

Town of Denning – Town Board Meeting

Meeting called to order at 6:07 p.m. by Supervisor Brooks.
Held on Tuesday, May 10th, 2022 at the Denning Town Hall.

Present: Supervisor David Brooks
Councilmen: Kevin Smith, Paul Schoonmaker, and Mike Dean
Highway Superintendent Daniel Van Sadlers.

Participating via conference call: Gregory Vurckio, Deputy Supervisor

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. 39 thru 41 of 2022, as well as the Budget vs. Actual through April 2022.

Pledge of Allegiance

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

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.

Correspondence – by Supervisor Brooks

- Received an email from resident Jenny Lee regarding Ulster County rural broadband committee. They had their first meeting last week. 13 members including a couple of supervisors, a town clerk, and community members. Jenny states their next meeting will be June 20th.
- Received an email from Andrew Emerich regarding the status of the Sundown Bridge Project. He states that all necessary residents signed off and he is waiting for the County. Tree removal for the project starts at the end of May.
- Received an email from Ulster County reporting \$8,800.94 mortgage tax payment for Denning. This is about what we usually receive.
- Received documentation and a certificate from the New York State Unified Court System that Judge Follender has satisfactorily completed his continuing education training for 2022.
- Supervisor Brooks and the Town Board members who are present reviewed the completed requested documentation to submit February through April Standard Workday and Reporting Resolution regarding the NYSLRS following adoption of Resolution 41 of 2022. The adopted Resolution and documentation will be posted for no less than 30 days on the Town website and on the Notice Board at Town Hall as per the requirements and will thereafter be submitted to NYSLRS.

Highway Report: by Highway Superintendent Van Sadlers

- He received Campbell bill for Freightliner repair. It's high, but the truck is fixed.
- All Town trucks are transitioned over from Winter to Off-Season status.
- The Ford 550 is stuck at Buddenhagens waiting for parts and service. It can't be used. Supervisor Brooks had requested Superintendent Van Sadlers to follow up regarding aftermarket parts. Buddenhagens hasn't advised yet. The truck has been out of service since February.
- The Tractor is being repaired. Keil subbed out the repairs so it is being worked on now.
- Foamco was at the Highway Department today finishing the repairs to the breakroom and other areas.
- Work is commencing on road grading in Sundown.
- Ladelton Stream project is going forward. The culvert will probably not be installed until next year, but Baker Brothers got the project bid and the other work is commencing. Mike Dean notes that the pond overflow is a major contributing factor, and Superintendent Van Sadlers reports that there are other areas of concern that will also be addressed.
- The Material bids were reviewed and accepted and the Resolution will be adopted.

- The 284 Agreement is signed by the Denning Town Board and will be forwarded to Ulster County to be fully executed.
- Possible paving will be done on New Road Hill, Wildcat and Taylor Roads. Chip sealing is also possible. Discussion follows regarding blacktop and fuel prices being prohibitive regarding these projects.
- The roller will be put out to bid soon.
- The steering box on the Paystar Truck needs to be taken care of. Superintendent Van Saders is lining up parts and repair, etc.
- Brief discussion regarding proposed New Truck. Still gathering specs and information.
- Eben Ackerley finished hooking up the camera system at the Town Barn and R&R Center. He is finalizing transferring email over to new .GOV email for the Highway Dept., and will fine tune the positioning of the cameras the next time he is in Claryville.

Planning Board Report - by Liaison, Councilman Kevin Smith

- Reviewed the updated site plans that were provided regarding the Honzo Haven Kobayashi project. Chairman Joe Sibiga sent the plans back as there was no well or septic information included.
- Members of the community who couldn't make it to the Town Board Meeting came to the Planning Board meeting regarding the summer music at the Russian Mule and Event Center.

Highway Pre-Pay Vouchers presented by Supervisor Brooks:
(see Warrant #4 Pre-Pay, voucher #'s 14-17)

MVP Health Care, Inc.	5PP-14	DA90608 · Health Ins.	-10,595.68
Trust & Agency Account - FICA	5PP-15	DA90308 · Social Security/Medicare	-748.60
Trust & Agency Account - FICA	5PP-16	DA90308 · Social Security/Medicare	-38.25
Trust & Agency Account - FICA	5PP-17	DA90308 · Social Security/Medicare	-722.84
		GRAND TOTAL:	-12,105.37

Highway Vouchers presented by Supervisor Brooks:
(see Warrant #4, voucher #'s 48-57)

ALL GAS & WELDING	48	DA51304 · Machinery Contr	-115.15
Bottini Fuel Corporation	49	DA51424 · Snow Removal-Contractual	-6,169.60
Campbell Freightliner of Orange County	50	DA51304 · Machinery Contr	-10,123.03
FleetPride	51	DA51304 · Machinery Contr	-1,265.57
Hoffman Equipment	52	DA51104 · Maint Of Streets - Contr	-4,175.00
Home Depot Credit Services	53	DA51304 · Machinery Contr	-75.52
Kimball Midwest	54	DA51304 · Machinery Contr	-247.71
Liberty Iron Works	55	DA51304 · Machinery Contr	-1,215.00
Liberty Trading Post	56	DA51304 · Machinery Contr	-13.99
Tractor Supply Credit Plan	57	DA51304 · Machinery Contr	-396.85
		GRAND TOTAL:	-23,797.42

General Pre-Pay Vouchers presented by Supervisor Brooks:
(see Warrant #4 Pre-Pay, voucher #'s 28-36)

Central Hudson	5PP-28	A5132.4 · Highway Garage-Contractual	-534.36
		A1620.4 · Buildings-Contractual	-327.59
		TOTAL :	-861.95
Central Hudson	5PP-30	A8160.4 · Refuse & Garbage-Contractual	-53.63
Charter Communications	5PP-31	A5132.4 · Highway Garage-Contractual	-141.44
Charter Communications	5PP-32	A1620.4 · Buildings-Contractual	-182.32
MVP Health Care Inc.	5PP-33	A9060.8 · Health Insurance	-9,609.04
TRUST & AGENCY ACCOUNT - FICA	5PP-34	A9030.8 · Social Security	-722.85
TRUST & AGENCY ACCOUNT - FICA	5PP-35	A9030.8 · Social Security	-268.49
TRUST & AGENCY ACCOUNT - FICA	5PP-36	A9030.8 · Social Security	-133.88
		GRAND TOTAL:	-11,973.60

General Vouchers, presented by Supervisor Brooks:
(see Warrant #4, voucher #'s 65-78)

Bottini Fuel	65	A5132.4 · Highway Garage-Contractual	-982.79
Central Hudson	66	A5182.4 · Street Lighting - Contractual	-164.09
e-Nable Business Solutions	67	A1670.4 · Central Data Processing Contrac	-652.50
	68	A1670.4 · Central Data Processing Contrac	-990.00
		TOTAL:	-1,642.50
Jonathan Follender, Reim.	69	A9060.8 · Health Insurance	-494.00
Richard Lowe	70	A8160.4 · Refuse & Garbage-Contractual	-100.48
MVP Select Care Inc.	71	A9060.8 · Health Insurance	-30.00
Mike Preis, Inc.	72	A1910.4 · Unallocated Insurance	-181.50
Patricia Masterson	73	A1355.4 · Tax Assessor-Contractual	-75.00
Office of the State Comptroller	74	A690 · Overpayment & Clearing Account	-160.00
QUILL CORP	75	A1620.4 · Buildings-Contractual	-135.98
	76	A3620.4 · Safety Insp. - Contractual	-74.99
			-210.97
YE OLDE TRI-VALLEY TOWNSMAN	77	A1410.4 · Town Clerk-Contractual	-199.00
		A5010.4 · Supt. Highway-Contractual	-100.00
		TOTAL:	-299.00
UCRRA	78	A8160.4 · Refuse & Garbage-Contractual	-2,419.62
		GRAND TOTAL:	-6,759.95

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

Resolution No. 39 of 2022

WHEREAS, New York State General Municipal Law section 103 requires municipalities to go to bid and accept the lowest bid price; and

WHEREAS the Town of Denning has formed an Audit Over Sight Committee to review and recommend the bids below; and

WHEREAS the Denning Town Board has voted to accept Said Committee recommendation; and

WHEREAS, following careful consideration by the Town of Denning Highway Superintendent and the Town Board; and

WHEREAS, New York State General Municipal Law § 103 (16) permits local governments to “piggy back” off of other municipal bids; for apparatus, materials, equipment supplies and to contract for additional services related to the afore mentioned off of any local, state, or federal government contract, so long as the contract was in a manner that is consistent with competitive bidding laws; and

WHEREAS, Town Law section § 5-36 E-1 authorizes Town Boards to waive Said bid if it is in the Town’s best interest and accept the next lowest bid; and

NOW THEREFORE be it RESOLVED The Town of Denning **HEREBY** accepts the following bids and the Town and any other municipality may “piggy back” on any Town of Denning bid or from any other municipal or other branches of government.

209 Sand & Gravel / Woodbourne Lawn and Garden:

Sand- Snow & Ice (Ton)-No Clay, and Bank Run (Ton).

Schaeffer Enterprises:

Stackable Rock (Ton)*, Slope Rock (Ton)*

E. Tetz:

Gabions (Ton)*, #1 Stone (Ton) Low Abrasion*, #1 A Stone (Ton) Low Abrasion, #45 Stone (Ton)*, Screenings (Ton)*, Item #4 (Ton) – Ledge Rock*, Crusher Run (Ton) TailGate Spread*, Crusher Run (Ton)*, Dumped Rip Rap (Ton)*

Mombaccus:

#2 Stone (Ton) Low Abrasion*, Sand-Snow & Ice (Ton) – No Clay*, Slope Rock (Ton)*

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

Motion to adopt and approve 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. 40 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. 4PP voucher Nos. 14-17.
- Highway Fund Warrant No. 4 voucher Nos. 48 - 57.
- General Fund Pre-Pay Warrant No. 4PP voucher Nos. 28- 36.
- General Fund Warrant No. 4 voucher Nos. 65-78.
- Capital Fund Sewage Disposal Warrant No. 4 voucher Nos. - None.

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 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. 41 of 2022

WHEREAS the Town of Denning participates in the New York State Retirement System; and

WHEREAS the Town of Denning is responsible for reporting of service, salary and deductions, as well as pension certification for all member employees, as required by Regulation 314.5; and

WHEREAS the Town of Denning Town Board has previously adopted and reaffirmed guidelines to establish workday by hours worked for public officials and employees; and

WHEREAS New York State Retirement System requires the governing body to approve of the Standard Work Day and Reporting Resolution for any new or subsequent term of office, for any Elected and Appointed Officials; and

WHEREAS the Town of Denning Town Board has reviewed and inspected the aforementioned form; and

NOW THEREFORE BE IT RESOLVED that the Town of Denning Town Board **HEREBY** approves and adopts the hours reported by the required Town personnel.

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

Motion to adopt and approve 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 Comments:

- Supervisor Brooks again met with CWC, DEP and Engineers on the Sundown Stream Project.
- Sundown Bridge Project is going forward and preliminary work is supposed to start at the end of May.
- Denning successfully completed the Online Reporting for ARPA funds expenditure before the April 2022 deadline. It was a long and confusing process for the small amount of funding Denning received, but it is completed.
- The CWC will begin inspection and pump out of the Denning/Claryville Septic District tomorrow May 11th and is starting with 5 residences on that date with 5 more being scheduled for the next week. As per the agreement all 45 will be inspected and pumped out in the coming months and then inspection and pump outs will be staggered in upcoming years. Any of the 45 systems that do not have Risers will get one this year.

Supervisor Brooks calls for Councilmen Comments:

- Gregory Vurckio is attending this meeting via conference call and reports that the most recent CWT meeting was held via Zoom. They had approximately 20 attendees comprised of new members and new alternates. Election of Officers was completed, and most of the meeting was taken up with that and then discussion of the septic issues regarding treatment plants. Previous numbers were at 71,000 gallons of effluent being accepted per week at 4 separate treatment plants. The City was proposing to cut that down to 26,000 gallons. The CWT had drafted a Resolution denouncing the new numbers but they didn't have to use it as documentation from 1997 MOA was brought to light and the City agreed to leave the number at 71,000 gallons. The Streamside Acquisition Program was briefly discussed in that it was going to happen and municipalities should try to dictate their own terms when it does. Councilman Vurckio reports that the next CWT meeting will be Monday, 5/16/22, and the meeting will be in person.
- Paul Schoonmaker reported on the Justice Court. Brief discussion was held regarding the ongoing Tracy Thomas issue. The next Court date is Wednesday May 11th at 10 am.
- Mike Dean asked Highway Superintendent Van Sadlers about shared services with Ulster County regarding road crack - tar repair. Superintendent Van Sadlers believes that Ulster County contracts that out because of the specialized equipment needed, but he will check into it.
- Kevin Smith has nothing further to report.

Supervisor Brooks call for Public Comment:

There is no public comment.

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

Motion to adjourn at 6:45 pm by Councilman Mike Dean, 2nd by Councilman Paul Schoonmaker, All in favor. Motion carried.

Respectfully Submitted by Nancy Parrow, Town Clerk, May 17, 2022.

Next Town Board & Business Meeting: Tuesday, June 14th, 2022 at 6 pm at the Denning Town Hall.