

TOWN OF DENNING – TOWN BOARD MEETING

Meeting called to order at 6:07 p.m. by Supervisor Brooks. Held on Tuesday, April 11th, 2023 at the Denning Town Hall.

Present: Supervisor Brooks, Councilmen: Gregory Vurckio, Kevin Smith, and Paul Schoonmaker, and Highway Superintendent Daniel Van Saders.

Absent: Councilman Mike Dean

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. 37, 38 and 39 of 2023, and the Budget vs. Actual through March 2023.

Pledge of Allegiance

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

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

Councilman Mike Dean Absent

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:

- Information from the Town of Neversink regarding updated fees for Town of Denning residents to use the Neversink Pool in Grahamsville for the upcoming 2023 season. Resident Pool Pass \$30.00 per person per season and Guest Day Pass \$8.00 per person per day. The Town Clerk is instructed to post this information on the Denning website.
- Email from Jenny Lee regarding updates on Broadband information. Archtop Fiber is up and coming. NYS money for Broadband will be released next year. Councilman Vurckio reports that he encountered a workman in Sundown checking lines who explained that NYS was reviewing infrastructure for broadband/fiberoptics. Discussion followed.
- Fred Strohm from Appraisal Affiliates, Inc. emailed the finalized Town of Denning 2022 Capital Asset Depreciation Report. Hard copies to follow.
- Denning Town Clerk presented required Records of Activity for the NYSLRS for Erica Benvenuto, Robert Totten and Justice Jonathan Follender to Supervisor Brooks and the Town Board members who are present to review the completed requested documentation to submit January through March Standard Workday and Reporting Resolution regarding the NYSLRS following adoption of Resolution 39 of 2023. 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.
- Email from March Gallagher regarding the Ulster County Real Property Tax Collection Audit Findings. Discussion Followed.
- Donation check received from the Frost Valley YMCA in the amount of \$10,414.00. The Denning Town Board welcomes the new Frost Valley CEO Riel Peerboom, and wishes to express their deep appreciation to him, Chet Krinsky - CFO, and the Frost Valley Board of Trustees for their continued support.
- Check received from NYS Dept. of Transportation – for POP Payment in the amount of \$29,840.62.

Highway Report: by Highway Superintendent Van Sadars:

- Denning has met the salt requirement for the year @ 70%. Sand is good going into next season.
- Raked and graded Wild Meadow Road.
- Currently working on sweeper maintenance. Road sweeping will start next week.
- 2002 Truck currently at Leudeman's for oil pan repair.
- Additional repair work being done on the small plows now that the season seems to be over (mainly Supervisor Van Sader's plow).
- Seasonal Roads are now open.
- Ford 550 waiting for a part from Romeo Ford for the junction box to pass inspection. It is working OK now.
- Superintendent Van Sadars reports that he called Brad at Kiel regarding the Buffalo Turbine. It appears they are now closed and there was no response. Preston Kelly from Neversink will come and use theirs on Peekamoose Road.
- Supervisor Brooks requests that the Highway Dept. use the 550 to get a load of mulch (natural – no dyes) for the Garden Volunteers to use at the Town Hall and in the Jean Switzler Memorial Garden.

Planning Board Report - by Liaison, Councilman Kevin Smith:

- Ricky Brooks from Control Point Associates presented paperwork and maps regarding a lot line adjustment and 5.96-acre parcel swap proposal regarding road access with Mary Sola Estate and Paul Kirkhahn properties. Mr. Brooks will return to the next Planning Board meeting to update the Board after they present the proposal in the Town of Shandaken also. Fee schedule needed. Discussion followed.
- No other business before the Planning Board.

Highway Pre-Pay Vouchers presented by Hwy. Super. Van Sadars.
(See Warrant #4 Pre-Pay, Voucher Nos. 11 - 15)

Health Care Reimbursement Account	4PP-11	DA90608 · Health Ins.	-2,500.00
MVP Health Care, Inc.	4PP-12	DA90608 · Health Ins.	-11,159.86
Trust & Agency Account - FICA	4PP-13	DA90308 · Social Security/Medicare	-912.29
Trust & Agency Account - FICA	4PP-14	DA90308 · Social Security/Medicare	-66.94
Trust & Agency Account - FICA	4PP-15	DA90308 · Social Security/Medicare	-691.54
		Grand Total	-15,330.63

Highway Vouchers presented by Hwy. Super. Van Sadars.
(See Warrant #4, Vouchers Nos 29 - 42)

American Rock Salt Company LLC	29	DA51424 · Snow Removal-Contractual	-4,859.78
	30	DA51424 · Snow Removal-Contractual	-2,619.80
	31	DA51424 · Snow Removal-Contractual	-2,426.59
		Total American Rock Salt Company LLC:	-9,906.17
Apalachee Marine	32	DA51424 · Snow Removal-Contractual	-7,377.78
FleetPride	33	DA51304 · Machinery Contr	-373.57
Home Depot Credit Services	34	DA51304 · Machinery Contr	-87.72
Liberty Trading Post	35	DA51304 · Machinery Contr	-16.99
Mombaccus Excavating, Inc.	36	DA51424 · Snow Removal-Contractual	-6,459.80
North East Parts Group	37	DA51304 · Machinery Contr	-439.87
Prestige Towing & Recovery, Inc.	38	DA51304 · Machinery Contr	-295.00
Robert Green Auto & Truck Inc.	39	DA51304 · Machinery Contr	-2,292.94
Romeo Ford	40	DA51304 · Machinery Contr	-53.06
Tractor Supply Credit Plan	41	DA51304 · Machinery Contr	-67.98
Zanetti's Service Center	42	DA51304 · Machinery Contr	-229.12
		Grand Total	-27,600.00

General Pre-Pay Vouchers presented by Supervisor Brooks.
 (See Warrant #4 Pre-Pay, Vouchers Nos. (27 - 35)

Central Hudson	4PP-27	A8160.4 · Refuse & Garbage-Contractual	-41.83
Central Hudson	4PP-28	A1620.4 · Buildings-Contractual	-373.40
Central Hudson	4PP-29	A5132.4 · Highway Garage-Contractual	-596.37
Charter Communications	4PP-30	A1620.4 · Buildings-Contractual	-183.47
HealthCare Reimbursement Account	4PP-31	A9060.8 · Health Insurance	-2,500.00
MVP Health Care Inc.	4PP-32	A9060.8 · Health Insurance	-10,120.98
TRUST & AGENCY ACCOUNT - FICA	4PP-33	A9030.8 · Social Security	-327.95
TRUST & AGENCY ACCOUNT - FICA	4PP-34	A9030.8 · Social Security	-718.43
TRUST & AGENCY ACCOUNT - FICA	4PP-35	A9030.8 · Social Security	-273.86
		Grand Total	-15,136.29

General Vouchers, presented by Supervisor Brooks.
 (See Warrant #4, Voucher Nos. 42 - 51)

Charter Communications	42	A5132.4 · Highway Garage-Contractual	-141.67
Jonathan Follender, Reim.	43	A9060.8 · Health Insurance	-841.10
MVP Select Care Inc.	44	A9060.8 · Health Insurance	-30.00
Mike Preis, Inc.	45	A1910.4 · Unallocated Insurance	-24,059.48
NYSATRC Membership	46	A1410.4 · Town Clerk-Contractual	-25.00
Office of the State Comptroller	47	A690 · Overpayment & Clearing Account	-12.50
Power Generator Service, LLC	48	A1620.4 · Buildings-Contractual	-325.00
QUILL CORP	49	A1620.4 · Buildings-Contractual	-196.66
	50	A1620.4 · Buildings-Contractual	-109.31
		TOTAL QUILL CORP.:	-305.97
UCRRA	51	A8160.4 · Refuse & Garbage-Contractual	-2,512.37
		Grand Total	(28,253.09)

Resolution No. 37 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. 4PP Voucher Nos. 11 – 15.
- Highway Fund Warrant No. 4 Voucher Nos. 29 - 42
- General Fund Pre-Pay Warrant No. 4PP Voucher Nos. 27 - 35
- General Fund Warrant No. 4 Voucher Nos. 42 - 51
- Capital Fund Sewage Disposal Warrant No. 4. 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 Gregory Vurckio.

Roll Call Vote:

Councilman Mike Dean Absent
 Councilman Kevin Smith AYE
 Supervisor David Brooks AYE

Councilman Paul Schoonmaker AYE
 Councilman Gregory Vurckio AYE

Motion carried following a unanimous roll call vote.

Seven sealed Bids are opened and read by Town Clerk Nancy Parrow for the Town of Denning 2023 Highway Material Bids. They are from: Tetz, Donohue, 209 Sand & Gravel/Woodbourne Lawn & Garden, Callanan, Schaefer, Mombaccus and Ellenville Sand and Gravel.

Resolution No. 38 of 2023

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 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.

Mombaccus: Abrasive Sand (Ton)*, Screenings (Ton)*, Item #4 (Ton) Ledge Rock*, Crusher run (Ton) Tail Gate Spread*, Crusher Run (Ton)*, Dumped Rip Rap (Ton), Flat Bed Rip Rap (Ton)*

Tetz: Gabions (Ton)*, #1 Stone (Ton) Low Abrasion*, #1 A Stone (Ton) Low Abrasion*, #45 Stone (Ton)*

Donohue: #1 ST Stone (Ton) Low Abrasion*, #2 Stone (Ton) Low Abrasion*, Cold Patch (Ton)* & FOB

Rte 209 Sand & Gravel/Woodbourne Lawn & Garden: Sand-Snow & Ice (Ton) – No Clay*, Bank Run (Ton)*

Callanan: Blacktop Hot Mix type 6 FOB, Blacktop Hot Mix Type 7 FOB

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

WHEREUPON the Resolution was put to a vote, and recorded as follows: Motion to adopt and approve by Councilman Gregory Vurckio, 2nd by Councilman Kevin Smith.

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.

Resolution No. 39 of 2023

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: Erica Benvenuto, Deputy Town Clerk / Tax Collector and Cleaner; Robert Totten, Deputy Highway Superintendent; and Justice Jonathan Follender.

WHEREUPON the Resolution was put to a vote, and recorded as follows: Motion to adopt and approve by Councilman Kevin Smith, 2nd by Councilman Paul Schoonmaker.

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.

Office of the New York State Comptroller
NYSLRS
 New York State and Local Retirement System
 110 State Street, Albany, New York 12244-0001
 Please type or print clearly
 in blue or black ink

Received Date

Standard Work Day and Reporting Resolution for Elected and Appointed Officials

RS 2417-A

(Rev.11/19)

Employer Location Code
 3 0 7 2 5

SEE INSTRUCTIONS FOR COMPLETING FORM ON REVERSE SIDE

BE IT RESOLVED, that the Town of Denning hereby established the following standard work days for these titles and will report the officials to the New York State and Local Retirement based on their record of activities:

Name	Social Security Number	NYSLRS ID	Title	Current Term Begin & End Dates	Standard Work Day	Record of Activities Result	Not Submitted	Pay Frequency	Tier 1
Elected Officials:									
Jonathan Follender			Town Justice	1-1-20 to 12-31-23	6	3.12	<input type="checkbox"/>	Quarterly	<input type="checkbox"/>
Appointed Officials:									
Robert Totten			Deputy Superintendent of Hwys.	1-1-23 to 12-31-23	6	4.25	<input type="checkbox"/>	Quarterly	<input type="checkbox"/>
Erica Benvenuto			Deputy Town Clerk/Deputy Tax Collector	1-1-23 to 12-31-23	6	4.53	<input type="checkbox"/>	Monthly	<input type="checkbox"/>
Erica Benvenuto			Cleaner	1-1-23 to 12-31-23	6	.7	<input type="checkbox"/>	Monthly	<input type="checkbox"/>

I, Nancy Parrow, secretary/clerk of the governing board of the Town of Denning of the State of New York.

do hereby certify that I have compared the foregoing with the original resolution passed by such board at a legally convened meeting held on the 11th day of April, 2023 on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Denning on this 12th day of April, 2023

Nancy Parrow
 (Signature of Secretary or Clerk)

Affidavit of Posting: I, Nancy Parrow being duly sworn, deposes and says that the posting of the Resolution began on 4/12/2023 and continued for at least 30 days. That the Resolution was available to the public on the:

- Employer's website at: www.denningny.gov
- Official sign board at: the entrance to Town Hall
- Main entrance Secretary or Clerk's office at: 1567 Denning Road, Claryville, NY 12725



Supervisor David Brooks Comments:

- NYS DEC advises that the Blue Hole UMP is out for Public Comment. It will be mid-May before they can start on the project.
- No other comments.

Supervisor Brooks calls for Councilmen Comments:

- Gregory Vurckio reports That the CWT discussed DEC conservation easement language and priorities for an upcoming contract meeting between stakeholders. Executive Board Members authorized Executive Director Rick Coombe to submit modified conservation easement language to the State for approval. No meeting in April. Next month will follow up regarding land acquisition and stream-side acquisition discussion. Working on problems within the programs. Discussion followed.
- Paul Schoonmaker reports that Justice Court was cancelled due to snow event and rescheduled for tomorrow, April 12, 2023 at 9:30 am.
- Kevin Smith has no further comments.

Supervisor Brooks calls for any further Councilmen comments. There are none. There is no Public present for Public comment.

Motion to adjourn the meeting at 7:02 pm made by Councilman Gregory Vurckio and seconded by Councilman Paul Schoonmaker. All in Favor. Motion Carried.

Respectfully submitted by Nancy Parrow, Town Clerk, April 20, 2023.

Next Town Board & Business Meeting: Tuesday, May 9th, 2023 at 6 pm at the Denning Town Hall.