

**LUMBERLAND TOWN BOARD MEETING MINUTES**  
**FEBRUARY 8, 2012**

The Town Board of the Town of Lumberland held a regular monthly meeting on Wednesday, February 8, 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, Deputy Town Clerk Hattie Brush, Building Inspector Dave Sparling, Pam Bucksbee, LEC CoChair Cheri Bodnaruik, Greg Bodnaruik, Sophia Martynec, Herb Baxter, Helga Rupnick, Tax Collector Heather Worzel, ZBA Chair Lewis Powell, Susan Morley, Bohdan Kandiuk, Chief Constable Patrick Cahill, Kaitlin Haas from the Sullivan County Democrat, Anna Colon, Highway Superintendent Don Hunt, Jr., Mike Rajsz, Zangmo from Kadampa Meditation Center and David Riley.

**MINUTES**

Supervisor Rajsz stated there were a few corrections to the Minutes, noting on the Minutes of January 9, 2012, 1<sup>st</sup> page on the bottom it should be noted that the Highway Superintendent's Monthly Report was attached to the Highway financial report. Supervisor Rajsz stated that on the Minutes of January 20<sup>th</sup>, on 1<sup>st</sup> page it should read that the Supervisor should be signing off on the Supervisor's last bank statement of the year, that on the 2<sup>nd</sup> page, last paragraph, it should read that the bookkeeper does not have to be separate from the Supervisor's office, page 4, 5<sup>th</sup> paragraph it should say MEO not HMEO, and the last page, last line, should read that it is a UDC grant check that has not been received yet. Supervisor Rajsz stated that the Minutes of January 31<sup>st</sup>, 3<sup>rd</sup> page, it should read that it was a PILOT (payment in lieu of taxes) that the town gets from the Millennium Pipeline. Councilman Carr made a motion to accept the Minutes of January 9, 2012, January 20, 2012 and January 31, 2012 as corrected, seconded by Councilman Shafer, all in favor, so carried.

**CORRESPONDENCE**

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

(2) February 8, 2012

2. SASD Newsletter
3. Sullivan County Fire Advisory Board Mtg. Minutes
4. Delaware Highlands Conservancy Information
5. AARP FREE Tax Preparation Information
6. Cultural Series Concert letters
7. Cemetery letter
8. Grant Writer Updates
9. Town Highway Road Inventory
10. Pattern for Progress Breakfast notification
11. Upper Delaware Scenic Byways Mtg. Agenda
12. ZBA Mtg. Minutes – Dec., 2011
13. DVAA letter – Cultural Series
14. LIFE-Low-income Forum on Energy

Councilman Shafer made a motion to accept Correspondence #1 through #14, seconded by Councilman Carr, all in favor, so carried. Supervisor Rajsz questioned how the AARP FREE tax preparation program was going? Sophia Martynec reported it was going well.

#### **PRE-FILED RESOLUTIONS**

- #42 - Surplus Old Office Equipment
- #43 - Authorizing the Disposition Certain Obsolete Records
- #44 - UDC Alternate Representative Appointment
- #45 - 2012 Cemetery Committee Appointments
- #46 - Supervisor's Training Approval- NYC

Supervisor Rajsz questioned how the obsolete records would be disposed of? The Town Clerk reported the paperwork would be shredded. Supervisor Rajsz reported that she had been approved as the Voting Delegate to the Association of Towns but had not gotten approval to attend their training in NYC.

#### **REPORTS OF BOARD MEMBERS**

Councilman Akt reported that the blue prints for the handicap ramp from the pavilion to the Senior Center have been drawn up, noting it will be blacktop pad with railings.

Councilman Carr reported he has gotten several calls since the Public Hearing on the zoning that was held on Monday night, noting he answered all the questions to everyone's satisfaction.

(3) February 8, 2012

Supervisor Rajszyk reported there will be a monthly MMTF meeting on Thursday at 7 p.m. in Tusten, noting that on the agenda there will be a report on the Jan. 27th conference call, and an update on the final DGEIS. Supervisor Rajszyk noted there has been discussion on including the County in this process, along with the Towns. Supervisor Rajszyk reported there will be a training session for implementing the road usage agreement in Tusten on March 2<sup>nd</sup> at 9 a.m. that the Code Enforcement Officer, Highway Superintendent, Town Board members, Planning and Zoning Board members, the Town Attorney and Town Clerk should attend. Supervisor Rajszyk reported there will be a Planning training session held on March 24<sup>th</sup> on river management plan.

Supervisor Rajszyk reported the Pond Eddy Bridge replacement project has been in the works for a long time, and after the 1<sup>st</sup> meeting of the design advisory committee, they have projected the cost for New York State and Pennsylvania would be \$4 million each and \$4 million from the Federal government. Supervisor Rajszyk stated the concept of the new bridge is the same as the new Shohola/ Barryville bridge. Supervisor Rajszyk stated that they will be discussing toning the project down.

Supervisor Rajszyk reported that they would put on hold the discussion to pay off some of the Town's debt, noting the bookkeeper is looking into the interest rates. The Highway Superintendent requested they hold off on spending any highway funds until he looks into what he needs. Supervisor Rajszyk noted that they have discussed creating an emergency reserve fund.

Supervisor Rajszyk reported she has received several emails from Charles Petersheim since the Monday night meeting on the zoning rewrite and received a phone call at her home from him. Supervisor Rajszyk read the emails from Petersheim, noting she would like it to be part of the record that she received these emails. Supervisor Rajszyk stated that the people elected us to protect the town and requested the Town Board agree that there should be another zoning rewrite informational meeting held on Saturday, February 25<sup>th</sup>. Lew Powell noted they will be having a zoning rewrite committee meeting on February 23<sup>rd</sup>. Supervisor Rajszyk stated she felt this additional informational meeting is needed to address the comments and concerns about the zoning issues. Powell stated that he is not opposed to having another meeting, however, he will not defend what they did on the rewrite. The Chief Constable stated he can have someone present for the February 25<sup>th</sup> meeting. Supervisor Rajszyk stated that she is requesting approval from the Board to send out letters to the public to make them aware of the informational meeting. Councilman Shafer agreed that this affects property owners which should be included along with residents. Heather Worzel stated they should consider having questions submitted in advance. Supervisor Rajszyk stated they will address concerns that have already been expressed, noting that the

(4) February 8, 2012

Board members also live in this town and it affects them too. Councilman Carr stated that some of the people that own land here do not live here. David Riley questioned why would people that live out of town be concerned about the Town of Lumberland ? Supervisor Rajsz reported that some of the people that have voiced their concerns that live out of town are here because they work with Mr. Petersheim. Lew Powell reported that the Conservation Subdivision regulations have been in the zoning all along, noting they just changed some of the numbers. Supervisor Rajsz stated there will be a Zoning Rewrite Committee Public Informational Meeting on Saturday, February 25<sup>th</sup> at 10:00 a.m.

The Town Clerk reported they are busy with collecting for the month long food drive and copying the zoning rewrite draft.

Cemetery Committee Chairman Lewis Powell reported that they have been trying to contact the owners of the Knight Cemetery to see if they would like to have the Town take over ownership of the cemetery, however, this has been going on for 10 years and we have not been able to get a reply from anyone. Powell noted that someone recently cleaned up the cemetery and we don't know who did the work. Powell reported that the Grant Writer is working on a grant to produce a brochure for the cemeteries. Grant Writer Frank Schwarz reported he hopes to have the brochure done by May.

Grant Writer Frank Schwarz reported he is working on the Scenic Byways grant for the Brown Carr rest stop, noting that he is having site plans drawn up. Schwarz reported he gave the Town Board members a listing of all the grants he is working on for this year, noting he may get a legislative award for the generator and he has put in a grant for the new walkway from the Senior Center to the pavilion.

Cultural Series Director Frank Schwarz reported there will be a Concert held on March 18<sup>th</sup>, at 2 p.m., by the Ithaca College Choir, directed by the Director he had when he went to that college. Schwarz stated this concert would not be happening without the help from the Town Board and the Kadampa Meditation Center.

Planning Board member Pam Bucksbee reported they were waiting for Caroline Akt to be an official Alternate Member. Deputy Town Clerk Hattie Brush reported that Akt's Oath of Office has been signed and filed.

LEC CoChair Cheri Bodnaruik reported it has been a slow winter but they are gearing up for the spring, with Earth Day and Litter Pluck. Bodnaruik noted Earth Day will be April 22<sup>nd</sup> and Litter Pluck is tentatively scheduled for April 28<sup>th</sup>. Bodnaruik reported they are looking into the kids being involved in a wind turbine project and doing posters on Earth

(5) February 8, 2012

Day. Bodnaruik stated they will also be doing a demonstration on what is involved for a home energy audit. Bodnaruik reported she has talked to Bill Cutler from the County to see if he would do a workshop on gardening, composting, and planting seed beds. Bodnaruik reported they should be resuming their water testing in April.

LEC CoChair Cheri Bodnaruik reported they are looking into gypsy moth spraying, noting anyone with issues of bugs in their yards can contact DerOskar Tree Service that does insecticide spraying. Cheri Bodnaruik reported that Bill Cutler from the County has requested to come and speak at the Town Board meeting in March to talk about recycling.

Highway Superintendent Don Hunt, Jr. reported the Highway Dept. is working on Decker Road and patching roads. Hunt reported that they are working on keeping the trucks on the road, noting one truck has a cracked frame and he is working on numbers to see about getting a new truck. Hunt noted that a new truck with body, frame and plow would be around \$86,000.

Don Hunt, Jr. reported that the Fire Dept. ambulance is now working but still has some issues.

Supervisor Rajsz questioned when the Spring Cleanup will be? The Town Clerk reported that they have to wait for confirmation from the County Legislature that it has been approved, which always comes in at the last minute. The Town Clerk noted that we usually schedule the Spring Cleanup for sometime in May.

Building Inspector Dave Sparling reported he gave the Board members a different report than the usual one. Sparling reported that they are scanning in documents to the server which is easier to save information, noting that they are requesting all plans be submitted on dvd, if possible, which saves space. Sparling reported, with the help of Frank Schwarz and the Highway Superintendent, he has found a spot for the generator they just purchased, noting the engineer will be coming tomorrow to verify the spot they have picked out is suitable. Sparling reported he will attend a school on the 29<sup>th</sup> in Monticello for Planning and Zoning.

Dave Sparling suggested that it should be noted in the zoning rewrite who wrote the zoning rewrite and an address for anyone to send their comments to. Supervisor Rajsz reported that the comments to the zoning rewrite have already been addressed. Sparling and Lew Powell agreed that any comments should address a specific question related to the zoning.

(6) February 8, 2012

Supervisor Rajsz Thanked the Chief Constable for their work during the recent burglaries in town. Chief Constable Patrick Cahill reported it was Constables Moeller and Mass who picked up the 2 suspects in the recent burglaries. The Chief Constable noted his monthly report.

Tax Collector Heather Worzel reported January was a busy month, noting she was open in January 9 a.m. to 3 p.m. during the week and 9 a.m. to 1 p.m. on Saturdays. Worzel reported she had 216 people use the partial payment plan. Worzel noted she will be open in February 9 a.m. to 1 p.m. 5 days a week and in March will be open 3 days a week. Worzel reported the Town has been made whole.

### **OPEN FLOOR TO PUBLIC**

Low Powell requested the Town Board meeting time be changed from 7 p.m. to 7:30 p.m., noting it is difficult for people who work out of town to get to the meetings by 7.

Supervisor Rajsz stated they would look into the request.

Zangmo, from the Kadampa Meditation Center, reported the Center will be having an open house this coming Saturday from 1 a.m. to 3p.m., which will be open to everyone. Zangmo reported they have been voted the most attractive building and best house of worship by the River Reporter.

Supervisor Rajsz read the Special Announcements. The Town Clerk reported there will be a AARP Defensive Driving Course held on 24, 2012 at the Senior Center, noting anyone who needs further information should contact Chester Sparling.

### **ABSTRACTS**

Councilman Carr made a motion to approve General Fund and Highway Abstract #2, 2012, with General Fund Prepaid Claims in the amount of \$54,428.08, General Fund Claims #032 through #132, in the amount of \$222,129.98, and Highway Fund Claims #003 through #079, in the amount of \$58,643.78, with a total of Abstract #2, 2012 of \$335,201.84, seconded by Councilman Shafer, all in favor, so carried.

Councilman Akt made a motion to adjourn at 8:02 p.m., seconded by Councilman Thiele, all in favor, so carried.

Respectfully Submitted,

Virginia V. Horn  
Town Clerk

