

# TOWN OF LLOYD TOWN BOARD

## REGULAR MEETING

JANUARY 18, 2017

**Present:** Supervisor Paul Hansut  
Councilmember Kevin Brennie  
Councilmember Joseph Mazzetti  
Councilmember Jeffrey Paladino

**Also present:** Sean Murphy, Attorney  
Rosaria Peplow, Town Clerk

**Absent:** Councilmember Michael Guerriero

**7:00 PM** – Supervisor opened the meeting and led the Pledge of Allegiance.

Supervisor extended his condolences to the Timperio family on the passing of Debra Timperio. She was a very caring, giving and compassionate person who has done so much for the community.

**1. REPORTS** – Town Board Liaisons

**Audit** –January 1 to June 30, 2017: Councilmember Brennie, Councilmember Mazzetti  
July 1 to December 31, 2017: Councilmember Guerriero, Councilmember Paladino

**ECC /Zoning Board** – Councilmember Guerriero  
No report.

**Highland Central School District** – Councilmember Mazzetti  
Mazzetti reported that January 24<sup>th</sup> – January 27<sup>th</sup> is New York State Regents week and there will be no school that week for high school students.

**Planning Board** – Councilmember Paladino  
Paladino stated that there is no report as the Planning Board will meet tomorrow for the first time this year. The workshop meeting is tomorrow and the regular meeting is on January 26<sup>th</sup>.

**Police/Fire/Town Justice** – Supervisor Paul Hansut  
No report.

**Water/Sewer/Drainage Committee** –Councilmember Brennie  
Brennie stated that there was no meeting in December because they were waiting for the Reorganizational Meeting and he assumes they will meet next month.

**REPORT** – Peter Bellizzi, President, Hudson Valley Rail Trail  
Bellizzi reported that “Winterfest” went well this year with 350 people attending. It was a fun day for children and adults. There were 17 participants in the chili cook-off. The winners were Sal’s Place, On a Roll Deli and Wagon Wheel Deli.

**REPORT** – Leonard Auchmoody, Manager, Bob Shepard Highland Landing Park  
Auchmoody reported that the volunteers are working on the exterior of the building at the park. The back porch has been raised to the bottom of the doors and is now in the position needed to install the handicap ramp. The grade for the ramp will be correct and there should not be any problem with the distance from the landing. The other door is installed.

He spoke to the engineer at Selux lighting and they are going to discuss the lighting for the River Walk. They plan to put a storage unit on River Road at the trailer parking area across the street from the sewer treatment plant. The supplies stored at the building at the park will be moved to the storage facility and they can then work on the inside of the building. They are obtaining prices for the storage facility and the materials needed to complete the inside of the park building. The projects will be started when the weather permits.

They met with Engravers Unlimited for pricing on the plaques. The company can duplicate the same type and size plaques as the previous company. The pavilion is being discussed as some Highland Landing Park trustees feel it should be larger than what was previously planned. A 30’x 40’ pavilion would cost about \$36,000 with the Park

Association doing all the site work including the concrete slab. He has estimates for various size pavilions that he will submit to the Town Board. The windows on the park building have been straightened and finished to the outside with the exception of caulking which will have to be done when the weather is warmer.

Supervisor commented that there is money available in capital improvements from recreation fees that have been collected.

Mark Reynolds, reporter, asked if Auchmoody had an estimate as to when the park building would be finished and if there was a specific way or area in mind where the pavilion would be moved.

Auchmoody replied that they would like to have the building finished as fast as possible and if they chose another location for the pavilion it would be east to west instead of north to south near the boat launch ramp area.

## **2. OLD BUSINESS**

### **A. Mark Christiana – transient merchant application**

Supervisor said Christiana has provided proof of his insurance and indicated that he has Board of Health approval. Resolution M on tonight's agenda to approve his application.

### **B. Ottaviano – Relocation of Right of Way**

Supervisor asked Bellizzi whether anyone has contacted him about the relocation of the right of way.

Bellizzi said that he assumes the new location is east of the parking lot where there is a culvert that crosses over from the Ottaviano property under the Rail Trail where it intersects with a mountain road. He has no objections to that location.

Supervisor asked Murphy if anyone has contacted him in reference to the relocation of the right of way.

Murphy said Dom Martorana came to a workshop meeting to ask that it be moved but Martorana has not contacted him. He understands that they would like to move the Right of Way from its current location to the east. He asked if it is a logging road.

Bellizzi said that it was. It is about half way between the firehouse park and steel cabinet.

Supervisor asked Murphy if he would contact Martorana.

Murphy said that since the new location is acceptable to the Rail Trail Association; he would speak with Martorana.

## **3. NEW BUSINESS**

### **A. Verizon request for a small-cell antenna installation at the John Jankiewicz Water Plant**

Supervisor asked Murphy to contact the representative from Verizon to come to the February Workshop meeting to answer questions the Town Board may have.

## **4. PRIVILEGE OF THE FLOOR**

Olivia Della Monica asked if there were any recent developments or a time table for the expansion for the New Village View assisted living facility on Grove Street.

Paladino responded that it will be on the Planning Board Workshop Agenda the following day and will probably be discussed at the regular Planning Board meeting the following week.

Neil Curri, Environmental Conservation Council Chairperson, said he moved to the Town of Lloyd a little over a year ago and joined the ECC. The ECC has been involved in many noteworthy volunteer efforts over the years. He has become aware of a funding opportunity that the Town leadership and the ECC can work on jointly. There is funding available to municipalities from the state of New York and the NY State Department of Environmental Conservation (DEC) for 80% of the cost to install electric vehicle charging stations.

Approximately a year ago, Ulster County obtained funding through another subsidy mechanism to install nine charging stations throughout the County. They have been encouraging municipalities to apply for the second round of funding from the NYSDEC

to install the charging stations in additional communities. The template has been laid and now the application process is more streamlined and less stringent for the purchase and installation of electric vehicle charging stations. He attended a workshop in November 2016 where approximately eight representatives from various municipalities presented information about the opportunity for funding and provided resources such as maps and budget documents that they used in their applications to NYSERDA (New York State Energy Research and Development Authority) to get their charging stations. The representatives communicated their understanding of the opportunity and connected those who attended with a representative from the DEC they would be able to contact for more information, questions and further documentation needed for the application process. He has information concerning the process and will share it with the Town Board via the Town Clerk. The information concerns the cost of installing and maintaining a charging station as the Town would incur some cost to install them. Ulster County is encouraging municipalities to consider a Level 2 charging station. Level 2 charging stations are not the fastest charging stations but they are not as expensive as the faster charging stations. The charging stations that the county has installed are Level 2 charging stations. Level 2 charging time is approximately 10-30 miles of range per hour depending on the vehicle. It does not sound like a lot but is very useful to many electric vehicle drivers. One of the advantages of installing the stations in public places is that it draws in people, who while waiting for their vehicle to charge, have the opportunity to go out and support local businesses. There is data to support the economic feasibility of increasing revenue to the surrounding businesses with the installation of charging stations.

The DEC will pay \$8,000.00 of the total cost of approximately \$12,000.00 for a Level 2 charging station. The Town would be responsible for any site work that is involved in installing the stations.

Brennie asked what a Level 1 charging station would cost.

Curri said the DEC will cover up to \$32,000.00 of the Level 1 charging stations, also referred to as DC fast charging stations, of the total cost of those chargers. He did not know the total cost of that type of station but would furnish the Town Board that information.

Paladino asked how many vehicles one charging station could accommodate.

Curri said the County has installed two port charging stations which take up four parking spaces on property that they own. It would be advantageous to the Town to come up with a couple of sites that would work well on Town property or park property. They could be installed on private property but there would have to be a memorandum of understanding between the Town and the organization as well as an easement.

Paladino asked if the vehicle owner pays a fee for the charge.

Curri said they do charge a fee on commercial stations. Hotels and for profit businesses that install chargers on their property will typically charge a fee for it. The payment services used are comparable to "Pay Pal" and as a business they would have an account for the service to handle the transaction which they would then take a small cut of the electricity charge. It would potentially generate revenue. It is not so much a money-maker as it is a draw or an amenity to the business that has them.

Paladino said an obvious attraction in the Town of Lloyd is the Rail Trail and the Walk Way Over the Hudson. Central Hudson abuts the property where the main parking lot is there. He thought perhaps Central Hudson would be willing in some configuration to partner with the Town to have an EV charging station at that location.

Supervisor asked how many charging stations are presently in Ulster County.

Curri said there are nine that the county was able to fund and have installed last year. There are also two at SUNY New Paltz, two in the Village of Warwarsing as well as one on the property of Buttermilk Falls and one or two others that he cannot think of at the moment.

Supervisor said it would make sense for the county to partner with the installation of the charging stations. He inquired to how much usage the charging stations receive.

Paladino asked what the difference was between a Level 1 and Level 2 charging station and if they chose to purchase the cheaper model can they be easily upgraded.

Curri said he does not know enough about the adaptability. The fast charging stations are DC charging stations and the Level 2 stations are AC charging stations; for that reason, he expects that it would not be an easy conversion. There is software contained within the charging stations so that when a user inputs their account information it tracks data to ascertain how well it is working as well as the zip codes of the people who use the

charging stations. The usage statistics from January 1<sup>st</sup> to September 11<sup>th</sup> 2016 was of the nine charging stations there were 936 charging sessions of which 282 sessions were county fleet vehicles and 654 were public sessions. They charged 5,981 kilowatts of electricity for a total cost of \$481.67. The total was offset by sponsorship with the Ulster County Chamber of Commerce. The Ulster County Chamber symbol and description that the station is funded by the chamber with their website address and phone number appear on the county charging stations lending itself to an advertising opportunity. There have been users of the charging stations in the county from Buffalo, Batavia, Westchester, Rockland, Connecticut, Vermont, Pennsylvania, New Jersey and California.

Curri said most vehicles that are being produced now run off Level 2 Stations; many will run off of both Level 1 and Level 2. There are Level 1 stations at the rest stops along the NYS Thruway where one or two high speed charging station exist and there is one in Kingston.

Mazzetti asked if there was some type of program that gives the consumer the location of the charging stations.

Curri said there are mobile apps that supply that information. He believes that the charging stations are an exciting opportunity with multiple benefits and is something the ECC is very interested in. He wanted to share the information with the Town Board and his and the ECC's willingness to volunteer to provide whatever they can to support the Town if the Town chooses to have them.

Supervisor said he believes it is a great and interesting idea. He would suggest getting together with the Rail Trail Association and Walkway Over the Hudson because Haviland Road would be a great location for a charging station.

Paladino suggested the downtown municipal parking lot where it would benefit the Hamlet economically. He believes both locations would be beneficial.

Supervisor asked what the charging stations look like and how big they are.

Paladino likened the charging stations to the car vacuums located at car washes.

Curri said plugshare.com would have pictures and the dimensions of local charging stations.

Supervisor asked if there was someone on the ECC that could write the grant.

Curri replied there was. He has seen the application which is a series of questions with some of the questions requiring some additional documentation. Most of the documentation they can acquire from the Ulster County Department of the Environment.

Paladino said he would like more information on the Level 1 charging station because he believes it would be more advantageous to spend a little more money on a station that will not be obsolete in several years. There could be a longer return on installing the Level 1 station.

Mazzetti asked what the difference in charge time is between the Level 1 and Level 2 charging stations.

Curri said the charging units are actually on the vehicles not the charging stations; the stations are a conduit for the electricity which are limited by the what the line is delivering. The Level 1 stations would receive about 75-100 miles of range in about 30 minutes as opposed to the Level 2 of a 30-mile range. He will find out about the life span of the technology of the charging stations as well as the number of users of the Level 1 charger as opposed to the Level 2 and supply that information via the Town Clerk.

## 5. MOTIONS AND RESOLUTIONS

- A. MOTION** made by Brennie, seconded by Paladino to approve the minutes Workshop Meeting December 7, 2016, the Regular Meeting of December 21, 2016 and the Settlement Day Meeting December 29, 2016.

**Four ayes carried.**

- B. RESOLUTION** made by Paladino, seconded by Mazzetti to authorize the payment of vouchers as audited by the Audit Committee.

General	G-1 to G- 88	\$ 262,771.51
Highway	H-1 to H- 43	\$ 59,695.33

Miscellaneous	M-1 to M-21	\$ 52,886.00
Sewer	S- 1 to S-14	\$ 11,305.97
Water	W-1 to W-29	\$ 24,767.67

**Four ayes carried.**

**C. RESOLUTION** made by Paladino, seconded by Brennie to approve and authorize the Supervisor to sign the Stormwater Control Facility Maintenance Agreement with facility owner MJ Bridgeview Realty LLC for the proposed Dunkin Donuts at Route 9W.

**Roll call:** Brennie, aye; Paladino, aye; Hansut, aye; Mazzetti, aye.

**Four ayes carried.**

**D. RESOLUTION** made by Mazzetti, seconded by Paladino to authorize the Supervisor to sign the agreement with Roemer, Wallen, Gold & Minneaux as labor attorney effective 08/01/2017 though 07/31/2020.

**Roll call:** Brennie, aye; Paladino, aye; Hansut, aye; Mazzetti, aye.

**Four ayes carried.**

**E. Motion** made by Mazzetti, seconded by Paladino to appoint David Stokrocki as a member of the Lloyd Community Development Committee to complete the term vacated by Dominick Palladino to expire 12/31/2017.

**Four ayes carried.**

**F. Motion** made by Mazzetti, seconded by Paladino to appoint Debra Dooley as 2<sup>nd</sup> Alternate for the Planning Board with a term to expire 12/31/2019.

**Four ayes carried.**

**G. RESOLUTION** made by Brennie, seconded by Paladino

**WHEREAS**, the Highland Water District has been extended to property owned by New York State Office of Parks, Recreation and Historic Preservation off of Haviland Road, said extension being known as “Walkway Over The Hudson Western Approach Welcome Area Extension of the Highland Water District”; and,

**WHEREAS**, it is the intention of the owner of the parcel, New York State Office of Parks, Recreation and Historic Preservation (“NYS OPRHP”), and the Highland Water District that subsequent to the installation of the improvements located within the district extension, that said improvements shall be dedicated to the Highland Water District for all purposes associated with their use for purposes of distribution of potable water and all uses and purposes incidental thereto, including maintaining, operating, inspecting, repairing, replacing, and removing the underground pipeline(s) and all fixtures and appurtenances incidental thereto; and,

**WHEREAS**, it is the desire of the Highland Water District and NYS OPRHP to provide for access by the Town of Lloyd and the Highland Water District for the above referenced purposes; and,

**WHEREAS**, NYS OPRHP has agreed to enter into an easement agreement with the Town of Lloyd to provide for said access; and,

**WHEREAS**, the Town Board as commissioners of the Highland Water District wish to enter into said easement agreement;

**NOW, THEREFORE**, upon the evidence given upon such hearing and upon motion as set forth above, it is

**RESOLVED AND DETERMINED THAT:**

- (a) The Town Board as Commissioners of the Highland Water District hereby approves the grant of easement agreement in the form attached hereto and made a part hereof.
- (b) The Town Supervisor, is hereby authorized to execute multiple copies of said Agreement and distribute copies of same to the Town’s Water Administrator, the Town Clerk, New

York State Office of Parks, Recreation and Historic Preservation, and the Town's Attorney.

**Roll call:** Brennie, aye; Paladino, aye; Hansut, aye; Mazzetti, aye.

**Four ayes carried.**

**H. RESOLUTION** made by Paladino, seconded by Brennie

**WHEREAS**, Local Law A of 2017, a proposed local law known as the "Amendments to Chapter 100, entitled "Zoning" of the Town Code of the Town of Lloyd to provide for the accommodation of solar energy systems and equipment and access to sunlight necessary therefore, so far as conditions may permit within the Town", copy of which is attached hereto and made a part hereof as Exhibit "A"; and

**WHEREAS**, this is a Type I action under SEQRA, and Part I of a Full Environmental Assessment Form has been prepared on behalf of the Town Board, with the Town Board assuming lead agency to do all necessary reviews in this matter; and

**WHEREAS**, the Town Board desires to hold a public hearing with respect to the adoption of said local law.

**NOW, THEREFORE, BE IT RESOLVED** that a public hearing will be held by the Town Board with respect to the adoption of the aforesaid local law at the Town Hall on the 15<sup>th</sup> day of February, 2017, at 7:00 P.M. and it is further

**RESOLVED**, that the Town Board is designated as lead agency to conduct all necessary reviews in this matter, and it is further

**RESOLVED**, that the Town Clerk is directed to publish and post a notice of said public hearing in accordance with law and circulate, pursuant to the Town of Lloyd Code and the New York State General Municipal Law, to the Town of Lloyd Planning Board, the Ulster County Planning Board, and any other interested agencies for response prior to the public hearing.

**Roll call:** Brennie, aye; Paladino, aye; Hansut, aye; Mazzetti, aye.

**Four ayes carried.**

**I. RESOLUTION** made by Brennie, seconded by Paladino

**WHEREAS**, Local Law "4" of the year 2016, was duly adopted imposing a six (6) month moratorium on the approval and installation of any commercial solar facilities, including panels, equipment, and structures, within the Town; and,

**WHEREAS**, the moratorium imposed thereby is set to expire in January 2017; and,

**WHEREAS**, the Town is in the process of scheduling a public hearing with the intention to adopt revisions to the Town Zoning Code for future development in the Town as it relates to the installation of commercial solar facilities within the Town; and

**WHEREAS**, the Town wishes to extend the moratorium period for a period of two months to allow the Town to continue its efforts to finalize additions and revisions to the Town Zoning Code;

**NOW, THEREFORE**, it is resolved that the moratorium imposed by Local Law "4" of the year 2016 is extended for an additional period of two months thereby extending the moratorium period through the 18<sup>th</sup> day of March, 2017.

**Roll call:** Brennie, aye; Paladino, aye; Hansut, aye; Mazzetti, aye.

**Four ayes carried.**

**J. RESOLUTION** made by Brennie, seconded by Paladino

**WHEREAS**, There are certain roadways within the Town that have been maintained by the Town's Highway Department and used as public highways for over ten (10) years, said roadways being more specifically being described below;

**WHEREAS**, it would be appropriate to declare this road as a public highway;

**NOW, THEREFORE BE IT RESOLVED THAT CONSENT BE**, and the same hereby is, given to the Town Superintendent of Highways of the Town of Lloyd to make an Order laying out the lands described hereto and made a part hereof for highway purposes, in accordance with the provisions of the Highway Law and other applicable statutes thereto; and

**BE IT FURTHER RESOLVED THAT** the Town Board of the Town of Lloyd hereby accepts all legal, maintenance, and repair responsibility for said roadway; and

**BE IT FURTHER RESOLVED THAT** this action by the Town Board constitutes a Type II Action under the New York State Environmental Quality Review Act, and

Therefore, will not have a significant impact on the environment.

**Commercial Avenue Ext.** Beginning at: Commercial Ave. Ending at: Dead End

Length: 0.15 miles

Roll call: Brennie, aye; Paladino, aye; Hansut, aye; Mazzetti, aye.

**Four ayes carried.**

**K. RESOLUTION** made by Brennie, seconded by Paladino

**WHEREAS**, the Town maintains a local highway inventory setting forth the lengths of all highways located within the town; and

**WHEREAS**, it has come to the Town’s attention that the length of certain Town highways as set forth on said local highway inventory are erroneous; and

**WHEREAS**, the Town Board wishes to correct the lengths of roadways as listed on said local highway inventory to accurately reflect the length of said highways;

**NOW, THEREFORE BE IT RESOLVED THAT**, the length of the following town highway: **Cuomo Drive** is amended on the town’s local highway inventory and all other records as set forth hereto and made a part hereof; and

**BE IT FURTHER RESOLVED THAT** this action by the Town Board constitutes a Type II Action under the New York State Environmental Quality Review Act, and therefore will not have a significant impact on the environment

**DOT ID ROADWAY**

197450 **Cuomo Dr.** Beginning at: Vineyard Ave. Ending at: Cul de Sac

Current Record Length: 0.20 miles Actual Record Length: 0.33

Roll call: Brennie, aye; Paladino, aye; Hansut, aye; Mazzetti, aye.

**Four ayes carried.**

**L. RESOLUTION** made by Brennie, seconded by Mazzetti to approve the following amendments to the 2016 budget:

**GENERAL**

Justice CE	1110.40	+\$1501.00
Justice Equip	1110.20	-\$1501.00
Assessor PS	1355.10	+\$151.00
Board of Assessment Review	1354.4	-\$151.00
Buildings	1620.4	+\$2,200.00
Celebrations	7550.40	+\$78.00
Building & Zoning PS	8010.10	+\$1,391.00
Building & Zoning CE	8010.40	+\$250.00
Contingency	1990.40	-\$3,919.00

**HIGHWAY**

Garage	5132.40	+\$5,839.00
General Repairs CE	5110.40	-\$5,839.00
Snow Removal PS	5142.10	+\$5,403.00
Snow Removal CE	5142.40	-\$5,403.00

**WATER**

Administration PS	8310.10	+\$146.00
Source PS	8320.10	+\$1,144.00
Source CE	8320.40	+\$411.00
Purification CE	8330.40	+\$411.00
Medical Insurance	9060.80	+\$54.00
Administration Prof Serv	8310.30	-\$2,166.00

**SEWER**

Administration PS	8110.10	+\$146.00
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01.18.2017

Social Security	9030.80	+\$14.00
Administration Prof Serv	8110.30	-\$160.00

**Roll call:** Brennie, aye; Paladino, aye; Mazzetti, aye; Hansut, aye.

**Four ayes carried.**

**M. RESOLUTION** made by Brennie, seconded by Paladino to approve the Transient Merchant Market application of Mark Christiana at a fee of \$150.00 to expire on 12/31/2017.

**Roll call:** Brennie, aye; Paladino, aye; Hansut, aye; Mazzetti, aye.

**Four ayes carried.**

**MOTION** made by Brennie, seconded by Paladino to adjourn the meeting at 7:40PM.

**Four ayes carried.**

Respectfully submitted,

Rosaria Schiavone Peplow  
Town Clerk