

**REGULAR MEETING, TOWN OF COCHECTON, DECEMBER 10, 2014
PUBLIC HEARING**

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A regular meeting of the Town of Cochection was held on December 10, 2014 at 7:00 PM at the Cochection Town Hall to hold a Public Hearing re: rules and regs for the community room. The following members were present (Between 7:00 PM and 7:30 PM for the purpose of auditing bills)
Meeting was called to order by Supervisor Maas with the pledge to the flag at 7:31 PM.

PRESENT: Supervisor Gary Maas
Councilperson Larry Richardson
Councilperson Edwin Grund
Councilperson Anna Story
Councilperson Sean Nearing

OTHERS PRESENT:
Hollye Schulman –Town Clerk
Gregg Semenetz –CEO
Karen Mannino –Attorney
Michael Walter –SPO

MOTION: On motion by Councilperson Grund, seconded by Councilperson Richardson, the following motion was to open the Public Hearing re: The Rules and Regs. for the Community room. Time 7:04p.m. All voted in favor

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

Rules and Regs. were discussed. The Rules and Regs. were read into the minutes and are as follows:

1. The facility's use is limited to any Cochection based non-profit civic organizations and Town sponsored events. The time period for use will be granted by Town Board and who should be notified of any changes to avoid any conflicts.
2. One responsible person must be named by the organization wishing to use facility with contact information, and this person will be provided a key to the facility.
3. No Smoking Policy to be enforced. No smoking to be permitted in enclosed areas or within 50 feet of Town Hall
4. No alcohol on the premises
5. No minors are allowed without proper supervision
6. Do not touch the thermostat –it is automatically set!
7. When leaving facility, kitchen should be clean, tables wiped down, and tables and chairs are to be left as they were found
8. All Garbage should be properly disposed
9. Shut any windows, shut off the lights, and make sure all doors are locked
10. The Town Board reserves the right to change or amend these rules and regulations at any time

There was some discussion regarding insurance by organizations using the facility

There may be a few changes before being adopted. This will be addressed at the yearend meeting tentatively to be held on Dec. 30, 2014 at 6:30 p.m.

Only one member of the community present and he had no comment re: rules and regs. Some other business was discussed

Water tank at the old town hall has a leak in the bladder. Supervisor will take care of getting this problem fixed as the Highway workers use the water. He will order a new water tank tomorrow

MOTION: On motion by Councilperson Grund, seconded by Councilperson Story, the following motion was to close this Public Hearing. Time 7:18 p.m. All voted in favor

The Rules and Regs will be on the yearend meeting agenda

Regular meeting opened at 7:31 p.m.

RESOLUTION # 65

NEW YORK STATE RETIREMENT GENERAL BUDGET 2014

On motion of Councilperson Richardson, seconded by Councilperson Story, the following resolution was WHEREAS, the Cochection Town Board when adopting the FY 2014 budget was unaware that costs in the New York State Retirement System would increase by 27% overall, and that amount was not accounted for in the General Budget line A 9010.800 (NYS Retirement System) and needs to fund that line with additional funds for the current bill, and therefore

BE I T RESOLVED, that Budget line A 1990.400 (Contingency) in the amount of \$8,679.36 is transferred to line A 9010.800 (NYS Retirement System) so that line A 9010.800 (NYS Retirement System) shows \$52,679.36 and line A 1990.400 (Contingency) shows \$5,320.64

ADOPTED: AYES: 5 NAYS: 0

Supervisor Maas
Councilpersons Richardson, Grund, Story and Nearing

RESOLUTION # 66

NEW YORK STATE RETIREMENT HIGHWAY BUDGET 2014

On motion of Councilperson Grund, seconded by Councilperson Story, the following resolution was WHEREAS, the Cochecton Town Board when adopting the FY 2014 budget was unaware that costs in the New York State Retirement System would increase by 27% overall, and that amount was not accounted for in the Highway Budget line DA 9010.800 (NYS Retirement System) and needs to fund that line with additional funds for the current bill, and therefore

BE IT RESOLVED, that Budget line DA 1990.400 (HEALTH INSURANCE) in the amount of \$5,3012.50 is transferred to line DA 9010.800 (NYS Retirement System) so that line DA 9010.800 (NYS Retirement System) shows \$50,301.50 and line DA 9060.400 (Health Insurance) shows \$69,698.50

ADOPTED: AYES: 5 NAYS: 0

Supervisor Maas

Councilpersons Richardson, Grund, Story and Nearing

RESOLUTION # 67

NEW YORK STATE RETIREMENT SEWER BUDGET 2014

On motion of Councilperson Nearing, seconded by Councilperson Richardson, the following resolution was WHEREAS, the Cochecton Town Board when adopting the FY 2014 budget was unaware that costs in the New York State Retirement System would increase by 27% overall, and that amount was not accounted for in the Sewer Budget line SS 9010.800 (NYS Retirement System) and needs to fund that line with additional funds for the current bill, and therefore

BE IT RESOLVED, that Budget line SS 9060.800.400 (HEALTH INSURANCE) in the amount of \$1,245.14 is transferred to line SS 9010.800 (NYS Retirement System) so that line DA 9010.800 (NYS Retirement System) shows \$6,745.14 and line SS 9060.400 (Health Insurance) shows \$8,754.86

ADOPTED- AYES: 5 NAYS: 0

Supervisor Maas

Councilpersons Richardson, Grund, Story and Nearing

RESOLUTION # 68

BUDGET TRANSFER SEWER

On motion of Councilperson Story, seconded by Councilperson Nearing, the following resolution was WHEREAS, the Cochecton Town Board when adopting the FY 2014 budget was unaware of additional expenses, (additional pump on hand, new pump house and wiring, and generator, engineer study on SPEIDES permit, permit for DRBC, circulating pump, calibration of flo-meter and a seemingly never ending list of unexpected expenses) that could not be accounted for in line SS 8130.400 (Sewer Operations –Contractual) and needs to fund the line with additional funds for current and future bills, therefore,

BE IT RESOLVED that budget line SS 9060.800 (Health Insurance) in the amount of \$1,500.00 be transferred to line SS 8130.400 (Sewer Operations-Contractual) so that line SS 8130.400 shows \$38,000.00 and line SS 9060.800 (Health Insurance) shows \$7,254.86.

ADOPTED- AYES: 5 NAYS: 0

Supervisor Maas

Councilpersons Richardson, Grund, Story and Nearing

RESOLUTION # 69

BUDGET TRANSFER HIGHWAY

On motion by Councilperson Grund, seconded by Councilperson Story, the following resolution was WHEREAS, with the ice and snow storms early in 2014 the Highway Line for DA 5130.400, MACHINERY CONTRACTUAL and DA 5142.400 (Snow Removal Contractual) have become dangerously low and so as to enable the Highway Superintendent to purchase plow blades, chains, salt and sand for the remainder of FY 2014 the following transfers are needed, and therefore,

BE IT RESOLVED that budget line DA 5110.400 (General Repairs Contractual), in the amount of \$3,000.00 be transferred to line DA 5130.400 (Machinery Contractual) and also the amount of \$8,000.00 from DA 5110.400 (General Repairs Contractual) to DA 5142.400 (Snow Removal Contractual) so that line DA 5110.400 (General Repair Contractual) shows \$64,000.00 and line DA 5130.400 (Machinery Contractual) shows \$113,000.00 and DA 5142.400 (Snow Removal Contractual) shows \$110,500.00

ADOPTED- AYES: 5 NAYS: 0

Supervisor Maas

Councilpersons Richardson, Grund, Story and Nearing

RESOLUTION # 70

SECONDARY ANIMAL SHELTER

On motion by Councilperson Richardson, and seconded by Councilperson Grund, the following resolution was

**M U N I C I P A L A G R E E M E N T
S E C O N D A R Y A N I M A L S H E L T E R**

AGREEMENT made this 10th day of December, 2014 between the TOWN OF COCHECTON, Lake Huntington, New York (hereinafter “Cochecton”) and the TOWN OF BETHEL, White Lake, New York (hereinafter “Bethel”)

WHEREAS, Cochecton has a need to arrange for a Town of Cochecton secondary animal shelter; and

WHEREAS, Bethel is available to provide said service to Cochecton; and

WHEREAS, the parties wish to memorialize an agreement whereby Bethel will provide the said service for Cochecton.

NOW THEREFORE, it is agreed:

1. This agreement will commence upon full execution hereof and end December 31, 2015. Renewal will be at the option of the parties.

RESOLUTION # 70 continues:

2. Bethel agrees to accept any dog (normally when the Humane Society of Middletown is unavailable) brought to its shelter by Cochecton's Dog Control Officer (DCO), from Cochecton - space permitting.
 3. The dogs, in accordance with the New York State Agricultural law, must be held for the seven day legal holding period, after which they may be put up for adoption if not claimed by owner. If said dogs are not claimed or adopted, they become the property of Bethel and maybe transferred to another shelter in accordance with our contract and policies. All costs will be paid for by Town of Cochecton.
 4. When leaving a dog that the Cochecton DCO believes may be dangerous, the dog must be kept in the outside only part of the Bethel pen and follow the agreed upon protocol. Written information must be given to the shelter manager that clearly communicates that the animal may be dangerous.
 5. Since Bethel does not have a veterinarian on premises, it is unable to accept any animal with suspected mange, rabies, distemper, parvovirus or an injury that requires immediate medical attention. These animals will have to be taken to a veterinarian by the Cochecton DCO for treatment or euthanasia. Any resulting bills for these animals will be paid directly, to the veterinarian, by Cochecton.
 6. Fees:
 - a. Cochecton will pay a fee of \$200.00 per week per dog delivered to Bethel.
 - b. If Bethel assists Cochecton due to the unavailability of Cochecton's DCO, Cochecton will be billed an additional fee of \$100.00 plus the federal mileage reimbursement rate for 2015.
 - c. If Bethel must hold a dog beyond the legal holding time because of a pending court case, bite case, etc., Bethel will charge Cochecton \$15.00 per day, per dog. Bethel is not required to hold more than three (3) animals for Cochecton when the animals are seized by the Cochecton DCO in the event of cruelty case.
 7. Release to owner: No dog shall be released to a person claiming ownership until after proof of current and valid licensing and current rabies shot has been obtained and/or produced, along with a redemption fee of \$100.00 payable to the Town of Cochecton.
 8. Bethel will send out vouchers once a month. A record of the disposition of the dogs from the prior month will be sent out by the end of the month.
- IN WITNESS WHEREOF, the parties hereto have set their hands and seals the day and year first above written.

Daniel Sturm, Town Supervisor
Town of Bethel
Dated: _____

Gary Maas, Town Supervisor
Town of Cochecton
Dated: _____

MOTION: On motion by Councilperson Richardson, seconded by Councilperson Grund, the following motion was to accept the Municipal Secondary Agreement from Bethel Animal Shelter. All board members voted in favor

MOTION: On motion by Councilperson Richardson, seconded by Councilperson Grund, the following motion was to authorize the Supervisor to sign the Middletown Humane Society Shelter Agreement. All board members voted in favor

MOTION: On motion of Councilperson Richardson, seconded by Councilperson Grund, the following motion was to approve the minutes from November 12, 2014 and be approved as submitted. Four board members voted in favor with Councilperson Story abstaining

MOTION: On motion of Councilperson Nearing, seconded by Councilperson Story, the following motion was to approve the bills on Abstract # 12 in the following amounts:

General Account	Voucher #'s 596-629	\$61,645.41
Sewer Account	Voucher #'s 630-634	\$8,047.22
Lighting District Account	Voucher # 601	\$244.17
Highway Account	Voucher #'s 635-645	\$62,153.07

Claim #'s 604, 605, 612, 626, 628, 629, 637 and 643 are noted as splits between funds, same voucher.
Prepaid claims were paid on November 10th, 18th, 20th and December 1st, and 4th, 2014
All board members voted in favor.

CORRESPONDENCE:

The National Bagel Association: Meeting held Dec. 10, 2014 at 5:30 Bernie's Holiday Restaurant. Sullivan County now "The Bagel Capital"

Delaware Valley Job Corps: Community Relations "Council Meeting Tuesday Dec. 2, 2014. from 9:15-10:15 am at the Delaware Valley Job Corps Center

Shelter permit - Bethel

Office of Attorney General: Jan. 2014 NYS adopted so-called "puppy mill" legislation amending Section 407 of the Ag & Markets Law and Section 753-d of the General Business Law

Joseph F. Abate: Program Manager, Municipal Government Super Storm Sandy FEMA Public Assistance Program NYMIR: "Drive To Survive" safety seminars to be held on Jan. 6, 2015 at the Mombasha Fire Company Monroe, NY from 8:00 -11:00 a.m. Law Enforcement Only cost \$35.00

PUBLIC COMMENT:

At this time the CEO gave his report early due to the inclement weather.

CODE ENFORCEMENT OFFICER: (Gregg Semenetz)

- Submitted a written report:
- Worked 80 hours, traveled 596 miles, issued 3 permits, 0 renewals, 1 C of O's, no notice of disapproval, 2 municipal search letters, 0 appearance ticket
- Revenues \$725.00, expenses \$426.80
- Contractual Balance: \$215.59

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Permits down, collected on old building permits that were on the books before I became the CEO. One was \$500.00 and the other was \$260.00. The house on Cushetunk that built without a permit has hired an engineer to make sure the building permit is in compliance (this will most likely happen in the spring

Councilperson Richardson asked about the unsafe structure on Stony Road is there any information? CEO replied not yet it is still being worked on through the estate.

There were several buildings that were built without a permit which the data collector found

SEWER OFFICER: (Michael Walter)

- Submitted a written report:
- Average flow of 16,107 gallons per day for month of November
- Obtained 96% C.B.O.D. and 93% T.S.S. removal for November
- Spent a total of 71 hours attending to sewer district affairs in November
- Expenditures \$1,302.08
- Contractual Balance: - \$23.46

Mentioned that everything is working OK now. No grease since Nov. 8th. On Nov. 13th, located and uncovered manhole looking for where grease was coming from

The grease traps were discussed by the CEO and Sewer Plant operator and a member of the public.

COMMITTEE REPORTS:

PLANNING: (Councilperson Richardson) mentioned that the UDC presentation will be held on December 18th at 7:30 p.m. He also mentioned he attended the Sullivan County Planning presentation re: sustainable development which was very good.

YOUTH COMMISSION: (Councilperson Grund) 28 rooms were reserved for the trip to Great Wolf Lodge in November. 19 Youth made pizza at Angelina's on the Hill. The 3rd reading of the by-laws changes were read and approved. IF a check written to the CYC for an event bounces, there will be a \$20.00 fee charged. This amount must be paid along with any other debt in order to be considered in good standing with the CYC. Snow tubing is Jan. 4th with sign up on January 4th, 2015. Dec. 6 was the Christmas Party 32 signed up. The group is working on the events for 2015

Joan Ernst is resigning at the end of the year.

MOTION: On motion by Councilperson Grund, seconded by Councilperson Story, the following motion was to accept the resignation of Joan Ernst. All board members voted in favor

MOTION: On motion by Councilperson Grund, seconded by Councilperson Nearing, the following motion was to appoint David Blaine to fill the unexpired term of Joan Ernst which will end Dec. 31, 2017. All board members voted in favor

Web Site: (Councilperson Story) Added Nov. 12 agenda, removed expired information form news alerts, removed expired legal notices, and added Fire Commissioners legal notice. Reviewed the minutes for the town clerk. Worked 2 1/2 hours. Also gave her report for October, since she was not at that meeting, the complete report is in the Town Clerk's office if anyone wishes to look it over.

Fire District: held the vote for commissioner and only 10 people voted. Jim Farrell was again voted in to the position. They have also ordered stabilizers for the new fire truck, at a cost of \$1,600.00 which was no in the original proposal

DEPARTMENT HEADS:

SUPERVISOR: (Gary Maas)

Submitted a written report:

1 Monthly Financial Report

Bank Information:

- Deposited \$ 100.00 UDC check
- Deposited \$ 1036.00 Judicial fees
- Deposited \$ 1002.00 Judicial fees
- Deposited \$ 617.04 Town Clerk fees
- Deposited \$ 139.90 Debit Card

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

Activity

Calls or emails with DEC, Bob Anygal on Algae Bloom, Time Warner with upgrade on phones and internet, Engineering Properties, Mike Preis, Cooper Arias, NYSDOT.

Meeting at Jeffersonville with fellow colleague's and school officials, sent out Justice Court Audit, worked on Basement for Grand Opening for Nutrition Site.

CONTRACTUAL		\$ 5,500.00
Abstract #1	\$000.00	\$5,000.00
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

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Supervisor's report continues

Abstract#7	\$109.49	\$3,372.07
Abstract#8	\$177.39	\$3,194.68
Abstract#9	\$260.00	\$2,934.68
Abstract#10	\$ 69.90	\$2,864.78
Abstract # 11	\$101.66	\$2,763.12
Abstract # 12	\$ 94.00	\$2,669.12
Abstract # 12-A		
Worked 82 hours		

HIGHWAY SUPERINTENDENT: (Kevin Esselman) not present

- Submitted a written report:
- Out patching gravel and paved roads.
- Cut and chipped brush
- Finished hooking up sanders. Took some trucks for inspection. Had a few minor repairs.
- Put up seasonal signs.
- Replaced walk in door to basement of old Town Hall.
- Gathered information on New Turnpike B for lawyer
- Trucks have been out sanding and plowing as needed.
- Diesel Del – 235.5 gal / Used – 276.2 gal
- Gas No del / Used – 174.5 gal
- Worked 160 HRS
- Contractual Balance – 828.41

HWY Superintendent asked the Supervisor to request the board to raise one particular part-time seasonal worker from \$17.00 per hour to \$20.00 per hour.

Councilperson Story not comfortable with an approx. 16% raise. It should have been brought up during budget.
Councilperson Nearing said private sector cannot compete with though wages
Councilperson Richardson – it may be addressed at budget time next year
Councilperson Grund agrees budget time is when it should be addressed

TOWN CLERK: (Hollye Schulman)

- Submitted a written report:
- I took care of the regular duties of the Town Clerk.
- UDC check #1072 in the amount of \$100.00 received 11/28/2014 and turned over to the Supervisor the same day
- No handicapped parking permits issued in November
- I provide telephone #'s for different departments. I'm still getting calls for the CEO, Justice Court, Assessor, and Planning Board
- I have handed out blank building and logging permits, when the CEO is not in the office.
- Worked a total of 93 hours
- Contractual balance \$1,967.95

TOWN ATTORNEY: (Karen Mannino)

- Submitted a written report
- Attended Board meeting 10/8/14
- Review of FOIL request and response
- Attendance at Boar meeting 11/12/14
- Draft Public Hearing Notice/e-mails

TAX COLLECTOR: (Eileen Hennessy) not present

Submitted a written report: She has \$0.08 in her checking account. Contractual balance: not submitted

ASSESSOR: (Lorry King) not present

Supervisor went over her report:

Old Business:

1. Field review of sales and new construction continues
2. Terri has completed the residential collection, and she is currently working on adding those photos into our system, and updating the property record cards. She will be working with me on the commercial properties.
3. I will be attending the continuing ed course in Middletown of December 10th.

New Business:

1. Linda is back in the office as of December 3rd. Her hours are Wednesday 1:00 – 5:00 and Thursdays 9:00 – 1:00.

Hours

Assessor 30 Clerk 0

Data Collection Hours:

Nov. Terri 42 \$548.10
Balance: \$16,886.38

Assessor:

Expenditures: \$219.36

Contractual Balance: \$2,685.22

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PLANNING BOARD CHAIR: (Sharron Cardone) not present
No report submitted

DOG CONTROL OFFICER: (Rosemary Barile) not present
Submitted a written report –worked 8 hours. Contractual Balance: \$2,805.15

HISTORIAN: (K. C. Garn) not present
No report

UDC: (Larry Richardson)

- Submitted a written report:
- The Council held its regular meeting on Thursday December 5.
- Following the Roll Call, NPS Superintendent Heister presented a power-point presentation of a recent tour of Bradford County Pennsylvania showing gas drilling locations. Currently there is little gas drilling activity in the area and some of what was shown by this gas industry sponsored tour is five years old. Interesting visual contrast to areas surrounding the Upper Delaware River area is that most of Bradford was open farm land prior to gas drilling. This area in comparison is mostly wooded therefore a tremendous amount of clear cutting would result from drilling activities. It was noted that most of the dairy cows are now gone and the fields are being mowed for hay.
- An overview map of drilling sites and connecting buried pipes showed a spider web throughout the entire county. Since no structures can be built upon these pipe lines, the future of the Bradford County economy and build-out appears to be controlled by this industry.
- The new DRBC Commissioner Steven Tambini was present to introduce himself. He discussed the monthly hydrological report that still shows the reservoirs storage to be below normal. The salt line has moved up river about 10 miles from its normal location but does not yet pose a threat to fresh water intakes. He also noted that the Commissioners have not made a final decision concerning gas drilling regulations within the Delaware River Basin area.
- Tim Dugan the PA DC&NR representative stated that since there is a new PA governor, agencies are waiting to see what changes may be forthcoming.
- Richard Eckersley from Eckersley and Ostrowski, LLP the UDC accountant advised that a change in the threshold for required audits now allows for a “review”. His recommendation is to have a review performed for two years and a detailed audit every third year. This change will allow the UDC to save approximately \$2,000 dollars per review.
- The revised Design Handbook for the Upper Delaware Scenic and Recreational River is at the printer with the help of a grant from Sullivan Renaissance. A limited number of copies are being printed. The new booklet should be available for the December 18th Planning Board presentation.
- The Nominating Committee presented the following names for positions in 2015:
Chairperson: Al Henry (Berlin Township)
Vice-Chairperson: Susan Sullivan (Tusten)
Treasurer: Jeffrey Dexter (Damascus Township)

Actions taken:

- Approved a letter to DEC Commissioner Martens concerning the Draft Open Space Plan.
- Approved a printing contract with Courier Printing Corp for printing the 2015 newsletter
- Approved a contract with Eckersley & Ostrowski LLP FY2014 Financial Review.

TOWN BOARD:

(Councilperson Richardson)

Nothing at this time

(Councilperson Grund)

Nothing at this time

(Councilperson Story)

Nothing at this time

(Councilperson Nearing)

Nothing at this time

(Supervisor Maas)

Nothing at this time

OLD BUSINESS:

1. Basement Completion – Facility Use - Discussed earlier
2. Unsafe Buildings –discussed earlier
3. Sewer Dept. –SPEDIES permit and DRBC permit; Will be on the list until everything is finalized
4. Route 97 Historical Sign – this is finished and the sign is in placed at the same spot it was in before

NEW BUSINESS:

1. Bulletin Board –This will be addressed again in the spring
2. Year-end meeting – Re-organizational meeting --Dec. 30, 2014 at 6:30 p.m. Re-organizational meeting, Town Clerk to place legal notice for January 2, 2015

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MOTION: On motion by Councilperson Richardson, seconded by Councilperson Grund, the following motion was to have the Town Clerk place a legal notice in the Sullivan County Democrat advertising the Re-organizational meeting set for January 2, 2015 at 7:00 p.m. All board members voted in favor

PUBLIC COMMENT: No one wished to comment

MOTION: On motion of Councilperson Richardson, seconded by Councilperson Grund, the following motion was this Town Board meeting is recessed until December 30, 2014 at 6:30 p.m. year end meeting. Time 8:39 p.m. All voted in favor.

Respectfully Submitted,
Hollye Schulman, Town Clerk
