

LUMBERLAND TOWN BOARD WORKSHOP MEETING

June 7, 2017

The Town of Lumberland Town Board held a monthly Workshop Meeting on Wednesday, June 7, 2017, at 7:00 p.m. at the Municipal Building 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

Also present were Town Clerk Virginia Horn, Deputy Town Clerk Michele Myslinski, Constable Robert Maas, Rose Carr, Grant Writer Frank Schwarz and Steven Kostmacher.

Supervisor Mellan reported the first thing on the Agenda was discussing the Peak Powers estimate for the town generator battery replacement. Supervisor Mellan reported she notified the Code Enforcement Officer of the need to replace the battery in the generator, noting she looked through the paperwork Peak Powers submitted and questioned the age of the battery? Councilman Akt stated it was over due to be replaced. Supervisor Mellan reviewed what was included in the estimate, noting that she is recommending to go ahead and replace the battery. Councilman Sherman reported he did not like the cost of labor for the replacement and questioned if it could be done inhouse which would save the labor and travel costs to have Peak Powers come and do the work? Councilman Akt questioned if we do it here will it change the contract we have with Peak Powers? Councilman Sherman suggested having Peak Powers do the replacement when they come for the routine inspection which will save labor and travel costs which could be around \$200. Supervisor Mellan stated she will get an estimate that will reflect them doing the work when they come for a routine inspection. Councilman Akt suggested making sure the inspector who comes to do the work is a mechanic that can replace the battery so it is covered under the warranty.

Supervisor Mellan reported the second thing on the Agenda was to discuss the Zoning Rewrite Review recommendations. Supervisor Mellan noted that we have asked Susan Gregg to come to our July 5th Workshop Meeting to answer any questions the Town Board might have regarding the recommendations. Supervisor Mellan noted that it looks like they used the Town of Bethel Code for solar as a guideline when addressing this issue.

Supervisor Mellan reported she received a request from Hudson River Sloop Clearwater to have the town do a resolution in support of them, noting she is not familiar with this. Councilman Sherman stated this refers to the Hudson River and not in our area. The Board members were in agreement to not do anything regarding this request.

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PRE-FILED RESOLUTION

#87 – Authorizing the Town Supervisor and Deputy Supervisor to Enter into a Grant Disbursement Agreement with the Dormitory Authority of the State of New York for a State and Municipal Facilities Grant for \$50,000 for the Purposes of Restoration of the Town Hall and Municipal Building.

Grant Writer, Frank Schwarz, reported that this was for the projects for the restoration of the Town Hall and Municipal Building which has been ongoing for 3 years in August. Supervisor Mellan confirmed that we did the new doors on the buildings. Councilman Akt stated that we have already been waiting three years for reimbursement, noting that we have already funded the money for the projects. Schwarz reported that they wanted the projects grouped together to close out the grant and all he is now waiting for is a letter from the Attorney for the Town to file for reimbursement. Schwarz noted this grant also included the air conditioning in the Town Hall and the Records Room, the Town Hall insulation and the restoration of the Town Hall floor. Schwarz noted we have been awarded the money, and Supervisor Mellan reported they have letters stating we were awarded the grant.

The Board members reviewed the Agenda. The Grant Writer verified there is nothing new with the highway truck grant and that is still being reviewed. The Grant Writer reported the grant for the Plans & Progress project is at a standstill since the contractor has not gotten back to him, noting he called the contractor and left a message but has had no response. The Deputy Town Clerk reported there is still paperwork the contractor needs to submit for the PRC requirement for the project. Councilman Akt stated that 3 members of the Town Board have to verify the work is completed before payment is made. Steven Kostmacher questioned who the contractor was? Councilman Sherman verified it was I AM WADE. Councilman Akt stated that they need to make sure the contractor has the materials he needs to complete the work. Supervisor Mellan requested the Town Clerk's office contact the contractor's wife about the needed paperwork. The Deputy Clerk reported that the State has stated that no matter what the dollar amount of the grant if it is taxpayers money there needs to be a PRC number and the paperwork has to be filed.

The Board members reviewed the Correspondence. Supervisor Mellan noted the Planning Board changed their July meeting to the same night as the Town Board Workshop Meeting which will coincide with the review of the zoning rewrite recommendations. Supervisor Mellan requested the notification of the two hazardous waste collection days be posted on the town website. Supervisor Mellan reported they are still working on the Pond Eddy Bridge. Councilman Akt reported when they pour concrete it has to cure for 27 days so they go do another job while waiting for the concrete to set. Supervisor Mellan noted they got a letter regarding the water regulations on the local reservoirs.

Supervisor Mellan reported Item #17 was a letter from the Sullivan County Treasurer asking the Towns to enhance their efforts on reporting on homeowners who rent out their homes to register

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as rental facilities according to the Hotel and Motel Room Occupancy Tax Law. Councilman Akt stated they are looking for anyone renting because they are looking for room tax monies to be paid to the County. Steven Kostmacher questioned if this was the County regulating us? Councilman Akt verified that it was.

The Board members reviewed the Pre-filed Resolutions. Supervisor Mellan noted the numbers on the Resolutions will change since we had a last minute Resolution that had to be done tonight. The Board reviewed the Noise Permits requested by Brookwood Camp. Supervisor Mellan stated that they have requested until 11:00 p.m. every night which is not acceptable. The Board members agreed to let them have 3 nights until 11:00 p.m. and the rest would be approved for 10:30 p.m. The Town Clerk was directed to call Scott from Brookwood to let him know of the Board's decision and to decide what 3 nights he would like to have until 11:00 p.m.

Supervisor Mellan reported they will be doing a Proclamation to recognize Lewis Powell who was active in the community and passed away recently.

Steven Kostmacher questioned what more was being done regarding the street lights? Supervisor Mellan reported that she sent out the original agreement that the Board approved but has not heard back from O&R. Supervisor Mellan noted the Town of Highland is doing their street lighting updating through a grant but they are dealing with NYSEG. Supervisor Mellan reported the Town did have an energy audit done but the cost to the town to replace all the bulbs in the street lights was astronomical. Kostmacher questioned if the Grant Writer could look into a grant for our town? The Grant Writer stated that would be a Town Board decision. Frank Schwarz questioned if the burnt out street light out in front of the town buildings had been replaced? Councilman Sherman reported O&R is saying it is the town's street light because it is on town property and it is our responsibility.

Councilman Akt made a motion to recess the Workshop Meeting and go into Executive Session at 7:49 p.m. to discuss possible pending litigation, seconded by Councilman Carr, all in favor, so carried.

EXECUTIVE SESSION

Councilman Carr made a motion to close the Executive Session at 8:15 p.m., seconded by Councilwoman Gingold, all in favor, so carried. Councilman Carr made a motion to reopen the Workshop Meeting at 8:15 p.m., seconded by Councilman Sherman, all in favor, so carried.

Councilman Akt made a motion to adjourn at 8:15 p.m., seconded by Councilman Carr, all in favor, so carried.

Respectfully Submitted,

Virginia V. Horn, Town Clerk