

**TOWN OF NEVERSINK TOWN BOARD
REGULAR MEETING
APRIL 13, 2016**

The regular meeting of the Town Board of the Town of Neversink was called to order at 7:30 P.M. by Supervisor Chris Mathews with the Pledge of Allegiance.

ROLL CALL

Board Members

| | |
|-------------------------------|---------|
| Supervisor Chris Mathews | PRESENT |
| Councilman Keith Zanetti | PRESENT |
| Councilman Michael Brooks | PRESENT |
| Councilman Michael Mullen | PRESENT |
| Councilman Richard Coombe Jr. | PRESENT |

Other Officials

| | |
|--|-------------|
| Highway Superintendent Preston Kelly | PRESENT |
| Code Enforcement Officer Keith Stryker | PRESENT |
| Town Attorney Walter Garigliano | OUT OF TOWN |

GUESTS

| | |
|---------------------------------------|------------------|
| Phyllis Coombe | Christy TerBush |
| Kate Damestoy | Gleb Koslov |
| Mary Magnetico | Arthur Rubenzahl |
| Andelyn Rubenzahl | Russel Schirer |
| John Story | Brian Harnett |
| Joan Forstner | Alex Sienitsky |
| Mark McLewin | Dave Moore |
| Tom Mitchell | Dominick Scanna |
| Ken Walters | Eve Minson |
| Jim Stangel – Chairman Planning Board | |
| Brent Gotsch – Chairman ZBA | |

- **Mark McLewin**, new owner of the Neversink General Store, is here tonight to regarding the Neversink Chamber of Commerce holding a **Farmers Market** in the parking lot of his store on **Saturdays from 10 am to 2 pm** from **May 28th to October 29th**. Due to zoning a temporary use permit is required. Penny Coombe spoke in favor of the Farmers Market. Code Enforcement Officer Keith Stryker indicated that the Town Board is authorized to approve the Code Enforcement Officer to **issue a temporary use permit** for such activity for a **period of one year** and after reviewing may be **renewed annually** for an aggregate period not exceeding three years. The Town Board is in favor and the following motion was made:

A motion was made by Councilman Keith Zanetti, seconded by Councilman Michael Mullen, to approve the issuance of a temporary use permit for a Farmers Market to be held in the parking lot of the Neversink General Store on Saturdays from 10 am to 2 pm from May 28th to October 29th at which time upon review by the board the permit may be renewed annually for an aggregate period not exceeding three years, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 5 NAYS 0.

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Mark also spoke about the Chamber wanting to put up directional signs giving visitors ideas of things to do while visiting the Town of Neversink.

- **Eve Minson**, landscape designer, reviewed the **landscape design plans** for the **Route 42 Town Park**. This includes the entry way, various planting areas, retention areas, trees etc. The target date for planting is May 21st.
- **Dave Moore** announced the **dates** for the various **Renaissance cleanup days**: Town Hall, Bi-centennial Park, Denman Mt Gardens is April 30th beginning at 8:00 am. Daniel Pierce Library/Time and Valleys Museum is May 14th beginning at 8:00 am and Route 42 Park is May 21st beginning at 8:00 am. Work is going to happen this year on the retaining wall/planters at the Transfer Station. Highway will install the new concrete retaining wall. **Dave Moore** is also asking for **permission** for himself and **John Story** to **use** the **Town's watering truck** when necessary during the upcoming growing season.

A motion was made by Councilman Richard Coombe Jr., seconded by Councilman Michael Mullen giving David Moore and John Story permission to use the Town of Neversink's water truck when necessary during the 2016 growing season, put to a vote and UNANIMOUSLY CARRIED.
VOTE: AYES 5 NAYS 0.

- **John Story** spoke regarding the planting of the **retention basins**. He would like to wait until fall when all the plants are available. The Town Board wants to get the planting of the retention basins done this spring because it is a requirement of getting signoff from the DEP/Storm Water Management.
- **Route 42 Park**: Alex Sienitsky has white pine trees that he is willing to donate. John Story suggested Gator bags to help with watering the trees. The idea of giving residents the opportunity to adopt a tree to help offset the costs was suggested by Councilman Richard Coombe Jr., but it was not known how this would impact the grant the Town received for the trees/plants. The Fire Departments are also going to be asked to help with the watering possibly during their drill nights. Councilman Coombe also suggested getting the soil tested at Cornell Cooperative Extension.
- **Brian Harnett** was thanked by Supervisor Mathews for the new **"Welcome to the Town of Neversink" signs** he is in the process of crafting. Mr. Mathews asked Mr. Harnett if he could also possible help with the sign for the Route 42 Park.
- **Ken Walter** would like to see utilities who clear trees from the road to cut them back farther from the road so they are not a safety issue.
- **Alex Sienitsky** addressed the Board about the **condition of the Tennis and Basketball Courts**. He would like to see them maintained better. Supervisor Mathews has gotten one quote to have them repaired and/or resurfaced and will be seeking others.
- **Tom Mitchell and Dominick Scanna** spoke on what they feel that Little League should fund and what the Town should fund with respect to the **Route 42 Park**. They would also like to start solicit for the signs on the fences. The signs will face the field so they are not be a distraction to drivers

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on Route 42. Tom also wants to put scoreboards up which he could also sell advertising on to help to offset their cost.

- **Jim Stangel** gave a Planning Board update.
- **Brent Gotsch** had no ZBA business to report. The sign committee met and reviewed the latest **draft** of the **Revised Town of Neversink Sign Law** and Brent asked for any comments or questions from the Board. Councilman Richard Coombe Jr. suggested it be sent to Town Attorney Walter Garigliano for drafting.

MINUTES OF PREVIOUS MEETING (S)

Minutes of the Regular Meeting held on March 9, 2016 was ACCEPTED AS SUBMITTED on motion by Councilman Keith Zanetti, seconded by Councilman Michael Mullen, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 5 NAYS 0.

SUPERVISOR'S RECEIPTS AND DISBURSEMENTS REPORT

The Supervisor's Report for the month of March 2016 was ACCEPTED AS RECEIVED and filed on motion by Councilman Richard Coombe Jr., seconded by Councilman Keith Zanetti, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 5 NAYS 0.

TOWN CLERK DECALS AND MONTHLY FEE REPORT

ACCEPTED AS SUBMITTED to be filed on motion by Councilman Richard Coombe Jr., seconded by Councilman Michael Brooks, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 5 NAYS 0.

TOWN CLERK MONTHLY PETTY CASH REPORT

No expenditures made.

PLANNING BOARD

Public Hearing Minutes for March 2, 2016, Meeting Minutes for March 2, 2016, Public Hearing Notice for April 6, 2016 and Meeting Agenda for April 6, 2016 have been filed with the Town Clerk.

REPORTS AND MATTERS OF TOWN OFFICIALS

CODE ENFORCEMENT OFFICER REPORT

Monthly Receipts Report and Mileage Log and Inspection Report for the month of March 2016 have been filed with the Town Clerk.

Code Enforcement Officer Keith Stryker:

1. Logged 266 Miles and took in \$1,298.64
2. 7 Building Permits, 18 for the year
3. 7 Cert of Occupancy/Compliance for the month, 27 for the year
4. 0 Complaints, 1 for the year
5. 3 Violations, 6 for the year
6. 4 Municipal Searches, 8 for the year
7. 0 Fire Inspections, 0 for the year

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8. 0 Junk Yard Permit Renewal for 2016
9. 0 Mobile Home Park Permit Renewal for 2016
10. Completed 0 hours of required CEO training for 2016
11. Mr. Stryker informed the Board that the DEP is going to be using a herd of sheep to maintain their property below the Neversink Dam.

HIGHWAY SUPERINTENDENT

1. Highway Superintendent Preston Kelly would like to **go to bid for diesel fuel, heating fuel for both the Town Barns and Town Hall, gasoline, ice control sand, fine dry screenings, stone and crusher run.**

A motion was made by Councilman Richard Coombe Jr., seconded by Councilman Michael Mullen to authorize the Town Clerk to advertise a request for bids for diesel fuel, heating fuel for both the Town Barns and Town Hall, gasoline, ice control sand, fine dry screenings, stone and crusher run. Bids will be required to be back in the hand of the Town Clerk by 2:00 pm on Monday, May 9, 2016. The Town Board reserves the right to reject any and all bids, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 5 NAYS 0.

2. Preston received **quotes for garage doors for the maintenance building at the Route 42 Park** from four vendors as shown below:

| Vendor | Non-insulated | Insulated |
|--------------------------|----------------------|------------------|
| Dutchess Overhead Doors | \$2,795.00 | \$3,120.00 |
| Sullivan Overhead Doors | 2,775.00 | 3,100.00 |
| Clegg Brothers | 4,739.00 | 5,541.00 |
| Friedlander Garage Doors | No quote | No quote |

It is Preston's **recommendation** to go with the **insulated doors** because they are thicker and therefore stronger and to **accept the quote from Sullivan Overhead Doors for \$3,100.00.**

A motion was made by Councilman Richard Coombe Jr., seconded by Councilman Michael Brooks to accept the quote from Sullivan Overhead Doors for \$3,100.00 put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 5 NAYS 0.

3. Preston met with Councilman Keith Zanetti and Councilman Michael Brooks at the Highway Garage and did a walk through and **review of all highway equipment.** After the meeting, they came up with the plan to rebuild some of the older equipment, replace the 2005 Chevy pickup with a new pickup w/plow (\$35,000), upgrade the fuel system (\$20,000), rebuild 1995 Oshkosh (new stainless combo body, remanufactured motor, sandblast and paint \$65,000), replace two bodies for older tandems (\$13,000 each) with all work being done in house. Currently no State Awarded bids are available for pickups, they should be expected to be available by June 1st. Preston would

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like to do the specs and put out the bid for the fuel system next month with the return at the June meeting. If the Board is in agreement, Preston would like to **go to bid** tonight for the new 10 ft. heavy duty stainless steel **combination dump body and spreader** and the (2) new heavy duty **tandem dump bodies** with bids to be **returned by May 9th at 2:00 pm.**

A motion was made by Councilman Richard Coombe Jr., seconded by Councilman Keith Zanetti to go to bid for the new 10 ft. heavy duty stainless steel combination dump body and spreader and the (2) new heavy duty dump bodies. Bids will be required to be back in the hand of the Town Clerk by 2:00 pm on Monday, May 9, 2016. The Town Board reserves the right to reject any and all bids, put to a vote and UNANIMOUSLY CARRIED.
VOTE: AYES 5 NAYS 0.

4. The new truck has been received from Hudson River Truck and Trailer.
5. Preston received the **updated CHIPS figures** and will prepare the **amended 2016 Agreement for the Expenditures of Highway Moneys** for next month's meeting as soon as he get the official letter from the DOT.
6. Preston updated the Board on the work Highway has been doing on the Route 42 Park. He also indicated that M & L Masonry regraded around the Pavilion and seeded the area.

FILINGS AND CORRESPONDENCE FILED WITH TOWN CLERK

1. Fulfilled FOIL request from CEO Keith Stryker
2. Selective Insurance notice of claim received from Eugenio Ecarpelli
3. Incident/Accident report for the above claim
4. Signed Shared Services Contract between Town of Neversink and the Town of Denning.
5. Notice of the intention to file a Class Change with New York State Liquor Authority from Delaware Liquor License Services for Eureka Market and Café
6. Franchise fee received from Time Warner Cable for 2015
7. 2016 Presidential Election Inspector List
8. NYS Police Report for theft of tools from TON Arm Mower

Items were ORDERED LOGGED and FILED on motion by Councilman Richard Coombe Jr., seconded by Councilman Michael Mullen, put to a vote and UNANIMOUSLY CARRIED.
VOTE: AYES 5 NAYS 0.

SUPERVISOR

1. Supervisor Chris Mathews presented the following resolution in memory of Marilyn "Mickie" Costa. It was introduced by Councilman Richard Coombe Jr., seconded by Councilman Keith Zanetti put to a vote and UNANIMOUSLY CARRIED.

*TOWN OF NEVERSINK
Resolution No. 11 of 2016
In Memory of Marilyn "Mickie" Costa
February 11, 1935 - March 19, 2016*

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WHEREAS, the people of the Town of Neversink have been grieved by the passing of one of our former public officials who served with honor and integrity, Marilyn "Mickie" Costa, a respected citizen of the Town of Neversink; and

WHEREAS, Marilyn "Mickie" Costa served the Town of Neversink with dedication and distinction for three years as Deputy Town Clerk and eleven years as Town Clerk; and

WHEREAS, during her period of service she had diligently performed her duties and had always exhibited those qualities essential as a public servant; and

WHEREAS, Marilyn "Mickie" Costa had the respect of all who worked or who became associated with her, and always conducted herself with dignity, honor and kindness toward her fellow man and for the welfare of the Town; and

WHEREAS, her death leaves our community with a deep feeling of sorrow for the loss of such an honored and respected citizen;

***NOW, THEREFORE, BE IT RESOLVED,** that the Town of Neversink Town Board expresses its most sincere sympathy at the passing of Marilyn "Mickie" Costa on March 19, 2016, and extends its condolences to her family, and in respect of her memory cause this Resolution to be a part of the official minutes of the Town Board.*

By Order of the Town Board, April 13, 2016

*Chris Mathews, Supervisor
Richard Coombe, Jr., Councilman
Michael Mullen, Councilman
Michael Brooks, Councilman
Keith Zanetti, Councilman*

2. Supervisor Chris Mathews asked the personnel committee for its recommendation for appointments to the Parks and Recreation Advisory Board to fill vacancies. Councilman Richard Coombe Jr., made the recommendation to **appoint Courtney Darder to a term to expire 12/31/2020**. The other candidate was not considered due to a conflict of interest with an existing member already on the Advisory Committee.

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A motion was made by Councilman Michael Mullen, seconded by Councilman Richard Coombe Jr. to appoint Courtney Darder to the Town of Neversink Parks and Recreation Advisory Board with the term of 04/13/2016 to 12/31/2020, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 5 NAYS 0.

3. **Central Hudson** is requesting that the Town sign a **Blanket LED Street Lighting Authority Order stating that all Rate A street lights which fail shall be replaced with an LED equivalent fixture.** The following motion was made:

A motion was made by Councilman Richard Coombe Jr., seconded by Councilman Keith Zanetti to authorize Supervisor Chris Mathews to sign the Blanket LED Street Lighting Authority Order stating that Central Hudson is hereby authorized to replace all Rate A street lights which fail with an LED equivalent fixture in all street lighting districts located within the Town of Neversink, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 5 NAYS 0.

4. Supervisor Mathews indicated that he would like to **appoint Janet Carey as Recreational Director** for the **2016 Pool Season** and **Swim Director** for the **2016 Summer Swim Program** at the salary rate of \$6,997 for Pool and \$2,981 for AM Swim.

A motion was made by Councilman Chris Mathews, seconded by Councilman Richard Coombe Jr. to appoint Janet Carey as Recreational Director for the 2016 Pool Season and Swim Director for the 2016 Summer Swim Program at the salary rate of \$6,997 for Pool and \$2981 for AM Swim, put to a vote and CARRIED.

VOTE: AYES 5 NAYS 0.

5. Supervisor Mathews indicated that the dates selected for **2016 Spring Cleanup** are May 14, 18, and 21. The Board is allowing each permit holder 2 loads. The following Resolution was introduced and adopted:

**TOWN OF NEVERSINK
RESOLUTION NO. 12 OF 2016
CLEANUP INITIATIVE
"SPRING CLEANUP 2016"**

WHEREAS, the Sullivan County Legislature has adopted the Sullivan County Cleanup Initiative 2016 Program; and

WHEREAS, the Town of Neversink has an allocated 76.50 tons;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Neversink hereby authorizes the Supervisor, Chris Mathews, to sign a municipal agreement with the County of Sullivan to cooperate in conducting a municipal cleanup; and

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BE IT FURTHER RESOLVED, that the Town of Neversink will hold the municipal cleanup program on May 14, 18, & 21, 2016.

Moved by: Councilman Richard Coombe Jr.

Seconded by: Councilman Keith Zanetti

Adopted UNANIMOUSLY by VOTE: AYES 5 NAYS 0.

6. The following resolution was presented for the Board's consideration:

**TOWN OF NEVERSINK
RESOLUTION NO. 13 OF 2016
RESOLUTION APPROVING WITHDRAWAL OF BALANCE OF
THE PARK LAND TRUST FUND**

At a meeting of the Town Board of the Town of Neversink ("Town Board"), Sullivan County, New York, held at the Town of Neversink Town Hall, 273 Main Street, Grahamsville, New York 12740, in said town, on the 13th day of April, 2016 at 7:30 p.m. prevailing time.

The meeting was called to order by Supervisor Christopher Mathews and upon roll being called the following were:

| | PRESENT | ABSENT |
|--------------------------------|---------|--------|
| Supervisor Christopher Mathews | X | |
| Councilman Keith Zanetti | X | |
| Councilman Michael Brooks | X | |
| Councilman Michael Mullen | X | |
| Councilman Richard Coombe Jr. | X | |

The following resolution was introduced by Councilman Michael Brooks who moved for its adoption, and seconded by Councilman Michael Mullen, to wit:

WHEREAS, fees in lieu of park land dedication are, from time to time, deposited by the Town of Neversink in a Park Land Trust Fund account to be expended for park land purposes; and

WHEREAS, the Town Board proposes to withdraw the balance of the Park Land Trust Fund, in the amount of \$16,973.95, to be expended on the park project involving the construction of the Route 42 Park.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes the withdrawal of the current balance of the Park Land Trust Fund to be expended on the park project involving the construction of the Route 42 Park.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, resulting as follows:

| | | AYE | NAY | ABSENT |
|--------------------------------|--------|-----|-----|--------|
| Supervisor Christopher Mathews | Voting | X | | |
| Councilman Keith Zanetti | Voting | X | | |

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|-------------------------------|--------|---|
| Councilman Michael Brooks | Voting | X |
| Councilman Michael Mullen | Voting | X |
| Councilman Richard Coombe Jr. | Voting | X |

The resolution was thereupon declared duly adopted.

Dated: April 13, 2016
Town of Neversink
Grahamsville, New York

7. Supervisor Chris Mathews is asking the Town Board to consider a **¼ page journal ad for R.S.V.P.** in their Volunteer Luncheon Journal **for \$75.00.**

A motion was made by Councilman Michael Brooks, seconded by Councilman Keith Zanetti to purchase a ¼ page journal ad for R.S.V.P. in their Volunteer Luncheon Journal for \$75.00, put to a vote and UNANIMOUSLY CARRIED.
VOTE: AYES 5 NAYS 0.

8. Neversink Fire District is holding their 68th Annual Dinner on May 7th and has two member with 50 years of service. Supervisor Mathews is going to present them with certification of appreciation on behalf of the Town of Neversink and would like everyone to sign the certificate.

TOWN CLERK

1. Town Clerk/Tax Collector Lisa Garigliano is asking permission to possibly attend the 2016 Annual Training Seminar for Tax Receivers and Collectors June 12-15, 2016 in Lake Placid as a commuter. The cost for attendance is \$175.00.

A motion was made by Councilman Richard Coombe Jr., seconded by Councilman Keith Zanetti to approve Lisa Garigliano's request for permission to attend the 2016 Annual Training Seminar for Tax Receivers and Collectors June 12-15, 2016 in Lake Placid as a commuter, put to a vote and UNANIMOUSLY CARRIED.
VOTE: AYES 5 NAYS 0.

PAYMENTS OF CLAIMS AND VOUCHERS

| | | |
|-------------------|----|-------------------|
| • Vendor Payments | \$ | 2,162.86 |
| • Abstract #4 | | <u>102,749.36</u> |
| Total | \$ | 104,912.22 |

Vouchers and Claims were reviewed by the Board and authorized to be paid on motion by Councilman Michael Mullen, seconded by Councilman Michael Brooks, put to a vote and UNANIMOUSLY CARRIED.
VOTE: AYES 5 NAYS 0.

- There are two vouchers for 2015 expenditures that require separate approval for \$56,630.00:

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A motion was made by Councilman Michael Mullen, seconded by Councilman Michael Brooks to approve payment for two additional vouchers totaling \$56,630.00 for 2015 expenditures, put to a vote and UNANIMOUSLY CARRIED.
VOTE: AYES 5 NAYS 0.

ADJOURN OR RECESS

On motion by Councilman Richard Coombe Jr., seconded by Councilman Michael Brooks, the meeting was adjourned at 9:45 P.M., put to a vote and UNANIMOUSLY CARRIED.

Respectfully submitted,

Lisa Garigliano, Town Clerk