

LUMBERLAND TOWN BOARD
MEETING MINUTES
MARCH 9, 2011

The Town Board of the Town of Lumberland held a monthly meeting on Wednesday, March 9, 2011, at 7 p.m., at the Town Hall in Glen Spey, N.Y. Supervisor Nadia Rajsz opened the meeting at 7:05 p.m., followed by the Pledge of Allegiance.

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, Chief Constable Patrick Cahill, Angelo Vellake, Historian Frank Schwarz, Joy Ryerson, Linda Shafer, Keith Gilmour, Susan Morley, Cathy Sterling, Sophia Martynec, ZBA Chair Lewis Powell, Helga Rupnick, Yarron Fidler, Peter Comstock, Bohdan Kandiuk, Joanne Trapasso, Town Attorney Danielle Jose-Decker, Mike Rajsz, Sue Gregg, Sandy Long from the River Reporter, a representative from Kadampa Meditation Center and an unnamed resident.

MINUTES

Supervisor Rajsz stated there were some corrections to the Minutes of February 7, 2011, noting on page 2, paragraph 3, it should read she “attended” a Parks Service meeting, on page 4 it should read she would like to talk to the Town of Highland Supervisor about the “possibility” of combining the summer youth programs, on page 5, paragraph 2, 3rd line it should read the teens would “volunteer” for the summer youth program, and on page 6, 5th line, it should read “she” requested, not they. Councilman Akt made a motion to accept the Minutes of February 7, 2011 as corrected, seconded by Councilman Shafer, all in favor, so carried. Councilman Shafer made a motion to accept the Minutes of February 9, 2011 as written, seconded by Councilman McKerrell, all in favor, so carried.

CORRESPONDENCE

1. Monthly Reports:
 - a. Supervisor
 - b. Town Clerk
 - c. Buildings
 - d. Highway Superintendent
 - e. Constables

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2. Catskill Mountaineer Newsletter
3. Comptroller's Newsletters
4. Grant Writer Updates
5. Upper Scenic Byways Correspondence
6. UDC Correspondence
7. New York Water Environment Association Correspondence
8. Road and Land Use Forum notification
9. Code Enforcement Officer letter
10. Planning & Zoning Training Schedule
11. NECO Fire & Safety Inspection Reports
12. Free Rabies Clinic Schedule – Narrowsburg
13. Kadampa Meditation Center letter – Town donation
14. Sullivan County Legislature County Address schedule
15. Notary Public training notification
16. Planning Federation Newsletter

Councilman Shafer made a motion to accept Correspondence #1 through #16, seconded by Councilman McKerrell, all in favor, so carried.

Supervisor Rajszyk reported Item #10 was notification of a Waterfront Revitalization Program meeting to be held on March 28th, noting there is a grant to improve any area along Rte. 97. Supervisor Rajszyk noted that Item #12 was notification of a Free Rabies Clinic being held on March 22nd in Narrowsburg.

Supervisor Rajszyk reported that Item #13 was notification that the Kadampa Meditation Center has made a donation to the town of \$6,350, of which they are requesting \$350 goes to the Cultural Series, \$1,000 to the Constabulary, \$2,000 to the Highway Dept. and the remaining \$3,000 to the General Fund. Supervisor Rajszyk noted a representative from Kadampa was present and Thanked them for their donation to the Town. Frank Schwarz reported he sent a Thank You to Kadampa on behalf of the Cultural Series.

Supervisor Rajszyk reported Item #14 was notification of Public Notary training.

PRE-FILED RESOLUTIONS

- #50 - Eldred Little League –Use of Town Ball Field
- #51 - Constable Appointment – Vellake
- #52 - LEC Member Appt. – Tully
- #53 - Voting Machines Disposal Approval

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#54 - Waterfront Revitalization Committee Appt. – Weber

#55 - Donation to Town – Kadampa Meditation Center

Supervisor Rajszyk reported that the Town has received a Certificate of Insurance from the Eldred Little League.

Supervisor Rajszyk reported that ,at the last Association of Supervisors meeting, the Board of Elections were present to discuss the disposal of the old voting machines, noting that the Towns will be allowed to scrap the voting machines for metal. Resident Yaron Fidler stated he would take one of the old machines, if allowed. Supervisor Rajszyk stated that they cannot legally give the machines away and they have to verify that they scraped them for the metal.

Supervisor Rajszyk reported that Resolution #54 was for the appointment of Susan Weber to the Steering Committee for the Waterfront Revitalization Program, noting Weber is a Pond Eddy resident and would like to see her area revitalized. Supervisor Rajszyk noted that the Committee will be meeting in Eldred next Tuesday at 3:30 p.m.

REPORTS OF BOARD MEMBERS

Councilman Shafer reported there will be a MMTF meeting tomorrow night.

Councilman McKerrell reported that there will be a Parks Committee meeting in a week or two. Councilman Carr reported the Parks Committee will meet on the 16th.

Councilman McKerrell reported he has been dealing with the school to try and get some money for the baskets needed for the basketball court in the park and dealing with the energy audit for the bus garage.

Councilman Akt reported the carpet in the Museum is finished. Historian Frank Schwarz reported he will have an open house for the Museum on May 1st, noting that John Vandemark, our maintenance man, did an excellent job on the Museum.

Supervisor Rajszyk reported her office put monies into 6 month CDs with a ½% interest rate for both the General Fund and the Highway Fund. Supervisor Rajszyk reported they received a check from Millennium Pipeline for \$12,942 in lieu of full taxes.

Supervisor Rajszyk reported the Annual Financial Report was filed with the Comptroller's Office on time. The Town Clerk noted she will wait for confirmation of

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the receipt of the report before she advertises in the paper that the report is on file in her office.

Supervisor Rajszyk reported she contacted a phone review company to look over our phone bills and they have found \$1,300 in taxes we paid out that we shouldn't have paid, therefore, we have gotten the credit for this and are no longer paying those taxes.

Supervisor Rajszyk reported the Town now has a deferred compensation plan for anyone that would like to participate in it.

Supervisor Rajszyk reported that, at the Monday night Workshop Meeting, we had a presentation on the feasibility study that is being done for the possible expansion of the municipal offices. Supervisor Rajszyk stated they reviewed the initial proposal and are waiting to see what other plans can be drawn up for other alternatives.

Supervisor Rajszyk noted that the Port Jervis/Deerpark Humane Society is holding a low cost cat spaying/neutering program for the month of April.

Supervisor Rajszyk reported that the correctional facility where her husband works has offered to give the town free plants for the community.

Supervisor Rajszyk reported that she attended the Association of Towns conference in February which had many seminars and good information available to the Towns. Supervisor Rajszyk stated she is encouraging all the Town Board members to attend next year. Supervisor Rajszyk noted that the proposed tax cap was discussed at the conference, noting that the Town can create a Local Law amending the tax cap but they would have to go out to referendum vote. Supervisor Rajszyk reported that the information needed for the referendum vote would not be available in time to do the vote since that information comes from the budget which would not be approved within the time frame needed for the referendum vote. Supervisor Rajszyk reported that her draft on tax exemption was passed with changes, but noted that the tax exempt situation is only an issue in particular counties.

The Town Clerk reported her office is being painted and hoped everyone would bear with us through the painting.

The Town Attorney, Danielle Jose-Decker, reported she has looked into codification of the Town laws which would be making it easier to keep up with the changes to local laws.

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ZBA Chairman Lewis Powell reported the ZBA is quiet and the Zoning Rewrite Committee is working on wrapping up the rewrite.

Museum Director Frank Schwarz reported that the Museum looks great, noting he is still putting things back into the room.

Grants Coordinator Frank Schwarz reported that there is a life scout in need of an Eagle Scout project and he has suggested he work on the old cemetery shed that is now in Circle Park. Schwarz noted there will be a presentation of the project overview at the next Town Board meeting, noting that the project should be done for this summer.

Grants Coordinator Frank Schwarz reported he has found possible leads for grants for the Fire Dept. Supervisor Rajsz reported she has information coming from Schumer's office. Supervisor Rajsz reported she got an email regarding the Rio Dam from Chris White, who is the district representative from Congressman Hinchey's office. Supervisor Rajsz noted the issue is the maintenance of the Rio Dam road and Power House road. Supervisor Rajsz stated that our Highway Dept. lost tires two years ago due to the condition of the road over the dam, noting at the time, Alliance was the owner of the Rio Dam facility. Supervisor Rajsz reported she has contacted Eagle Creek and she is hopeful the road will be fixed.

Grant Writer Frank Schwarz reported he spoke to Kathy Bisland regarding the Renaissance Grant which is due by March 20th. Schwarz also Thanked Kadampa Meditation Center for their donation to the Cultural Series.

Chief Constable Patrick Cahill introduced the new constable, Angelo Vellake and noted his credentials. Chief Cahill reported on the Constabulary monthly activity, the Dog Control Officer's monthly activity and Thanked Kadampa Meditation Center for their donation to the Constabulary.

Advisory Committee for gas drilling issues Chairman Peter Comstock reported that his committee has been busy and there will be a program on April 2nd at the Mountainview Resort with a movie, pot luck dinner and performers. Susan Gregg reported if you go on the facebook page for the Highland and Lumberland Concerned Citizens there is information on the program. Comstock reported on the Energy Committee and what they have been doing. Supervisor Rajsz reported the letter from the UDC was sent out which noted the pros and cons of the different communities.

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Yaron Fidler questioned what Governor Cuomo's position on gas drilling was? Supervisor Rajsz reported the Governor is taking no stand.

OPEN FLOOR TO PUBLIC

Lewis Powell noted that, at last month's meeting, it was mentioned that the Town Attorney was rewriting the contract with the Fire Dept. to include grant writing and questioned if that had been done? The Town Attorney, Danielle Jose-Decker, reported she will be discussing this with the Town Board but noted there is no wording for grant writing in the contract. Supervisor Rajsz reported she has talked to Senator Schumer who has reported there are resources available for Fire Dept. grants. Supervisor Rajsz reported she talked to Carol Riog about looking for grants for the Fire Dept. and they can get up to \$200,000 towards a new fire truck.

Sophia Martynec Thanked the Highway Dept. for their work, especially during the last storm when our roads were wonderful.

Supervisor Rajsz read the Special Announcements.

ABSTRACTS

Councilman Akt made a motion to accept Abstact #3, 2011, General Fund Claims A11-#93 to #160, in the amount of \$48,991.82, and Highway Fund Claims H11 -#69 to #161, in the amount of \$175,222.15, with a total of Abstract #3, 2011 of \$224,213.97, seconded by Councilman Shafer, all in favor, so carried,

Councilman Shafer made a motion to close the regular meeting at 8:01 p.m., seconded by Councilman Carr, all in favor, so carried.

EXECUTIVE SESSION

Councilman Shafer made a motion to go into Executive Session at 8:01 p.m. to discuss contract negotiations and pending litigation with the Town Attorney, seconded by Councilman Carr, all in favor, so carried.

Councilman Carr made a motion to close the Executive Session at 8:55 p.m., seconded by Councilman Akt, all in favor, so carried. Councilman Shafer made a motion at 8:55 p.m. to reopen the regular meeting, seconded by Councilman McKerrell, all in favor, so carried.

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Councilman Shafer made a motion to adjourn at 8:55 p.m., seconded by Councilman McKerrell, all in favor, so carried.

Respectfully Submitted,

Virginia V. Horn
Town Clerk