

TOWN OF PLATTEKILL
REGULAR TOWN BOARD MEETING

June 5, 2013

Time: 7:00 PM

SALUTE TO FLAG

Supervisor Croce opened the meeting with a salute to the American Flag.

ROLL CALL

The following Town Board Members were present:

Supervisor Croce
Councilman Farrelly
Councilman DePew

Councilman Putnam and Councilwoman Morano were absent.

MINUTES

* Supervisor Croce made a motion to dispense with the reading of the minutes from the May 1, 2013 and May 15, 2013 Regular Town Board Meetings.

Councilman Farrelly seconded.

On the vote: all ayes.

* Supervisor Croce made a motion to accept the minutes from the May 1, 2013 Regular Town Board Meeting.

Councilman DePew seconded.

On the vote: all ayes.

* Supervisor Croce made a motion to accept the minutes from the May 15, 2013 Regular Town Board Meeting.

Councilman DePew seconded.

On the vote: all ayes.

ADDITIONS

Supervisor Croce stated that he had three additions to the evening's agenda:

1. Planning Board Memo – Richard Quiles

Supervisor Croce explained that he had received a memo from the Planning Board asking for the Town Board to approve waiving the fees for Mr. Richard Quiles who had originally gone through the Planning Board process, but due to the family working out estate issues, the final maps never made it to the Ulster County Clerk's Office for filing. All the fees and bills were paid in full at the time of approval.

Supervisor Croce stated that Mr. Quiles would now like to get the maps filed and the Planning Board has reviewed the maps and re-signed them. They would like to recommend that the Town Board waive the final fees, because they were already paid back in 2008 and they would also like to recommend that

his application fee be re-imbursed to him as he had also paid that back in 2008. The Planning Board stated that they just reviewed his final plans again and re-signed them.

Supervisor Croce stated that fees have been waived for this type of situation, in the past.

* Councilman DePew made a motion to take the recommendation of the Planning Board and waive the final fees and application fee for Mr. Richard Quiles.

Councilman Farrelly seconded.

On the vote: all ayes.

2. Peddlers Permit Request For Waiving Fee

Supervisor Croce explained that a young woman came in this morning and she wanted to obtain a peddler's permit to go door to door to sell learning materials for children. She filled out the application and paid for one day (\$10.00), but since she is a college student doing this job as an intern for school, she was requesting that the fee be waived.

Supervisor Croce stated that he had obtained a surety bond from the company she was working for, had called the company to verify that she is working for them and he also read a portion of the constitution, that she supplied to him, where it suggests that the fees for people in her situation and going to school/college could be waived.

Councilman DePew questioned that she had paid the fee for the first day and asked to see the application?

Supervisor Croce stated yes, she did pay for the first day and will be coming back to find out if the Town Board agrees to waive the fee for future days. She is trying to do the right thing and abide by our rules.

The Town Board reviewed the application and the paperwork and was in agreement that the fee be waived.

* Supervisor Croce made a motion to waive the Peddler's Permit fee for Amber Lynn Taylor.

Councilman DePew seconded.

On the vote: all ayes.

3. Central Hudson Grant

Supervisor Croce stated that he wanted to let everyone know that he received a call from Sis Morse who could not be here this evening and she asked him to let everyone know that MaryAnn DePew received a \$500.00 grant from Central Hudson for her Community Service. MaryAnn has now graciously donated that \$500.00 to the Veterans Committee.

MaryAnn was present in the audience and everyone thanked her for her generosity.

PUBLIC INPUT

Mrs. Annette Laskowsky asked the Supervisor how much was left in the Town reserves?

Supervisor Croce stated that there was approximately \$847,000.00 at the end of December 2012. It is in the Annual Financial Document.

Mrs. Laskowsky asked how much will be taken out for this year?

Supervisor Croce stated that the budget amount is \$100,000.00.

Mrs. Laskowsky stated that if you take that out, then the amount will be \$747,000.00.

Supervisor Croce answered yes.

Mrs. Laskowsky asked if the Computer Bookkeeping System was working well and would now supply a day to day print out of expenses?

Supervisor Croce stated yes, we can look at different departments and know how much has been spent.

Mr. Bill Farrell, the Recreation Director, stated that on June 16th there will be a Farmer's Market and a Community Yard Sale at the Town Park. He stated that then they are going to try to have the Farmer's Market one Sunday a month to see how it goes. Vendors are still needed.

Mr. Farrell stated that the Summer Camp registration is still going on and they have about 20 more openings if anyone is still looking to enroll their child.

Councilman Farrelly asked if there were enough vendors for the Farmer's Market?

Mr. Farrell stated yes, there are a few that have signed on to be there. We are trying to do it at the Park so that there will be baseball and soccer games going on to help bring people in to make purchases. We should also get the traffic from Rt. 32.

Supervisor Croce asked where the Market would be setting up?

Mr. Farrell stated that they will be on the corner area where the old Stune house used to be. He stated that he would be putting up a sign this evening to alert everyone that this event will be going on.

Mrs. Coppola asked what the charge was for a table at the Community Yard Sale?

Mr. Farrell stated that it was \$10.00.

Mrs. Coppola asked what the date was for the Fireworks event?

Supervisor Croce stated that it was set for July 13th, with a rain date of July 14th.

Mrs. Coppola asked about the situation with the Modena Rural Cemetery. It is on the agenda for this evening.

Supervisor Croce stated that they were just going to review what has happened so far and see what the Town Board wants to do to continue their support. He stated that the Town Board had approved that they could take trash to the Transfer Station for free. Mehlon Trucking has donated 16 yards of shale and the dangerous tree has been removed. They are requesting funds for gas. The Town Board will have to make a decision on what we are going to do.

Supervisor Croce continued saying that the Trustees are quoting State Law and the Town Board has reservations as to what to help with.

Mrs. Coppola stated yes, she remembered all of this happening.

Supervisor Croce stated that the Cemetery could fall to Town control and we would have to take over the care of the whole thing.

Mrs. Coppola stated yes, and the Town Board stated that they would pay to send letters to all the plot owners.

Supervisor Croce stated that he did not think the Town Board actually agreed to pay for the mailings. The Town Board asked them for a cost to mail the letters first.

There was discussion on this and the Town Board agreed that they had requested a cost for mailing the letters. They all agreed that they did not say they would pay to mail the letters without first knowing the cost.

Mrs. Coppola stated that she got the impression that the Town Board was going to pay for the postage.

Supervisor Croce stated that he was sorry if she got that impression, but he did not think the Town Board would have agreed to this without knowing the cost.

Councilman DePew read a section of the minutes from the meeting with the Cemetery Trustees and it stated that the Town Board had requested a price quote for how much the postage would be to send all plot owners a letter. It sounded suggestive to him.

Mr. Egan stated that he felt the Town Board was opening up the dam by helping the Cemetery. Where does it stop?

Supervisor Croce stated that this has been discussed; if we do this, this year, what about next year. We would like to see more of an effort on the part of the Cemetery Trustees.

Mr. Dwight Dougherty asked if the Town Board had received the financial documents that had been requested?

Councilman Farrelly stated yes.

Mrs. Coppola asked, but not for the mailing?

Councilman Farrelly stated that she was correct. And they were supposed to go across the street to the Methodist Church and they have not done this either.

Mr. Farrell asked if the Town Board was planning on making a decision this evening on the band and fireworks company for the July event?

Supervisor Croce stated no, they were not discussing that this evening. He stated that he was still gathering information on the bands and the fireworks companies.

Mrs. Coppola asked what has happened with the Union and the budget?

The Town Board stated that they were not sure what she was referring to.

Supervisor Croce stated that the Town Board signed the contract with the Town Hall employees, and they have not started to do anything yet, with the Police contract.

Mrs. Coppola asked if he would share the contents of the Town Hall Union contract?

Supervisor Croce stated that a copy of the contract could be requested at the Town Clerk's Office.

Mrs. Coppola asked about the UCRRA Contract that was on the agenda?

Supervisor Croce stated that the Town Board has been asked if the Town will be renewing the contract with the UCRRA. The County Legislature has passed a law that says all the trash from Ulster County has to go to the UCRRA. That will be the discussion. He stated that they had gotten an offer from another company that wants to take over the running of the Transfer Station, so that is an option they can look into if we choose to look to do that again.

Mr. Mike Baum asked about the Multi-Modal Project on Allhusen Road?

Supervisor Croce stated that this was brought to his attention by the Highway Superintendent. The project is already completed and we just have to pass this resolution and submit it to get the State funding. Originally the funds were not available, but Mr. Wager has been notified that the funds are now available and we have to request them with this resolution.

Supervisor Croce further explained that this project qualified for this funding because Allhusen Road goes between a County road and a State road.

Supervisor Croce asked if there were any further comments or questions from the public.

There were no further questions asked.

* Supervisor Croce made a motion to close the Public Hearing section of the meeting at 7:42 PM. Councilman Farrelly seconded.

On the vote: all ayes.

SECTION 1 – BUILDING DEPARTMENT MONTHLY REPORT – APRIL & MAY 2013

Supervisor Croce read the Building Dept. monthly report which included information from April and May of 2013.

Supervisor Croce read that there were 56 Field Inspections done, 1 Stop Work Order issued, 48 Violations issued, 3 Court cases, 5 Violations closed, 3 Complaints received, 36 Building Permits issued, 3 Certificates of Occupancy issued, 2 Certificates of Compliance issued, 19 Municipal Searches done and 1 Fire Safety Inspection done. These numbers do not include returning phone calls and residents coming in for assistance with codes, building permits, zoning and subdivision issues and FOIL Requests.

Councilman Farrelly stated that a few meetings ago, the Town Board had questions about the number of Court Cases.

Supervisor Croce stated that he did speak with Mr. LoCicero, but he did not think to ask about the courts cases at that time. He will contact him again.

SECTION 2 – MOTION TO ACCEPT MS4 – STORMWATER REPORT

Supervisor Croce stated that the Town Board held a public hearing at the last Town Board meeting on the draft 2012 MS4 Stormwater Annual Report to the DEC. He stated that the Town Board is required to make a motion to adopt this report as the final report, since no comments were made to make any changes.

* Supervisor Croce made a motion to accept the draft 2012 MS4 Stormwater Annual Report as presented at the Public Hearing on May 15, 2013, as the Final Report to be forwarded to the DEC. Councilman DePew seconded.

On the vote: all ayes.

SECTION 3 – MODENA RURAL CEMETERY

Supervisor Croce asked the Town Board if they wanted to discuss the issue of giving support to the Modena Rural Cemetery or would they rather wait until the full Town Board was present? He asked if they wanted him to send a letter to the Trustees, since no one has contacted him for some time.

Councilman DePew stated that, at this time, he felt the Town Board was working harder at this than they were. He stated that he was not in favor of the Supervisor sending a letter to them; they should be contacting us.

There was discussion that the Trustees for the Cemetery were supposed to be looking into doing a fundraiser and getting a cost to the Town for mailing letters out to plot owners. The Town Board agreed that they did not want to just spend tax payer money without a thorough investigation.

There was more discussion on receiving financial reports or documents as to what was spent on maintenance in previous years and what is expected for this year.

Councilman DePew stated that he did have a document from 2012, but was interested in seeing the financial condition for this year.

Councilman DePew stated that he would try to contact the State representative to see if there is a more up-to-date report on file. He stated that he did not feel the Town should be in the Cemetery business and he did not think we should give tax payer money freely.

Councilman DePew stated that he changed his mind and thought that maybe it would be a good idea for the Supervisor to send the Trustees a letter.

Supervisor Croce stated that he could send a letter to ask them where they stand and what fundraising efforts have been made.

Councilman DePew stated that we could also ask if there was a letter sent out to plot owners; maybe they could come up with an approximate cost.

Councilman Farrelly stated that we asked them for an approximate cost to sending out letters and we have not gotten a response as yet.

Supervisor Croce stated that we could ask for that cost again.

Councilman DePew stated that he just did not want to give them the impression that we are definitely paying for it. We want to know how much it will cost first.

Supervisor Croce stated that he had received a cost estimate for the gasoline for the season. We had asked for it and we did receive it. He stated that he would write the letter from the whole Town Board.

SECTION 4 – BUILDING DEPT. VEHICLE REQUEST

Supervisor Croce read a memo from the Building Inspector, Joe LoCicero, regarding the condition of the Code Enforcement Vehicle, which is a 2002 Ford, Crown Victoria. His memo stated that the car is starting to have mechanical issues such as the exhaust manifold leaking, the transmission is slipping and the Check Engine light is on. The memo was requesting that the car be taken out of service and that they be able to use the Dog Control Vehicle which is not being used on a regular basis by the Dog Control Officer. The memo stated that Mr. Wager, the Highway Superintendent, agreed with him that the truck should be driven or it will have problems from non-use. Mr. LoCicero stated in the memo that the Dog Control Officer would still have use of the vehicle when he needed it, but when it was not in use, the Building Dept. could take it for inspections and other situations.

Supervisor Croce stated that when the Dog Control Officer was hired, it was agreed that the truck would not be taken home at night. The truck has been sitting, unused. He stated that he felt this would

be a good idea as long as the Dog Control Officer has the first option to use it. The Building Dept. would be second in line and the other departments would be third.

* Councilman DePew made a motion to authorize that the Dog Control Vehicle will be available for use by the Building Department and other Departments, but the Dog Control Officer will always have first priority.

Councilman Farrelly seconded.

On the vote: all ayes.

* Supervisor Croce made a motion to advertise that we are accepting offers for the 2002 Ford Crown Victoria.

Councilman DePew seconded.

On the vote: all ayes.

SECTION 5 – FREE TRANSFER STATION COUPONS FOR THE MONTH OF JULY

Supervisor Croce explained that in past years, the Town Board has authorized that \$20.00 worth of Transfer Station coupons be given to individual households, within Town, to help residents in cleaning up their properties during the month of July. He would like to offer this again this year.

* Supervisor Croce made a motion that the Town provides \$20.00 worth of free Transfer Station Coupons to resident households for use in the month of July 2013.

Councilman Farrelly seconded.

On the vote: all ayes.

SECTION 6 – BID TO MOW HAY FIELD

Supervisor Croce explained that the Town usually goes out to bid and receives offers for the mowing and taking of hay from the field that is used for parking for the July fireworks event at the Park. The field is directly across from the main parking area and is on the corner of Rt.32 and Patura Road.

* Councilman DePew made a motion to go out to bid for the mowing of the hay field with bids due to the Town Clerk's Office by 10:00 AM on June 19th, 2013.

Councilman Farrelly seconded.

On the vote: all ayes.

SECTION 7 – MULTI-MODAL PROGRAM PROJECT RESOLUTION (ALHUSEN ROAD RECONSTRUCTION)

Supervisor Croce explained that the Highway Superintendent has requested that the Town Board adopt the following resolution to acquire funds for the reconstruction project that has already been completed by the Highway Dept. on Allhusen Road. The project had to be completed and then the State administered federal program aid could be applied for. Initially, the funds were not available, but the Highway Superintendent stated that these funds are now available and ready to be awarded to specific projects. This resolution has to be adopted and then forwarded to the New York State Commissioner of Transportation along with the necessary agreement in connection with the Project.

* Councilman DePew made a motion to adopt the following resolution:

TOWN OF PLATTEKILL
MULTI-MODAL PROGRAM PROJECT
RESOLUTION

Authorizing the implementation and funding in the first instance of the State Multi-Modal Program-Aid [and State administered federal program-aid] eligible costs, of a capital project, and appropriating funds therefor.

WHEREAS, a Project for the Allhusen Road Reconstruction, P.I.N. 8MS040.30A (“the Project”) is eligible for funding [under Title 23 U.S. Code, as amended, and] New York State’s Multi-Modal Program administered by the NYS Department of Transportation (“NYSDOT”); and

WHEREAS, the Town of Plattekill desires to advance the Project by making a commitment of advance funding of the non-local share and funding of the local share of the costs of the Project; and

NOW, THEREFORE, the Plattekill Town Board, duly convened does hereby

RESOLVE, that the Plattekill Town Board hereby approves the above-subject project; and it is hereby further

RESOLVED, that the Plattekill Town Board hereby authorizes the Town of Plattekill to pay in the first instance 100% of the federal and non-federal share of the cost of construction work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$100,000.00 is hereby appropriated from DA5110.4 [or, appropriated pursuant to _____] and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Plattekill Town Board shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Town Supervisor thereof, and it is further

RESOLVED, that the Supervisor of the Town of Plattekill be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Multi-Modal Program Funding on behalf of the Town of Plattekill with NYSDOT in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality’s first instance funding of project costs and permanent funding of the local share of federal-aid and all Project costs that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, that a Certified Copy of this Resolution be filed with the Commissioner of Transportation of the State of New York by attaching it to any required and/or appropriate Agreements executed in connection with the project between the Town of Plattekill and the State of New York; and it is further

RESOLVED, that this Resolution shall take effect immediately,
Councilman Farrelly seconded.

On the vote:	Yes	No	Abstain	Absent
Supervisor Croce	X			

Councilman Putnam		X
Councilman Farrelly	X	
Councilwoman Morano		X
Councilman DePew	X	
(Adopted 6/5/2013)		

SECTION 8 – UCRRA AGREEMENT

Supervisor Croce explained that he had received a request from the UCRRA to extend the current agreement for picking up garbage at the Transfer Station. The new agreement would extend the current one by 1 year and 3 months.

Supervisor Croce stated that he had reviewed the agreement and his understanding of the County law is that all trash/garbage produced in Ulster County, must go to the UCRRA. He asked the Town Board members what they wanted to do as there do not appear to be many options here.

Councilman Farrelly asked about a company that had requested possibly taking over the Transfer Station for us. Would signing this contract stop us from doing this?

Supervisor Croce stated that he thought it would.

Councilman DePew stated that since we have a few months before our current contract expires, he would like to wait to see what other options we do have.

Supervisor Croce stated that he felt the Town Board needed to be cautious on this. We have had problems in the past with hiring someone to run the Transfer Station. They may want to make more money and they could want to raise the fees for the residents.

Councilman DePew stated that he would still like to see what this company has to offer. It would be interesting to see what they propose.

Supervisor Croce stated that he has also heard some discussion about sharing services with other Towns, but there can be problems with that too. He stated that they would wait to review the other options.

SECTION 9 – VOUCHERS

* Councilman DePew made a motion to pay the Voucher Detail Report dated 6/5/2013 which includes the General Fund amount of \$40,589.50, the Highway Fund amount of \$28,278.88, the Clintondale Lighting District amount of \$775.98, the Modena Lighting District of \$1,315.51 and the Trust and Agency amount of \$5,111.85 for a total amount of \$76,071.72 recognizing that the Audit Committee has reviewed the claims and found them acceptable for payment.

Councilman Farrelly seconded.

On the vote: all ayes.

SECTION 10 – ADJOURNMENT

* Supervisor Croce made a motion to adjourn the meeting at 8:15 PM.

Councilman DePew seconded.

On the vote: all ayes.