

TOWN OF LLOYD TOWN BOARD

REGULAR MEETING

JANUARY 21, 2015

Present: Supervisor Paul Hansut

Councilmember Michael Guerriero

Councilmember Michael Horodyski

Councilmember Jeffrey Paladino

Absent: Councilmember Kevin Brennie*

Also present: Sean Murphy, Attorney

Rosaria Peplow, Town Clerk

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

Supervisor announced that the meeting room has a new audio system and he hopes that everyone watching the proceedings on Channel 22 will be able to hear the meetings. He has someone watching the meeting on the TV and they will call to let him know how it is going.

7:00 PM - Supervisor opened the Public Hearing to consider the adoption of Local Law A–2015, a local law to amend Chapter 96, Article III, “Parking, Stopping, Standing and Truck Traffic”, to prohibit parking on the side of Sterling Place on which the residences have odd street numbers, to limit parking on the east side of River Road from north of Mariner’s Harbor to the parking area for Bob Shepard Highland Landing Park to vehicles with boat trailers using the boat launch ramp and to clarify the description of the parking lot behind the Town Hall.

Susan Marone, Bridgeview resident, stated that she attended the meeting last month and was the only person who spoke against parking on the streets of Bridgeview. It was said at the last meeting that there were no accident reports filed with the Police in the last ten years and she is not disputing that; however, a lot of people have had accidents in Bridgeview and have not reported them. They don’t report them to the insurance companies due to the price of insurance. There have been two accidents in front of her house. Two weeks ago there was another fire in Bridgeview and thankfully it was not as serious as the fire two years ago. This time there were no cars parked on Sterling Place and there was not a need to use the stabilizers on the fire truck. She showed photos to the Town Board so that they could see what it is like on Sterling Place with no parked cars or stabilizers on the fire truck. Cars in these photographs appeared because of the fire. A Lloyd Police car and an extra fire truck, realized that there could be a problem with congestion and they parked up over the curb instead of parking alongside the curb. She commended them for anticipating the problem. She understands that everyone in the meeting room is against what she is saying but added that she could not live with herself if something happens and she did not present these photographs.

John Bernhardt, Bridgeview Homeowners Association, said that there are only 50 parking spaces in Bridgeview and the units were planned for two cars each. There are now three or four cars for each house. There are two overflow parking lots which accommodate 50 cars; the parking in front of the Clubhouse cannot be used as it is for the people at Clubhouse events. He thinks what would be most beneficial to the Town and to the people at Bridgeview if there were parking on one side of the street. The Town wants to put the parking on the even side on Sterling which he feels is appropriate due to the parking space on Sterling Place by the Clubhouse and there won’t be interference with people coming out of their driveways. Parking cannot be on the right side where the mailboxes are.

Rafalela Smith, Argent Drive, said that two school buses park side by side in the mailbox area to exchange children. The area has to remain free because of the buses and people getting their mail. Both Sterling Place and Sterling Drive are narrow streets and she has seen many close calls with cars parked on the street. Snow removal is difficult and the streets are narrower during periods of snow and ice. There is only about a foot of clearance in backing out of the driveway if cars are parked on the street across from driveways. She feels that parking should be on the street side where there are no houses or driveways.

Gary Pregno, past president of the Bridgeview Homeowners Association, stated that Town law is that there is no overnight parking either side of the street from November to April so the concern is really the six months of summer. He is in favor of one side of the street parking. He asked that when the signs are put up that they are put on the light poles.

Supervisor related that he and Rich Klotz, Highway Superintendent, did ride up there to look at the situation and they talked about putting the signs on the light poles.

Paladino asked if there were a required number of signs.

Superintendent replied that the signs are placed every 200-feet, as long as they are in sight.

Guerrero asked if the trees interfered with the signs.

Lucy Oddo, 165 Sterling, said that in driving out of her road and turning right into Sterling Place, there is the dog park area where you can park a car, from there to Gregory Court it is one driveway after another. That would be on the even side where they are expected to park. There is No Parking there.

Supervisor asked her if she did not feel that no matter which side there is parking there will be an issue.

Lucy Oddo replied that it will be convenient for some and very inconvenient for others.

Paladino said that during the winter months when there is snow build up or if there are emergency vehicles, cars should be parked on one side continuously; that would be the main reason for parking on one side of the street. In the circle itself he would like it to be continuous.

Supervisor said that the reason that they went with the odd side is that Roy Sivertsen, HOA President, thought the odd side was fine; you may park on the even side.

Susie Garcia, Bridgeview resident, reiterated that she and her mother are co-owners of their unit and her mother is almost 80 years old; her family needs the extra space to park. Since Bridgeview was built the dynamics of the Hudson Valley family has changed. There are extended families and an aging population. She does not want overflow parking at the playground area which would be dangerous for the children. She asked why there is no parking at night if there is no snow emergency. She is in favor of alternate side of the street parking, which allows street cleaning.

Supervisor replied that the snow ordinance is from November to April which is normal for most towns. Under the snow ordinance the Police are ticketing eight or ten cars.

Paladino added that this weekend there was an ice event where the weather changed rapidly. Alternate side of the street parking raises other issues.

7:00 PM - Supervisor opened the Public Hearing to consider the adoption of Local Law B-2015, a local law to amend Chapter 100 entitled "Zoning" of the Code of the Town of Lloyd to create the Highway Business District.

Supervisor asked if there were any questions. There were no questions.

7:00 PM - Supervisor opened the Public Hearing to consider the adoption of Local Law C-2015, a local law to amend Chapter 100 of the Code of the Town of Lloyd by revising Section 100-36, "Affordable Housing Regulations". The purpose of the local law is to limit the Affordable Housing Regulations to the R-1, R-1/2, R-1/4, Walkway-Gateway Mixed Use, PUD, and PRD zones, to make said regulations permissive instead of mandatory and to revise an applicant's eligibility to purchase an affordable dwelling

Supervisor asked if there were any questions.

There were none.

7:00 PM - Supervisor opened the Public Hearing to consider the application for extension of the Highland Water District to the property of SCC Holding Corporation.

Supervisor asked if there were any questions. There were no questions.

1. REPORTS – Town Board Liaisons

Audit – January 1 to June 30, 2015: Councilmember Horodyski, Councilmember Brennie

July 1 to December 31, 2015: Councilmember Paladino, Councilmember Guerrero

ECC /Zoning Board - Councilmember Mike Guerrero did not have anything to report as he has been ill and not able to attend the meetings.

Supervisor said that he was glad he is feeling better and Board welcomed his return.

HCSA – Councilmember Kevin Brennie

Planning Board – Councilmember Mike Horodyski reported he attended the meeting on January 15. The Planning board has concerns about the current sign ordinance and there has been debate about the resolution on the digital signs. He feels that they are ready for a public hearing on the sign ordinance; they would like to put a hold on any additional signs until the sign ordinance is passed.

Police/Fire/Town Justice – Supervisor Paul Hansut commended the efforts of the Highland Fire Department, Clintondale Fire Department, Plattekill Fire Department and the 18 other fire companies that responded to the fire at the Zimmerman property on South Street. The family lost their 25,000 square foot cold storage and packing facility. He said that it was amazing to see all of the volunteer fire fighters working in the

extremely cold weather for hours. People don't appreciate or understand the commitment of these community volunteers. He then thanked the fire companies who helped on behalf of the Town Board. There will be a fundraiser at the Highland Hose to help the family on February 21.

Water/Sewer/Drainage Committee –Councilmember Jeff Paladino said that the meeting is the first Thursday of the month so he does not have a report at this time.

David Barton, Building Department Supervisor, said that the Planning Board is aggressively asking the Town Board to move the sign ordinance forward and he would like Sean Murphy, attorney, to put together a notice of public hearing for March. He said that the Board has a moratorium asking to stop any more LED signs until there are better regulations in place.

His department sent a letter to property owners about the removal of snow and ice on the sidewalks in front of their properties. The Town of Lloyd Code requires the property owner to maintain their sidewalks free of snow and ice. The Code allows the town to clear it 24 hours after the cessation of the weather event or he is allowed to decide if the property owner does not clean the sidewalks. There is no language in the Code saying how much the town can charge. He gave the Board a resolution stating that for every property that needs to be cleaned up, it will be \$150.00 plus \$10.00 for every linear foot of sidewalk cleared. For example in the downtown area, for every 20-feet of sidewalk, the charge would be \$150.00 plus \$200.00, for a total of \$350.00. The incentive is to make the property owner clean up the sidewalk.

Horodyski said the Town cleans the sidewalk on Route 9W and he asked if that is by law.

Superintendent Rich Klotz said that has been trying to get answers from Albany on this.

Horodyski assumes that every sidewalk in town abuts a private property.

Barton replied that Town Hall abuts the sidewalks but Building and Grounds cleans around the property. The Code says that you maintain front of your building.

Horodyski noted there is an area along the Twaafskill creek where the sidewalk does not abut a property and asked who would maintain that.

Klotz said that the town does. He feels that is one of the worst sidewalks in the town.

Barton said that it is a subject for another time but several years ago he advocated for a Sidewalk District, which would maintain it. Right now, the town Code states that the property owner is responsible for repairing sidewalk in front of his property. It seems a little onerous if there is a lot of sidewalk in front of the property. The money collected for the Sidewalk District, a tax district with a minimal fee, will go into a reserve fund until such time that something has to be repaired and the town will be able to do the repairs instead of putting it on the property owner.

Gary Pregno said that Bridgeview is policed by Winters Management and they fine the homeowner; he suggested coordinating with them.

Barton said that letters went out to all of the homeowners in addition to the management company. The Sidewalk tax would go directly into a reserve fund; money collected has to go for what we say we are collecting.

Horodyski asked if that would be just for repairs or clearing the snow and ice.

Barton replied that it would be for repairing the sidewalks because if it was for clearing, the fee would have to go up as all homeowners would expect the town to clean up the sidewalks.

Supervisor said that back in 2011 a woman fell on one of the sidewalks downtown, she sued the property owner and the town. The reason she was able to sue the town was because the town did not notify the property owner. Everyone has been notified now and the property owners have been made aware of this.

Paladino feels that the charge is a bit steep.

Supervisor explained that the property owner will not clean up the sidewalks if the price is not steep.

Guerriero said that one of the problems is that the sidewalk is shoveled and the Highway Department comes by and pushes it back on the sidewalk.

Barton said that the Code requires a base price and a linear footage price.

Bernhardt asked who is going to enforce the law.

Barton answered that his department will.

Horodyski asked if it would be driven by a complaint.

Barton replied there is a liability if the town cleans it the town is responsible for it; however, if it is not cleaned, the town may be responsible. If the property owner does not pay the town for the cleanup, the Town is able to assess their taxes.

Supervisor stressed that the insurance attorney told us to notify property owners. Paladino clarified that this satisfies legal notification and Barton said that it did. Rafalela Smith asked what would happen to the houses that are foreclosed and/or empty. Barton answered that the town will take care of them and the Town Board will assess the taxes for the fees. Horodyski said that this has been done for lawn maintenance.

REPORT – Claire Costantino, President, Hudson Valley Rail Trail

No report given.

REPORT – Matthew Smith, Manager, Bob Shepard Highland Landing Park

Donna Deepröse represented Matt Smith, reporting that \$7,500 has been received from the Hudson River Foundation. The Hudson River Foundation has given Bob Shepard Highland Landing Park three grants; the Association asks for them and they give them. They are not big grants but it is welcome. This grant will pay for picnic benches, landscaping and rain gardens around the parking area, as far as the \$7,500 goes. The first official wedding will be held in the Park in June, along with the application they sent a \$100 donation. Other than working on the specifications for the parking lot bid package, Matt is working on a fence to be installed along River Road, the dedicated parking area for boat trailers. He is cutting down the trees to make the boards for the fence; the hardware has been donated. She asked the legality of parking along the railroad side of River Road.

Supervisor said that he does not believe parking is allowed along the railroad side but it has not been enforced. From the tracks to the street it is railroad property.

Murphy said if there are no signs, the Police cannot enforce it.

2. OLD BUSINESS

A. Final Design Report – Tillson/Toc and HVRT Phase III

Supervisor said that the final design reports are completed and he took the reports over to NYSDOT on January 5 for review.

B. Zoning Change – Commercial Ave

Supervisor and the Board received a letter from two residents dated December 1 and he received it January 16, which he read:

We are formally requesting a zoning change added to the Town of Lloyd Board Agenda for the property at 6 Commercial Avenue in Highland. As you already know, Brad Builders requested and has been granted approval for a change to the zoning from residential to PRD and subdivided the 2.87 parcel into two lots. Lot 1 is 2.60 acres with a residential multi-family complex on the easterly side of Toc Drive and Lot 2 is the remaining 0.27 acres containing an existing rental single-family unit. We were advised at the Town Board meeting by Sean Murphy, the Town Attorney, that the Town Board has the authority to do that. We are requesting the zoning to revert back to Residential ¼ acre and for it to remain residential indefinitely to protect the remaining single-family homes.

Supervisor added that he sent a copy of the letter to Terresa Bakner, land use attorney, for review; he asked if the Board had any thoughts on the issue.

Guerriero felt that making zoning changes would be opening the door; if it is done for one, the Board will be asked why it can't be done for others.

Horodyski said that the PRD went through a duly notified zoning change and he does not feel that zoning should be used for retribution; he would like to hear the comments from Terresa Bakner before he goes any further. His issue is that the Board has always entertained zoning changes from a parcel owner and this case is on a parcel from surrounding parcel owners.

Murphy added that a parcel owner has the right to request the zoning change; this is an adjacent property owner to make the change.

Supervisor asked if that opens the town for liability.

Murphy replied that the owners could challenge it, they would be entitled to notice but the town would be doing it on its own motion.

Horodyski posed that would be a potential Article 78. This situation is a result of the property owners taking exception to the size and scale of the project that was built there.

Murphy concurred that it is policy decision for the Board to determine if this is to be undertaken based on the request and if it is appropriate for this area.

Horodyski reiterated that he would like to hear Terresa Bakner's opinion and see what kind of case law might be applicable. He is not sure that he wants to undertake this.

*7:45PM Brennie arrived

3. NEW BUSINESS

A. Vineyard Commons – smoking petition

Supervisor said that the residents circulated a petition regarding smoking cigarettes, pipes and cigars on their property.

Horodyski asked how the Board could make a determination on that issue as it is private property.

Bob Hebel, resident of Vineyard Commons, offered that there are 163 signatures and the petition asks that the regulations go back to No Smoking as it was when Vineyard Commons opened in 2009. The residents are requesting a letter of support from the Town Board. The lease stated that there was No Smoking in the common areas and there should be Smoke Eaters in apartments for those who smoke. The Smoke Eaters are very expensive, \$900, and one Smoke Eater does not work because of the size of the rooms. Some people who live there have health issues and the smoke travels from room to room. There are about 10 people who smoke but it becomes a problem to the people living above or to either side. The residents have submitted the petition to the management company but they have not responded.

Paladino said, although he was supportive, that he did not feel it was the purview of the Board and he did not feel that the Board should put anything in writing for or against. This should be handled in house; it is a matter between the residents and the management company.

Horodyski suggested that 163 signatures out of 182 units would be persuasive to the management company and does not feel that a letter from the Town Board would hold any weight.

B. Highland Public Library- zoning

Sean Murphy, town attorney, said that as everyone is aware, the Highland Public Library is proposing to build a new library on Elting Place. The Library Board has asked that the Town Board recognizes them as to be exempt from zoning land-use regulations. In New York, pursuant to case law there is a balancing test to determine whether or not the library or a similar institution can be exempt. There are numerous factors such as the nature of the entity, the function of the use, the public interest being served, what imposing land-use regulations would have, if there are alternate locations and the amount of intergovernmental interaction. In this case, putting up the library he feels is universally recognized as good use, the need for a new library in town is universally recognized also; a library is allowed in that zone, which is R1/4. According to the Robert Scofield, attorney, who represents the Library District there may be two spots where it would violate the side-yard setbacks and the coverage would be a little over what would be allowed pursuant to the zoning for the parking. He has spoken to David Barton and he has read the law; he feels that for this use in this area and for this plan the Board would have a difficult time challenging the exemption.

Horodyski said that he did not want to personally take away the ability to build the library; however, he suggested to the library folks attending this meeting that the plan be ultra-sensitive to the setbacks, if at all possible he would violate the density of the parking rather than to violate the setbacks of the individual property owners. The Town Board has been ultra-sensitive to setbacks, considering the Toc Drive project, and he encourages looking at alternates to maintain the established setbacks in that area so that the building and landscaping is not on top of the existing property owners.

Paladino asked what the setback issue is.

Barton said that he will have that information as soon as it is submitted by the Library District to his department.

Murphy added that the Library District would be willing to do a presentation to the Town Board although there have been numerous public meetings on the project.

Horodyski recognizes the autonomy of the Library District and likened it to Highland Central School District putting up a new building and in his opinion it is not within the purview of the Town Board. He feels it is a good use for the area.

Murphy said the Library District sent a memorandum of understanding requesting the Town Board consider adopting a resolution. The Town Board could exert jurisdiction and say that the library is subject to the zoning code and land-use regulations based on the balancing test and say those factors are not being met: the public use is not viable, there is plenty of alternate areas, they have not come to the Town and there has been no intergovernmental discussion.

Horodyski said his issue is that if the Board affirms a memorandum of understanding that clearly designates the fact that they understand that they are not conforming to current setbacks; he personally is not good on the setbacks.

Murphy explained that the Board is not saying that the Library is good on the setbacks the Town Board is saying that it recognizes the Library District as an exempt entity for this project.

Horodyski agreed to sign that memorandum because the Library District is an exempt entity.

Supervisor asked if they are or are not exempt.

Murphy replied that it is an interpretation of the law on the balancing test. Based on the balancing test, he feels that the Library District is exempt. The Library District wants the town to recognize them as exempt because if they go out to bond, they want to proceed; they don't want the town to exert jurisdiction. The Board

Recognizes them as exempt and they do not need to come before the Board for approvals; in lieu of that they will come before the Board and participate in an open discussion regarding the plan.

Supervisor would like to review the MOU and bring it up next month.

Joanne Lowenthal, Library Board President, thanked the Board for entertaining this on the agenda tonight. She said in reviewing the MOU, she agreed there was nothing specific; the areas of which they are aware are a six-foot fence and a couple of setbacks. The Library Board will be ultra-sensitive to the setbacks and she does not feel that it is a problem to sacrifice some parking to accommodate setbacks. She wanted to put on record two parts of the document: "The Library recognizes and values the growing support in town for the project and its interest in insuring that the residents of the town and the Town Board are kept informed, as such we are committed to briefing the Town Board and the Planning Board on the project as we move along, we will answer any questions you might have and whatever you ask us to consider, we are going to consider. We believe that these presentations will confirm that we want to be sensitive to the planning issues that you deal with throughout the town and we would like to demonstrate our appreciation to the town for your ongoing support and assistance." She said that is one part of the documents that Mr. Murphy has gone over with their attorneys and "in lieu of formal approvals, permits and variances and/or recommendations from the Planning Board, the Zoning Board and other board or committee of the town, the Library agrees to cooperate with the Building Department to provide whatever information you want about any details about the project or any potential zoning or zoning related matters. In addition, we will make a formal presentation whenever you invite us to come." They are committed to that and she said that she thinks that she hears the Board regarding that one specific thing but generally this is a memo of understanding. In December of 2010, the Library Board got to the point of writing this but not as far as endorsing it. She said that they are at that point this time around and as you all know the vote will be St. Patrick's Day, March 17 from 10 AM to 9 PM in St. Augustine's community room.

Supervisor felt that there was no rush to do this tonight as the Board just received it.

Murphy said that the Library is looking to move the process forward but the Board is under no obligation to consider it tonight. Robert Scofield, the attorney representing the public library, asked that the Board considers it at this meeting tonight.

Horodyski suggested communicating with Scofield that on the face of it, the Board agrees that the Library has the right to do it and they are sensitive to the issues. He said that he is comfortable with however the Board wants to handle it.

MOTION made by Brennie, seconded by Horodyski, to accept the memorandum of understanding (MOU) and to enter into the agreement with the Highland Public Library.

Paladino apologized and said that he did not know what the agreement is; it is the law anyway and he does not feel that there is a need to have a MOU.

Murphy replied that this is not a black and white question that this Board could say that the library at this location does not meet the balancing test; agreeing to the MOU is agreeing that the Board will not challenge it and assert jurisdiction. His opinion is that the Board would lose if they tried to assert jurisdiction.

Horodyski said that he recognizes the fact that the Library is autonomous and have the right to do what they want to do; they have been very receptive to his comments.

Supervisor feels that there are many questions and it has no bearing or position on the Library. He is not clear if everyone has read the information and does not like to get information without the opportunity to research it. He said that he would research it and put it on the agenda next month.

Roll call: Hansut, nay; Brennie, aye; Paladino, nay; Guerriero, nay; Horodyski, aye.

Motion failed.

4. PRIVILEGE OF THE FLOOR

Jack Maguire, ECC Chairman, distributed a resolution from the Ulster County Legislature that the ECC would like the Town Board to consider. The resolution urges General Electric to agree to voluntarily do a more thorough job in dredging the Hudson River for PCB's. The ECC has given the resolution unanimous support. The goal is to get 100 communities in the Hudson Valley to sign similar resolutions as a tool to influence General Electric to do this voluntarily. In 2002 the original plan was created to dredge the Hudson and the first phase began in 2009, finishing in 2011 when they began the second phase. It was realized that the original work list for GE was not going to remediate the PCB's as much as they thought. The Hudson needs to be dredged in certain places to allow for deep-draft commercial vessels.

Horodyski asked why it would be the responsibility of GE to dredge the river for deep-draft vessels.

Maguire answered that it would not be their responsibility but dredging for deep-water vessels will raise more PCB's. They are asking GE to do it voluntarily because the alternative of going through whole process again to do more dredging would be very time consuming, the PCB's would still be there and cause contamination. If GE does not do the work, NYS Canal Corporation will take over the dredging and in that case, the expense of that will passed on in bridge and highway tolls. The interest is in doing this before the second phase is completed and GE does not take away all of their equipment and breakdown the worksite.

Supervisor said that this is a memorializing resolution and introduced Manna Jo Greene, Ulster County Legislator from Rosendale.

Manna Jo Greene stated that the NYS Canal Corporation is mandated to maintain the channel for deep draft shipping vessels in the Hudson River, they have not been able to dredge because of the PCB's. GE has removed PCB sediment and very little has washed downstream. PCB's that have been stirred up settle out quickly and get captured as they dredge from north to south. There is a federal agency also involved called The Natural Resource Damage Trustees, a combination of NOAA and Fish and Wildlife. The trustees assess the damages: fish cannot be eaten from the Hudson River, navigation hasn't been able to have full use of the river and mink cannot reproduce along the Hudson shores. If the three organizations together create a voluntary agreement, it can be to GE's benefit. If they allow the Canal Corp to use their dewatering facility, either the Canal Corp does the dredging or they pay GE to do the dredging, but the use of the facility is critical to keeping the cost down. The Canal Corp is paid through highway and bridge tolls. If GE finishes their work and shuts down, the Canal Corp would have to build their own facility. GE knows that they are going to get damage charges and want to defer; in doing so it will be longer for the river to get cleaned up and longer for the PCB levels in fish to drop. This is a memorializing resolution that has been passed five municipalities and it is believed that if there is enough support pressure can be put on GE to save taxpayer money and the time it takes for the river to recover.

Horodyski noted that the resolution does not ask GE to use the water treatment plant and feels that makes a great argument to GE.

Greene agreed that it did not and suggested that if the Board wanted to modify the resolution she could supply language.

Donna Deeprose said that there does not seem to be any downside to the resolution; she feels that our town is a good guardian of the river and that this is a piece of that.

Supervisor will wait for updated resolution.

Krystyna Gawek, 30 Toc Drive, that is the gravel road that is perpendicular to Tano, read a statement: The town sacrifices us, we, the people; it doesn't matter what administration is in power, you have a problem on how you do things here. The State Pollutant Discharge Elimination law (SPEDES) protects we, the people, from the town and the builders that the town brings in; it was the SPEDES law that saved 30 Toc Drive from Hillside Meadows and Cambridge Court. They had no engineer at Hillside Meadows and they were going to run water on top of 30 Toc Drive. We knew about the SPEDES law that came into effect in January of 2003. Construction resumed of Hillside Meadows in 2002, Phase II, III and IV was being built. Prior to that when Tano was being built, Phase I, it repeatedly flooded Krikelis and at that time there was no SPEDES law. Because they had e-coli in the water well, the health department came in and shut it down. Twelve years later it resumed and it was going to be a repeat of what the town did to Krikelis. Fast forward to Mountainside Woods, it falls into the SPEDES law which is five acres or more. They have to do a laundry list of things before construction starts. They have to do a storm water pollution prevention plan (SWPPP), a draft and final environmental impact study, soil investigation report, educational impact study. I have read that one and they said that there is going to be a minimal negative impact on Highland's education; they do number crunching on families are likely to come in and how many children are expected to be born. The problem is Highland's education is poor in the first place, her son Christian went from kindergarten to eighth grade and after that she pulled him out of public education. Lack of basic teaching, lack of books and they were about to implement Common Core. Common Core is about control of kids and parents and it is going to dumb down the kids. Math is a horrendous thing. You are going to build new facilities here that will accommodate Mountainside Woods and Train View Place but the quality of education is not guaranteed. I don't think it is going to improve. They also did a crime impact report on community. That was just a letter from the police commissioner saying that they will need more police here. This fall someone tried to break into 30 Toc again, it is the third time. They also did a traffic study and they came up with Stop signs. One of things you might want to consider, when I drive Christian to the Catholic High School, there is a rotary system at Vassar College and it works nice, it keeps the traffic flowing. I think that would be better.

Paladino said that was the first proposal and the choice of the Town Board, however, NYS DOT shot it down.

Horodyski commented that is the only thing he agrees with thus far.

Gawek continued to say that the public hearings for Mountainside Woods were done before anything was completed. Trail View Place falls under five acres and the SPEDES law. This development is on the fast track; however, this is a municipal separate storm-septic sewer system and it is for a municipality so construction disturbing one or more acres of soil must be authorized under the permit for storm water discharges for construction activities. That means that you have to submit a storm water pollution plan (SWPPP); she asked if it was done.

Paladino and Horodyski said that the developer has to do that.

Gawek asked who evaluated this plan.

Horodyski answered that it was the storm water management officer for the Town, Shari Riley, along with a consulting engineer.

Sean Murphy, attorney, added that the plan would have been looked at by a consulting engineer.

Supervisor asked if she has asked these questions in the Building Department and Gawek replied she was there on another matter.

Gawek continued to say that there has to be post construction and maintenance and asked who would be doing that.

Horodyski said it would be Shari Riley, Storm Water Manager, in combination with the Highway Department as they are responsible to clean the catch basins and to make sure that the storm water management facilities are sufficient to carry the storm water.

Gawek said that at Hillside Meadows there was an engineer doing the final inspection and has to produce a final report.

Supervisor reiterated that Morris Associates will have an engineer at the site and they have been at Trail View.

Paladino added that Morris Associates routinely inspects at the different stages of construction.

Gawek said that she was not at the meeting but did watch it on TV but one of the things that said was that no one was inspecting the area for drainage. Ruth Dapp brought up the fact that the ground level was raised for Trail View.

Supervisor said that she was mistaken as Morris Associates have been up there doing the inspections.

Gawek has been looking at what they have been doing and double-checked today at Trail View and they have put up three-story monstrosities which cannot be appreciated until you see it from Commercial Avenue Extension; the ground level has been raised and water will be dumped onto Commercial Avenue Extension. It will flood Ruth Dapp.

Supervisor disagreed and said the water will go to the north of the property, as has been explained to Ruth Dapp.

Horodyski said that they cannot discharge water anywhere else; if they do, they are in violation of storm water management.

Gawek said what she saw today is that area is completed; two gutters are attached to that building and they are not going into the ground, they are going to be dumping water.

Paladino offered that probably downspout leaders are going to a point; they are not done yet.

Supervisor said that they will be when the building is done and landscaped. He asked Gawek if she had anything relevant today as everything that she has asked about has been previously answered.

Gawek observed that there is heavy run-off onto Toc Drive and it goes into the driveway at 40 Toc. There is a big drain with cement and she doesn't know if it is going to dump into the area or absorb from the area.

Horodyski and Paladino felt that it was probably a catch basin.

Supervisor said that the water is going to go to the north and will not be dumping into the area; as he explained to Mrs. Dapp, if her place gets flooded out, she can sue the developer. Further, he said that the town has done all of its due diligence with inspection and maintenance to make sure that this is a good project. He and the Board understand that people do not like the project. Morris Associates determined that the elevation has not been raised but from the viewpoint of Mrs. Dapp, it probably looks like an elevation. Understandably, from her viewpoint, it is a horrible project.

Guerriero offered that Mrs. Dapp was concerned about it and brought it to our attention.

Gawek said that the whole point of bringing that up is you can't flood Ruth Dapp and you can't send the water in their direction. The town installed a drain by the boulders in 2011, there was a storm on August 28, 2011 and showed a photo that the drain is not working.

Horodyski stressed that no storm water management plan can take 10-inches of water in four hours. It will flood.

Gawek said that it is not actually a drain, the top of the pipe was cut and a grate was installed; what is needed is 42-inch cement cube. If the pipes are attached, it will serve as a holding place for the extra water.

Paladino said that it does not hold there, gravity feeds to one direction at some point.

Gawek insisted that a proper drain needs to be installed that cutting the top of a pipe is not a drain.

Paladino said that is not what he is talking about; he is talking about the concrete storm drain.

Horodyski said that if water discharges from that property onto an adjacent property, it is a violation and he would support that it needs to be fixed. The other comments regarding our school system, our town, our crime rate, he takes complete exception. This is a great town and a great police department; his son has gone to St. Augustine's and through our school system. He believes that it is a great school system. He understands the comments on SPEDES and SWPPP and they are getting reviewed.

Gawek showed photos of what the area looked like in 2000, 2008 and 2011; nothing has changed and the residents are the ones that have to deal with the flooding.

Paladino clarified that she is more concerned about existing drainage problems.

Gawek is concerned about dumping additional water on them as what is there now is now working and additional water will flood even more.

Paladino stressed that no additional water should be dropped on her property from the new developments.

Gawek broached the subject of the Trail View buildings.

Horodyski agrees that the buildings are big but they were approved under duly established zoning regulations and public hearings.

Gawek noted that the public hearing notice from the Planning Board sent out to residents on February 27, 2012 said that the building was looking to build a multi-family residential family complex. She quoted said at the meeting, “the applicant proposes to construct a 36 residential multi-family complex, a total of six buildings with six residential units per building are being proposed; access to the Rail Trail, outside mail receptacle and a bus shelter are also included in the design”. The letter that the residents signed for did not say all of this. At the meeting it felt as if everything was done and a waste of time.

Supervisor said that some of the concerns were removed from the site plan and the Planning Board did listen and correct them.

Horodyski said that the agenda description of a certain project is going to be different than the legal notice that we provide for the zoning change.

Gawek said that she did not come to the meeting when the zoning was changed from Light Industrial to Residential.

Horodyski explained that there is a huge difference between Residential to PRD, which is not understood.

Gawek said all she got from that letter was that you were going to build homes there was nothing about 3-story structures. She feels that there should be pine trees surrounding the Trail View property.

Horodyski said that the site plan is already approved and feels that the best thing to do would be to ask the developer, as neighbors, to plant more trees. He is following the approved site plan.

Gawek suggested that the kids walking home from school use the gravel driveway and they could use a crosswalk at 32 Toc in front of the Stop sign.

Guerriero asked Gawek if she lived opposite Tano Drive and if she was worried about water going down the driveway.

Gawek replied that she was as the drain is not sufficient.

Horodyski agreed that has been an area of much discussion and efforts made to try to fix it.

Gawek said regarding what she was doing in the Building Department, she had thought the Torson house had been rezoned back but it has not been. She and other neighbors do not want the developer to build more of these structures.

Supervisor assured her that the Board understands the position of the neighbors. He asked her to join him and David Barton at the site and they would show her where the water is going to go.

5. MOTIONS AND RESOLUTIONS

A. MOTION made by Horodyski, seconded by Brennie, to approve the minutes of the Workshop Meeting December 3, 2014 and the Regular Meeting of December 17, 2014.

Five ayes carried.

B. RESOLUTION made by Paladino, seconded by Guerriero, to authorize the payment of vouchers as audited by the Audit Committee:

General	G1 to G85	\$236,169.28
Highway	H1 to H35	\$ 49,944.36
Miscellaneous	M1 to M16	\$ 51,097.50
Sewer	S1 to S30	\$ 31,380.67
Water	W1 to W23	\$ 32,623.71

Roll call: Hansut, aye; Paladino, aye; Brennie, aye; Guerriero, aye; Horodyski, aye.

Five ayes carried.

C. RESOLUTION made by Brennie, seconded by Paladino, to approve the use of the parking area at 75 Haviland Road near the caboos for staging area and the portion of the Hudson Valley Rail Trail from 75 Haviland Road to the Walkway over the Hudson with return to the Rail Trail starting point on Sunday, April 12, 2015 from 8:30 AM setup to 12:30 PM breakdown for the Hand-in-Hand Super Fun 5k Run/Walk sponsored by The Maplebrook School. The Hudson Valley Rail Trail Association has approved their run/walk.

Roll call: Hansut, aye; Paladino, aye; Brennie, aye; Guerriero, aye; Horodyski, aye.

Five ayes carried.

D. RESOLUTION made by Brennie, seconded by Paladino, to authorize the use of the Hudson Valley Rail Trail for Huskies 5K Challenge hosted by the Highland Middle

School PTA on Friday June 12 at the recommendation of the Hudson Valley Rail Trail Association. The event will begin at the Hudson Valley Rail Trail Depot and will go west to Tony Williams Park and return to the Depot. This portion of the trail will be closed from approximately 5:30 PM to 7:00 PM; setup begins at 3:00 PM and the event concludes at 8:00 PM. The organizers of the event will contact Rafael Diaz, Trail Safety and Courtesy Coordinator, before the event to coordinate necessary signage and the use of monitors on the trail before and during the event.

Roll call: Hansut, aye; Paladino, aye; Brennie, aye; Guerriero, aye; Horodyski, aye.

Five ayes carried.

E. RESOLUTION made by Brennie, seconded by Paladino, to authorize the exclusive use of the parking area at 75 Haviland Road, and the portion of the Hudson Valley Rail Trail from 75 Haviland Road to the Walkway over the Hudson for the Hudson Valley Walk to Defeat ALS sponsored by The ALS Association Greater New York Chapter on Sunday October 18, 2015 from 6:00 AM to 3:00 PM. The Hudson Valley Rail Trail Association has approved their walk. They will coordinate their course requirements with Rafael Diaz as they did last year including signage, monitors, etc.

Roll call: Hansut, aye; Paladino, aye; Brennie, aye; Guerriero, aye; Horodyski, aye.

Five ayes carried.

F. RESOLUTION made by Brennie, seconded by Paladino, to authorize the use of and the closing of the Hudson Valley Rail Trail for Walkway Over the Hudson's "Walkway Marathon" Saturday June 13, 2015 from approximately 10:00 AM to noon. The event will begin at the eastern terminus of the Hudson Valley Rail Trail and will go west to the vicinity of Hasbrouck Avenue where the participants will turn and return to Walkway. The organizers of the event will contact Rafael Diaz, Trail Safety and Courtesy Coordinator, before the event to coordinate necessary signage and the use of monitors on the trail before and during the event.

Roll call: Hansut, aye; Paladino, aye; Brennie, aye; Guerriero, aye; Horodyski, aye.

Five ayes carried.

G. RESOLUTION made by Paladino, seconded by Horodyski, to authorize adjustment for Account #3119, Theresa Harris, 11 Tano Drive. Using the usual formula, credit \$45.61 for water and \$15.03 for sewer for a total adjustment of \$60.64 as it meets the criteria set forth by the Town Board.

Roll call: Hansut, aye; Paladino, aye; Brennie, aye; Guerriero, aye; Horodyski, aye.

Five ayes carried.

H. RESOLUTION made by Paladino, seconded by Horodyski, to authorize adjustment for Account #2500, Michael Guerriero, Three Guys Pizza, 58 Vineyard Avenue. Using the usual formula, credit \$70.24 for water and \$35.05 for sewer for a total adjustment of \$105.29 as it meets the criteria set forth by the Town Board.

Roll call: Hansut, aye; Paladino, aye; Brennie, aye; Guerriero, abstain; Horodyski, aye.

Four ayes carried.

I. RESOLUTION made by Paladino, seconded by Horodyski, to authorize adjustment for Account #8077, Brian Napoleon, 63 Cambridge Court. Using the usual formula, credit \$27.40 for water and \$20.80 for sewer for a total adjustment of \$48.20 as it meets the criteria set forth by the Town Board.

Roll call: Hansut, aye; Paladino, aye; Brennie, aye; Guerriero, aye; Horodyski, aye.

Five ayes carried.

J. RESOLUTION made by Paladino, seconded by Horodyski, to authorize adjustment for Account #2465, James Parsons, 38 Vineyard Avenue for penalty of \$27.67 as Mr. Parsons passed away on November 5, 2014 and the bill was delayed in reaching his son, at the recommendation of Adam Litman, Water and Sewer Administrator.

Roll call: Hansut, aye; Paladino, aye; Brennie, aye; Guerriero, aye; Horodyski, aye.

Five ayes carried.

K.. MOTION made by Paladino, seconded by Brennie, to close the Public Hearing on Local Law A – 2015, a local law to amend Chapter 96, Article III, "Parking, Stopping, Standing and Truck Traffic", to prohibit parking on the side of Sterling Place on which

the residences have odd street numbers, to limit parking on the east side of River Road from north of Mariner's Harbor to the parking area for Bob Shepard Highland Landing Park to vehicles with boat trailers using the boat launch ramp and to clarify the description of the parking lot behind the Town Hall at 8:42 PM.

Roll call: Hansut, aye; Paladino, aye; Brennie, aye; Guerriero, aye; Horodyski, aye.

Five ayes carried.

L. RESOLUTION made by Brennie, seconded by Paladino,

WHEREAS, proposed Local Law "A" of 2015, a local law to amend the Code of the Town of Lloyd, Chapter 96, Article 3, "Parking, Stopping, Standing and Truck Traffic", on Sterling Place and River Road, was introduced at a meeting of the Town Board held on the 17th day of December, 2014, at 7:00 p.m.; and,

WHEREAS, the Town Board of the Town of Lloyd has determined that this is a Type II action pursuant to the State Environmental Quality Review Act (SEQRA) and is exempt from further proceedings under such act; and

WHEREAS, a public hearing has been held thereon on the 21st day of January, 2015, at 7:00 p.m., at which time all interested persons were given an opportunity to be heard thereon.

NOW, THEREFORE, it is resolved that Local Law "A" of 2015 be enacted as in the form attached hereto as Schedule "A" as fully as if set forth herein, being a local law to amend the Code of the Town of Lloyd, Chapter 96, Article 3, "Parking, Stopping, Standing and Truck Traffic", on Sterling Place and River Road. (See attached)

Roll call: Paladino, aye; Brennie, aye; Guerriero, aye; Horodyski, aye; Hansut, aye.

Five ayes carried.

M. RESOLUTION made by Horodyski, seconded by Brennie,

WHEREAS, the Town of Lloyd has introduced a local law to amend Chapter 100 of the Code of the Town of Lloyd to revise Article VI. Supplementary Regulations, Section 100-36, Affordable housing regulations; and,

WHEREAS, said local law is an Unlisted action under SEQRA; and

WHEREAS, after reviewing Parts 1 and 2 of the Full Environmental Assessment Form and considering the factors, as contained in 6 NYCRR Section 617.7(c) and considering the environmental effects of the amendments to Chapter 100, Article VI. Supplementary Regulations, Section 100-36 of the Zoning Code, the Town Board of the Town of Lloyd has determined that the adoption of the local law will have no significant environmental impact.

NOW, THEREFORE, IT IS RESOLVED BY THE TOWN BOARD OF THE TOWN OF LLOYD that the local law to amend Chapter 100, Article VI. Supplementary Regulations, Section 100-36 of the Zoning Code, will have no significant environmental impact, and the Board hereby issues its negative declaration pursuant to Part 617 of the New York State Environmental Quality Review Act.

Roll call: Hansut, aye; Paladino, aye; Brennie, aye; Guerriero, aye; Horodyski, aye.

Five ayes carried.

N. MOTION made by Horodyski, seconded by Paladino, to close the Public Hearing to consider the extension of the Highland Water District to the property of SCC Holding Corporation at 8:45PM.

Five ayes carried.

O. RESOLUTION made by Paladino, seconded by Brennie,

WHEREAS, a petition by SCC Holding Corporation for the extension of the Highland Water District in the Town of Lloyd, Ulster County, New York, the said petition being dated October 23, 2014, was duly presented to this Town Board, together with the necessary documents indicating that the owners had previously paid their portion of the water main extended to their premises at 86-88 New Paltz Road and had been serviced as out-of-district users since connection; and,

WHEREAS, an order was duly adopted by the Town Board on December 17, 2014, reciting the filing of the said petition, the improvements that had been constructed, the boundaries of the proposed District and the estimated expense, and specifying January 21, 2015 at 7:00 p.m. as the time, and the Town Hall in said Town of Lloyd

as the place, where the said Town Board would meet to consider the petition and to hear all persons interested in the subject thereof, concerning the same; and,

WHEREAS, such order was duly posted and published as required by law; and,
WHEREAS, a hearing in the matter was duly held by the Board on this 21st day of January, 2015, commencing at 7:00 p.m. at the Town Hall in the said town, and discussion upon the matter having been had and all persons desiring to be heard having been duly heard, including the petitioners in person and various other persons speaking in favor of the extension of the Highland Water District.

NOW, THEREFORE, upon the evidence given upon such hearing, and upon the motion as moved and seconded above, and unanimously passed, it is

RESOLVED AND DETERMINED that:

- (a) The petition aforesaid is signed and acknowledged as required by law, and it duly complies with the requirements of Section 191 of the Town Law as to sufficiency of signers, and it is otherwise sufficient;
- (b) All the property and property owners within the proposed extension are benefited thereby;
- (c) All the property and property owners benefited are included within the limits of the proposed extension;
- (d) It is in the public interest to grant in whole the relief sought;
- (e) The extension of the Highland Water District, as proposed in said petition, be approved;
- (f) The improvement therein is already constructed and service thereon is already provided, and there are no public funds required to be expended, as this is a no-cost extension to the Highland Water District, as provided for;
- (g) The District shall be bounded and described as set forth in Exhibit A annexed hereto;
- (h) No financing for the cost of the improvements is necessary because they are already constructed;
- (i) The Town Clerk of this town shall, within ten days after the adoption of this resolution, file certified copies thereof in duplicate in the Office of the State Department of Audit and Control at Albany, New York, and a duplicate original certified copy of this Resolution shall be recorded in the office of the Ulster County Clerk, pursuant to Town Law Section 195.

Roll call: Hansut, aye; Horodyski, aye; Guerriero, aye; Paladino, aye; Brennie, aye.

Five ayes carried.

P. RESOLUTION made by Brennie, seconded by Paladino, to approve the following charges for Transfer Station permits \$35.00 for residents, \$15.00 for seniors and \$100.00 for commercial accounts, effective April 1, 2015.

Guerriero noted that there are also changes in fees for individual items.

Supervisor agreed and said that there is now a charge of \$2.50 for the smaller garbage bags in difference to the seniors but the large bag fee has not changed from \$4.00.

Roll call: Hansut, aye; Brennie, aye; Paladino, aye; Guerriero, nay; Horodyski, aye.

Four ayes carried.

Q. RESOLUTION made by Paladino, seconded by Brennie, to appoint John Di Valentino as Transfer Station Operator at the rate of \$18.43 per hour.

Roll call: Hansut, aye; Paladino, aye; Brennie, aye; Guerriero, aye; Horodyski, aye.

Five ayes carried.

R. RESOLUTION made by Brennie, seconded by Paladino, to enter into an Electricity Supply Agreement with Constellation New Energy, Inc. for electrical energy at a fixed rate of \$0.07694 commencing June 1, 2015 through February 2017 and authorize the Supervisor to sign. (See Attached)

Supervisor explained that this is needed to lock in the rate. The Association of Towns did a survey last year of all of the towns in New York State on their electric needs and put out a bid for electric rates for all municipalities.

Roll call: Hansut, aye; Paladino, aye; Brennie, aye; Guerriero, aye; Horodyski, aye.

Five ayes carried.

S. RESOLUTION made by Horodyski, seconded by Brennie,

WHEREAS, a local law, being proposed as Local Law D – 2015, was introduced at this meeting as follows: Local Law D – 2015, a local law to temporarily suspend a land owner’s ability to obtain approvals for or the installation of digital signs and/or LED signs within the Town while the Town considers and adopts changes to its land use regulations to address new circumstances not addressed by the Town’s current planning and zoning laws, and to bring them into harmony with the Town’s comprehensive plan which was recently updated. The local law will impose a moratorium for the period of six (6) months following the date of adoption of this local law. The law provides that the moratorium may be extended by two (2) additional periods of two (2) months each by resolution of the Town Board upon a finding of the necessity for such extension. (Copy of Local Law attached)

WHEREAS, the Town Board of the Town of Lloyd has determined that this matter constitutes an Unlisted action under the State Environmental Quality Review Act (SEQRA), and a Short Form EAF has been prepared on behalf of the Town, and the Board having declared its intention to assume 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 the Town Board hereby is designated as lead agency to conduct all necessary reviews in this matter; and

IT IS FURTHER 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 18th day of February, 2015 at 7:00 p.m.

TOWN OF LLOYD
LOCAL LAW “D” - 2015

Section 1.

This local law shall be known as a moratorium on the approval of use of or installation of digital signs and LED signs within the Town.

Section 2. Purpose

The purpose of this local law is to temporarily suspend a land owner’s ability to obtain approvals for or the installation of digital signs and/or LED signs within the Town while the Town considers and adopts changes to its land use regulations to address new circumstances not addressed by the Town’s current planning and zoning laws, and to bring them into harmony with the Town’s comprehensive plan which was recently updated. This stopgap or interim zoning is intended to preserve the status quo pending the completion and adoption of permanent revisions to Section 100-28 of the Town of Lloyd Zoning Code entitled “Signs”. The overall purpose of this local law is to promote community planning values by properly regulating signage by enacting a carefully considered plan. This local law prevents a race by those seeking to obtain approvals and install certain signs before the new plan and regulations are in place. This local law will protect the public interest and welfare until a revised Section 100-28 of the Zoning Code is adopted.

Section 3. Moratorium Imposed

- A. For a period of six (6) months following the date of adoption of this local law, no property owner within the Town shall be allowed to obtain approval for and/or install any digital sign and/or LED sign within the Town.
- B. This moratorium may be extended by two (2) additional periods of two (2) months each by resolution of the Town Board upon a finding of the necessity for such extension.
- C. During the period of the moratorium, the Town shall endeavor to finalize modifications to Section 100-28 “Signs” for future development in the Town of Lloyd.

Section 4. Planning Board

During the period of this moratorium, the Planning Board shall exercise its powers to grant development approvals only in conformity with the terms of this local law.

Section 5. Administrative Relief from the Moratorium

In order to prevent unnecessary hardship, the Town Board shall be permitted to grant relief from the moratorium under the following circumstances: a) an applicant for relief from the moratorium shall be required to show by competent, financial, credible dollars and cents proof that the applicant is deprived of all reasonable use of its property for any of the uses permitted during the course of the moratorium, that

such injury would be irreparable, and that it would be unreasonable, unjust and an unconstitutional taking of property not to grant relief from the moratorium. The relief granted by the Town Board shall be the minimum relief necessary. In the event relief from the moratorium is granted, the applicant shall proceed to the Planning Board for the approvals needed in accordance with this law. The applicant or any other person aggrieved by a decision of the Town Board hereunder may apply to the Supreme Court pursuant to Article 78 of the Civil Practice Law and Rules.

Section 6. Supersession of Inconsistent Laws

The Town Board hereby declares its legislative intent to supersede any provisions of any local law, rule, or regulation or provision of the Town Law inconsistent with this local law. The Town Law provisions intended to be superseded include all of Article 16 of the Town Law, §§261-285 inclusive and any other provision of law that the Town may supersede pursuant to the Municipal Home Rule Law and the Constitution of the State of New York. The courts are directed to take notice of this legislative intent and to apply such intent in the event the Town has failed to specify any provisions of law that may require supersession. The Town Board hereby declares that it would have enacted this local law and superseded such inconsistent provision had it been apparent.

Section 7. Severability

If any part or provision of this local law or the application thereof to any person or circumstance be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part, provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this local law or the application thereof to other persons or circumstances, and the Town Board hereby declares that it would have enacted this local law or the remainder thereof had the invalidity of such provision or application thereof been apparent.

Section 8. Effective Date

This local law shall take effect immediately upon filing with the Secretary of State.

Murphy explained that this resolution is to set the public hearing to adopt a moratorium with the purpose of giving the Board time to adopt the local law.

Roll call: Hansut, aye; Paladino, aye; Brennie, aye; Guerriero, aye; Horodyski, aye.

Five ayes carried.

T. RESOLUTION made by Brennie, seconded by Horodyski, to approve the following budget amendments to the 2014 budget:

GENERAL

Justice Court CE	1110.40	+\$ 250.00
Town Hall Capital Improve	1620.50	+\$5,000.00
Dog Control CE	3510.40	+\$ 200.00
Contingency	1990.40	-\$ 5,450.00

WATER

Purification CE	8330.40	+\$8,000.00
Medical Ins	9060.80	-\$ 8,000.00
Transmission & Distrib CE	8340.40	+\$3,000.00
Trans & Distrib Prof Serv	8340.30	-\$ 3,000.00

SEWER

Treatment & Dispos CE	8130.40	+\$3,000.00
Treatment & Dispos Equip	8130.20	-\$ 3,000.00

Roll call: Hansut, aye; Paladino, aye; Brennie, aye; Guerriero, aye; Horodyski, aye.

Five ayes carried.

U. RESOLUTION made by Brennie, seconded by Paladino, to authorize Frank Alfonso, Recreation Director/Buildings and Grounds to obtain requests for proposals for lawn care.

Roll call: Hansut, aye; Paladino, aye; Brennie, aye; Guerriero, aye; Horodyski, aye.

Five ayes carried.

V. RESOLUTION made by Horodyski, seconded by Brennie, to set the fee for shoveling sidewalks of non-compliant properties which are responsible for removing snow or ice and which fail to do so in a timely manner, pursuant to chapter 89-4 of the Town of Lloyd code to one hundred fifty dollars (\$150.00) basic charge plus ten (\$10) dollars per linear foot of sidewalk cleared.

Roll call: Hansut, aye; Paladino, abstain; Brennie, abstain; Guerriero, abstain; Horodyski, aye.

Two ayes; three abstained.

RESOLUTION TABLED.

MOTION made by Horodyski, seconded by Brennie, to adjourn the meeting at 8:50 PM.

Five ayes carried.

Respectfully submitted

Rosaria Schiavone Peplow
Town Clerk