

# Town of Denning – Town Board Meeting

Meeting called to order at 6:04 p.m. by Supervisor Brooks.  
Held on Tuesday, February 9<sup>th</sup>, 2021 at the Denning Town Hall.

Present: Supervisor Brooks

Councilmen: Kevin Smith, Gregory Vurckio, Paul Schoonmaker, and Mike Dean.

Absent: Highway Superintendent Dan Van Sadlers.

The Town Clerk Minute Book was signed prior to the meetings commencement.

The Town Clerk gave the Board members their copy of the agenda and Resolutions No. 27 thru 30 of 2021, as well as, the Budget vs. Actual thru January.

Pledge of Allegiance

Motion to adopt last months' minutes as amended and presented, by Town Clerk Joy Monforte, made by Councilman Paul Schoonmaker, 2<sup>nd</sup> by Councilman Mike Dean. All in favor.

Correspondence – by Supervisor Brooks

- Statement from Senator Martucci regarding the Red Hill Fire Tower new parking lot and access trail. "The opening of the Red Hill Fire Tower trail right here in the 42<sup>nd</sup> senate district is a tremendous boon for residents, tourists, avid adventurers, and weekend warriors alike. With the historic and namesake Red Hill Fire Tower as the featured attraction, it will prove to be a winning addition to the greater Catskill Forest Preserve's trail infrastructure. I commend NYS DEC, Governor Cuomo, and the Catskill Center volunteers for their efforts in turning this project into a reality, and I look forward to working with them on advancing their overall mission to conserve and enhance our state's natural beauty."
- Supervisor Brooks informs the Board of the FEMA policy and the 2 cost options, the Town Board unanimously votes for Option B which costs \$117,000 more but the coverage for the building is \$23,600 and the contents is \$2,000.00 higher.
- Notice from U.C. Executive Pat Ryan the Covid-19 UK Strain has appeared, in a resident of Ulster County.

Highway Report: by Supervisor Brooks

- No Report as Hwy. Super. Van Sadlers is absent.
- Supervisor Brooks opens a discussion on the \$16,000.00 cost to repair the Freightliner, the Town's newest truck.
- Supervisor Brooks will call, as this is the same issue which had been repaired previously.
- Supervisor Brooks opens a discussion on the Mike Pries Insurance Proposal, inquiring if everyone has had time to review it?
- The Board responds in the affirmative.
- Supervisor Brooks explains he had a meeting with Dave Bodenstein, who has offered to appear before the Board if needed and/or to answer any questions.
- Supervisor Brooks remarks he has confirmed the equipment list with Hwy Super. Van Sadlers and everything is in order. The Proposal has a 2 1/2% increase, equivalent to a \$700.00 increase in cost.

**Whereupon**, a Motion to accept and approve was made by Councilman Gregory Vurckio, 2<sup>nd</sup> by Councilman Mike Dean and was then put to a vote, and recorded as follows: Roll Call Vote:

Councilman Mike Dean	AYE	Councilman Paul Schoonmaker	AYE
Councilman Kevin Smith	AYE	Councilman Gregory Vurckio	AYE
Supervisor David Brooks	AYE	Motion carried following a unanimous roll call vote.	

Planning Board Report - by Liaison, Councilman Kevin Smith

- No report as there wasn't a meeting due to a lack of business before the Board.

Highway Pre Pay Vouchers presented by Supervisor Brooks.

(see Warrant #2 Pre-Pay, voucher #4-5)

MVP Healthcare, Inc. DA9060.8 \$11,906.55.

Trust & Agency Acct. A9030.8 \$875.46.

Highway Vouchers presented by Supervisor Brooks.

(see Warrant #2, voucher #3-27)

209 Materials DA5142.4 \$885.48, \$887.04, \$469.20.

All Gas & Welding A5130.4 \$74.10.  
Apalachee DA5142.4 \$3,074.11, \$6,172.03, \$ 5,918.46.  
Arkel Motors DA5130.4 \$51.94.  
Blue Tarp Financial (Northern Tool) DA5130.4 \$3,194.95.  
Bottini Fuel Corp. DA5142.4 \$1,176.58.  
Fleet Pride DA5130.4 \$260.02.  
Home Depot Cr. Ser. DA5130.4 \$42.07.  
Hudson River Truck & Trailer DA5130.4 \$825.47.  
Robert Green DA5130.4 \$818.72.  
Liberty Trading Post DA5130.4 \$86.27.  
Mombaccus Excavating DA5142.4 \$7,369.20.  
North East Parts Group DA5130.4 \$445.82.  
Sarjo Industries, Inc. DA5130.4 \$62.78, \$103.20.  
Prestige Towing & Recovery, Inc. DA5110.4 \$350.00  
T&T Sales DA5130.4 \$2,096.88.  
Truck Pro DA5130.4 \$3,633.60.  
Westchester Tractor, Inc. DA5130.4 \$2687.88.

General Pre Pay Vouchers presented by Supervisor Brooks.  
(see Warrant #2PP, voucher #4-9)  
Central Hudson A1620.4 \$308.91, A5132.4 \$456.79, A8160.4 \$37.99.  
MVP Health Care DA9060.8 \$8,510.52.  
TWC A1620.4 \$184.89.  
Trust & Agency Acct. DA9030.8 \$744.43, \$210.38.  
Ulster County Self Insurance A9040.8 \$4,400.00.

General Fund Warrant #2A, vouchers 16.  
Garigliano Law Offices, LLP A1420.4 \$2,552.50.

General Vouchers, presented by Supervisor Brooks.  
(see Warrant #2, vouchers 11-27)  
All Around the House A5132.4 \$299.90.  
Blue Tarp Financial A5132.2 \$2,749.98  
Bottini Fuel Corp. A5132.4 \$520.50, A1620.4 \$301.69.  
Central Hudson A5182.4 \$143.52.  
Language Line Services A1110.4 \$27.21.  
Cindy Mickelson A1220.4 \$265.84.  
MVP A9060.8 \$32.50.  
NYS Magistrates Association A1110.4 \$90.00.  
NYS Association of Magistrates Court Clerks A1110.4 \$50.00  
NYS Assoc. of Town Super. of Hwy. A5010.4 \$200.00.  
NYSATRC A1410.4 \$25.00  
Sullivan Overhead Doors A5132.4 \$319.16.  
Thompson Reuters- West A5010.4 \$95.00.  
UCRRA A8160.4 \$2,150.69.  
VEO Energy A5132.4 \$666.71.  
NFIP Direct A1910.4 \$3,413.00.

Resolution No. 28 of 2021

**WHEREAS** New York State General Municipal Law Sections 103 and 104-4 permit the pre-audit function of vouchers, as a form of internal controls in the checking of claims and supporting documentation. And

**WHEREAS** the Sections 118 and 119 of New York State Municipal Law also authorize the auditing authority to approve of Said vouchers. AND

**WHEREAS** the Office of the New York State Comptroller Division of Local Governments and Accountability: Budgets and Finances also approves of this method.

**NOW THEREFORE BE IT RESOLVED** that the Town of Denning Town Board **HEREBY** approves of and authorizes payment of the following Warrants:

Highway Fund Warrant No. 2 Prep Pay Vouchers #4-5.

Highway Vouchers Warrant #2, voucher #3-27.

General Fund Pre-Pay Warrant No. 2 Vouchers #4-9.

General Fund Pre-Pay Warrant No. 2A Vouchers #16.

General Fund Warrant No. 2 Vouchers #11-26.

Capital Fund Sewage Disposal Vouchers Warrant No. 2 – None.

**Whereupon**, the Resolution was put to a vote, and recorded as follows:

Motion to adopt and approve by Councilman Mike Dean,  
2<sup>nd</sup> by Councilman Paul Schoonmaker. Roll Call Vote:

Councilman Mike Dean	AYE	Councilman Paul Schoonmaker	AYE
Councilman Kevin Smith	AYE	Councilman Gregory Vurckio	AYE
Supervisor David Brooks	AYE		

Motion carried following a unanimous roll call vote.

Resolution No. 29 of 2021

**WHEREAS** New York State Law §113 authorizes the Town Board by resolution to transfer surplus monies, contingent appropriations and unexpended fund balances.

**And WHEREAS** the Town of Denning is in need of a budgetary transfers for the 2020 Budget.

**NOW, THEREFORE, BE IT RESOLVED** that the Town of Denning Town Board authorizes the Supervisor to do the following transfers in the General Fund, and to increase:

A1110.1 Town Justice Personnel in the amount of \$2,200.00  
A1110.2 Town Justice Equipment in the amount of \$2,100.00  
A3620.4 Safety Inspection Contractual Expense in the amount of \$50.00  
A8020.4 Planning Board, Contractual Expense in the amount of \$350.00  
A1650.4 Central Communications Contractual Expense in the amount of \$1,350.00  
A8160.4 Refuse & Garbage Contractual Expense in the amount of \$12,950.00  
A9030.8 Social Security in the amount of \$400.00  
A9060.8 Health Insurance in the amount of \$12,400.00

And to Transfer the funds needed from the General Fund Balance A599 in the amount of \$31,800.00.

**Whereupon**, the Resolution was put to a vote, and recorded as follows:

Motion to adopt and approve by Councilman Kevin Smith,  
2<sup>nd</sup> by Councilman Gregory Vurckio. Roll Call Vote:

Councilman Mike Dean	AYE	Councilman Paul Schoonmaker	AYE
Councilman Kevin Smith	AYE	Councilman Gregory Vurckio	AYE
Supervisor David Brooks	AYE		

Motion carried following a unanimous roll call vote.

Resolution No. 30 of 2021

**WHEREAS** New York State Law §113 and Highway Law 285-a authorizes the Town Board by resolution to transfer surplus monies, contingent appropriations and unexpended fund balances.

**And WHEREAS** the Town of Denning is in need of a budgetary transfers for the 2020 Budget.

**NOW, THEREFORE, BE IT RESOLVED** that the Town of Denning Town Board authorizes the Supervisor to do the following transfers in the Highway Fund:  
increase DA5130.4 Machinery Contractual Expense in the amount of \$16,700.00  
increase DA9060.8 Health Insurance Contractual Expense in the amount of \$16,950.00

And to decrease DA5130.2 Machinery, Equipment Contractual Expense in the amount \$16,700.00. And FURTHER to decrease \$16,950.00 from DA5142.4 Snow Removal Contractual Expense.

**Whereupon**, the Resolution was put to a vote, and recorded as follows:

Motion to adopt and approve by Councilman Mike Dean,  
2<sup>nd</sup> by Councilman Paul Schoonmaker. Roll Call Vote:

Councilman Mike Dean	AYE	Councilman Paul Schoonmaker	AYE
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Councilman Kevin Smith AYE                      Councilman Gregory Vurckio                      AYE  
Supervisor David Brooks AYE  
Motion carried following a unanimous roll call vote.

Supervisor Comments:

- Supervisor Brooks informs those present; of his conference call with Chazen, the CWC and other parties pertaining to the Sundown Stream Restoration Project.
- To aid in moving the Project forward, the Town will declare itself lead agency for the SEQR.
- Supervisor Brooks requests that a Special Meeting be held this month, he remarks he is still hoping to get the Project done this year.
- The meeting will be held at the Town Hall on Tuesday, February 23<sup>rd</sup> at 10 am.
- There will be no other business before the Board, at Said meeting.
- The Town Board unanimously approves.
- Supervisor Brooks informs the Board of the conference call regarding the Blue Hole and the up coming emergency regulations, a daily permit will be instituted, campers will also need a permit and a fee will be instituted, he is hoping this will be done by May, before the season starts.
- He continues that a sixty-day extension is possible to get us thru the summer if needed. Further commenting that the big issue will be enforcement.
- Supervisor Brooks gives a brief update on the CAG meetings, saying they are trying to make headway.
- The Town is required to have a Pandemic Plan in place by April 1<sup>st</sup>, 2021, he states he may need assistance, in making the deadline with all of the other on going projects.
- Supervisor Brooks has reached out to the UC Bridge dept. but has not had a call back, he is looking for an update on the Sundown Bridge.
- Discussion opened on the loss of electricity, three weekends in a row for the Sundown area.
- Supervisor Brooks states he has asked the CWC to re-open the stream cleaning program for debris in the local waterways.
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Supervisor Brooks calls for Councilmen Comments:

- Councilman Vurckio reports; he received info from the CWT, today, pertaining to the septic program but has not had a chance to read it.
- Councilman Kevin Smith asks how much longer should he let the tires go before he calls the contractor? Brief discussion follows, Councilman Smith will check the amount in the shed.
- Discussion opened on health insurance.

Supervisor Brooks call for Public Comment: There is none.

Supervisor Brooks call for any further comments or discussion. There is none.

Motion to adjourn 7:07 by Councilman Gregory Vurckio, 2<sup>nd</sup> by Councilman Mike Dean, All in favor. Motion carried.

Respectfully Submitted by Joy Monforte, RMC, Town Clerk, January 13<sup>th</sup>, 2021.

Special Meeting pertaining to the Sundown Stream Project SEQR lead agency status only, meeting, on Tuesday, February 23<sup>rd</sup>, 2021, to be held at the Denning Town Hall, scheduled to begin at 10am.

Next Town Board & Business Meeting: Tuesday, March 9<sup>th</sup>, 2021 at 6 pm at the Denning Town Hall.

# Town of Denning – Special Town Board Meeting

Meeting called to order at 10:01 a.m. by Supervisor Brooks.  
Held on Tuesday, February 23<sup>rd</sup>, 2021 at the Denning Town Hall.

Present: Supervisor Brooks  
Councilmen: Kevin Smith, Gregory Vurckio, Paul Schoonmaker.  
Absent: Councilman Mike Dean.

The Town Clerk Minute Book was signed prior to the meetings commencement.

The Town Clerk gave the Board members their copy of the agenda and Resolution No. 31 of 2021.

Pledge of Allegiance.

Supervisor Brooks opens the Special Board Meeting by explaining the purpose of Said meeting.

- The Town Board reviews the design plans for the project.
- Discussion on the alignment of the stream, the waterway will be going back into the original channel.
- Peekamoose Road will be armored.
- Scope of work and time frame, discussed, as well.
- Discussion on the waterway, undermining the bridge abutments.
- Plan to do this project this year.
- Discussion on the Sundown bridge and work to be done by Ulster County.

Supervisor Brooks call for Public Comment: There is none.

Supervisor Brooks call for any further comments or discussion. There is none.

Supervisor Brooks requests a Motion and recorded roll call vote on Resolution No. 31 of 2021.

Resolution No. 31 of 2021

## **NOTICE OF INTENT TO SERVE AS LEAD AGENCY FOR THE RONDOUT CREEK REALIGNMENT ENVIRONMENTAL (SEQRA) REVIEW**

**WHEREAS** Rondout Creek's alignment was impacted by Hurricane Irene, and flood related activities associated with the post-storm alignment have and continue to cause significant damage and disruption to Peekamoose Road and adjacent homes;

**WHEREAS** A Local Flood Analysis (LFA) was completed for the Community of Sundown 2016. As part of the LFA, the report identified that a 2,500 linear feet portion of the Rondout Creek that should be realigned;

**WHEREAS** the Town of Denning now seeks to implement the Rondout Creek realignment recommendation identified in the 2016 LFA (the "proposed action");

**WHEREAS**, the Town of Denning Town Board ("Town Board") has undertaken an initial review of the proposed action as required by 6 NYCRR §617.6 and has been determined the project to be an Unlisted Action;

**NOW, THEREFORE, BE IT RESOLVED THAT**, pursuant to the applicable standards of SEQRA 6 NYCRR §617.6, the Town Board concludes that it is the appropriate agency to serve as Lead Agency for the coordinated environmental review of the proposed Unlisted Action; and

**BE IT FURTHER RESOLVED THAT**, the Town Board authorizes and directs the prompt transmission of a Lead Agency Intent Notice and Full EAF for the purpose of conducting a coordinated SEQR review with respect to the proposed action and notifying such involved and interested agencies that a lead agency must be agreed upon within 30 calendar days of the date the Full EAF is transmitted to them; and

**BE IT FURTHER RESOLVED THAT**, the Denning Town Board **HEREBY** authorizes the Supervisor of the Town of Denning to execute such documents and take such lawful actions that may be deemed convenient, necessary or advisable in order to effectuate the foregoing resolutions.

**Whereupon**, the Resolution was put to a vote, and recorded as follows:

Motion to adopt and approve by Councilman Kevin Smith,  
2<sup>nd</sup> by Councilman Gregory Vurckio. Roll Call Vote:

Councilman Mike Dean ABSENT Councilman Paul Schoonmaker AYE

Councilman Kevin Smith AYE Councilman Gregory Vurckio AYE

Supervisor David Brooks AYE

Motion carried following a unanimous roll call vote, with one absentee.

Supervisor Brooks calls for any further comments or discussion. There is none.

He thanks everyone for attending and states he is hopeful this project will be completed this fall.

Motion to adjourn 10:26 by Councilman Gregory Vurckio, 2<sup>nd</sup> by Councilman Kevin Smith, All in favor, with one absentee. Motion carried.

Respectfully Submitted by Joy Monforte, RMC, Town Clerk, January 23<sup>th</sup>, 2021.

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Next Town Board & Business Meeting: Tuesday, March 9<sup>th</sup>, 2021 at 6 pm at the Denning Town Hall.

