

TOWN OF DENNING – TOWN BOARD MEETING

Meeting called to order at 6:00 p.m. by Deputy Supervisor Gregory Vurckio. Held on Tuesday, August 8, 2023 at the Denning Town Hall.

Present: Deputy Supervisor Gregory Vurckio, Councilmen: Kevin Smith, Mike Dean, and Paul Schoonmaker, and Highway Superintendent Daniel Van Saders
Absent: Supervisor David Brooks.

Public Present: Leonard Johnson and Paul Hnatiw, Denning Residents.

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. 45, 46, and 47 of 2023, and the Budget vs. Actual through July 2023.

Pledge of Allegiance

Deputy Supervisor Vurckio 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 Mike Dean, seconded by Councilman Kevin Smith. All in favor.

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

Motion carried following a unanimous roll call vote.

Deputy Supervisor Gregory Vurckio requests a Motion to go to bid for septic work to be performed at two residences in Town through the Claryville/Denning Septic District. Motion made by Councilman Mike Dean and seconded by Paul Schoonmaker. All in Favor – None Opposed – Motion Carried.

Correspondence – by Deputy Supervisor Gregory Vurckio:

- NYS DEC Notification Email received regarding the Final UMP for the Peekamoose Wild Forest and Blue Hole. Project information regarding parking updates, closing of campsites and construction of parking area and walking trail to Blue Hole, etc. It is reported that the project has started.
- Email from Denning residents Sal Salamone and Andrew Kremer regarding lowering the speed limit to 35 mph on Frost Valley Road and dropping it down to 30 mph through the YMCA area. Highway Superintendent Dan Van Saders reports that he also received the email and that this would be an Ulster County and DOT issue. Highway Superintendent Van Saders will reach out to Supervisor Brooks regarding who Mr. Salamone and Mr. Kremer should contact going forward.
- Email received from Glen Faulkner, President and CEO of Margaretville Telephone Company regarding Broadband services reaching into underserved Denning. He is looking to set up a meeting with Supervisor Brooks and other stakeholders to try to finalize a deal to get Broadband services into the Town of Denning.
- Check received from the Frost Valley YMCA as a July 2023 donation in the amount of \$9,475.00. The Denning Town Board wishes to express their gratitude to the CEO, Riel Peerbooms, and the Frost Valley YMCA Board of Directors for their continued support.
- Check received from Weitsman Shredding LLC of Owego for metal dumpster-load date 7-3-23 in the amount of \$738.32.
- Letter of Notification from the NYS Association of Towns regarding dues for the Town of Denning for 2024 in the amount of \$800.00.

Highway Report: by Highway Superintendent Van Saders:

- Paving the remainder of Peekamoose Road and paving Dymond Road is completed. Sincere Thank You to Ulster County and the Town of Neversink

Highway Department for their help in completing this paving, as it couldn't be done without them.

- Paved end section of Red Hill Road near Bisio property, previously a dirt road.
- Road work on Red Hill Knolls done getting things ready for Winter weather and plowing.
- The Freightliner is back from being serviced.
- Superintendent Van Sadlers ordered Highway Department work t-shirts for Highway Crew Members.
- Information on the new truck is that it is at Viking Plow and should be there a month or so. We should take possession before Winter.
- Eagle Fire and Safety was in Town this week for Annual fire extinguisher inspection service call and replacement of extinguishers at both the Highway Department and the Town Hall.
- Superintendent Van Sadlers reports that the Ladleton culvert/bridge construction project is delayed and Brenden Wagner reports that they will not be able to start until approximately September 18th, but that date is not definite at this time. Denning Road will be closed at Ladleton and traffic will be detoured in both directions. Road signs will go up and a Notice will be posted on the Town Notice Boards and on the Town Website before the construction begins. Deputy Superintendent Gregory Vurckio suggests that the sharp turn on Red Hill Road needs more material and signage for traffic safety. Councilman Mike Dean suggests brush cutting on the newly paved section of Red Hill Road before the detouring goes into effect. Highway Superintendent Van Sadlers is in agreement.

Planning Board Report - by Liaison, Councilman Kevin Smith:

- Councilman Smith reports the Planning Board Public Hearing on July 20th at 6 pm for Aldora Farfalla's Application for a Bed and Breakfast permit for her property at 71 Taylor Road was attended by 7 neighboring residents. All concerns and issues were addressed at the Hearing. The Planning Board requested an updated site plan, there will be a SEQR review, and the matter must go before the Ulster County Planning Board before going forward.
- There were no other matters before the Planning Board.

Highway Pre-Pay Vouchers presented by Hwy. Super. Van Sadlers.
(See Warrant #8 Pre-Pay, Voucher Nos. 28 - 31)

Health Care Reimbursement Account	8PP-28	DA90608 · Health Ins.	-2,500.00
MVP Health Care, Inc.	8PP-29	DA90608 · Health Ins.	-11,160.19
Trust & Agency Account - FICA	8PP-30	DA90308 · Social Security/Medicare	-593.02
Trust & Agency Account - FICA	8PP-31	DA90308 · Social Security/Medicare	-774.24
		Grand Total	-15,027.45

Highway Vouchers presented by Hwy. Super. Van Sadlers.
(See Warrant #8, Vouchers Nos. 76 - 87)

Advance Auto Parts	76	DA51304 · Machinery Contr	-98.68
Arkel Motors	77	DA51304 · Machinery Contr	-1,760.46
Bottini Fuel Corporation	78	DA51104 · Maint Of Streets - Contr	-626.70
	79	DA51104 · Maint Of Streets - Contr	-4,979.65
		Total Bottini:	-5,606.35
Callanan Industries, Inc.	80	DA51122 · Perm Improv-HW Equip,Cap Outlay	-225,400.17
Chemung Supply Corp	81	DA51104 · Maint Of Streets - Contr	-2,565.76
FleetPride	82	DA51304 · Machinery Contr	-565.00
Liberty Home & Garden	83	DA51104 · Maint Of Streets - Contr	-403.93
Montage Enterprises, Inc.	84	DA51404 · Brush and Weeds Contra	-427.25

North East Parts Group	85	DA51304 · Machinery Contr	-1,376.81
Town of Neversink	86	DA51104 · Maint Of Streets - Contr	-4,708.02
Dan Van Sadars - Reimbursement	87	DA51304 · Machinery Contr	-46.79
		Grand Total	(242,959.22)

General Pre-Pay Vouchers presented by Supervisor Brooks.
(See Warrant #8 Pre-Pay, Vouchers Nos. 67 - 76)

Central Hudson	8PP-67	A5182.4 · Street Lighting - Contractual	-132.94
Central Hudson	8PP-68	A8160.4 · Refuse & Garbage-Contractual	-36.21
Central Hudson	8PP-69	A5132.4 · Highway Garage-Contractual	-373.09
		A1620.4 · Buildings-Contractual	-54.20
			-427.29
Charter Communications	8PP-70	A5132.4 · Highway Garage-Contractual	-141.70
Charter Communications	8PP-71	A1620.4 · Buildings-Contractual	-182.68
HealthCare Remibursement Account	8PP-72	A9060.8 · Health Insurance	-2,500.00
MVP Health Care Inc.	8PP-73	A9060.8 · Health Insurance	-10,120.98
TRUST & AGENCY ACCOUNT - FICA	8PP-74	A9030.8 · Social Security	-273.86
TRUST & AGENCY ACCOUNT - FICA	8PP-75	A9030.8 · Social Security	-741.65
United States Treasury	8PP-76	A9060.8 · Health Insurance	-36.00
		Grand Total	(14,593.31)

General Vouchers, presented by Supervisor Brooks.
(See Warrant #8, Voucher Nos. 107 - 120)

Bottini Fuel	107	A1620.4 · Buildings-Contractual	-265.00
Eagle Fire & Safety	108	A1620.4 · Buildings-Contractual	-552.75
Jonathan Follender, Reim.	109	A9060.8 · Health Insurance	-841.10
Grahamsville First Aid Squad	110	A4540.4 · Emergency Services-Contractual	-2,405.75
MVP Select Care Inc.	111	A9060.8 · Health Insurance	-30.00
Nolan Propane	112	A5132.4 · Highway Garage-Contractual	-126.97
Nancy Parrow	113	A1410.4 · Town Clerk-Contractual	-14.99
Office of the State Comptroller	114	A690 · Overpayment & Clearing Account	-505.00
QUILL CORP	115	A1410.4 · Town Clerk-Contractual	-28.52
	116	A1620.4 · Buildings-Contractual	-9.69
	117	A1620.4 · Buildings-Contractual	-14.68
	117	A1410.4 · Town Clerk-Contractual	-5.21
	118	A1620.4 · Buildings-Contractual	-4.04
	119	A1110.4 · Town Justice-Contractual	-12.59
	120	A1220.4 · Town Supervisor-Contractual	-58.99
		Total Quill:	-133.72
		Grand Total	(4,875.28)

Capital Vouchers, presented by Supervisor Brooks.
(See Warrant #8, Voucher No. 3).

Ward Engineering	3	A8130.2 · Sew Treat & Disp/Capital Outlay	-3,350.00
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Resolution No. 45 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. 8PP voucher Nos. 28 – 31.

Highway Fund Warrant No. 8 voucher Nos. 76 – 87.

General Fund Pre-Pay Warrant No. 8PP voucher Nos. 67 – 76.

General Fund Warrant No. 8 voucher Nos. 107 – 120.

Capital Fund Sewage Disposal Warrant No. 8 voucher No. 3.

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

Motion to adopt and approve by Councilman Paul Schoonmaker, and seconded by Councilman Mike Dean.

Roll Call Vote:

Councilman Mike Dean AYE

Councilman Kevin Smith AYE

Councilman Paul Schoonmaker AYE

Deputy Supervisor Gregory Vurckio AYE

Supervisor David Brooks Absent

Motion carried following a unanimous roll call vote.

Resolution No. 46 of 2023

WHEREAS New York State Town Law §64-3 permits local governments to adopt laws concerning the property, affairs or government of the Town, and General Municipal Law 3c allows an override to the tax levy limit. And

WHEREAS the Tax Override Law is a budgetary tool authorized and mandated for use by New York State, And

WHEREAS the Town of Denning Town Board intends to keep its financial obligations.

NOW THEREFORE BE IT RESOLVED that the Town of Denning Town Board **HEREBY** approves Resolution No. 46 of 2023 formally introducing Proposed Local Law No. 1 of 2023, Titled: Tax Levy Limit Override.

BE IT FURTHER RESOLVED that a Public Hearing be held on Tuesday, September 12, 2023 prior to the start of the regularly scheduled Town Board / Business meeting at the Denning Town Hall to commence at 6 pm.

FURTHER BE IT RESOLVED that if SAID Tax Cap Override is not needed then Local Law No. 1 of 2023 will be **RESCINDED**, by resolution as required by New York State law.

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

Motion to adopt and approve by Councilman Mike Dean, and seconded by Councilman Kevin Smith.

Roll Call Vote:

Councilman Mike Dean AYE

Councilman Kevin Smith AYE

Councilman Paul Schoonmaker AYE

Deputy Supervisor Gregory Vurckio AYE

Supervisor David Brooks Absent

Motion carried following a unanimous roll call vote.

Resolution No. 47 of 2023

WHEREAS the Town of Denning Justice Court is soliciting the Denning Town Board for support and authorization in the application of a Grant from the New York State Justice Court Assistance Program, and

WHEREAS the Town of Denning has complied with the governor's Tax Cap Law, thereby limiting spending.

NOW THEREFORE, be it **RESOLVED** that the Board of the Town of Denning authorizes the Denning Town Court to apply for a JCAP grant in the 2023-24 grant cycle up to \$30,000.00.

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

Motion to adopt and approve by Councilman Kevin Smith, and seconded by Councilman Paul Schoonmaker.

Roll Call Vote:

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

Motion carried following a unanimous roll call vote.

Supervisor Comments:

- Supervisor Brooks is absent from tonight's meeting so there are no Supervisor Comments.

Deputy Supervisor Vurckio calls for Councilmen Comments:

- Gregory Vurckio reports that this month's CWT meeting will be held on August 21, 2023.
- Deputy Supervisor Vurckio commented regarding Resolution No. 46 for Local Law #1 of 2023 Tax Levy Override that Supervisor Brooks and the Town Board have always used this budgetary tool, however Denning has not overridden the Tax Cap for the past 10 years and do not plan to do it this year. The Resolution is just a precautionary measure.
- Paul Schoonmaker reports on the Justice Court. Judge Follender announced that the JCap Grant for 2023-2024 is open and must be submitted by the first week in October. His wish list for the grant is a Court Camera without Audio, a Justice Court Officer uniform shirt, a 2nd AC Unit for the Courtroom, a new vacuum, new carpeting, a new vestibule door, a credit card machine for the Courtroom, a new Notice Board, and entrance mats.
- Mike Dean asks that the Public Hearing Notice for next month's meeting for Local Law No. 1 of 2023 be put on the website, published in the Townsman and put on the Notice Boards.
- Kevin Smith has no further comments.

Deputy Supervisor Vurckio calls for any further Councilmen comments. There are none.

Deputy Supervisor Vurckio calls for any Public Comment.

- Paul Hnatiw states that it is now 62 months since the matter was heard in the Justice Court. He wants his statement in the record.
- Mr. Hnatiw reports that there have been several road rallies through the Peekamoose/Blue Hole area, most recently this past Sunday with a car rally but there have been cars, motorcycles and bicycles recently. The cars and motorcycles are always speeding through this area of Town. Highway Superintendent Van Saders confirmed that they also were on the Frost Valley Road earlier on Sunday. This seems to be a weekend issue this summer. These events are an accident waiting to happen. Is it possible to get the State Police involved to write some tickets? Discussion follows.

Deputy Supervisor Vurckio calls for any further comments. There are none.

Motion to adjourn the meeting at 6:30 pm made by Councilman Mike Dean and seconded by Councilman Kevin Smith. All in Favor. Motion Carried.

Respectfully submitted by Nancy Parrow, Town Clerk, August 10, 2023.

Next Town Board & Business Meeting will follow the Public Hearing for Local Law No. 1 of 2023 on Tuesday, September 12th, 2023 at 6 pm at the Denning Town Hall, Claryville, NY.