

PRE-APPROVED
LUMBERLAND TOWN BOARD MEETING MINUTES
JANUARY 12, 2011

The Town of Lumberland Town Board held a regular monthly meeting on Wednesday, January 12, 2011, at 7 p.m., at the Town Hall in Glen Spey, N.Y. Supervisor Nadia Rajsz opened the meeting at 7:09 p.m., followed by the Pledge of Allegiance.

The Board members met at 6:30 p.m. to interview Carol Roig, grant writer, to review proposals for seeking additional grants for the Town of Lumberland.

Roll Call was administered to those members present:

Supervisor Nadia Rajsz
Councilman/Deputy Supervisor Joseph Carr
Councilman Jay Shafer
Councilman James Akt
Councilman William J. McKerrell

Also present were Town Clerk Virginia Horn, Historian Frank Schwarz, Chief Constable Patrick Cahill, Sophia Martynec, Tax Collector Phyllis Knapp, Deputy Tax Collector Heather Worzel, Sullivan County DPW Recycling representative Bill Cutler, Michael Cortright, Mr. & Mrs. Yaron Fidler, Marcia Szewchuk, Ann Steimle, Don Hunt, Jr., LEC Co-Chair Cheri Bodnaruik, Fire Dept. Chief Eric Robles, Richard Hotzler, Abbey Schlosser, ZBA Chair Lewis Powell, Sullivan County Democrat reporter Kaitlin Haas, and Susan Gregg.

Supervisor Rajsz reported there will be a Public Hearing at 7:15 p.m. for Local Law #1, 2011 entitled Flood Damage Prevention.

Supervisor Rajsz introduced Bill Cutler from the Sullivan County DPW to discuss recycling. Cutler reported he would like to discuss the single stream recycling system that is being put into place in the County, however, it is taking a little longer to establish than expected. Cutler noted that once the single stream recycling is in place it will be much easier because you will put all the items you now recycle together and drop it off at the transfer station where it will be then sent to the single stream recycling facility to be sorted. Cutler presented the Town Board with the proposals for the system and showed everyone the items that will be included in the single stream recycling, such as plastic, glass, paper, cardboard and tin cans. Cutler also stated that everyone should not forget about composting. Cutler noted that there are publications at the transfer stations on the single stream recycling process. Marcia Szewchuk questioned why the County doesn't

(2) January 12, 2011

have a senior citizens rate for garbage disposal? Cutler suggested she call the Treasurer's Office with that question. Cutler noted that we should all keep separating our recyclables until the new system is in place and that we will still need to keep our recyclables separate from our other garbage. Cutler noted that the single stream recyclables are for recyclable items only, it does not mean you can combine it with your regular garbage.

Supervisor Thanked Cutler for coming to tonight's meeting.

Councilman McKerrell made a motion to close the meeting at 7:16 p.m., seconded by Councilman Shafer, all in favor, so carried. Councilman McKerrell made a motion to open the Public Hearing on Local Law #1, 2011, entitled Flood Damage Prevention, at 7:16 p.m., seconded by Councilman Shafer, all in favor, so carried.

PUBLIC HEARING – 7:15 P.M. ENTITLED FLOOD DAMAGE PREVENTION

Supervisor Rajsiz reported this Local Law is for Flood Damage Prevention, and noted that the Code Enforcement Office has all the flood maps for Sullivan County. Supervisor Rajsiz reported that this Local Law has to be adopted by January and be filed by February 18th to be eligible for FEMA monies in the flood prone areas in the Town of Lumberland.

OPEN FLOOR FOR 1ST TIME

Michael Cortright questioned what the financial impact on the Town would be and if this would reduce the cost of insurance to homeowners living in the affected areas? Supervisor Rajsiz reported there is no impact on the Town, however, it would be reducing the rate of the homeowners insurance. Supervisor Rajsiz reviewed the portions of the Local Law that included the permitting process through the Code Enforcement Office and the ZBA regulations.

Marcia Szewchuk questioned who decides who is in the flood plain? Supervisor Rajsiz reported that FEMA determines the areas and did the mapping which are available in the Code Enforcement Office. Supervisor Rajsiz noted that if they can get the info on disc they will make a computer available for anyone that would like to view it.

OPEN FLOOR FOR 2ND TIME

Lewis Powell reported that they have updated the maps based on topographic records which shows a lot more updated and graphic description. Powell noted that these need regulations are needed to get permits to build in the floodplains.

(3) January 12, 2011

OPEN FLOOR FOR 3RD TIME

Sophia Martynec questioned if the Town of Lumberland has any critical facilities in the flood plain? Supervisor Rajsz reported no, but after talking to the DEC they included that in the regulations only if that should change in the future.

Councilman McKerrell made a motion to close the Public Hearing at 7:24 p.m., seconded by Councilman Carr, all in favor, so carried. Councilman McKerrell made a motion to reopen the regular meeting at 7:24 p.m., seconded by Councilman Shafer, all in favor, so carried.

Supervisor Rajsz reported the Town Board has to pass an additional Resolution for the Town to establish Lead Agency for the Flood Damage Prevention before approving the Local Law. Supervisor Rajsz read the short form for Lead SEQRA, noting that all the answers to the form were no and they were doing this under the advise of the Town Attorney. The Town Board approved the Lead Agency Resolution and the Resolution for Local Law #1, 2011.

MINUTES

Councilman Shafer made a motion to approve the Minutes as written of December 6, 2010, December 8, 2010, December 29, 2010 and January 5, 201, seconded by Councilman Carr, all in favor, so carried.

CORRESPONDENCE

1. Monthly Reports:
 - a. Supervisor
 - b. Town Clerk
 - c. Buildings
 - d. Highway Superintendent
 - e. Constables
2. Planning Board Mtg. Min. – Nov.
3. UDC Water Use/Resource Management Comm. Mtg. Min. – Nov.
4. Code Enforcement Officer Training Certificate
5. Catskill Mountaineer Newsletters
6. NYS Office of Aging notification
7. Comptroller's Office newsletters
8. Upper Scenic Byways Mtg. Min. – Nov.
9. NYS Office of Aging notification
10. 2010 Annual Report – Historian & Museum Director

(4) January 12, 2011

11. Lumberland Town Road 2010 Inventory
12. Grant Writer Updates
13. 2010 Annual Report = Historian & Museum Director
14. 2010 Annual Report – DVAA & Cultural Series
15. Penn DOT notification – Pond Eddy Bridge Repair
16. Sullivan County Manager’s Office- Housing Inspections Request/Code Enforcement

Letter of Reply

17. Highway Superintendent letter – Okeechobee Road
18. 2010 Annual Report – Tax Collector
19. 2010 Annual Report – Town Clerk
20. 2011 Proposed Legislative Resolutions
21. NYS Assembly Newsletter

Supervisor Rajsz reported that the Upper Delaware Scenic Byways did not have a meeting in December.

Supervisor Rajsz questioned Frank Schwarz, Grant Writer, if they had gotten a response from Senator Bonacic regarding the grant? Schwarz reminded the Supervisor that she said she would call Bonacic’s office to inquire about the status of the grant.

Supervisor Rajsz reported that the Pond Eddy Bridge has had their load limit lowered.

Supervisor Rajsz read Item #16 regarding the County’s request that the local Code Enforcement Officers do the housing inspections and noted that the Town of Lumberland Code Enforcement Officer, Dave Kuebler, had submitted his reply that he is not going to do the inspections. Supervisor Rajsz reported she talked to the Supervisors from the other towns and they have agreed that they are not going to have the towns do the inspections. Supervisor Rajsz noted that the suggestion was to have the County hire someone to do the inspections.

Supervisor Rajsz reported that the letter concerning Okeechobee Road was relating to the fact that the road has been brought up to town specs but the Town is not going to adopt the road until all the necessary deeds and paperwork are in order.

Supervisor Rajsz reported Item #20 was the proposed Association of Towns Resolutions that will be considered for adoption in February at the annual conference. Supervisor Rajsz noted each Resolution, noting one in particular addresses the towns save money by advertising their legal ads on their websites instead of putting the ads in the papers.

(5) January 12, 2011

Councilman Carr made a motion to accept Correspondence #1 through #21, seconded by Councilman McKerrell, all in favor, so carried.

PRE-FILED RESOLUTIONS

#9 – Procurement Policies & Procedures (Tabled from Re-Organizational

Mtg.)

#33 – Establish Lead Agency – Local Law #1, 2011

#34 - Adoption of Local Law #1, 2011 –Flood Mapping

#35 - General Fund 2010 Transfer of Funds

#36 - Town Computer Technician Appointment – Chorba

#37 - Amendment to Resolution #1, 2011 – Appointments

#36 - LEC Member Appointments- Bodnaruik & Cortright

Supervisor Rajsz reported they had tabled the Procurement Polices & Procedures so that the Town Attorney could review the proposed changes. Supervisor Rajsz noted the amended maximum and minimums needed before going out to bid for purchases. Supervisor Rajsz reported she added professional or technical services and emergency purchases.

Supervisor Rajsz reported the General Fund 2010 Budget transfers were made to make some accounts whole. Councilman Shafer noted that most of the budget transfers were done at the year-end meeting, however, additional transfers were needed after that.

Supervisor Rajsz reported the change to the Appointments Resolution was because a change in appointment was given after the initial appointments were made.

REPORTS OF BOARD MEMBERS

Councilman Shafer reported they should have some answers to the many questions after the MMTF meeting tomorrow night in Narrowsburg.

Councilman McKerrell reported that the Highway Dept. was out there plowing and our roads were a whole lot better than New York City.

Supervisor Rajsz questioned what the Board members wanted to do with the recent energy audit, and if the school bus garage was included in the audit? Councilman McKerrell reported that the price given did not include the bus garage but they would be coming back to do that. Councilman Shafer noted that within a year's time they would

get the money back that they would spend on the audit's proposed changes. Supervisor Rajszyk noted that with the change in the proposed lighting in the highway garage it would

(6) January 12, 2011

take longer to recoup our money. The Board members agreed to approve to do the proposed changes at next month's meeting.

Supervisor Rajszyk reported she met with the Parks Service and they have proposed expanding service for 2011 from April 1st to October 31st. Councilman Shafer stated that as long as the Chief Constable agrees with the extended time it should be alright. The Chief Constable agreed it wouldn't be a problem. Supervisor Rajszyk noted that the reporting has changed but the reimbursement would stay the same. The Board members agreed to go along with the extended time frame for the contract with the Parks Service for the patrolling and the garbage pickup along the river corridor.

Supervisor Rajszyk reported the town received notice about the Shohola Marsh Dam could endanger our area if there was a breach, noting the dam is in hazardous condition.

Supervisor Rajszyk reported the Town Board had an open meeting last night with the Planning Board, Zoning Board and the Advisory Board for gas drilling issues. Councilman Carr noted that the Environmental Council and Emergency Services were also present. Supervisor Rajszyk read letters regarding the gas drilling issues from those that could not attend last night's meeting.

The Town Clerk Thanked the Supervisor and the Town Board members for the municipal office Christmas party. The Town Clerk also noted that the new dog licensing system went into effect January 1st and is up and running.

ZBA Chair Lewis Powell reported they are still working on the Zoning Rewrite.

Grant Writer Frank Schwarz reported they received a grant check for the heaters that were installed in the offices and he is working on another grant due February 1st, noting he is working on a grant to replace the municipal building and pavilion roofs, plus the alarm system in the highway department garage. Supervisor Rajszyk questioned when the Renaissance grant was due? Schwarz stated it is not due yet and Councilman McKerrill noted it may not be due until March. Schwarz requested the Supervisor call Senator Bonacic's office regarding the grant and he will follow up on that. Schwarz reported he is waiting for 2 reimbursement checks for grants. Schwarz reported he is having the museum painted and has put in a proposal for a grant to fix the ceiling in the museum.

LEC Co-Chair Cheri Bodnaruik reported that they have done their December water testing and have plenty of people to do more testing within a couple of months.

Supervisor Rajsz noted that there will be a joint meeting coming up that the LEC should
(7) January 12, 2011

attend. Ann Steimle noted the forum will be on February 19th but the site has not been confirmed yet. Bodnaruik noted that they are still working on the Japanese Knotweed brochure.

Chief Constable Patrick Cahill reported on his monthly activity.

Tax Collector Phyllis Knapp introduced her new Deputy Heather Worzel.

Supervisor Rajsz noted the Lumberland Fire Dept.'s new Fire Chief, Eric Robles was present. Ann Steimle reported they had a great rescue yesterday and used their 6 wheeler for access to the site. Steimle noted the new officers for the Fire Dept. are: Chief-Eric Robles, 1st Asst. Chief Don Hunt Jr., 2nd Asst. Chief Charlie Fallon, Kevin Sheeley Captain, Jay Steimle 1st Lieut., Jamie Heinicke 2nd Lieut., Ann Steimle Captain of the Ambulance crew, Faith Robles Lieut. Of Ambulance crew, Don Kaufman and Fred Ladika as Fire Police, President – Ann Steimle, Vice-President Terry Knibbs, Secretary Don Kaufman, and Treasurer Melissa Speaker. Steimle noted their activity for the year and noted they have a drill on Monday nights. Supervisor Rajsz congratulated the new Fire Dept. officers.

OPEN FLOOR TO PUBLIC

Sophia Martynec reported that it is income tax season and the Volunteer Income Tax Assistance Program has expanded and are doing taxes for anybody that needs help for free at the Library in Eldred, at Liberty and in Monticello. Martynec stated that you need to call Cornell Co-operative to schedule an appointment.

Supervisor Rajsz noted the Special Announcements.

Supervisor Rajsz questioned if there was any update on the cemetery land? Councilman McKerrell reported he is still looking into it.

ABSTRACTS

After auditing and initialing the vouchers, Councilman McKerrell made a motion to accept 2010 Year End Abstract #12, with General Fund Claims G10-#817 through #840, in the amount of \$5,405.57, General Fund Prepaid Claims in the amount of \$450.80, and Highway Fund Claims H10 -#563 through #568, in the amount of \$12,698.58, with a total of 2010 Year End Abstract #12, 2010 of \$18,554.95, and 2011 Abstract #1, 2011

General Fund Claims G1-#1 through #34, in the amount of \$79,882.83, and Highway Fund H1-#1 through #23, in the amount of \$55,782.70, with the total of Abstract #1, 2011 of \$135,665.53, seconded by Councilman Carr, all in favor, so carried.

(8) January 12, 2011

Councilman Akt made a motion to adjourn at 8:25 p.m., seconded by Councilman Shafer, all in favor, so carried.

The Board members met with Tax Collector Phyllis Knapp following the regular monthly meeting to audit her 2010 books at 8:30 p.m. The Board members reviewed the Tax Collector's books, bank statements and checkbook.

Respectfully Submitted,

Virginia V. Horn
Town Clerk