

**REGULAR MEETING, TOWN OF COCHECTON, July 9, 2014,
PUBLIC HEARING LOCAL LAW # 1 2014, BID OPENING FUEL**

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A regular meeting of the Town of Cochection was held on July 9, 2014 at 7:00 PM at the Cochection Town Hall with the following members present:

(Between 7:00 PM and 7:30 PM for the purpose of auditing bills)

Regular Meeting was called to order by Supervisor Maas with the pledge to the flag at 7:32 PM.

PRESENT: Supervisor Gary Maas
Councilperson Larry Richardson
Councilperson Edwin Grund
Councilperson Anna Story
Councilperson Sean Nearing –not present

OTHERS PRESENT:

Hollye Schulman – Town Clerk Kevin Esselman – Highway Superintendent
Gregg Semenetz –CEO entered at 7:43 p.m. Eileen Hennessy—Tax collector

MOTION: Open Public Hearing

On motion by Councilperson Grund, seconded by Councilperson Story, the following motion was to open the Public Hearing re: Local Law # 1 of 2014 to change the term of office for the Highway Superintendent from a 2 year term to a 4 year term. Time 7:01 p.m.

All Town Board members present voted in favor

Town Clerk read the legal notice placed in the Sullivan County Democrat

Peter Grosser, Mill Road, asked about the administrative and financial interest for the town. HWY Superintendent Esselman answered, when he first became the Highway Superintendent he worked off someone else's budget; the next year was on his own budget and had run for office again. There was no time to really prove himself.

Peter Grosser stated Kevin is doing a good job, 2 years a good job, someone else may not do as good of a job and you would be stuck with that person for 4 years.

Supervisor Maas, HWY Superintendent whole term spent learning the job. So when Kevin approached him about extending his term of office he had no problem with bring it before the people.

Dennis Nearing, Nearing Road, 2 years if good at job would be re-elected he is not in favor of a 4 year term, HWY Superintendent could get comfortable and men get comfortable and may not do a good job. You would be stuck with that person for 4 years. He also said Kevin is doing a good job.

Jerold Yavarkovsky, Schmidt Lane, Agrees with the other that spoke before him. Asked if there was research on other towns that have a 4 year term for their HWY Superintendent? Potentially there could be some conflict with the town board. HWY Superintendent has full discretion of his budget, would like more research, perhaps put information on the web-site. Also felt Kevin doing a good job. Has no problem with it going to a referendum.

Supervisor Maas said Jerold was correct when he said the HWY Superintendent has full discretion over his budget. Mentioned that Liberty, Lumberland and Thompson have 4 year terms for their HWY Superintendent, and he explained his position

Councilperson Richardson echoed what he heard from the persons who spoke before him. Kevin is doing a good job. HWY Superintendent does not answer to the Town Board. Councilperson Richardson has been on the board and in the audience, if someone is not happy with the job the HWY Superintendent is doing the Town Board can not tell the HWY Superintendent what to do. Often when the HWY Superintendent is doing a good job they have no opposition, and it is a good idea to get out and speak to the members of the community

Supervisor Maas, if Kevin not doing a good job would not be re-elected. If budget is overspent and the Town Board doesn't agree with the expenditures the HWY Superintendent has full responsibility for the expenditures.

Someone asked how would it be enforced? Councilperson Richardson said there are procedures.

No one else wished to speak.

MOTION: Close Public Hearing

On motion by Councilperson Grund, seconded by Councilperson Richardson, the following motion was to close this Public Hearing. Time 7:21 p.m. All present board members voted in favor

Regular meeting started at 7:32 p.m.

Fuel Bid Openings:

Town Clerk read the legal notice for fuel bids which was published in The Sullivan County Democrat.

There were 3 bids received and the Town Clerk read them in the order they were received.

1. County Petroleum
Journal of Commerce June 30, 2014

PRODUCT	POSTED DELIVERED	FIRM PRICE DIFFERENTIAL	TOTAL BID
Diesel	\$3.09	\$+.24	\$3.33
#2 Heating Oil	\$3.09	\$+.22	\$3.31
Unleaded			
Regular Gasoline	\$3.21	\$+.12	\$3.21

2. Ultra Power
Journal of Commerce July 3, 2014

PRODUCT	POSTED DELIVERED	FIRM PRICE DIFFERENTIAL	TOTAL BID
Diesel	\$3.02	\$+.1320	\$3.1520
# 2 Heating Oil	\$3.02	\$+.1320	\$3.1520
Unleaded			
Regular Gasoline	\$2.92.05	\$+1320	\$3.0525

3. Mirabito Energy Products
Journal of Commerce June 30, 2014

PRODUCT	POSTED DELIVERED	FIRM PRICE DIFFERENTIAL	TOTAL BID
Diesel	\$3.0900	\$+.1000	\$3.1900
# 2 Heating Oil	\$3.0900	\$+.0900	\$3.1800
Unleaded			
Regular Gasoline	\$3.0900	\$+.1500	\$3.2400

After converting the Journal of Commerce from July 3, 2014 to June 30, 2014 for Ultra Power the Town Board made their decision

RESOLUTION # 44
ACCEPT FUEL BID FROM ULTRA POWER AND MIRABITO ENERGY PRODUCTS

On motion of Councilperson Richardson, seconded by Councilperson Grund, the following resolution was RESOLVED, to accept the bid from Ultra Power for unleaded gasoline at the above bid price, and to accept the # 2 Fuel Oil and Diesel bid from Mirabito Energy Products at the above bid price

ADOPTED: AYES 4 NAYS 0 Councilperson Nearing absent
Supervisor Maas
Councilpersons: Richardson, Grund and Story

MOTION: On motion of Councilperson Richardson, seconded by Councilperson Grund, the following motion was, to accept the minutes of June 11, 2014 and be accepted as submitted. All present Town Board members voted in favor

MOTION: On motion of Councilperson Grund, seconded by Councilperson Richardson, the following motion was to approve payment of bills on abstract # 7 in the following amounts.

General Account	Voucher # 339-377	\$8,036.83
Sewer Account	Voucher # 378-382	\$1,806.81
Lighting District Account	Voucher # 345 in prepaid	\$176.11
Highway Account	Voucher # 383-388	\$99,628.28

Voucher #'s 347, 355, 375 and 384 split between funds, same voucher
Voucher #'s 339-354 are noted as PREPAID on June 12th, 16th, 24th, 26th and July 1th, 2014
All present Town Board members voted in favor.

CORRESPONDENCE:
Time Warner Cable – a better TV experience
UDC—Tag Grants due by August 29, 2014 Councilperson Richardson had asked about getting digitized maps of property in the town. Supervisor Maas said you can get this information from the County Web-site. Councilperson Richardson said the Town of Cochection has an overlay district in the River Corridor. Which would be nice for the property owners to be able to see that and it is not on the County web-site. He also thought the Council might be willing to have the whole river corridor overlay printed, although they probably don’t have the resources. Digitized maps with the river corridor overlay would be a benefit to the Town of Cochection
Letter from John Ogozalek, Social Studies Teacher at Sullivan West High School –Thanking the Town Board for replacing the “Jersey Claim Line”, he also sent 3 pictures of the Boundary Rock on the Delaware River. Supervisor spoke to Ed Mole NYS DOT about where to place the post and sign, so it won’t get taken down again.
Time Warner Cable—program changes
Delaware Liquor license Services: Re; a request from Jam Dexter Corp, for a 30 day waiver of this thirty day notice in order to expedite the application process with the Liquor Authority

MOTION: On motion by Councilperson Richardson, seconded by Councilperson Story the following motion was to allow the 30 day waiver to move the Liquor License application forward. All present Town Board members present voted in favor.

PUBLIC COMMENT:

Jerold Yavarkovsky, Schmidt Lane, asked if there was any progress on the Bulletin Board. The Attorney needs to make up the proposal and then it can be signed by the Ambulance Corps.

No one else wished to comment

COMMITTEE REPORTS:

Planning: Councilperson Richardson –Nothing to report
Youth Commission: Councilperson Grund reported on the activities for the Youth of Cochection, Movies, Car wash on June 22, at Gasko Meyer which netted \$388.50 profit. July 12, Firemen Field Day 11am -5 pm, will have a bouncy house and snow cones. There is also a trip to Camel Beach, a baseball game in Scranton, Wayne County Fair, rafting and camping trip are planned.
Web Site: Councilperson Story –added June 11 agenda with links. Removed expired info from News Alerts and Legal Notices pages. Added Fireman’s Field Day, and youth events as well as Town Board minutes. Also added Legal Notices and Public Hearing and Fuel Bids. Worked 3.25 hours. The Fire Dept. will have their meeting on July 14 so at this time there is nothing to report.

DEPARTMENT HEADS:

SUPERVISOR: (Gary Maas)

Submitted a written report:

- Monthly Financial Report

Bank Information: Bank Information:

Deposited \$ 100.00 UDC check

Deposited \$ 1,643.00 Judicial fees

Deposited \$ 418.00 Judicial fees

Deposited \$ 1,449.89 Town Clerk fees

Deposited \$ 445.00 MORTON’S

Deposited \$ 417.00 Debit Card

Made transfers and deposits as needed and gave budget to actuals to board

1. Activity

Calls or emails with Karen Mannino, Fulton Well Drilling,, NYS Health Dept, George Walter, Engineering Properties, Mike Preis,
Worked on enrolling new employee, water system, went on inspections with Gregg, Worked on IRS

CONTRACTUAL		\$5,000.00
Abstract #1		
Abstract #2	\$375.60	\$4,624.40
Abstract#3	\$716.78	\$3,907.62
Abstract #4	\$132.80	\$3,774.82
Abstract #5	\$170.65	\$3,604.17
Abstract#6	\$122.61	\$3,481.56
Abstract#7	\$109.49	\$3,372.07
Abstract#8	\$	\$
Abstract#9	\$	\$
Abstract#10	\$	\$
Abstract#11	\$	\$
Abstract#12	\$	\$
Abstract#12A		
Worked 86.5 hours		

HIGHWAY SUPERINTENDENT: (Kevin Esselman)

Submitted written report:

- Out patching our gravel and paved roads.
- Out with mower.
- Cut rebates for areas to be paved.
- Started paving roads around town.
- Went to Highway School where again they had a lot of great classes. One of the big focuses was on employees and management. They covered from dealing with difficult employees to violence in the workplace. For management it was more positive attitudes at work and setting up social media. There were also a few live demos with paving and preserving your pavement. Also just talking with other Superintendents from different areas you get a lot of information on their past experiences.
- Diesel 651.4 Del / 614 Used
- Gas 200 Del / 109 Used
- Worked 160 Hrs.
- My contractual balance is \$1,698.73

Supervisor Maas asked HWY Superintendent about Social media – some towns have a Facebook account, twitter etc. He is not interested in having any of this. He mentioned that it was time to put out bids for ice control sand.

RESOLUTION# 45

TOWN CLERK TO PLACE LEGAL NOTICE FOR ICE-CONTROL SAND

On motion by Councilperson Grund, seconded by Councilperson Story, the following resolution was RESOLVED, to have the Town Clerk place the legal notice in The Sullivan County Democrat for ice control sand from September 1, 2014 through August 31, 2015, and BE IT FURTHER RESOLVED, the bids shall meet Sullivan County Specifications and be returnable to the Town Clerk no later than 3:00 p.m. August 12, 2014 at her office or mailed to P.O. Box 295 Lake Huntington, NY 12752

ADOPTED: AYES: 4 NAYS: 0 Councilperson Nearing absent

Supervisor Maas

Councilpersons: Richardson, Grund, and Story

HWY Superintendent also mentioned that the Fall session for Highway Superintendents will be held at the Villa Roma in September. He asked permission to attend.

MOTION: ON motion by Councilperson Story, seconded by Councilperson Richardson, the following motion was to allow the HWY Superintendent to attend the Fall Highway School to be held at the Villa Roma in September. All present Town Board members voted in favor

At this time the HWY Superintendent mentioned the Town should have a shared service agreement with a few other towns. If an event such as the last couple of storms, a Town can be reimbursed for sending a piece of equipment and manpower to help another town with cleanup. Councilperson Richardson said now there is a financial and legal reason, can ask other towns to sign a simple agreement. This was discussed

Councilperson Richardson mentioned that Bernas Road is taking a beating this year. During the heavy rains the ditch in front of his home filled right to the top.

TOWN CLERK: (Hollye Schulman)

- Submitted a written report; \$703.57 in fees for June 2014
- I took care of the regular duties of the Town Clerk. Continue to help Dee when able
- UDC check # 3770 in the amount of \$100.00 received 6/26/2014 and turned over to the Supervisor the same day
- I issue 3 permanent and 1 temporary handicapped parking permits
- I helped a person that had a ticket get the information he needed from the Court Clerk- she was not in the office at that time. Gave out a filled out building permit. I sent a certified oath of office to a citizen – for his amended pistol permit.
- Had several questions re: hours at the transfer station and what is permitted
- I had trouble with my e-mail service from June 11-June 18th. Service was out over a large area.
- Also handed out a blank logging permit; as well as a building permit for a septic repair, and told the applicants to speak to the CEO for more information
- Attended the OSTCA meeting in Port Jervis on June 18th, we had a round table discussion. Term for Clerks (some are still only 2 year terms) and the procedure to have the term changed. Also discussed the problems with the DEC web-site, most problems have been corrected, but a few still need a little work
- I provide telephone #'s for different departments. I'm still getting calls for the Justice Court, the Assessor, and Planning Board. I also get calls asking for phone #'s for different services offered in this area, vets, churches, doctors and lawyers. (I never make recommendations)
- Worked a total of 106 1/2 hours
- Contractual balance: \$ 2,887.40

CODE ENFORCEMENT OFFICER: (Gregg Semenetz)

- Submitted a written report : Worked 80 hours, traveled 510 miles
- Issued 3 permits. 0 renewals
- 6 C of O's issued
- 1 Violation
- No appearance tickets
- Revenues: \$531.00
- Expenses: \$541.00
- Contractual Balance: \$2,843.79

CEO mentioned average permit month, violation on Tyler Road—finally heard from them first time in over a year, they want to refinance and need the information for the bank. Have had no response from the 2nd notices sent out for violations. The Town Board will have to decide which ones will need to be dealt with and put at the top of the list (next month). Have done some inspections re: the grease situation at the sewer plant. State Code allows for inspections every 2 years. This was discussed

TOWN ATTORNEY: (Karen Mannino) not present

- Submitted a written report
- Attended Town Board meeting
- Drafted Public Hearing Notice (Hwy Superintendent)

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- Resolution for Ambulance Corp. with e-mails

ASSESSOR: (Lorry King) not present

- Submitted a written report
- Old Business: 1. Field review of sales and new construction continues
- New Business: 1. Terri has completed section 13A and all of Section 13. This will complete the initial review. She will be going back in the field to address the recent new construction, and commercial properties. At this time, Terri is also working on the clerk end of the project, so together, we are trying to keep this project going forward.
- Assessor worked 27.5 hours, Data Collection Project June: Terri worked 60.5 hours
- Contractual balance: \$3,188.17

TAX COLLECTOR: (Eileen Hennessy)

- Submitted a written report:
- Balance in checkbook: \$0.03
- Attended Tax Collectors Meeting 1. New Name ATC Taxes changed from (Allen Tunnel) 2. Put Credit Card Logo's on Legal Letter when mailing taxes. 3. If a refund id less than \$2.00 you do not have to refund, money goes to the town. 4. E checks \$4.95 no cost to the town, 48 hours to clear same as regular check. 5. Bounce Check fee is \$20.00, bank charges \$15.00. 6. New Way to put on overpayments. 7. Wait 2 weeks before you send out your tax receipts. 8. Very important that when you make an address change you have to also change the big green book. 9. County does not update the Tax web site, once we turn over our books. So payments made to the county are not reflected on web site. 10. Get tax money to County ASAP
- Spent \$908.00 for new computer and to have it set up by Ryan
- Contractual Balance: 337.28

MOTION: On motion by Councilperson Story, seconded by Councilperson Richardson, the following motion was, to authorize the Tax Collector to collect taxes using e-checks. All present Town Board members voted in favor

PLANNING BOARD: (Sharron Cardone Chairperson) not present

No meeting –no report

SEWER OFFICER: (Michael Walter)

- Submitted a written report:
- Average flow 43,158 for the month of June, Percentage of C.B.O.D. removal 96% for the month of June and Percentage of T.S.S. removal was 92% for the month of June
- Worked 84 ½ hours, expenditures \$1,806.81
- Contractual Balance: \$4,767.94

Supervisor went with SPO and NYMIR rep. to all sewer buildings for their update information. SPEDIES report – requesting additional information

DOG CONTROL OFFICER: (Rosemary Barile) not present

No report submitted. Supervisor Maas mentioned the yearly inspection completed with Ag & Markets passed

HISTORIAN: (K.C. Garn) not present

Submitted a written report: There were no inquiries by the public this past month. MY report is being delivered today as I have not had internet or phone service at my house since yesterday's storm. Attached to your report is a copy of the 1869 report of the combined Cochection and Delaware "Board of Auditors" which gave an account of the assessed value of the respective towns at that time. It is interesting to note that Cochection's value was \$108,876.00 and Delaware's was \$128,336.00. That's a pretty substantial difference in value (in the new township's favor), and it would be interesting to know what the reaction was at the time. Enjoy the meeting. Let's hope it's productive and gets you home early enough to enjoy the summer evening

UDC: (Larry Richardson)

- The Council held its regular meeting on Thursday July 3.
- Heather Jacksy from the Sullivan County Division of Planning provided a power-point update on where the *Local Waterfront Revitalization Program* stands and some rough cost estimates.
- The UDC is going ahead with some energy and physical improvements to the office.
- The NPS would like the UDC to take the lead in encouraging and working with the Towns/Townships in the use of their *View Shed Analysis Program*. This will be further discussed in committee.
- The NPS is working on a Drone Use Policy over park lands.
- The Council is discussing giving priority to Tag Grants that are for digitalizing zoning maps that are compatible with the NPS map. Creating such a local map would allow for more precise locating of property as it relates to the river corridor boundaries. Tag Grant applications are due in the office by August 29.
- The Council has issued a RFP from consultants or planners to review the River Management Plan for suggested changes that would bring the Plan up to date. Identifying needed changes is the first step in a lengthy process to modify the plan.
- The annual rafting trip is scheduled for August 3. The deadline for registering is July 25. Cost is \$25.00 per person 13 yrs. and older, \$15.00 per child 5-12 years old.

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UDC report continues:

Actions taken:

- Approved a letter to Atlantic States Marine Fisheries Commission: requesting that traditional eel harvesting be continued in the Upper Delaware. *The Commission is looking to prohibit eel taking in an effort to allow depleted stocks to recover.*
- Approved a letter of appreciation to Acting NPS Superintendent Malcolm Wilbur.
- Approved a resolution for the NYS Insurance Fund excluding Executive Officers from Worker's Compensation Coverage.

TOWN BOARD:

(Councilperson Richardson)

Mentioned a few shingles are off the shed, and probably should be replaced before more damage is done

(Councilperson Story)

Nothing at this time

(Councilperson Grund)

Nothing at this time

(Supervisor Maas)

Nothing at this time

OLD BUSINESS:

1. Basement Completion –water system: Parts are here, but Eugene Fulton has come down with a bad case of Lyme disease, Hopefully he will be in next week to finish up the project
2. Unsafe Buildings – discussed earlier
3. Sewer Dept. –Pump house and SPEDIES permit –still working on SPSEDIES (they need additional information). The sign is up by the pump station with phone #'s in case of emergency

NEW BUSINESS:

1. Request from Sullivan County Renaissance to hold a meeting on Sept. 3, 2014 at the Town Hall where Planning and Zoning members can get 5 hours of credit. The topic will be River Corridor
2. FEMA—letter asking the Town to sign off on the 2008 project
3. Route 97 sign -- where to place it so as not to have it taken down again

PUBLIC COMMENT:

No one wished to comment.

MOTION: On motion of Councilperson Story, seconded by Councilperson Richardson, the following motion was to adjourn this Town Board meeting. Time 8:38 p.m. All Town Board members present voted in favor

Respectfully Submitted,

Hollye Schulman, Town Clerk