

LUMBERLAND TOWN BOARD MEETING MINUTES
SEPTEMBER 25, 2013

The Lumberland Town Board held a regular monthly meeting, with a Workshop Session from 7:00 p.m. to 7:30 p.m., on Wednesday, September 25, 2013, at the Town Hall in Glen Spey, N.Y. Supervisor Nadia Rajsz reported the Town Board would opened the Workshop Session at 7:00 p.m., followed by the Regular Meeting at 7:30 p.m. and a Public Hearing at 7:35 p.m. Supervisor Rajsz noted they would rethink their Workshop Session schedule. Supervisor Rajsz stated they would waive the Pledge of Allegiance until they opened the regular meeting at 7:30 p.m.

Roll Call was administered to those members present:

Supervisor Nadia Rajsz
Councilman/Deputy Supervisor Joseph Carr
Councilman James Akt
Councilman Ron Thiele
Councilman David Leamon

Also present were Town Clerk Virginia Horn, Code Enforcement Officer David Sparling, Town Attorney Danielle Jose-Decker, Jenny Mellan, Mike Rajsz, Natalie Rajsz-Steimle, Roger & Kathy Bisland, Sophia Martynec, Billy McKerrell, Herb Baxter, Bohdan Kandiuk, Chief Constable Patrick Cahill, Dave Hulse from the River Reporter, Kaitlin Haas from the Sullivan County Democrat and Olek Lahoda.

WORKSHOP SESSION

The Board reviewed the Agenda. The Board reviewed the Minutes, Correspondence and the one Resolution. Councilman Carr made a motion to recess the Workshop Session at 7:03 p.m., seconded by Councilman Akt, all in favor, so carried.

EXECUTIVE SESSION

Councilman Carr made a motion to go into Executive Session to discuss highway contract negotiations with the Town Attorney at 7:03 p.m., seconded by Councilman Leamon, all in favor, so carried.

A motion to close the Executive Session was made by Councilman Thiele at 7:29 p.m., seconded by Councilman Leamon, all in favor, so carried. A motion to reopen the Workshop Session was made by Councilman Carr at 7:29 p.m., seconded by Councilman Thiele, all in favor, so carried.

REGULAR TOWN BOARD MEETING – 7:30 p.m.

Councilman Carr made a motion to open the Regular Monthly Meeting at 7:30 p.m., seconded by Councilman Thiele, all in favor, so carried. Supervisor Rajsz opened the meeting, followed by the Pledge of Allegiance.

(2) September 25, 2013

MINUTES

Councilman Akt made a motion to accept the Minutes of September 11, 2013 as written, seconded by Councilman Thiele, all in favor, so carried.

COMMUNICATIONS

1. Barryville Chamber of Commerce Pumpkin Fest Notification
2. ZBA Meeting Minutes – August
3. Upper Scenic Byways Mtg. Minutes & Agenda

PRE-FILED RESOLUTIONS

#131 – BAR Appts. – Gregg & Dart

REPORTS OF BOARD MEMBERS

Councilman Akt reported they would be doing the stripping in the parking lots tomorrow.

OPEN TO THE PUBLIC

Parks Committee representative Billy McKerrell reported that they were done with this year's maintenance program through Renaissance at the Park. McKerrell reported that it was a \$1,000 to get in, noting they had gotten 1st prize for their maintenance project and the money was used for an intern to do the work during the summer. McKerrell noted they have recently been told of a national contest for horticulture they could enter. McKerrell Thanked the Highway Department for all their help at the park. McKerrell stated that Renaissance is changing, noting they now have to have applications in by October 1st, noting they have decided to go to category B this next year with a project to work on the ball field across the street. McKerrell reported they would like to fix up the bathrooms, plant some flowers, and put in light poles, noting they hope to get the kids that use the field involved.

Councilman Thiele made a motion to recess the Regular Meeting at 7:38 p.m., seconded by Councilman Carr, all in favor, so carried.

PUBLIC HEARING – UNSAFE STRUCTURE- MOHICAN LAKE- 7:35 P.M.

Councilman Carr made a motion to open the Public Hearing at 7:38 p.m., seconded by Councilman Thiele, all in favor, so carried. Supervisor Rajsz stated that this Public Hearing was for the removal and/or demolition of an unsafe structure in Mohican Lake. The Town Attorney reported that the issue to remove & demolish the structure had been issued on

Minisink Trail in Mohican Lake and that is the Code Enforcement Officer's determination. The Town Attorney submitted to the Town Clerk an additional letter from the Code Enforcement Officer stating his determination. The Town Attorney submitted to the Town

(3) September 25, 2013

Clerk the verification of a title search, noting there were no lien holders and the only taxes due are current. The Town Attorney submitted the verification of notice to the owner of the public hearing, and the affidavit of service, certification of posting of notice, and the notice that was posted in the Sullivan County Clerk's Office. The Town Attorney reported the Town Board would have 30 days after notice to the owner, which would be October 18th, to start the procedure of deciding if they should do a demolition if the owner does not do so within that time frame. The Town Attorney noted that completion of the project would have to be done by November 17th. The Town Attorney noted that if it is left up to the town they can go out to bid for the work. The Town Attorney stated the Town Board can ask for comments and can either decide to affirm, modify or revoke the order.

OPEN FLOOR FOR 1ST TIME

No Comment

OPEN FLOOR FOR 2ND TIME

No Comment

OPEN FLOOR FOR 3RD TIME

Olek Lahoda, owner of the property in question, questioned if the structure could be fixed? The Code Enforcement Officer stated the owner would need to get an engineer to submit a report and come up with a plan to present to the Town Board. The Town Attorney noted the Town Board could choose to continue the order if the owner can find an engineer and submit a plan to bring the structure up to code.

The Town Attorney reported the Town Board could put the deadline for the owner to submit a plan for the next Town Board meeting which would be October 9th. The Town Attorney stated that, if the owner presents a plan by the requested time, the Town Board could stay the order. The Code Enforcement Officer stated that the plans would need to be in his office before the next Town Board meeting. The Town Attorney stated they could approve the resolution today or wait until the October 9th meeting. The Code Enforcement Office requested any paperwork be in his office the week before the next Town Board meeting so it can be reviewed by the Town Engineer.

Councilman Carr made a motion to close the Public Hearing at 7:48 p.m., seconded by Councilman Thiele, all in favor, so carried. Councilman Carr made a motion to reopen the regular Town Board meeting at 7:48 p.m., seconded by Councilman Thiele, all in favor, so carried.

Parks Committee representative Billy McKerrell stated they would need the Town Board's approval for the project for Renaissance, noting there is start up money available and the Park has monies in their account. McKerrell stated they are not asking the Town for any more money to help with the project. Supervisor Rajsiz questioned the cost of the project?

(4) September 25, 2013

McKerrell noted they would be raising money through donations and fund raising, noting there should be \$1,000 to \$1,500 to start the project. Supervisor Rajszy noted there is still \$1,500 of outstanding Renaissance monies available for beautifying around the cemetery shed. McKerrell noted they will need additional help and they need to apply for the monies by October 15th. McKerrell requested the Town Board do a resolution for approval of the project at their October 9th meeting.

Supervisor Rajszy reported there will be six propositions on the November ballot, noting the following #1 – authorizing casino gambling, #2- additional civil service credit for veterans, #3- exclusion of indebtedness contracted for sewer facilities (which does not affect us), #4 – settling disputed title in the Forest Preserve, #5- relation to land exchange in the State Forest Preserve with NYCO Minerals, Inc., and #6- increasing the age until which certain State judges can serve.

Supervisor Rajszy stated she would like to start scheduling Budget meetings. The Board members agreed to have a 2014 Budget Meeting on Wednesday, October 2, 2013 at 6 p.m.

The Town Clerk reported she has received notification that the Mill Brook Inn has reapplied for their liquor license. The Town Clerk reported her office will be open this coming Saturday from 9 a.m. until 12 p.m., on Saturday, October 5th from 9 a.m. to 12 p.m., and Saturday, October 26, 2013 from 9 a.m. until 12 p.m. for those hunters needing licenses and all other business.

Supervisor Rajszy read the Special Announcements. Sophia Martynec noted there will be a “Gourds Galore” decorating event at the library on Saturday, September 28th.

The Chief Constable reported on the recent bank robbery at the Jeff Bank in Eldred and requested everyone keep their eyes and ears open.

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

Billy McKerrell presented the Town Board with the Renaissance award plaque they received. McKerrell also noted the project in front of the firehouse that is an Eagle Scout project.

Respectfully Submitted,

Virginia V. Horn
Town Clerk

