

Town of Denning – Town Board Meeting

Meeting called to order at 6:06 p.m. by Supervisor Brooks.
Held on Tuesday, March 8th, 2022 at the Denning Town Hall.

Present: Supervisor Brooks

Councilmen: Kevin Smith, Gregory Vurckio, Paul Schoonmaker, and Mike Dean.
Highway Superintendent Dan Van Sadlers.

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

The Town Clerk provided all Board members a copy of the Agenda and Resolutions No. 32 thru 35 of 2022, as well as the Budget vs. Actual through February 2022.

Pledge of Allegiance

Motion to adopt last months' minutes as presented by Town Clerk Nancy Parrow, made by Councilman Gregory Vurckio, 2nd by Councilman Mike Dean.

Roll call vote:

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

Motion carried following a unanimous roll call vote.

Brandon Wagner from the Rondout Neversink Stream Association appeared before the Town Board regarding the Ladelton Stream Restoration Project. He provided the Town with the 60% Plan Set and informed the Town Board that the projected timeline for the project was going forward as awarding the bid in April, construction starting mid to late May and finishing in July. Brandon confirmed that both landowners (Plank and McGarry) are on board with the project. Discussion followed regarding the timing of the project, going out to bid, ordering, installation and completion at the latest by the end of September, but it could possibly be pushed off until next year if there are timing issues. Further discussion held regarding the plan, delivery of materials and liability. Further discussion regarding widening the "pinch point" at the curve, road width, etc. The 60% plan set and records will be kept with the Highway Superintendent Dan Van Sadlers at the Highway offices. Brandon confirmed that the 90% Plan Set will be done in approximately 2 weeks and he will deliver the paperwork. There will be a Zoom Meeting for the Rondout/Neversink Stream Program for the next meeting – believed to be Wednesday, March 23, 2022.

Further discussion with Brandon was held regarding tree removal from the stream near the Balace and Sundown Bridges in Sundown. Brandon had contacted Russell Mootz directly who informed him that he was too busy at this time. A gentleman on Yeagerville Road had expressed interest but Brandon has had no return contact from him. Brandon explained that the Program has a contractor that they work with from Troy but the average fee is approximately \$9,000.00 per day. They would like to find someone more local if possible. Discussion followed regarding insurance and other documentation requirements etc. and there not being anyone local available.

Brandon also confirmed that the stream buffer behind the Town Hall will be replanted this Spring. The Board thanked Brandon for appearing and for his detailed informational report.

Correspondence – by Supervisor Brooks

- Supervisor Brooks received a request for the 2021 Storm Water Annual Report. He requested that Highway Superintendent Dan Van Sadlers prepare the report for submission.
- Supervisor Brooks informs the Board of payment received from Ulster County for sales tax for October through December 2021 and January 2022 in the amount of \$11,049.18. This is welcome information. The County brought in over a million for that time period.

Highway Report: by Highway Superintendent Van Sadlers

- Superintendent Van Sadlers reports that the Freightliner is in the shop for front-end problems - seal leaking on front end and the whole yoke is loose. Until it is diagnosed there is no way to guess at the estimate or time down. Superintendent Van Sadlers is hoping to receive the estimate this coming week.

- Superintendent Van Saders reports that the 2016 pickup has lost the 4-wheel drive. Buddenhagen has ordered the parts and will advise when they are received. Truck is still in service at this time without the 4-wheel drive.
- Superintendent Van Saders reports that Eben Ackerley and Mark Moore the electrician have been working the past week on the camera system for the Recycling Center/Highway Department.
- Supervisor Van Saders reports that the Town is back to using the white salt at this time. The Town's allotment of green salt has been used. Supervisor Van Saders reports that the Town's supply of salt and sand is adequate for the remainder of the season.
- Superintendent Van Saders reports that the 2004 International has been fixed.
- Superintendent Van Saders reports H.O. Penn came and did warranty work on the backhoe on the outriggers and DEF tank. Everything is working correctly now.
- Superintendent Van Saders reports that he has no current information on the tractor. He will call to get update this week.
- Superintendent Van Saders initiates discussion regarding specking out a new truck. He is working on getting 2 to 3 quotes together. Will reach out to get comparison information from Ulster County regarding their Internationals and the Town of Thompson regarding their Freightliners. Further discussion regarding funds available for only the one big truck, which is more pressing, and that it has to be 4-wheel drive as it will have the wing.

Planning Board Report - by Liaison, Councilman Kevin Smith

- Councilman Smith reports that no representatives showed up for the current ongoing matters before the Planning Board.
- Councilman Smith reports that Jerry Huncosky, CEO of the Frost Valley YMCA, is proposing to designate 5 to 6 acres for a cemetery on the YMCA property. Mr. Huncosky requested information from the Planning Board and from Supervisor Brooks on how to proceed. Planning Board Chairman Sibiga was advised by Supervisor Brooks to contact the NYS Planning Federation and Dennis Doyle at the Ulster County Planning Board for guidance going forward. It will be a process.

Highway Pre-Pay Vouchers presented by Supervisor Brooks.
(see Warrant #3 Pre-Pay, voucher #'s 6 - 8)

MVP Health Care, Inc.	3PP-6	DA90608 · Health Ins.	-10,595.68
Trust & Agency Account - FICA	3PP-7	DA90308 · Social Security/Medicare	-791.55
Trust & Agency Account - FICA	3PP-8	DA90308 · Social Security/Medicare	-1,059.75

Highway Vouchers presented by Supervisor Brooks.
(see Warrant #3, voucher #'s 18 - 29)

Advance Auto Parts	18	DA51304 · Machinery Contr	-246.45
American Rock Salt Company LLC	19	DA51424 · Snow Removal-Contractual	-6,577.06
Apalachee Marine	20	DA51424 · Snow Removal-Contractual	-6,153.82
Apalachee Marine	21	DA51424 · Snow Removal-Contractual	-6,351.28
Arkel Motors	22	DA51304 · Machinery Contr	-861.76
Bottini Fuel Corporation	23	DA51424 · Snow Removal-Contractual	-3,855.52
Home Depot Credit Services	24	DA51304 · Machinery Contr	-20.44
Liberty Trading Post	25	DA51304 · Machinery Contr	-33.38
Mombaccus Excavating, Inc.	26	DA51424 · Snow Removal-Contractual	-6,482.60
	27	DA51424 · Snow Removal-Contractual	-5,210.40
NAPA - REMOVED	28	Incorrect Total - Bill is under review	
Robert Green Auto & Truck Inc.	29	DA51304 · Machinery Contr	-181.06

General Pre-Pay Vouchers presented by Supervisor Brooks.
(see Warrant #3 Pre-Pay, voucher #'s 12 - 16)

Cardmember Service	3PP-12	A1670.4 · Central Data Processing Contrac	-2,319.32
Central Hudson	3PP-13	A8160.4 · Refuse & Garbage-Contractual	-61.19
MVP Health Care Inc.	3PP-14	A9060.8 · Health Insurance	-9,609.04
TRUST & AGENCY ACCOUNT - FICA	3PP-15	A9030.8 · Social Security	-717.83
TRUST & AGENCY ACCOUNT - FICA	3PP-16	A9030.8 · Social Security	-268.49

General Vouchers, presented by Supervisor Brooks.
(see Warrant #3, voucher #'s 22 - 44)

Association of Towns	22	A1920.4 · Municipal Association Dues	-800.00
Bottini Fuel	23	A1620.4 · Buildings-Contractual	-1,204.65
Central Hudson	24	A5182.4 · Street Lighting - Contractual	-331.54
Central Hudson	24	A5182.4 · Street Lighting - Contractual	-154.36
Central Hudson	25	A5132.4 · Highway Garage-Contractual	-752.05
Central Hudson	26	A1620.4 · Buildings-Contractual	-450.88
e-Nable Business Solutions	27	A1670.4 · Central Data Processing Contrac	-247.50
Grahamsville First Aid Squad	28	A4540.4 · Emergency Services-Contractual	-2,405.75
Jonathan Follender, Reim.	29	A9060.8 · Health Insurance	-318.00
Looseleaf Law Publications	30	A1410.4 · Town Clerk-Contractual	-22.43
Looseleaf Law Publications	30	A3620.4 · Safety Insp. - Contractual	-22.42
MVP Select Care Inc.	31	A9060.8 · Health Insurance	-30.00
Cindy Mickelson, Reim.	32	A1220.4 · Town Supervisor-Contractual	-47.51
NYSAMCC, Inc.	33	A1110.4 · Town Justice-Contractual	-50.00
Office of the State Comptroller	34	A690 · Overpayment & Clearing Account	-185.00
QUILL CORP	35	A1620.4 · Buildings-Contractual	-97.99
QUILL CORP	36	A5132.4 · Highway Garage-Contractual	-47.99
QUILL CORP	37	A1620.4 · Buildings-Contractual	-37.15
Time Warner Cable	38	A1620.4 · Buildings-Contractual	-182.93
Time Warner Cable	39	A5132.4 · Highway Garage-Contractual	-141.86
THalpin Mechancial DBA Erts Mechanical	40	A1620.4 · Buildings-Contractual	-1,258.02
UC Assoc. of Town & Village Court Clerks	41	A1110.4 · Town Justice-Contractual	-20.00
UCMA/Treasurer	42	A1110.4 · Town Justice-Contractual	-75.00
UCRRA	43	A8160.4 · Refuse & Garbage-Contractual	-1,613.25
YE OLDE TRI-VALLEY TOWNSMAN	44	A1410.4 · Town Clerk-Contractual	-125.00
YE OLDE TRI-VALLEY TOWNSMAN	44	A5010.4 · Supt. Highway-Contractual	-20.00
YE OLDE TRI-VALLEY TOWNSMAN	44	A1010.4 · Town Board-Contractual	-35.00

Supervisor Brooks inquires if the Councilman are satisfied with the audit of the vouchers. The Councilmen respond in the affirmative.

Resolution No. 32 of 2022

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 Pre-Pay Warrant No. 3PP voucher Nos. 6 - 8.
- Highway Fund Warrant No. 3 voucher Nos. 18 - 29.
- General Fund Pre-Pay Warrant No. 3PP voucher Nos. 12 - 16.
- General Fund Warrant No. 3 voucher Nos. 22 - 44.
- Capital Fund Sewage Disposal Warrant No. 2 voucher Nos. - None.

Whereupon, the Resolution was put to a vote, and recorded as follows:
Motion to adopt and approve made by Councilman Mike Dean, 2nd by Councilman Kevin Smith

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. 33 of 2022

WHEREAS the Town of Denning Town Board wishes to record its deep sorrow over the passing of Mr. Matthew Wood; and

WHEREAS Mr. Wood served as Justice Court Security Officer for the Town of Denning from 2019 to 2022; and

WHEREAS the Town of Denning Town Board is grateful for his many contributions as an outstanding citizen to his community.

NOW THEREFORE BE IT RESOLVED that the Town of Denning Town Board **HEREBY ORDERS** Resolution No. 33 of 2022 be entered into the official record of the Town and for a certified copy of this resolution be sent to his family in recognition of his service.

Whereupon, the Resolution was put to a vote, and recorded as follows:
Motion to adopt and approve made by Councilman Paul Schoonmaker, 2nd by Councilman Mike Dean.

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. 34 of 2022

WHEREAS The Town of Denning formed the Claryville Septic Maintenance District and intends to maintain and improve said septic systems; and

WHEREAS the Town of Denning Town Board accepts the Catskill Watershed Corporation Estimate, dated March 7, 2022, to inspect the forty-five (45) septic systems to be pumped out in 2022; and

NOW THEREFORE BE IT RESOLVED that the Town of Denning Town Board authorizes Supervisor David Brooks to execute an agreement / contract with the Catskill Watershed Corporation to provide said inspection services for the Claryville Septic Maintenance District in 2022 in an amount not to exceed \$6,400.00.

Whereupon, the Resolution was put to a vote, and recorded as follows:
Motion to adopt and approve made by Councilman Kevin Smith, 2nd 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. 35 of 2022

WHEREAS the Denning Town Board believes it should be involved in the Coalition of Watershed Towns, and

WHEREAS the Denning Town Board feels this organization and a having a representative to this organization from its Town Board is a benefit to the residents of the Town of Denning and the Coalition of Watershed Towns, of which it is a member in good standing; and

NOW THEREFORE BE IT RESOLVED that the Town of Denning Town Board **HEREBY** votes and supports the following candidates: Councilman Gregory Vurckio of the Town of Denning Town Board, and David Edinger of the Town of Olive Town Board; and Alternates Drew Boggess of the Town of Olive Town Board, and Bennet Ratcliff of the Town of Woodstock Town Board to serve a two-year term as volunteers to the Executive Committee of the Coalition of Watershed Towns.

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

Motion to adopt and approve made by Councilman Mike Dean, 2nd 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.

Supervisor Brooks requests a Motion to authorize the Highway Superintendent and the Town Clerk to seek bids for highway material.

Motion to authorize the Highway Superintendent and the Town Clerk to seek bids for highway material by Councilman Mike Dean, 2nd 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.

Supervisor Brooks requests a Motion to authorize the Highway Superintendent and the Town Clerk to put the roller out to bid.

Motion to authorize the Highway Superintendent and the Town Clerk to put the roller out to bid in the Spring by Councilman Andrew Dean, 2nd by Councilman Kevin Smith.

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.

Supervisor Comments:

- Supervisor Brooks informs the Board that the Town's equalization rate has been decreased to 14.35 from 16. This determination is a New York State decision and cannot be changed. Denning is pooled in with Marletown, Olive and Rochester by the State. This equalization rate will affect school taxes starting this September. Supervisor Brooks advises Board Members to tell residents to contact State legislators – although it will probably fall on deaf ears. The State is trying to force the town into a re-evaluation.
- Supervisor Brooks reports that there will be a Sundown Stream Project meeting tomorrow – Wednesday March 9th – with the CWC and engineers. Supervisor Brooks advised that Chazen got bought out by LaBella. Further discussion follows regarding issues with the engineers and landowners with the 90% Plan Set. Another follow up meeting is scheduled on March 18, 2022.
- Supervisor Brooks reports that Central Hudson has advised him of a 4-million dollar upgrade for service. Most if not all of the improvements are not in Denning, however the Town will be positively affected by the upgrade, especially the Sundown area.
- Supervisor Brooks reviews the 2021 Annual Report with the Town Board. The numbers are good. Discussion follows on fund balances, revenue and grants received. Further discussion regarding the new truck out of the Highway fund balance.

Supervisor Brooks calls for Councilmen Comments:

- Councilman Vurckio had no comments. Supervisor Brooks asks if there is any further information regarding the Delaware County stream buffer issue. Supervisor Brooks reports that Senator Martucci is heavily involved in getting that through. Discussion follows.
- Councilman Paul Schoonmaker reports that Denning Justice Court was held on February 16, 2022 at 10 am. It was a busy day for Court cases. Discussion follows. It is noted that this was Matt Wood's final Court Officer appearance before his passing.

- Councilman Mike Dean advises the Board that he was notified that Frost Valley CEO Jerry Huncosky announced his retirement in the Spring of 2023. He was CEO for 20 years. Councilman Dean has no information regarding Mr. Huncosky's replacement. Councilman Dean asked if the Town was going forward with replacing the exterior doors at the Court entrance and the Town Hall entrance. Supervisor Brooks advised that the doors will be fiberglass – steel reinforced inside. He is waiting for the estimate for purchase and installation. The Town will also be installing a drop box for law enforcement.
- Councilman Kevin Smith had no comments.

Supervisor Brooks call for Public Comment:

- Paul Hnatiw is present and asks if there is any word regarding current or future contributions to the Town from the Frost Valley YMCA. Supervisor Brooks states that the Town has no information at this time. Discussion follows regarding status with the YMCA now that Jerry Huncosky will be retiring.
- Paul Hnatiw questions when Town Board meetings will resume at the Sundown Church Hall location. Supervisor Brooks advised that it will definitely not be in 2022. Mr. Hnatiw presses for a reason. Supervisor Brooks advised him that The Town's Organizational Meeting was held on January 2nd, 2022 at which time it was Resolved that once-a-month Town Board meetings will continue through December of 2022 at the Town Hall location in Claryville only. The decision was made due to sanitization protocol during continuing COVID concerns.
- Paul Hnatiw states that it has now been 45 months since he first approached the Town Board regarding Mr. VanWagner's property status and the junk car situation. Supervisor Brooks advised Mr. Hnatiw that he has been up there and is keeping tabs on the situation.
- Paul Hnatiw requested information on the proposed changes to the Zoning Law. Supervisor Brooks advised him that he is working on it.

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

Motion to adjourn at 7:30 pm by Councilman Gregory Vurckio, 2nd by Councilman Mike Dean, All in favor. Motion carried.

Respectfully Submitted by Nancy Parrow, Town Clerk, March 9, 2022.

Next Town Board & Business Meeting: Tuesday, April 12th, 2022 at 6 pm at the Denning Town Hall.