

LUMBERLAND TOWN BOARD WORKSHOP MEETING

August 3, 2016

The Town of Lumberland Town Board held a monthly Workshop Meeting on Wednesday, August 3, 2016, 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.

Those Town Board members present were:

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

Also present were Deputy Town Clerk Michele Myslinski, Grant Writer Frank Schwarz, Rose Carr, Caroline Akt, Code/Assessor Clerk Laurie Terry, Lew Powell, Code Enforcement Officer David Sparling, Highway Supervisor Don Hunt Jr. and Attorney for the Town Danielle Jose-Decker.

Supervisor Mellan stated they need to discuss the website upgrade, noting that the Town Clerk received an email for upgrading our website and she had submitted it to the Supervisor. Supervisor Mellan noted she discussed with the grant writer to get a grant for the upgrade of the website. Supervisor Mellan reported the email was from a company that offers services to do an upgrade and streamline the website, noting that what they are offering is a little more than what we were looking at.

The Board members reviewed their agenda, noting the minutes, monthly reports and correspondence. Supervisor Mellan noted the Supervisor's Report and Highway Superintendent's Report will be available next week. The Code Enforcement Officer reported the generator report was a maintenance call because of an overflow, noting our annual maintenance contract will need to be renewed by November. The Grant Writer reported the Historical Marker brochure came out really well and he will do a presentation at next week's meeting. Supervisor Mellan noted we got another thank you letter from someone noting how wonderful our summer youth program was. Supervisor Mellan reported that the youth program has their own facebook site which has received many hits for their wall art where the kids were sprayed with water along the outside of the building and it left their impressions on the wall. Supervisor Mellan reported we received a letter from UDC regarding the early warning system for reservoir related emergencies and a letter from O&R regarding vegetation management. The Attorney for the Town suggested sharing Item #7 with the Planning and Zoning Boards regarding the river corridor. The Deputy Town Clerk will make copies and give it to the Planning & Zoning Boards clerk.

(2) August 3, 2016

The Board members reviewed the Resolutions. The Deputy Town Clerk reported we received only one bid for the cemetery monumenting project, noting that she gave out an additional packet but did not hear from that person. The Board requested that Lew Powell check with the engineering firm because they submitted the only bid with prevailing wage amounts, whereas, the project was considered professional services and did not need prevailing wage requirements. Grant Writer, Frank Schwarz, reported he applied for phase 2 of a grant and will be getting an award, and now phase 3 is available, noting that it will be for the town welcome signs. The Board members reviewed the remaining Resolutions.

Supervisor Mellan reported they need to discuss the requested appointment for the Planning Board, noting that previously the applicant had a court case brought against her by the town for a zoning issue. Supervisor Mellan stated she is not comfortable appointing anyone that the Town had to take to court. The Attorney for the Town should vote their conscience when it came to the Resolution. The Board members agreed that the Planning Board had two other applicants that they can reconsider for appointment.

Supervisor Mellan reported they have a Proclamation for the Anniversary of the Ukrainian Independence. Supervisor Mellan reported that, under Old Business, they need to discuss the Weapons in the Workplace policy that has been previously tabled. The Attorney for the Town stated she would give her advice in Executive Session on this matter due to liability issues. Councilman Sherman reported he has attended two different other meetings that this matter has come up at and all of them are not going to adopt this Weapons in the Workplace policy, noting only one township has adopted the policy. Councilman Sherman stated there would not be an increase in insurance premiums if we do not adopt this recommended policy by NYMIR. Supervisor Mellan stated the issue came up as to who would enforce it.

Supervisor Mellan reported she received an email regarding our Time/Warner Cable contract, noting there are a few changes being made but it should be done within another month. Supervisor Mellan reported that copies of the Zombie Law and the Comp Plan are available. Supervisor Mellan stated that the issue of the littering in the parks needs to be addressed. The Attorney for the Town reported she talked to the Town of Thompson who regulates groups and their permit policy. The Attorney for the Town noted that in the Town of Thompson if you are a group of 20 or more they need to get a permit and insurance, whereas, a group less than 20 do not have exclusive use of the park. The Deputy Town Clerk noted that, in Port Jervis, taxpayers are taxed on the use of the park, however, larger groups also have to pay for the use, noting they do not get monies back but the monies are used for garbage pickup, etc. Supervisor Mellan noted it would not be fair to the taxpayers if the local camps use the parks. The Attorney for the Town stated she would get the forms the Town of Thompson uses to compare with what we need. Councilman Sherman noted that enforcement of the policy is the issue. The Highway Superintendent stated that one group in particular leaves their garbage. Supervisor Mellan stated they had discussed establishing a fine for littering which the Attorney for the Town is looking into.

(3) August 3, 2016

The Attorney for the Town reported there was an issue with the docks in the Mohican Lake overlay district and recommended that they remove the requirements regarding the Mohican Lake docks from Code when addressing the revision of the zoning. Supervisor Mellan reported that they are resurrecting the zoning review committee. The Code Enforcement Officer reported they also have to address the manufactured home requirements which have changed recently. The Code Enforcement Officer reported that manufactured homes were not allowed in the Town but now the new executive law states if you put a manufactured home on a permanent foundation it is legal. The Code Enforcement Officer stated the members of the Association of Towns should be sending letters stating that this executive law should be looked at. The Code Enforcement Officer reported our town has been proactive regarding writing zoning in regards to the river corridor.

Councilman Carr reported that at the Senior Club meeting he was asked if the town could look into lowering the speed limits on the Mohican Lake trails. Lew Powell stated the speed limit is 55 mph since there are no speed signs posted on the trails. Councilman Sherman stated he recently tried to do 30 mph on the trails and couldn't do it. Powell reported he had two golf carts side by side blocking the road when he came over the rise in the road. The Highway Superintendent reported there should be a letter from the State that the speed limit was lowered to 30 mph. The Attorney for the Town stated that they should look at the letter to see what was established. Supervisor Mellan requested the Deputy Town Clerk have their office look into the letter that was sent years ago. Lew Powell stated Leers Road should be posted. The Highway Superintendent verified he had Leers Road posted last year to the reduced 30 mph speed limit.

Councilman Carr reported that the Parks Dept. had a new ping pong table donated and would like to put it under the pavilion but it would mean moving some of the tables already there. Councilman Carr stated it would not be protected under the pavilion. Supervisor Mellan stated it was not the place for a ping pong table. The Board members agreed it was not a good place.

Councilman Carr reported he was told there was a problem with the water pipes for the ball field bathrooms and it has been requested if the water line is fixed can a pipe be put in to run down from the ballfield to help water the flowers at the memorial site across from the front of the town hall. Councilman Sherman stated there was an original line there but not sure what happened to it. The Highway Superintendent questioned if there was a problem with the water line at the ball field, noting if there was a problem he saw no problem if the line needed fixing. The Highway Superintendent stated he would look into it.

Councilman Carr made a motion to adjourn at 8:10 p.m., seconded by Councilwoman Gingold, all in favor, so carried.

Respectfully Submitted,

Michele Myslinski, Deputy Town Clerk