

Town of Denning – Town Board Meeting

Meeting called to order at 6:04 p.m. by Supervisor Brooks.
Held on Tuesday, February 14th, 2023 at the Denning Town Hall.

Present: Supervisor Brooks

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

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

The Town Clerk gave the Board members their copy of the Agenda and Resolution Nos. 28 through 34 of 2023, and The Budget vs. Actual through January 2023.

Pledge of Allegiance

Supervisor Brooks inquires if all of the Councilmen have read the Minutes and asks if there are any amendments? All respond that the Minutes have been read and that there are no amendments.

Motion to adopt last months' minutes by Councilman Mike Dean, seconded by Councilman Gregory Vurckio. All in favor.

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 David Brooks.

- Notice received for Ulster County Hazard Mitigation Kick Off Meeting held last Tuesday in Highland, NY. Supervisor Brooks attended. Updates coming and paperwork to complete.
- Denning Code Enforcement Officer Karl Van Hassel submitted the Building Department Annual Report for 2022.
- Teri Lockhart, Town of Denning Auditor, confirms the Denning Justice Court Audit for 2022 is complete and correct.
- Donation received from Frost Valley YMCA in the amount of \$10,414.00 for January 2023. The Denning Town Board expresses its ongoing appreciation to Jerry Huncosky and the Frost Valley Board for their continued support.
- Emails received from Jenny Lee who is still plugging away at the Broadband situation in Ulster County and Denning. Ulster County recently challenged the service map with residents help. There is money available so hopefully coverage will be filled in going forward.

Highway Report: by Highway Superintendent Dan Van Saders.

- Sand and Salt supply is holding steady. Recent mild weather has been a big help.
- Ford 550 went back to Kingston for service. Front end and electrical work with a back-ordered part. Hope to have it back in service in a week or so.
- 2004 International clutch fan service work done and is back in service.
- 2017 Freightliner back in service after DEF sensor issue.
- Waiting on final CHIPS funding, budget not finalized yet. Will use it to finish Peekamoose and hopefully seal a few of the roads that are already done.
- Bid For Materials in March. Ulster County to help us on Peekamoose hopefully before Blue Hole season starts.
- Supervisor Brooks questions Superintendent Van Saders regarding looking into purchasing a Buffalo Turbine for dirt roads and hills and clean up for culverts and ditches. Discussion follows.

Planning Board Report - by Liaison Councilman Kevin Smith.

- December Planning Board meeting was postponed from January 19th due to inclement weather and was held on January 26th.
- The Planning Board reviewed a NYC DEP Land Acquisition Notification regarding 47 acres of property SBL: 43.3-2-27.300.
- Logging Notification received for 679 Wild Meadow Road, Dutcher Logging for 562 trees on 80 acres. Insurance certification provided with \$100.00 fee paid to the Town.

Highway Pre-Pay Vouchers presented by Hwy. Super. Van Saders.
(See Warrant #2 Pre-Pay, Voucher Nos. – 1 - 5)

Health Care Reimbursement Account	2PP-1	DA90608 · Health Ins.	-5,000.00
MVP Health Care, Inc.	2PP-2	DA90608 · Health Ins.	-11,160.30
Trust & Agency Account - FICA	2PP-3	DA90308 · Social Security/Medicare	-761.50
Trust & Agency Account - FICA	2PP-4	DA90308 · Social Security/Medicare	-1,107.09
Trust & Agency Account - FICA	2PP-5	DA90308 · Social Security/Medicare	-967.54
		Grand Total	-18,996.43

Highway Vouchers presented by Hwy. Super. Van Saders.
(See Warrant #2, Vouchers Nos. 5 - 17)

Apalachee Marine	5	DA51424 · Snow Removal-Contractual	-11,064.37
	6	DA51424 · Snow Removal-Contractual	-7,291.84
	7	DA51424 · Snow Removal-Contractual	-7,467.57
		Total Apalachee Marine (5-6-7)	-25,823.78
Bottini Fuel Corporation	8	DA51424 · Snow Removal-Contractual	-2,944.07
Capital One Trade Credit	9	DA51304 · Machinery Contr	-246.10
FleetPride	10	DA51304 · Machinery Contr	-86.22
Home Depot Credit Services	11	DA51304 · Machinery Contr	-7.48
Kimball Midwest	12	DA51304 · Machinery Contr	-238.80
Liberty Trading Post	13	DA51304 · Machinery Contr	-115.61
Mombaccus Excavating, Inc.	14	DA51424 · Snow Removal-Contractual	-5,259.95
North East Parts Group	15	DA51304 · Machinery Contr	-85.98
Romeo Ford	16	DA51304 · Machinery Contr	-1,771.96
Truck Pro	17	DA51304 · Machinery Contr	-1,679.06
		Grand Total	-38,259.01

General Pre-Pay Vouchers presented by Supervisor Brooks.
(See Warrant #2 Pre-Pay, Vouchers Nos. 2 - 14)

Central Hudson	2PP-2	A8160.4 · Refuse & Garbage-Contractual	-44.25
Central Hudson	2PP-3	A5132.4 · Highway Garage-Contractual	-592.88
	2PP-4	A1620.4 · Buildings-Contractual	-814.08
		Total Central Hudson (2-3-4)	-1,406.96
Central Hudson	2PP-5	A5182.4 · Street Lighting - Contractual	-193.69
Charter Communications	2PP-6	A5132.4 · Highway Garage-Contractual	-142.35
Charter Communications	2PP-7	A1620.4 · Buildings-Contractual	-183.69
HealthCare Reimbursement Account	2PP-8	A9060.8 · Health Insurance	-5,000.00
MVP Health Care Inc.	2PP-9	A9060.8 · Health Insurance	-10,120.98
TRUST & AGENCY ACCOUNT - FICA	2PP-10	A9030.8 · Social Security	-273.86
TRUST & AGENCY ACCOUNT - FICA	2PP-11	A9030.8 · Social Security	-719.73
TRUST & AGENCY ACCOUNT - FICA	2PP-12	A9030.8 · Social Security	-273.86
Central Hudson	2PP-13	A1620.4 · Buildings-Contractual	-236.12
	2PP-14	A5182.4 · Street Lighting - Contractual	-183.27
			-419.39
		Grand Total	-18,778.76

General Vouchers, presented by Supervisor Brooks.

(See Warrant #2, Voucher Nos. 7 - 27)

Association of Towns	7	A1920.4 · Municipal Association Dues	-899.00
Bottini Fuel	8	A5132.4 · Highway Garage-Contractual	-952.77
Jonathan Follender, Reim.	9	A9060.8 · Health Insurance	-828.60
Garigliano Contracting LLC	10	A1620.2 · Buildings-Equipment	-8,528.00
		A1110.2 · Town Justice - Equipment	-2,147.00
			-10,675.00
Grahamsville First Aid Squad	11	A4540.4 · Emergency Services-Contractual	-2,405.75
MVP Select Care Inc.	12	A9060.8 · Health Insurance	-30.00
MATTHEW BENDER CO., INC.	13	A1110.4 · Town Justice-Contractual	-367.74
Cindy Mickelson, Reim.	14	A1220.4 · Town Supervisor-Contractual	-17.37
NYS Magistrates Association	15	A1110.4 · Town Justice-Contractual	-93.00
NYSAMCC, Inc.	16	A1110.4 · Town Justice-Contractual	-60.00
Office of the State Comptroller	17	A690 · Overpayment & Clearing Account	-85.00
QUILL CORP	18	A1620.4 · Buildings-Contractual	-6.91
	18	A5132.4 · Highway Garage-Contractual	-99.96
	19	A1620.4 · Buildings-Contractual	-38.87
	19	A5132.4 · Highway Garage-Contractual	-165.29
	20	A1620.4 · Buildings-Contractual	-33.24
	21	A1410.4 · Town Clerk-Contractual	-25.28
		QUILL CORP Total	-369.55
Thomson-Reuters West	22	A5010.4 · Supt. Highway-Contractual	-252.00
Titan Drilling Corp	23	A1620.2 · Buildings-Equipment	-2,200.00
UCATS	24	A5010.4 · Supt. Highway-Contractual	-80.00
UCRRA	25	A8160.4 · Refuse & Garbage-Contractual	-3,024.57
Ulster County Information Services	26	A1410.4 · Town Clerk-Contractual	-100.00
Karl Von Hassel	27	A3620.4 · Safety Insp. - Contractual	-399.00
		Grand Total	-22,839.35

Capital Vouchers, presented by Supervisor Brooks.
(See Warrant #2, Voucher No. None.)

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

Resolution No. 28 of 2023

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. 2, Voucher Nos. 1-5.

Highway Fund Vouchers Warrant No. 2, Voucher Nos. 5-17.

General Fund Pre-Pay Warrant No. 2, Voucher No. 2 - 14.

General Fund Warrant No. 2, Voucher Nos. 7 - 27.

Capital Fund Sewage Disposal Vouchers Warrant No. 2, Voucher No. None.

Whereupon, the Resolution was put to a vote, and recorded as follows:
Motion to adopt and approve 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. 29 of 2023

WHEREAS New York State Law §141 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 budgetary transfers for the 2022 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 DA5110.4 – Maintenance of Streets Contractual in the amount of \$36,100.00

Increase DA5130.4-Machinery Contractual in the amount of \$27,000.00

Increase DA9010.8 -Retirement in the amount of \$2,000.00; and to

Decrease DA5110.1 – Maintenance of Streets Personal in the amount of \$10,000.00

Decrease DA5142.4 – Snow Removal Contractual in the amount of \$20,000.00

Decrease DA9060.8 – Health Insurance in the amount of \$25,000.00

Decrease DA599 – Fund Balance in the amount of \$10,100.00

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

Motion 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. 30 of 2023

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 budgetary transfers for the 2022 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:

Increase A1110.1-Justices Personal Services in the amount of \$2,000.00

Increase A1220.4-Supervisor Contractual in the amount of \$2,400.00

Increase A1670.4-Central Data Processing in the amount of \$1,100.00

Increase A1620.4 – Building Contractual in the amount of \$4,000.00

Increase A5182.4 – Street Lighting Contractual in the amount of \$100.00, and to

Decrease A9060.8-Health Insurance in the amount of \$9,600.00.

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

Motion 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. 31 of 2023

WHEREAS the Town of Denning is purchasing a water filtration system for property location 1567 Denning Road, Claryville, NY, and

WHEREAS the Town of Denning wishes to use the New York state Office of State Comptroller ARPA Funds for the cost of said system, and

NOW THEREFORE BE IT RESOLVED that the Town of Denning Town Board authorizes the Supervisor to:

Increase A1620.2 Buildings, Equipment Capital Outlay in the amount of \$2,200.00 with the balance coming from Fund Balance A599.

Whereupon, the Resolution was put to a vote, and recorded as follows: Motion made by Councilman Gregory Vurckio, 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.

Resolution No. 32 of 2023

WHEREAS the Town of Denning Town Board approved the payment to the Highway Fund during the coronavirus pandemic. The monies coming from the American Rescue Plan Act (ARPA), for employees working through the pandemic,

AND WHEREAS \$8,073.75 is to be transferred from the General Fund to the Highway Fund,

NOW THEREFORE BE IT RESOLVED that the Town of Denning Town Board authorizes the Supervisor to:

Increase Appropriation A9901.9 Interfund Transfer in the amount of \$8,073.75, and to

Increase Estimated Revenue A5031 Interfund Transfer in the amount of \$8,073.75.

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

Resolution No. 33 of 2023

WHEREAS the Town of Denning is purchasing and installing two (2) new entry doors for property location 1567 Denning Road, Claryville, NY, and

NOW THEREFORE BE IT RESOLVED that the Town of Denning Town Board authorizes the Supervisor to:

Appropriate funds to A1620.2 Buildings, Equipment Capital Outlay in the amount of \$8,528.00, and to

Increase A1110.2 Justice Equipment in the amount of \$ 2,147.00 which was allocated from the 2021/2022 J-Cap Grant to help fund purchase and construction costs for the replacement of the Justice Court Entrance Door at the Town Hall.

The Justice Equipment balance of \$2,147.00 is due to partially finance the replacement of the Justice Court Entrance Door. The amount of \$8,528.00 represents the balance of costs owing to replace the Justice Court Entrance Door and the full amount due for the replacement of the Town Hall Entrance Door. Said \$8,528.00 is to come from the General Fund Balance.

Whereupon, the Resolution was put to a vote, and recorded as follows:
Motion 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. 34 of 2023

WHEREAS section 2019-a of the Uniform Justice Court Act requires that town and village justices annually provide their court records and dockets to their respective town auditing boards or appointed auditor and,

WHEREAS such records for the year 2022 were provided to and audited by the Town of Denning Auditor on Wednesday, February 1, 2023, and

WHEREAS the Town of Denning Town Board has HEREBY reviewed and accepts the Audit results submitted by the Auditor for the year 2022.

Whereupon, the Resolution was put to a vote, and recorded as follows:
Motion made by Councilman Gregory Vurckio, 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 advises the Board that he met on-site with the CWC after relieving the former engineering firm of their duties for the Sundown Stream Project as reported at last month's Town Board meeting. At this time going ahead with an application for a feasibility study to armor Peekamoose Road and below the new bridge. Supervisor Brooks is hopeful this project can still be completed.
- Supervisor Brooks advises the Board that the NYS DEC Blue Hole Project has progressed and the hiking trail has been marked out from the parking area to Blue Hole. Crossing Peekamoose Road and utilizing the old bridge abutments. The walkway will run alongside the road. There will be added traffic when that project begins. Hopefully it won't affect the Denning paving project.
- Supervisor Brooks advises the Board that NY State and Ulster County recently passed a law regarding Firefighter tax exemptions and explained that it is up to each municipality individually to offer the exemptions. Supervisor Brooks explains that Denning will be a "No" for 2023 until more information can be reviewed and researched. The only Ulster County Town who has moved on this matter is New Paltz. Every other town has backed off and is looking for more information. Supervisor Brooks reports that after

the Ulster County Hazard Mitigation Kick-off meeting a brief discussion was held for those in attendance. Supervisor Brooks reports that all information needs to be closely reviewed before Denning acts on this matter. Discussion follows.

Supervisor Brooks calls for Councilmen Comments:

- Councilman Vurckio informs the Board regarding the CWT meeting on January 16th. Topics covered included:
 - 2022 Revised Filtration Avoidance Determination (FAD) from the NYS Department of Health – updated from 2017.
 - NYC DEP Land Acquisition Program (LAP)
 - NYC DEP Streamside Acquisition Program (SAP)
 - Conservation easement granted by DEP to DEC for utility access and renewable energies.
 - License agreements with annual payments to landowners as an alternative to fees.
 - DEP working with CWC regarding future septage disposal needs in the watershed.
 - DEP's obligation to meet regularly with stakeholders to resolve issues with administration of city contracts.
 - Since the CWT's concerns were addressed in the revised FAD a resolution was passed by the CWT on January 16th, 2023 to support NYS Dept. of Health revised FAD.
 - There will be no meeting in February.
 - April 4, 2023 is the CWC Annual Meeting.
- Councilman Schoonmaker informs the Board that Justice Court was cancelled on February 8th and advises the next Court date is February 22nd.
- Councilman Dean has no comments.
- Councilman Smith has no comments.

Supervisor Brooks calls for Public Comments:

- Paul Hnatiw asks if anyone has any information regarding recent local immigrant busing rumors. No one does.
- Paul Hnatiw wishes to compliment the Denning Highway Department and Tyler Brooks for the great work on the Sundown roads this winter season.
- Anthony Carminati also wishes to compliment the Denning Highway Department for the great work on the Red Hill and Knolls area roads this winter season.

Supervisor Brooks calls for any further councilmen comments or discussion.

Motion to adjourn the meeting at 6:50 pm made by Councilman Gregory Vurckio and seconded by Councilman Kevin Smith. All in Favor. Motion Carried.

Respectfully submitted by Nancy Parrow, Town Clerk, February 21, 2023.

Next Town Board & Business Meeting: Tuesday, March 14th, 2023 at 6 pm at the Denning Town Hall.