

LUMBERLAND TOWN BOARD MEETING MINUTES
JANUARY 9, 2012

The Town Board of the Town of Lumberland held a monthly meeting on Monday, January 9, 2012, at 7 p.m., at the Town Hall in Glen Spey, N.Y. Supervisor Nadia Rajsz opened the meeting at 7 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 James Akt
Councilman Ron Thiele
Councilman Jay Shafer

Also present were Town Clerk Virginia Horn, Chief Constable Patrick Cahill, Historian Frank Schwarz, Building Inspector David Sparling, Richard Hotzler, Susan Morley, Highway Superintendent Donald "Bosco" Hunt, Jr., Cathy Sterling, Susan Gregg, Herb Baxter, Sophia Martynec, Abbey Schlosser, Ann Steimle, Joy Ryerson, Tax Collector Heather Worzel, Fire Dept. Chief Eric Robles, ZBA Chair Lewis Powell, Code Enforcement Clerk Donna Sus and Kaitlin Haas from the Sullivan County Democrat.

MINUTES

Councilman Carr made a motion to accept the Minutes of December 12, 2011, December 14, 2011, December 29, 2011, and January 4, 2012 as written, seconded by Councilman Thiele, with Councilman Shafer abstaining from voting on the Minutes of January 4, 2012 because he was not present at that meeting, all in favor, so carried.

CORRESPONDENCE

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

The Supervisor reported that the Highway Superintendent's Report was attached to the financial report given to the Board members.

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2. Historian 2011 Annual Report
3. Comptroller's Newsletter
4. Town Attorney letter- Knight Cemetery
5. Legislative Commission Newsletter
6. Upper Delaware Scenic Byways Correspondence
7. SASD Newsletter
8. Grant Writer 2011 Annual Report
9. Museum Director 2011 Annual Report
10. Water Testing Report
11. Camp Lokanda Letter
12. ZBA Minutes
13. UDC Correspondence
14. Sullivan BOCES Newsletter
15. Planning Board Mtg. Minutes
16. 2011 Tax Collector Annual Report
17. 2011 Town Clerk Annual Report
18. Highway Expenditure of Monies Agreement

Supervisor Rajsz requested Items #4, #10 and #18 be held for discussion. Councilman Carr made a motion to accept Items #1 through #18, holding #4 and #18 for discussion, seconded by Councilman Thiele, all in favor, so carried.

Supervisor Rajsz reported Item #4 was a report on a mandated water testing done in the Senior Center. Supervisor Rajsz reported that Item #10 was a letter sent from the Town Attorney's office noting this was the 4th notice being sent regarding the Knight Cemetery. Supervisor Rajsz reported they have been trying to contact the beneficiaries of the Knight Cemetery because of the condition of the cemetery but have had no response. Cemetery Committee Chair Lewis Powell reported that the cemetery has been cleaned up but nobody knows who did the work. The Highway Superintendent stated whoever did the work did a good job.

Supervisor Rajsz reported that Item #18 was a report on the expenditure of Highway monies. The Highway Superintendent reported that the report is vague but stated he did not want to commit monies to a specific road and then not be able to do the work, noting he will have a better assessment of the roads after the winter. Supervisor Rajsz noted the Highway Dept. is now working on Shortel Road. The Highway Superintendent confirmed they are working on that road now.

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PRE-FILED RESOLUTIONS

- #8 – Investment Policy (Tabled from Organizational Mtg.)
- #9 – Procurement Policies & Procedures (Tabled from Organizational Mtg.)
- #31 - Highway Contract Approval
- #32 - Building Inspector Duties- Zoning Enforcement
- #33 - 2011 Year-End Budget Transfers – General Fund
- #34 - 2011 Year-End Budget Transfers – Highway
- #35 - Sullivan County Fire Advisory Board Appointment
- #36 - Young Lungs At Play Resolution

Supervisor Rajsz stated that the first two resolutions were held over from the Organizational Meeting so that the Town Attorney could review them, noting they are now ready for approval. Supervisor Rajsz noted that the Investment Policy is needed because the town needs to be careful how they invest their monies.

Supervisor Rajsz reported the only thing missing from the Highway Contract was the pay scale listing but the bookkeeper is working on making one up. Supervisor Rajsz reported that they will be starting negotiations again in March for next year's highway contract.

Supervisor Rajsz stated they would be tabling Resolution #33 because she will need to get clarification from the bookkeeper on some of the General Fund Budget transfers.

Supervisor Rajsz reported that, at the last meeting, Sue Clark, the Sullivan County Health Coordinator, had sent a letter requesting that the Town of Lumberland consider banning smoking from playgrounds, and upon reviewing the request, Supervisor Rajsz deemed it necessary to do so.

NEW BUSINESS

Supervisor Rajsz stated that the Board needed to discuss the 2012 listing for employees for Holidays, sick time and vacation time. Supervisor Rajsz reported that the Highway Department had included partners or significant others in their request for leave for bereavement and she would like to have it included with the other town employees. Susan Morley requested the list of holidays be listed in the Senior Center.

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Supervisor Rajszt stated that the Town Board needs to schedule a 2011 departmental book audit. The Town Clerk verified that she will advertise the date as a Special Meeting for the purpose of the book audit and any other town business. The Board members agreed to hold the Special Meeting for the book auditing on Friday, January 20, 2012, at 6 p.m. at the Town Hall.

REPORTS OF BOARD MEMBERS

Supervisor Rajszt reported that she would like to do a resolution at the Special Meeting on January 20th. to support the proposal to allocate portions of the New York City Land Acquisition Program for Flood Mitigation Watershed Affairs.

Supervisor Rajszt reported that the MMTF will have a meeting next Thursday, noting that she had hoped to pass a resolution to adopt the final DGEIS but she did not get the final draft from Delta.

Supervisor Rajszt reported that the Association of Towns will have a meeting in February which is a training school in New York City. Supervisor Rajszt reported there will be a couple of resolutions that will be presented at this meeting to be considered for approval, noting among them were one was to preserve home rule, one is addressing state mandates that the local governments face and one was requesting reforming the real property tax system.

The Town Clerk reported that the Sullivan County Town Clerks will be holding a month long food drive in the month of February to help the local food pantries. The Town Clerk noted that anyone that would like to donate anything can drop it off at the municipal building during the month of February.

Historian Frank Schwarz questioned if the new time clock has been activated? Supervisor Rajszt reported that the bookkeeper is working on putting each individual into the system.

Grant Writer Frank Schwarz reported he is working on the grant for the brochure for the cemeteries, noting if anyone has an idea for the brochure please let him know. Schwarz stated that the Lumberland cemeteries that will be listed will also include the privately owned cemeteries and that the brochure should be done by June. Cultural Series Director Frank Schwarz reported he had fliers available tonight for the concert that the Ithaca College Choir will be performing at on March 18th at 2 p.m. at the Town Hall. Schwarz noted that the Director of the choir

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was the same Director he had when he went to Ithaca College. Schwarz stated he will be sending the Town Board a letter regarding the performance, noting they will be using the Senior Center for brunch and he will be putting in a request for permission for a charter bus to be parked in the Senior Center parking lot.

Building Inspector David Sparling reported there used to be a 2% surcharge on insurances on buildings but that was eliminated and legislation to reinstate that charge did not pass.

Chief Constable Patrick Cahill reported on the Constabulary monthly activity, noting that they have some leads on the recent burglaries in town and are still investigating.

Tax Collector Heather Worzel reported this was day 6 of tax collection and that 336 pieces of property have been processed. Worzel noted she will be open on Martin Luther King Day.

Supervisor Rajsz reported she spoke to the owner of Okeechobee Road regarding the hole in the road that needs to be fixed. Supervisor Rajsz noted the owner will contact the contractor that did the work on the road. Supervisor Rajsz also reported that the deed to Okeechobee Road has not been signed yet. The Highway Superintendent reported it has been a slow winter so far. The Chief Constable Thanked the Highway Department for their work on the constabulary vehicles. The Highway Superintendent Thanked the Town Board for the new stairs in the highway garage.

Fire Department President Ann Steimle reported that they responded to a horrific car accident which proved to be a tough one for everyone who was at the scene. Steimle reported their main ambulance is out of service and they are having significant problems with trying to get it fixed. Steimle noted they are using the backup ambulance but that also needs to be worked on and they are frustrated. Steimle reported they are exploring every avenue. Supervisor Rajsz questioned how much is owed on the ambulance. Steimle reported they paid \$110,000 for the rig, but they still owe \$50,000 on it. Fire Dept. Chief Eric Robles noted the problem with the rig is the motor. Susan Gregg reported she will be coming into the offices on Wednesday to begin getting information for an energy audit she will be doing for the town, noting there are new facets to the audit from the last one

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but towns could qualify for a partial reduction in the cost. Gregg noted she is volunteering to do this.

OPEN FLOOR TO PUBLIC

Susan Gregg questioned if the Fire Dept. could get a replacement for the engine for the ambulance that is laid up? Ann Steimle reported they could not. Gregg questioned if the town has ever done any fund raising in emergencies like this? Supervisor Rajsz reported she will be looking into what can be done to fix the ambulance.

Susan Morley reported the floors got done in the Senior Center and they will be checking on them to make sure it was done right. Morley reported the Advisory Board will be having the stove in the Senior Center cleaned.

Supervisor Rajsz read the Special Announcements, noting that February 6th there will be a Public Hearing at 7:15 p.m. at the Town Hall for the proposed Zoning Laws.

ABSTRACTS

Councilman Carr made a motion to accept Abstract 2011 General Fund & Highway Year-End Claims, with General Fund Claims #928 through #951, in the amount of \$5,954.96, and Highway Claims #573 through #599, in the amount of \$15, 183.36, with the total of Abstract #12, (Year-End) of \$21,138.32, and 2012 Abstract #1, 2012, with General Fund Claims #1 through #31 in the amount of \$45,789.52, and Highway Fund Claims #1 through #2, in the amount of \$76,946, with a total of Abstract #1, 2012 of \$122,736.16, seconded by Councilman Thiele, all in favor, so carried.

The Board members discussed the purchase of a used generator. Supervisor Rajsz reported she had the engineer look at the generator they are considering and he reported it was 15 years old. Supervisor Rajsz stated she would look into offering a lower amount for the generator than was originally stated.

The Board members discussed the proposed zoning laws. Supervisor Rajsz stated she has talked to Paul Burckard who has recommended having the Assessor look into the impact the new zoning will have on the assessment base. Supervisor Rajsz reported that Burckard is saying that the Assessor would need to change parcels that will be regulated by the new zoning regulations if they are passed. Supervisor

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Rajsz reported she will be meeting with Burckard and Heather Jacksy to go over Burckard's concerns. Councilman Shafer and Lew Powell requested they be notified when they meet with Burckard so they can also attend.

Councilman Shafer made a motion to adjourn at 8:42 p.m., seconded by Councilman Carr, all in favor, so carried.

Respectfully Submitted,

Virginia V. Horn
Town Clerk