

A meeting of the Town of Cochecton was held on November 9, 2011 at 7:03 PM at the Cochecton Town Hall with the following members present:

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

Supervisor Gary Maas  
 Councilperson Larry Richardson  
 Councilperson Edwin Grund  
 Councilperson Richard Schulman  
 Councilperson Anna Story

**OTHERS PRESENT:**

Hollye Schulman – Town Clerk  
 John Keating – Attorney  
 Brian DuBois – Highway Superintendent  
 Gregg Semenetz –CEO Entered at 7:40 p.m.  
 Eileen Hennessy –Tax Collector  
 Sharron Cardone –Planning Board Chair

**MOTION:** On motion of Councilperson Grund, seconded by Councilperson Richardson, the following motion was to open the Public Hearing re: 2012 Budget. Time 7:03 p.m. All voted in favor

Town Clerk read the legal notice published in both the Sullivan County Democrat and The River Reporter.

No one from the community wished to comment.

**MOTION:** On motion of Councilperson Grund, seconded by Councilperson Richardson, the following motion was to close the Public Hearing. Time 7:26 p.m. All voted in favor

Supervisor opened the regular meeting at 7:32 p.m. with the pledge to the flag.

Supervisor Maas mentioned that the increase of 1.65% for FY 2012 budget under the 2% tax cap

**RESOLUTION # 59**

**ADOPT FY 2012 BUDGET**

On motion of Councilperson Grund, seconded by Councilperson Schulman, the following resolution was RESOLVED, that the FY 2012 budget is hereby passed as presented

**ADOPTED: AYES: 5 NAYS: 0**

Supervisor Maas  
 Councilpersons Richardson, Grund, Schulman and Story

**RESOLUTION: # 60**

**BUDGET CORRECTION FY 2011 WEB SITE**

On motion of Councilperson Richardson, seconded by Councilperson Story, the following resolution was WHEREAS, the Cochecton Town Board when adopting the FY 2011 budget put \$4,850.00 in line A 1220.401 (Contractual Town Website) for the purpose of creating a new Town Web Site, but with a few extra charges was over spent by \$332.00 and , therefore

BE IT RESOLVED, that budget line A 1220.401(Contractual Town Web Site) be increased by \$332.00 to read \$5,182.00 and line A 1990.400(Contingency Account) is hereby decreased by \$332.00 and now reads \$7,468.00

**ADOPTED: AYES: 5 NAYS: 0**

Supervisor Maas  
 Councilpersons Richardson, Grund, Schulman and Story

**RESOLUTION # 61**

**DEMOLITION/UNSAFE BUILDING CR 116**

On motion of Councilperson Richardson, seconded by Councilperson Grund, the following resolution was WHEREAS, the Cochecton Town Board when adopting the 2011 budget only budgeted \$5,000.00 in line A 3650.400 (Demolition/Unsafe Building Contractual) and

WHEREAS, an unsafe building was demolished on Route 52 in Lake Huntington and the cost was \$6,200.00 and Line A 3650.400 (Demolition/Unsafe Building Contractual) was increased to that amount on April 13<sup>th</sup> 2011 and since then the town has incurred additional expenses in clean up on Buff Road in the amount of \$1,900.00 and,

BE IT RESOLVED that budget line A 1990.400 (Contingency Account) in the amount of \$1,900.00 be transferred to line A 3650.400 (Demolition/Unsafe Building Contractual) so that line A 3650.400(Demolition/Unsafe Building Contractual) shows \$8,100.00 and line A 1990.400 (Contingency Account) shows \$5,568.00

**ADOPTED: AYES: 5 NAYS: 0**

Supervisor Maas  
 Councilpersons Richardson, Grund, Schulman and Story

Unsafe Building issue for property located on CR 116 and known as tax map SBL 12.-1-35 was discussed with the Attorney and Code Enforcement Office letting the Town Board know that the property was posted and inspected, property owner was notified, no response received from property owner since phone service was terminated.

**RESOLUTION # 62**

**DECISION AND FINAL ORDER UNSAFE BUILDING CR 116**

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

**TOWN BOARD OF THE TOWN OF COCHECTON  
DECISION AND FINAL ORDER**

In the Matter of Unsafe Building Hearing on Order regarding premises a Two Story Single Family Building and Small Out Building located on 630 CR 116, Cochecton, Town of Cochecton, New York, bearing Tax Map SBL 12-1-35.

**P R E S E N T**

The Town Board of the Town of Cochecton having issued a Notice of Order and Notice of Hearing within on October 12, 2011, upon service and filing with the Board of proofs of all required service and filing of process in accordance with the Town of Cochecton Unsafe Buildings Law and a after a hearings having been duly conducted on November 9, 2011 and all interested persons having been given full opportunity to be heard and/or having been heard.

And now the Town Board of the Town of Cochecton, having on November 9, 2011, concluded all matters with regard to the hearing process and now after due deliberation having been had, hereby makes its determination, in accordance with the Town of Cochecton Unsafe Buildings Law, whether to revoke the Order to make safe or remove; or continue said Order and direct the owner and other persons to complete the work within a specified time which shall be reasonable as to the time needed to perform the work and the necessity to protect the general public. WHEREFORE, it is hereby:

ORDERED that the Town board of the Town of Cochecton hereby continues said Order and direct the owner and other persons to complete the work on or before the 21 day of November 2011, which time is reasonable as to the time needed to perform the work and the necessity to protect the general public.

NOTICE, In the event that the owner and persons in interest shall fail to comply with this Decision and Final Order of the Town Board to make such buildings safe and secure or removed, the Town Board shall order such building or structure to be made safe and secure or removed and assess all the costs and expense, including the cost of actually removing such building or structure, against the land on which such building or structure is located at the same time and in the same manner as general Town taxes.

Dated: November 9, 2011

BY ORDER OF THE TOWN BOARD OF THE  
TOWN OF COCHECTON

HOLLYE SCHULMAN, TOWN CLERK

**ADOPTED: AYES: 5 NAYS: 0**

Supervisor Maas

Councilpersons Richardson, Grund, Schulman and Story

**MOTION:** On motion of Councilperson Grund, seconded by Councilperson Richardson, the following motion was to approve minutes of October 12, and October 26, 2011 and are accepted as submitted. All voted in favor

**MOTION:** On motion of Councilperson Grund, seconded by Councilperson Schulman, the following motion was that the bills on Abstract # 11 be paid in the following amounts:

General Account	Voucher # 492-521	\$11,367.42
Escrow Account	Voucher # 528	\$4,321.44
Sewer Account	Voucher # 530-533	\$2,443.22
Lighting District Account	Voucher # 534	\$573.97
Highway Account	Voucher # 535-543	\$19,235.28

Claim #'s 504, 506, 507 and 521 are noted as splits between funds, same voucher.

Voucher #'s 492-503 are noted as PREPAID on 10/17/11, 10/18/11 and 10/24/11. All voted in favor.

**CORRESPONDENCE:**

NYSHIP – premium rates for 2012

MMFT – meeting 11/10/11 in Tusten

Kristt Co. – protection for server – cost

Health Benefit changes

SLAC – Meeting Nov. 18<sup>th</sup>, 2011, Ira Cohen will be the speaker

Time Warner Cable – listing changes to channels

Association of Towns – Bill for next year. Will remain at \$800.00 to be a member

Notification for newly elected or re-elected officers – training Jan. 4-6 2012 in Rochester

Time Warner Cable rate changes going from \$17.00 to \$18.50 basic service

Ann Milucky- rep. from First National Bank of Jeffersonville – CD rates ½%

Meeting 11/28/11 from 9-4 at the Villa Roam re: Agriculture there is a \$5.00 fee and you must register

Empire Energy Nov. 15 and 16 2011 there will be 2 forums re: sound science re: fracking information

MMFT – draft should be ready sometime early next week

Highway Superintendent supplied the Highway inventory information for the board

Information for buyout program for employees

US Census Bureau information from the 2010 census

**PUBLIC COMMENT:**

Michael Attianese, Pinewood Road, asked if you can take tires to the transfer station – he was told yes, but there might be a cost involved. Councilperson Richardson said if Mr. Attianese was willing to take tires found he should take them and if cost involved should let the town know and the town will pay for them

Sharron Cardone, State Route 52, asked about a small travel trailer on CR 116, she was told someone was living in it. She was told the only time someone was there was during hunting season. CEO will look into it

**COMMITTEE REPORTS:**

Youth Commission: Councilperson Grund reported on the Tricky Truck held Oct 29, 2011 at the Firemen's Field. He missed the regular meeting. Eileen Hennessy gave the report with upcoming activities, time and place etc. The youth group is setting up the calendar of events for 2012. There will be an opening at the end of the year to replace Jerold Yavarkovsky

Office of The Aging: Councilperson Schulman, there was no meeting. Nothing to report

Web Site – Councilperson Story – made updates as necessary. Eileen Hennessy contacted me with information needed to be placed on the website- made all additions and corrections. Removed old news alerts and added new ones I still need Planning Board minutes for May thru August; I have spoken to Lauren to have her send them in a different format so I can access them. She has sent them in a PDF format but it comes out crooked and looks unprofessional. Worked 5 1/4 hours on the website

**DEPARTMENT HEADS:****SUPERVISOR:** (Gary Maas)

Submitted a written report:

## 1. Monthly Financial Report

Bank Information:

Deposited \$100.00 UDC check

Deposited \$945.00 Judicial fees

Deposited \$1,585.00 Judicial fees

Deposited \$2,971.60 Town Clerk fees

Deposited \$100.00 UDC check

Made transfers as needed

## 2. Activity

Worked on Budget and Tax Cap Limit

Worked on Zoning Advisory committee-calls

Meetings & Calls with John Webber, Highway Supt.,

Made deposits and transfers as needed

Meeting with FEMA on Hurricane Irene damage

Completed contract with SCDPW

New computers installed

CHIPS forms filled out and filed

## 3. CONTRACTUAL \$5,500.00

Abstract #1

Abstract #2 \$701.54 \$4,798.46

Abstract #3 \$457.34 \$4,341.12

Abstract #4 \$111.71 \$4,229.41

Abstract #5 \$850.35 \$3,379.06

Abstract #6 \$268.74 \$3,110.32

Abstract #7 \$130.74 \$2,979.78

Abstract #8 \$320.91 \$2,658.87

Abstract #9 \$ 99.54 \$2,559.33

Abstract #10 \$126.56 \$2,432.77

Abstract #11 \$826.17 \$1,606.60

**HIGHWAY SUPERINTENDENT:** (Brian DuBois)

- Submitted written report, Repair & maintenance as needed
- Smales Road – driveway pipe 12" X 20' poly, Brook Road –driveway pipe 15" X 35' poly & ditching
- Nobody's Road – 12" X 20' poly, Tomel Road 12" x 20' poly (driveway), New Town Hall –back up blacktop on parking lot
- Ditching on the following: Mill Road, Fred White Road, Ehrley Road
- Mill Road – installed 36" X 30 steel pipe
- Plow and sand as needed (Oct.) snow storm
- Contractual Balance: \$334.09

Highway Superintendent asked to advertise no winter maintenance on certain roads. The rep. from FEMA was here showed up at 9:00 a.m. was supposed to be here at 8:00 a.m. spent 2 1/2 with him, showed him all but 4 roads where work was and he took pictures. Also mentioned the new truck is in, and he needs to inspect it before delivery

**RESOLUTION # 63****AUTHORIZE SUPERVISOR TO WRITE CHECK FOR DELIVERY OF NEW TRUCK**

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

WHEREAS, the new truck purchased for the highway department is in at the dealer, and

WHEREAS, it needs to be paid for when delivered, therefore

BE IT RESOLVED, that the Supervisor is hereby authorized to write the check to pay for the new truck when it is delivered

**ADOPTED: AYES: 5 NAYS: 0**

Supervisor Maas

Councilpersons Richardson, Grund, Schulman and Story

Highway Superintendent mentioned that the new garage door has been installed, but waiting on the remote, it can be opened manually at this time.

**RESOLUTION # 64****AUTHORIZE THE TOWN CLERK TO ADVERTISE NO WINTER MAINTENANCE ON CERTAIN ROADS**

ON motion of Councilperson Grund, seconded by Councilperson Story, the following resolution was

RESOLVED, that the Town Clerk place a legal notice in both newspapers advertising no winter maintenance on the following roads: Haas Road from Stony Rd. to Haase's driveway, Stony Rd. from Rauch Road to Old County Road, Mill Rd. after Shawn Nearing driveway to H. Twyman's driveway, Erhley Rd. after the former William Shumanski property to Intersection of Schalck Rd., and Trillium Trail

**ADOPTED: AYES: 5 NAYS: 0**

Supervisor Maas

Councilpersons Richardson, Grund, Schulman and Story

Highway Superintendent mentioned that it might be difficult to plow and sand the New Town Hall parking lot, as if a big snow storm the men would be plowing and sanding the roads; which are the most important. Perhaps the maintenance man can plow and sand the parking lots at the New Town Hall. This was discussed.

**TOWN CLERK: (Hollye Schulman)**

- I took care of the regular duties of the Town Clerk
- I attended the OSTCA meeting October 19, 2011 held in Bethel, there was a round table discussion regarding the new forms for Marriage Licenses and Certification of Marriage Registration some clerks can't print the new certificates on their printers as them come out smeared. Luckily I don't have that problem.
- Also discussed was the Town Clerk's picking up the election materials; some clerk's feel that since the County took over the election process. They should deliver the materials when they deliver the machines. (The Town of Cochecton only has one election district), other towns have many more, and they need to have the highway department provide a truck to pick up the election materials.
- The UDC in the amount of \$100.00 received 10/27/2011 and turned over to the Supervisor on 10/28/2011
- I issued 2 permanent handicapped parking permits in the month of October
- I helped the Highway Superintendent: made up vouchers for his use for Cargill for salt deliveries, as they no longer provide the voucher on the back of the delivery ticket. Also helped Judge Sauer and the Tax Collector with paper work, ordering supplies etc. I also look up information regarding questions about property locations, CEO questions regarding permits and applications as well as some Planning Board information. I also provide telephone # for different departments in Sullivan County: such as Solid Waste, Western Transfer Station, County Clerk, and where to get absentee ballots, etc.
- There are still some questions regarding school taxes, as people think the Town Tax Collector is responsible for collecting the taxes.
- Contractual balance: \$2,585.41

**CODE ENFORCEMENT OFFICER: (Gregg Semenetz)**

- Worked 80 hours, total mileage 608
- Issued 3 permits, 0 renewals
- C of O's issued 5, Municipal search letters 5
- Appearance tickets: 1
- Revenues in the amount of \$550.00 for October 2011
- Expenses: \$427.04
- Contractual balance: \$1,135.04

Things are starting to wind down. Working on unsafe building on CR 116

**TAX COLLECTOR: (Eileen Hennessy)**

- Submitted a written report as of November 9, 2011
- Balance in checkbook is \$0.09
- Expenditures \$1,202.88
- Contractual balance: \$1,820.52

Tax Collector had purchased her envelopes and they have the forever stamp affixed to them.

Worked 10 hours in the month of October

**HISTORIAN: (K.C. Garn) absent**

No report submitted

**TOWN ATTORNEY:** (John J. Keating)

- Submitted written report
- Attended monthly and recessed meetings
- Prosecute Justice Court matters
- Worked on unsafe building matter

**ASSESSOR:** (Lorry J. King) not presentSubmitted written report: **Old Business:**

1. Field review of sales and new construction continues
2. The PEF Union and Gov. Cuomo have reached an agreement. Our local Newburgh Office of Real Property Services will be moving that office and will be relocated to the Westchester office. This is an incredible inconvenience for all the Counties who do business with the Newburgh Office

**New Business:**

1. Received both new computers, all software is up and running! Just a few tweaks here and there!

Contractual balance: \$347.07

**PLANNING BOARD CHAIR:** (Sharron Cardone)

- Submitted a written report: THE Planning Board Clerk submitted a copy of the draft minutes from the October 27, 2011 meeting. These minutes are on file at the Town Clerk's office if anyone wishes to review them. Planning Board Chair was not at the meeting due to car problems. The next meeting will be November 17, 2011 as the last Thursday of the Month is Thanksgiving.

Planning Board Chairperson Cardone at this time asked permission to attend the Association of Towns in February 2012. This will be addressed at the regular meeting in December

**SEWER OFFICER:** (George Walter) not present

Submitted a written report: October report as follows:

Average flow of 57,432 gallons per day for month of October

Obtained 94.4% C.B.O.D. for October

Obtained 88.8 % T.S.S. removal for October

Spent a total of 55 hours attending to sewer district affairs in October

Expenditures: \$927.12

Contractual Balance: \$12,446.46

**DOG CONTROL OFFICER:** (Rosemary Barile) not present

Submitted a written report:

Opening budget \$1,197.95 mileage 23 = \$11.60

Middletown Humane Society \$75.00 (this was not on her report, but has been added by the Town Clerk)

1 calls for dog at large

1 seized &amp; redeemed dog –dog license fee for license and redemption fee turned over to the town clerk

Contractual balance: \$1,111.35

**UDC:** (Larry Richardson)

- The Upper Delaware Council held its regular meeting on Thursday November 3. Various committee reports were presented.
- The DEP, DEC and the DRBC representatives were all absent
- The new representatives from Deerpark were introduced: David Dean a councilman and Virginia Dudko will be the alternate.
- Sean McGuinness reported that the NPS had received funding to create a brochure expanding on the "Outstanding, Remarkable Values" of the Delaware River. Many brochures state the fact, but none really expand on why it is so. The investigative procedure will involve a 3-day workshop for local partners and an end product in late June or July.
- The court challenge to the Township of Lackawaxen's ruling concerning the Holbert Brothers proposed expansion of their rock quarry has exceeded \$8,000. Since the Council has for some years spent more than the \$300,000 dollars allotted by the NPS, it was agreed that additional funds should be sought.
- Laurie Ramie is seeking a grant through the Norcross Wildlife Foundation to upgrade the office computers.
- Cindy Odell, office secretary has contacted several electrical contractors in an effort to get quotes to upgrade the lighting in the meeting area and to add automatic exit lights.
- Actions taken:
  - Approved Draft letter to the National Park Service seeking funding for Legal Assistance
  - Appointed a nominating committee: Susan Sullivan (Tusten), Harold Roeder (Delaware) and Scott Rando (Shohola) to present a list of FY 2012 candidates at the December meeting.

**TOWN BOARD:****(Councilperson Richardson)**

Mentioned the Zoning Advisory Committee will meet at 7:00 p.m. November 11, 2011 at the Old town Hall. Also asked about any additional information re: the Town of Callicoon Health Insurance.

**(Councilperson Grund)** Nothing at this time**(Councilperson Schulman)** Nothing at this time**(Councilperson Story)** Nothing at this time

**OLD BUSINESS:**

1. New Town Hall – landscaping – nothing new
2. MMFT update – meeting tomorrow night in Tusten
3. Pull off on Route 97 for Byway – this was discussed
4. Transfer Station Lease – contract completed and signed

**NEW BUSINESS:**

1. Nothing at this time

**PUBLIC COMMENT:**

No one else wished to comment

There was a discussion re: Symantec Endpoint Business 12.1 Business cost would be \$299.00. No decision made.

**MOTION:** On motion of Councilperson Richardson, seconded by Councilperson Grund, the following motion was to adjourn this Town Board meeting. Time 9:13 p.m. All voted in favor

Respectfully Submitted, \_\_\_\_\_  
Hollye Schulman, Town Clerk