mile a minute plant to contact his office and he will provide someone to come and remove it. Because it is not widespread in our area at this time there is a possibility of controlling it. Another major threat is the Lanternfly. This insect is pretty heavily established in Pennsylvania. In those areas will be quarantined and the state will set up road checks. It has not been identified in our area at this time but it is anticipated that it will be widespread within a short time. The potential economic impact is estimated at 12.4 billion dollars. If a Lanternfly or any known or suspected invasive plant or insect is seen it should be reported to the DEC and or the Crisp organization. CRISP: 845-586-2611 or jthompson@catskillcenter.com

The annual Awards Banquet was a big success with 113 people in attendance to honor those who make a difference in the Upper Delaware.

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After spending more than \$7,000.00 dollars providing the federal government for documentation on how the UDC's unallocated fund balance came to be, the opinion that was returned is that there is nothing wrong. Now the UDC will attempt to recoup those unanticipated funds.

The long closed Barnes landfill has been spilling leachate. The DEC stopped monitoring many years ago when funding ran out. The UDC is asking them inspect and report back on the condition of the landfill.

Youth Commission – Councilman Grund

- There is one vacancy on the Youth Commission Board
- They are planning a trip to a Yankees game TBD
- Tricky Trunk is scheduled for October 20th at the Town Hall parking lot at lower level.
- There are 17 bus seats available for purchase for trip to Holiday Rockettes Show in December.

Website Report – Councilperson Story, 6 hours updating website.

Fire District – No report. The company meets on May 16th

Lake Huntington Lake Association: Councilperson Salzberg

- Ms. Suozzo of NYS DEC met with Lake Association April 6 to review problems with Lake Huntington. She presented a proposal to clean up the lake issues – grants are a possibility.
- The Lake Association will host fundraisers to help fund the costs of clean-up.

DEPARTMENT HEADS:

SUPERVISOR: Gary Maas

Submitted a written report:

- **Bank Information:**

Deposited	\$ 529.00	judicial fees
Deposited	\$1,363.00	judicial fees
Deposited	\$ 591.00	Clerk fees
Deposited	\$ 3,000.00	Tax Collector penalty fees
Deposited	\$18,167.55	Charter Franchise Payment
Deposited	\$ 486.00	Fines for February
Deposited	\$ 345.95	Debit Card
Deposited	\$ 5,632.55	Truck damage

Made transfers and deposits as needed and (budget to actuals given to Town Board members)
- **Activity:** The County and Town signed Transfer Station contract and \$5,000.00 maintenance check; Audit completed and Financials received; Meeting with Kathy Suozzo and Lake Huntington Lake Association. Hollye arrived back for TWO days! TH-Record FOIL completed. Radar – good results.

CONTRACTUAL		\$ 4,000.00
Abstract #1	\$ 0.00	\$ 4,000.00
Abstract #2	\$ 232.55	\$ 3,762.45
Abstract#3	\$ 755.03	\$ 3,007.42
Abstract #4	\$ 147.75	\$ 2,859.67
Abstract#5	\$127.00	\$ 2,732.67

- Worked 86 hours

HIGHWAY SUPERINTENDENT: Kevin Esselman

Plowed and sanded as needed
 Finished cleaning up debris from the storms in March
 Took sanders and plows off the trucks
 Had sand and crusher run hauled in
 Swept the roads
 Started grading dirt roads and replacing pipes
 Worked 160 hours
 Contractual balance is \$3,347.22

TOWN CLERK: (Deputy Margaret Richardson)

- Issued 1 temporary and 1 permanent accessible permits
- Received \$150.00 site plan fee and \$10,000.00 escrow fee from Planning Board.
- Received 2 Bldg. Permits, \$616.00; 3 Municipal Searches, \$225.00 from CEO.
- Issued 20 dog licenses – \$212.00 for Town; \$28.00 for Ag & Markets.
- 4/17 I picked up the 2018 Primary Enrollment book from Pam Murrin at BOE for the town clerk's office.
- Prepared a FOIL payroll information request for *Time Herald Record*
- I received 2 notary requests and directed them to call their bank or post office for the service.
- Printed out a Driveway application off the town web site for Jim Brundage to complete and leave for the CEO.
- There were two inquiries for death certificates and both were not for the Town.
- Prepared for bills audit for Councilmen Grund and Nearing

Deputy clerk worked 73 ¼ hours total for April 2018

Expenditures \$ 310.93

Contractual Balance: \$ 3,570.91

CODE ENFORCEMENT OFFICER: Gregg Semenetz – not present

- Submitted a written report:

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- Worked 80 hours, traveled 607 miles
- Issued 2 permits 0 renewals
- C of O's issued 1
- Notices of disapproval 0
- Municipal search letters 4
- Appearance tickets 0
- Revenues: \$841.00
- Expenses: \$377.78
- Contractual Balance: \$3,552.87

TAX COLLECTOR – Eileen Hennessy

- Worked 47 hours during April
- Balance \$2,539.10
- Amount due Supervisor, \$3,202.18
- Abstract is off \$663.08, still looking for issue.

ATTORNEY – Karen Mannino – nothing to report

ASSESSOR – Lorry King – not present

1. Board of Review training was May 2, 2018
2. Attended Sullivan Co Assessors Meeting
3. Tentative roll filed with Town Clerk on 4/27/18
4. Grievance Day is May 22, 2018 at the Town Hall between 4:00-8:00 p.m.

New Business:

1. I attended the Board of Review training on May 2nd and also our County Assessor monthly meeting at 4:00 pm in Monticello.

Assessor Hours: 28.75

Clerk Hours: 24.50

Expenditures

\$1355.40

Contractual

Balance \$2,905.81

SEWER – Michael Walter, SPO

- Submitted written report; worked 71 hours for April 2018;

DCO – Rosemary Barile – not present

No report for April 2018.

HISTORIAN – KC Garn – not present.

BOARD MEMBERS –

Councilperson Grund – nothing else

Councilperson Nearing – nothing else

OLD BUSINESS:

- Basketball Court, Pickle Ball, Ball Field and Exercise Park – tabled
- Zoning on summer camps and private schools: public hearing is scheduled for May 9, 2018
- Nearing Sewer petition: public hearing rescheduled for May 9, 2018 meeting.
- Transfer Station
- Unsafe buildings 2018: CEO will follow up.
- Back deck: is completed
- Clean-up days – May 19th and 20th
- Witcon building will begin in June

NEW BUSINESS:

PUBLIC COMMENT: (Limited to 3 minutes presentation on any topic.)

No other comments from the audience.

MOTION: On motion by Councilperson Nearing, seconded by Councilperson Grund, to recess meeting at 9:00 p.m. and go into executive meeting to discuss personnel issues. All present Board members voted in favor.

MOTION: On motion by Councilperson Grund, seconded by Councilperson Nearing, motion to close executive meeting at 9:25 p.m. with no action taken. All present Board members voted in favor.

MOTION: On motion by Councilperson Salzberg, seconded by Councilperson Story, to recess meeting to Monday, May 21st at 6:30 p.m. Time 9:30 p.m. All present Town Board members voted in favor.

Respectfully Submitted, _____
Margaret Richardson, Deputy Town Clerk