

LUMBERLAND TOWN BOARD MEETING MINUTES

July 12, 2017

The Lumberland Town Board held a Regular Monthly Meeting on Wednesday, July 12, 2017, at 7 p.m., at the Town Hall in Glen Spey, N.Y. Supervisor Jenny Mellan opened the Meeting at 7 p.m., followed by the Pledge of Allegiance.

Roll Call was administered to those members present:

Supervisor Jenny Mellan
Councilman/Deputy Supervisor Leigh Sherman
Councilman Joseph Carr
Councilman James Akt
Councilwoman Zoriana Gingold was Absent

Also present were Town Clerk Virginia Horn, Deputy Town Clerk Michele Myslinski, Chief Constable Patrick Cahill, Constable Robert Maas, Mike Rajs, Code Enforcement Officer David Sparling, Rose Carr, Bookkeeper Jeanne Mulcahey, Supervisor's Clerk Heidi Spannos, Caroline Akt, Historian Frank Schwarz, Code Enforcement/Assessor Clerk Laurie Terry, Attorney for the Town Danielle Jose-Decker, Debbie & Vinnie Martino, Janice & Vincent Torretta, Dave Hulse from the River Reporter, Kaitlin Haas from the Sullivan County Democrat.

MINUTES

Councilman Carr made a motion to accept the Workshop Meeting Minutes of June 7, 2017 and the Regular Meeting Minutes of June 14, 2017 as written, seconded by Councilman Sherman, all in favor, so carried.

CORRESPONDENCE

1. Monthly Reports:
 - a. Supervisor
 - b. Highway Superintendent
 - b. Town Clerk
 - c. Buildings
 - d. Constables
 - e. Fire Dept. –May & June
2. Parks Committee Mtg. Minutes- May
3. Grant Writer Updates
4. DEC notification –Permit info
5. UDC grant funding update
6. Planning Board Mtg. Minutes –April
7. ZBA Mtg. Minutes- May & Variance Decision & Resolution
8. Governor Cuomo Legislation – Consent Age for Marriage rises
9. Hospice of Orange & Sullivan Counties – notification of volunteer training
10. NYS DEC Safe Boating Course
11. UDC 2018 TAG Grant Application Deadline
12. DEC Permit notification – Camp Chayei Sura (Late File)

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13. Sullivan County Resolution – Millennium Pipeline (Late File)
14. ZBA Resignation Letter – Molony (Late File)
15. SC Prescription Take-Back Day notification (Late File)

Supervisor Mellan reported there were several pieces of correspondence that were grant writer updates and she will request the Grant Writer to discuss them during his report. Supervisor Mellan reported that the UDC sent notification that the deadline for next year's grant was August 31st of this year. Supervisor Mellan noted that Items #12 through #15 were late files. Councilman Carr made a motion to accept correspondence \$1 through #15, seconded by Councilman Sherman, all in favor, so carried.

PRE-FILED RESOLUTIONS

- #95 Noise Permit – St. Volodymyr Ukrainian Catholic Church Festival
- #96 - Support Delaware River Basin Commission to Enact Prohibition of Hydraulic Fracturing & Shale Gas Development within the Delaware River Basin
- #97 - Noise Permit – Mountain View Manor Concert
- #98 - Noise Permit – Sts. Peter & Paul Church Picnic
- #99 - Town buyback of Cemetery Plots – Gawur
- #100 - Speed Limit Reduction Request – Haring & Van Tuyl Roads
- #101 - Speed Limit Reduction Request – Mohican Lake Trails Area
- #102 - SAM Grant (Hgwy Truck) Disbursement Agreement Authorization (Late File)

Constable Maas questioned if there was anywhere listed on a Noise Permit application that referred to the amount of people attending an event? The Town Clerk verified there is nothing on the application that requests that information but the form could be revised to include that. Code Enforcement Officer, Dave Sparling, stated that the only regulations within the town are for inside events, not outside. The Attorney for the Town stated that you could amend the resolution to request the amount of attendees at the scheduled outdoor concert. The Code Enforcement Officer stated he will call Mountain View Manor to see if they can tell us how many people they expect to attend the concert.

Supervisor Mellan noted that Resolution #98 was accidentally omitted from the Agenda.

Councilman Sherman reported that one of the owners of the request to have the Town buyback their Glen Spey Cemetery plots passed away last week. The Attorney for the Town recommended writing out the check for the refund to include both names of the owners of the plots and put “or” between the names on the check.

The Town Clerk verified that the request for the reduction of speed limits gets sent first to the County who forwards it to the State. The Town Clerk also noted that the last request took 2 years for finally completion.

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Supervisor Mellan noted a correction to Resolution #102 to change the 2017 to 2016 date in the first paragraph. Supervisor Mellan stated they are requesting verification of the grant for the new highway truck before purchasing it. Grant Writer, Frank Schwarz, reported that he needed this approved resolution and will send it out overnight. Schwarz stated he is waiting for a fully executed GDA and the fully executed contract before purchasing the truck.

ABSTRACTS

Councilman Sherman made a motion to approve Audit and Approval of General Fund & Highway #7, 2017, General Fund Prepaid Claims in the amount of \$ 14,316.83, General Fund Claims G17-#241 through #268 in the amount of \$10,244.17, Highway Prepaid Claim in the amount of \$ 13,486.47, Highway Fund Claims #H17- #337 through # 355 in the amount of \$ 20,555.54, with a total of Abstract #7, 2017 of \$ 58,603.01 , seconded by Councilman Carr, all in favor so carried.

REPORTS OF BOARD MEMBERS

Councilman Akt reorted there was no Planning Board meeting this last month. Councilman Akt stated the Code Enforcement Officer will be giving the Buildings Dept. report.

Councilman Sherman reported there was no Cemetery Committee meeting because of lack of members present. Councilman Sherman reported the maintenance man is busy painting at the bus garage. Councilman Sherman reported the town welcome sign at the intersection at Ct. Rt. 31 & Rt. 97 has been replaced with a new one. Councilman Sherman reported the UDC is in turmoil because they have not received their funding check from the feds who are holding off sending the money. The Grant Writer questioned what check? Councilman Sherman stated it was for UDC funding.

Supervisor Mellan reported that Camp Simcha's Womens' Bike-a-thon will be July 19th, noting she met with the camp regarding the concerns that have arisen from these events. Supervisor Mellan reported that, this year, the highway department is tearing up White Road to repave it which may be a problem with the bike route? Constable Maas reported that the camp is still talking about using White Road but they will keep checking with the camp to see if there will be any changes in the route. Supervisor Mellan noted if there are any change it will be immediately posted, noting they are working on better traffic control during these events because last year it was an issue. Supervisor Mellan stated the Camp may be using the school to park the buses for the event.

Supervisor Mellan reported she received information from Bill Kroohs regarding a nose work dog program that is looking for a place to hold a training session in November. The Town Clerk noted that Kroohs came into the offices and mentioned they would like to use the Town Hall. The Deputy Town Clerk noted it may be for a training session that would use video.

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Supervisor Mellan reported that the Town has gotten a request from the Cub Scouts to hold a sleep over as part of their badge requirements in Circle Park next month. Supervisor Mellan noted they will need to supply the Town with a Certificate of Insurance and pay the fee to use the park. The Town Clerk reported she has received a request from the Red Hats to have their picnic at the Town Pavilion, questioning if they would need to get a Certificate of Insurance and pay the registration fee for the use? Supervisor Mellan verified they would need to adhere to those regulations like everyone else.

Supervisor Mellan Thanked the Deputy Town Clerk, Michele Myslinski, for all her work on putting the July 4th parade together.

Councilman Carr also Thanked the Deputy Town Clerk for all her work on the July 4th parade, stated she did a fantastic job. Councilman Carr reported the Seniors will have their annual Flea Market on July 15th, noting this is their only fund raiser. Councilman Carr reported the Fire Dept. is not present tonight because they are attending the wake for Skip Schroeder who passed away.

Deputy Town Clerk reported that the work on the July 4th parade is done with for the year.

The Town Clerk stated her office is busy and also thanked her Deputy, Michele Myslinski for all her work with the July 4th parade.

Grant Writer, Frank Schwarz, reported they have multiple updates for the grants, noting on one of the grants he found a discrepancy with the start date on the project and that had to be corrected. The Grant Writer reported the lady dealing with the grant paperwork for the State requested more information. The Grant Writer reported that he is waiting on Grant 6499. The Grant Writer reported that the funding for new bullet proof vests for the Constables will open next April and that the Chief Constable should make sure he has the money in the 2018 budget to cover the initial costs. The Grant Writer reported that Rory Wade is working on the Town Hall grant project.

Historian, Frank Schwarz, reported that there will be a commemoration of the Battle of Minisink on Saturday, July 27th which is free to the public.

Councilman Carr reported the Fire Dept. will hold its annual Chicken BBQ on Saturday, July 29th from 4 – 7 p.m.

The Chief Constable reported on the Constabulary Monthly Report.

The Code Enforcement Officer reported his office has been busy and they issued two fireworks permits for two of the camps. The Code Enforcement Officer stated that Correspondence Item #12 is of concern and an ongoing permit with the camp involved.

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OPEN FLOOR TO PUBLIC

The Deputy Town Clerk, Michele Myslinski, thanked the Constables for their fantastic job at the July 4th parade.

Supervisor Mellan noted the Special Announcements. Supervisor Mellan noted they just received notification of a Blood Drive to be held this Saturday by the American Legion Ambulance Corp.

Supervisor Mellan stated that she would like to recess the regular meeting at 7:39 p.m. to go into Executive Session to discuss a particular personnel situation. Supervisor Mellan requested the Attorney for the Town and the Town bookkeeper stay for the Executive Session.

EXECUTIVE SESSION

Councilman Carr made a motion to recess the regular meeting to go into Executive Session at 7:39 p.m., to discuss a particular personnel situation, seconded by Councilman Sherman, all in favor, so carried. Councilman Sherman made a motion to open the Executive Session at 7:42 p.m., seconded by Councilman Carr, all in favor, so carried.

Councilman Akt made a motion to close the Executive Session at 8:16 p.m., seconded by Councilman Carr, all in favor, so carried. Councilman Akt made a motion to reopen the regular meeting at 8:17 p.m., seconded by Councilman Carr, all in favor, so carried.

Supervisor Mellan requested a motion to have the Attorney for the Town send out a letter before August 1, 2017 in regards to the discussion in Executive Session. Councilman Sherman made a motion to approve the Attorney for the Town send out a letter before August 1, 2017, seconded by Councilman Carr, all in favor, so carried.

Councilman Carr made a motion to adjourn at 8:20 p.m., seconded by Councilman Akt, all in favor, so carried.

Respectfully Submitted,

Virginia V. Horn, Town Clerk