

LUMBERLAND TOWN BOARD
MEETING MINUTES
MAY 11, 2011

The Town Board of the Town of Lumberland held a regular monthly meeting on Wednesday, May 11, 2011, at 7 p.m. at the Town Hall in Glen Spey, N.Y. Supervisor Nadia Rajsz opened the meeting at 7:02 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, VFW Post #6427 representatives Pete Carmeci and John Von Steenburgh, Tax Collector Phyllis Knapp, Allison Powell, John Shimer, Mike Warne, Wayne King, Herb Baxter, Fire Dept. representatives Ann Steimle and Bosco Hunt, Cathy Sterling, Mr. & Mrs. Fidler, Susan Weber, Bohdan Kandiuk, Helga Rupnick, Sandy Long from the River Reporter, David Leamon, Mike Rajsz, Kathy Bisland, a representative from Kadampa Meditation Center, Kaitlin Haas from the Sullivan County Democrat, Heather Jacksey, Keith Gilmour, Cheri Bodnaruk, Town Attorney Danielle Jose/Decker, Supervisor's Assistant Susan Wade, ZBA Chair Lewis Powell, and several unnamed residents.

Supervisor Rajsz reported they would be closing the regular meeting to hold a Public Hearing for the consideration of approving the contract with the Fire Dept. for services. Councilman Shafer made a motion to close the regular meeting at 7:03 p.m., seconded by Councilman McKerrell, all in favor, so carried.

PUBLIC HEARING – FIRE DEPT. CONTRACT – 7 P.M.

Councilman Shafer made a motion to open the Public Hearing at 7:03 p.m. for the Fire Dept., contract for fire protection services, seconded by Councilman McKerrell, all in favor, so carried.

Supervisor Rajsz reported that the Town Board had already signed a previous contract with the Fire Dept., however, the Town Attorney has reviewed the contract and made some wording revisions.

OPEN FLOOR FOR 1ST TIME

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Sophia Martynec questioned the wording on page 4, item 8, line 4, regarding the liability paragraph, noting it reads in the or outside thereof? Supervisor Rajszyk stated she felt that was regarding any particular incident. Ann Steimle reported it refers to in or out of our fire district.

Sophia Martynec stated that the calendar years stated on the first page need to be corrected, noting it reads 2001 and 2001, when it should read 2011 and 2012.

OPEN FLOOR FOR THE 2ND TIME

OPEN FLOOR FOR THE 3RD TIME

Councilman Shafer made a motion to close the Public Hearing at 7:07 p.m., seconded by Councilman McKerrell, all in favor, so carried. Councilman Shafer made a motion to reopen the regular monthly meeting at 7:07 p.m., seconded by Councilman McKerrell, all in favor, so carried.

Supervisor Rajszyk reported that representatives from the VFW Post #6427 were here tonight to present the town with POW/MIA flags. Supervisor Rajszyk read the letter received from the commander of the post, noting that the Town Board passed a resolution last month approving the flying of these flags. Supervisor Rajszyk reported one flag will be flown across from the Town Hall at the war monuments and one will fly on the municipal building. Councilman McKerrell reported that Brian Hazen will be doing his Eagle Scout project at the war monuments and he will install the new flag. Pete Carmeci and John Von Steenburgh from the VFW presented the flags to the Town and reported the Town of Lumberland will now be included in the VFW for the area.

Supervisor Rajszyk introduced Heather Jacksey who gave a presentation on the Local Waterfront Revitalization Plan. Jacksey reported they have \$82,000 to do the plan from Hancock to Port Jervis along the river corridor. Supervisor Rajszyk reported they put Pond Eddy into the next mainstream part of the plan for anyone in that area to do improvements to their property and get a possible 75% reimbursement of the cost. Supervisor Rajszyk noted that Sue Weber from Pond Eddy is on the steering committee for the plan and basically what they are asking is what do you want to see done along the river in our town? Pete Carmeci stated they would like to see less trees along the river so you could open up the river view better. Ann Steimle stated they would like to see better access to the river. Sue Weber reported she had called some of the businesses along the river and they would like to see us revitalize the old canal. Supervisor Rajszyk stated along Tuthill Road the old canal is still in tact. Sue Weber stated they have also discussed widening the shoulders of the road for better pull off areas. Supervisor Rajszyk

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suggested a bike route. Sue Weber reported they have a new active eagle nest in the area which would be nice to see if there were better viewing areas. Jacksey reported they hope to have the plan completed by December. Supervisor Rajszy suggested a walking trail along the river. Wayne King stated if gas drilling was brought into the area it would bring monies to do all these things. Ann Steimle reported they have a problem with noise with one of the campgrounds along the river. Jacksey stated they could consider putting in plants that would act as a buffer zone for the noise. Ann Steimle recommended making the bridges along the river better. Sue Weber suggested looking into better cell phone reception. Jacksey reported there is a federal mandate that the carriers must provide service in the rural areas. Supervisor Rajszy Thanked Jacksey for coming to speak at the meeting.

MINUTES

Councilman Carr made a motion to accept the Minutes of April 11, 2011 and April 13, 2011 as written, seconded by Councilman Shafer, all in favor, so carried.

CORRESPONDENCE

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

2. UDC Correspondence
3. UDC Newsletter
4. Upper Scenic Byways Correspondence
5. Sullivan County Annual Pride Awards Notification
6. NYS Comptroller's Office Newsletter
7. Sorensen Newsletter
8. ZBA Mtg. Min. –March
9. Senator Bonacic Notification- Highway CHIPS monies
10. Phyllis C. Knapp, Tax Collector – Letter of resignation
11. Charles H. Hallock Jr., Highway Superintendent - Letter of resignation
12. LEC Mtg. Minutes- April

Supervisor Rajszy requested items #5, #10 and #11 be held for discussion. Councilman Carr made a motion to accept Correspondence #1 through #12, holding #5, #10 & #11 for discussion, seconded by Councilman Shafer, all in favor, so carried.

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Supervisor Rajszyk reported that Joe & Rose Carr received the Sullivan County Pride Award on May 1st in Hurleyville and she congratulated them. Supervisor Rajszyk noted that the Sullivan County Lumberland RSVP award went to Nancy Murray today.

Supervisor Rajszyk reported that Tax Collector Phyllis Knapp has submitted her resignation. Supervisor Rajszyk read Knapp's letter and stated that they accepted the resignation with regret. Supervisor Rajszyk stated that Knapp has been a tremendous asset to the Town.

Supervisor Rajszyk read the resignation letter from Highway Superintendent Charles Hallock. Supervisor Rajszyk reported that Hallock is an elected official and the Town Board will be discussing the options available for that position by June 1st. Supervisor Rajszyk wished Hallock well.

PRE-FILED RESOLUTIONS

- #70 – Eagle Scout Project Approval
- #71 - Stone/Gravel Bid Award
- #72 - Fire Dept. Contract Approval
- #73 - ZBA Appt. – Leamon
- #74 - Noise Permit – Poston
- #75 - Noise Permit – Camp Lokanda
- #76 - Abolish Tax Collector Position
- #77 - Parks Committee Purchases Request Approval (Late File)
- #78 - Town Hall Old Fuel Tank Removal Expense Approval(Late File)
- #79 - Constable Garage Door Repair Approval (Late File)
- #80 - Landfill Monitoring Contract Extension (Late File)
- #81 - Correction Deed from Pythian Camp to Town(Late File)

Supervisor Rajszyk reported that Resolution #72 was needed for an amendment to the previously signed Fire Dept. contract due to wording.

The Town Clerk reported that all three new Board of Assessment Review members have completed the mandatory training.

Supervisor Rajszyk reported that the Noise Permit for Poston was only being requested for until 8 p.m. because it is a 16th birthday party and it may get loud.

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Supervisor Rajszyk reported that the Noise Permits for Camp Lokanda were for various activities. Supervisor Rajszyk reported that Camp Lokanda has contacted her because they have several counselors that are available for community work.

Supervisor Rajszyk reported that the last 5 resolutions were late files because these things came up at the last minute.

Supervisor Rajszyk reported that the monitoring of the old landfill is mandated by the DEC until they say we don't have to do it anymore.

Supervisor Rajszyk reported that Resolution #81 was for the deed for the old salt shed property by the cemetery, noting that Councilman McKerrell had worked on this for some time and has gotten the owners to agree to make a correction to the restriction on the deed.

REPORTS OF BOARD MEMBERS

Councilman Shafer reported he has gotten nothing from the MMTF yet, noting he was hoping for a resolution that would approve going to a Public Hearing.

Councilman McKerrell reported that the parks committee has submitted a grant to the Renaissance, noting that they have been raised in classification to a category C because of all the projects they have going. Councilman McKerrell noted that with the new category raises the amount that they can win. Councilman McKerrell noted that the purchases being approved tonight will go towards the expense of doing the projects, noting that they got start up money of \$5,000 and they had \$3,000 left over from other grant monies already received. Councilman McKerrell reported that one project is the Pond Eddy ball field and to redo the basketball court there. Councilman McKerrell noted that the people in Pond Eddy would like to have the swings replaced but they would have to look at the space there to see what they could put there, noting there are more restrictions now to the installation of park equipment. Councilman McKerrell stated they are looking for anyone that would like to help with the projects, noting that Joe Smith and his wife are in charge of the Pond Eddy project. Mike Rajszyk reported he will be getting free flowers this Friday from the prison where he works. Councilman McKerrell noted that some work has already been done at the entrances to the Town. Supervisor Rajszyk Thanked the Parks Committee for all their work. Kathy Bisland reported there have been misconceptions as to the amount of monies being spent on the parks projects, noting that no money has been spent on the contractors that have volunteered their time and services. Councilman McKerrell verified that the only monies spent were from donations and grant monies. Councilman McKerrell reported

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they had \$500 from Sullivan First to purchase flowers. Supervisor Rajszt stated that it is amazing that such a small town has so many people that get together to do things.

Councilman Carr reported he went to the Sullivan County RSVP luncheon today and that Nancy Murray received an award. Councilman Carr reported that after the July 4th parade there is always a fun day at Circle Park, however, this year there will be a band playing for our youths from 4-7 p.m. at the stage across from the Town Hall. Councilman Carr noted that the name of the band is "Mad Carnival".

Supervisor Rajszt reported that the Association of Towns and Cornell Cooperative Extension will be hosting a gas drilling forum in Binghamton on June 24th.

The Town Clerk thanked Jean Reed and Joe & Rose Carr for the cookies they donated to replace the ones that she had left over from Town Board meetings and were in the Town Hall freezer that an intruder decided to take.

LEC Co-Chair Cheri Bodnaruk reported that the April 17th Earth Day had a poor turnout due to the weather. Bodnaruk Thanked the Fire Dept. for providing food for Earth Day.

LEC Co-Chair Cheri Bodnaruk reported they have wrapped up the brochure for the Japanese Knot Weed, noting they had 2 seminars about this issue on April 30th at the Tusten Town Hall.

LEC Co-Chair Cheri Bodnaruk reported they held their annual Litter Pluck on April 30th and had 25 participants who collected 45 bags of trash and 17 bags of recyclables and other miscellaneous items. Bodnaruk reported they also held their "Fill My Pickup" contest and this year Kadampa Meditation Center won the most recyclables and there was a tie again with Kadampa Meditation Center and Susan Wade collecting the most trash. Bodnaruk presented the winners their plaques, noting that they are working on a permanent plaque to be displayed in the Town Hall. Supervisor Rajszt Thanked Bodnaruk and the LEC for the knotweed project. Supervisor Rajszt reported that Frank Schwarz recently received an award for his years on the Cultural Series and that the Fire Dept. received an award for their river rescue.

Sue Weber reported she went to the steering committee meeting for the local waterfront revitalization plan, noting that the Town of Highland has gotten a lot of volunteers and that we need to get volunteers from the Town of Lumberland involved in this plan. Weber noted that the Town of Callicoon has been talking about boat launches and that

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the Town of Highland is looking into making State land into campgrounds. Supervisor Rajszyk reported that the State land adjacent to the NPS river access could be looked into to use. Supervisor Rajszyk reported they have been working on a Mongaup management plan for 20 years and they really need to pursue it to make our town better. Sue Weber suggested making paths along the river and the NPS has stated they can help with getting agreements from property owners along the river.

Supervisor Rajszyk reported she, and Sue Weber, went and picked up the Renaissance checks awarded to the Town. Supervisor Rajszyk noted that a feasibility study will be done on the corner lot on Proctor and Forestburgh Roads, noting they will be sending out surveys to the public. Phyllis Knapp suggested putting in senior housing. Supervisor Rajszyk stated they should also be looking into putting in affordable housing for our youths that are just starting out that can't afford a lot.

Peter Comstock, Chairman of the Advisory Committee on gas drilling issues, gave his update on what has been going on so far. Comstock noted that our town is trying to put protection in place before gas drilling comes in. Comstock reported that this Saturday the attorneys will be meeting with the zoning rewrite committee to go over an ordinance dealing with industrial activity. Wayne King questioned why, at last Thursday's meeting, only cons were discussed for gas drilling not pros? King stated that the environmental impact study is linking gas drilling to the same effect as ripping out trees to build a house. Supervisor Rajszyk stated that, as a health care professional, she is concerned about the environmental impacts from gas drilling, noting wells have been contaminated, and so has the air, water, and land. Comstock stated they should study first before drilling not the other way around. King stated that these gas companies are not looking out for the towns, they are only looking out for their shareholders. Sue Weber stated that a tremendous amount of water is needed for fracking and they have not had time to study the impact on the water supply.

Fire Dept. representative Ann Steimle gave the Fire Dept.'s monthly activity report, noting they are headed into their busy season. Steimle noted they are looking for membership and anyone interested should come to the firehouse on Mondays at 6:30 p.m.. Kathy Bisland stated that if you are not interested in joining the Fire Dept. you can always join the Ladies Auxiliary.

Chief Constable Patrick Cahill reported on the Constabulary monthly activity. Cahill noted the constables have CPR training. Cahill reported on the intruder in the Town Hall recently. Supervisor Rajszyk stated that the Town Hall kitchen door was left

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unlocked and urged anyone with a key to make sure the door is locked before leaving the building.

Supervisor Rajsz read the Special Announcements. Councilman McKerrell noted the Parks Committee meeting is May 19th at 7 p.m. at the Town Hall

ABSTRACTS

Councilman Shafer made a motion to approve Abstract #5, 2011, with General Fund Claims A11-#227 through #298, in the amount of \$16,034.73, General Fund Prepaid Claims in the amount of \$9,550.00, and Highway Fund #H11 -#236 through #270, in the amount of \$22,809.98, with the total of Abstract #5, 2011 of \$48,394.68, seconded by Councilman McKerrell, all in favor, so carried.

Councilman McKerrell made a motion to adjourn at 8:30 p.m., seconded by Councilman Shafer, all in favor, so carried.

Respectfully Submitted,

Virginia V. Horn
Town Clerk