

TOWN OF LLOYD TOWN BOARD

WORKSHOP MEETING

FEBRUARY 4, 2015

Present: Supervisor Paul Hansut
Councilmember Kevin Brennie
Councilmember Michael Guerriero
Councilmember Michael Horodyski
Councilmember Jeffrey Paladino

Also present: Rosaria Peplow, Town Clerk
Kate Jonietz, Secretary

Absent: None

4:00 PM – Supervisor opened the meeting and led the Pledge of Allegiance.

1. REPORTS

A. Finance – Karen McPeck, Bookkeeper to Supervisor

Supervisor stated that Karen McPeck was unable to attend this meeting.

B. Assessor – Jennifer Mund

Supervisor stated that Jennifer Mund was unable to attend this meeting.

C. Building & Zoning Department – David Barton

Supervisor said that there are reports available on the activity and a 2014 yearly report as well as a report of the revenues of the Building Department back to 2009.

D. Dog Control – Andrew McKee reported on January activity:

~Total of 18 calls from the Lloyd Police and the Ulster County Sheriff, 7;

~Number of open cases – 2;

~Number of Stray Dogs Impounded and/or Seized – 2;

~Number of dogs redeemed – 2;

~Cases referred to the Ulster County SPCA Humane Law Division – 0;

~We currently have 0 dogs in the kennel;

~No dog bites were reported this month.

We successfully prosecuted one Dangerous Dog Hearing in the Justice Court that adjudicated a “dangerous dog” to be permanently confined to a secure facility and the defendant in the case pay all out of pocket expenses related to the hearing and care of the dog which had been seized under court order. I would like to thank our Town Attorney Sean Murphy and his associate, Joe Moriello, for their representation in this matter.

The Ulster County SPCA is a humane law enforcement agency with a large animal shelter and although it primarily houses animals seized in cruelty cases, they have been taking our unclaimed stray dogs consistently this year. They have evaluated our adoptable dogs free of charge and on a number of occasions they have investigated possible animal cruelty cases in our town. Volunteers and donations are welcome. On December 24, the SPCA assisted us in the seizure of a dangerous dog and its three offspring that were less than one week old and in poor health. They provided medical care and nursed the puppies every two hours through Christmas and New Year with no promise of any reimbursement for their efforts. I would like to thank Glen Daniels, Humane Law Investigator and Adam Saunders, Humane Law Investigator and Director of the Ulster County SPCA, for their support.

Supervisor asked who handled the child being bitten by a dog on Mile Hill Road and if Lloyd Police were notified.

McKee answered that the police were notified and were involved as far as the penal law related to that case; he thought they were called after the call took place and the victim was already at the hospital; and that is when the Town of Lloyd Police notified him of the incident.

Supervisor asked what happened immediately after the child was bitten.

McKee understood that they called the Town of Lloyd Police and took the child to the hospital.

Supervisor said when he spoke to the Chief about the situation he was not aware of it.

E. Highway – Superintendent Richard Klotz presented the 284 Agreements to the Board and asked the Board to sign them.

Supervisor said that the resolution for authorization to sign the agreements will be on the Regular meeting agenda on February 25.

Superintendent said January was a tough month for the Highway Department as there were 18-inches of snow and 3.5-inches of ice. 30% of the Snow removal personnel budget has been used and it will be close on the materials.

Horodyski posed that it was worse than last year and Guerriero added that records have

been set.

Superintendent agreed and said that there was only 9-inches of snow in January 2014 but the town was hit in February 2014. This year that has already doubled and there has been ice. In response to the questions of the Board on salt shortage last year, he said that he was okay on salt last year. He loads the salt shed in the fall with whatever money is left in the budget; the stockpiled salt got the town through last year. He was asked at the last meeting the cost of clearing the snow for one mile. He has calculated that it is \$130 a lane mile. The average is \$76 to \$181; Gary Shepard's route is 20 roads but only 2.5 miles; it takes a lot of time to do the cul-de-sacs. He said that the Police Department is helping a lot with the parked cars. During the last storm for the first time in three years no one was parked on Troy Lane.

Horodyski clarified that it is \$130 every time a truck clears a road.

Superintendent explained that it is \$6,277 every time the trucks go out, clearing the snow once. There are 147 roads in the town or 68 miles of road. It is about \$6,000 for the trucks to do one round; the other night the trucks went out five times which was \$30,000. Mike Morgan's route, Perkinsville Road, averages about \$104/mile. Frank Palmateer's route is \$82/mile but he has 22 roads.

Paladino asked if that included salt

Superintendent replied that includes everything i.e. labor, trucks and material.

Supervisor said that he and other Town Board members have heard a rumor that the Superintendent was not going to do the hamlet as he used to do because the Board cut the Highway budget by \$200,000.

Superintendent replied that he intends to clear the hamlet tonight and continue until the money runs out.

Supervisor stressed that someone in the Highway Department is making the allegation that the Board cut the budget \$200,000. The wish list totaled \$600,000 and the Board cut it back to what is felt to be sufficient considering that in 2012 there was \$221,000 of unexpended money, 2013 there was \$316,000 unexpended funds, the wish list was cut, not the 2015 budget.

Superintendent agreed but said that there was always a stockpile ahead but this year, it will be gone.

Horodyski felt that the town has to be kept clean of snow. If the Highway Department runs out of money, the Board will find money so that the businesses stay open and the town is clear that people can park and be safe.

Supervisor feels that the Town Board and Highway have a very good relationship but was concerned when he was hearing that the Superintendent was not going to do the hamlet because of budget cuts. He felt that is misinformation and he does not appreciate that coming from employees of the Highway Department. He is hopeful that everyone can get past that and move forward. Highway budget was cut \$33,388 from last year's budget to this year. A replacement for retiree Bob Werner was requested; figuring his salary and benefits, about \$101,000 was taken out.

Superintendent contended that the Board cut sand and gravel but the Supervisor did not understand where it was cut in the budget.

Superintendent felt that everyone expects miracles and there are only so many guys and so many trucks; further, he had heard that Horodyski made a comment about the condition of the roads.

Horodyski was told that the roads were cleared down to pavement and his street, Cuomo Drive, is not down to pavement.

Supervisor related that the Board understands what he and the Highway employees are going through, saying that we are all in this together. He asked that they do not spread false information.

F. Justice – Terry Elia/Eugene Rizzo

No report for this meeting.

G. Police – Chief Daniel Waage reported that on January 28, the department had a training and award ceremony; they received training on Narcan, which is an opiate inhibitor for people who have overdosed on heroin or pills, sexual harassment training and workplace violence. On January 20 the department handled a personal injury auto accident, involving a pedestrian and on January 30 the case was closed by an arrest. An arrest was made on January 22 of Bill Bolin who was going up and down the east coast fraudulently getting people to donate money toward his fashion design company that did not exist; he is now in jail on \$4-million bail. Chief noted that he distributed copies of his letter requesting resolutions for this meeting.

Supervisor said that the Chief is looking for approval of changes within the department. Brennie asked if it was prudent to do the resolutions at this meeting with the full Board. Supervisor said that he wanted this to be discussed and asked if anyone had any questions on the three proposals: hire Officer Boutros full time to fill Officer Vasta's position; promote Officer Brian Scott to the rank of Sergeant, which would give each shift a supervisor and promote Officer Anthony Ventura to the rank of Detective. His thought was to discuss this tonight and to vote on it at the Regular meeting.

Horodyski asked if this was okay with the PBA and the net cost.

Supervisor replied that he has a memorandum of agreement from the PBA, approving the changes in the work schedule as well as adding a sergeant position.

Chief said that the net is approximately \$29,000; the promotion of Brian Scott would be approximately \$17,000 all together; \$819.00 for Anthony Ventura; \$12,000 for Officer Boutros.

Supervisor related that he did not have formal resolutions prepared as he thought it would be done at the Regular meeting but there will not be a full Board at that meeting; if there are no further questions and everyone is comfortable, he will accept the motions.

H. Recreation/Buildings & Grounds – Frank Alfonso

Alfonso reported on ~Recreation: Regarding SummerFun, for the last couple of years, the fee was \$65 per week for the first child in a family and each succeeding child was \$50 week, so if there were three kids, it would be \$165. Minimum wage is going up again to \$8.75/hour; he felt that the fees would have to be raised \$5 for each (\$70 and \$55).

Brennie suggested leaving the first child at \$65 and raising the successive children to \$65 thereby keeping it at a flat rate.

Horodyski asked if it had been discussed the Recreation committee and he was told there is no committee.

Alfonso said that he did not know how many multiple families there were and charging the same for each child would not generate much in funds. The field trip costs are also increasing. He feels that increasing each \$5 will help to offset the expenses. He will look closer at the counselors so that the camps are not overstaffed.

Brennie asked about hiring alternate counselors.

Alfonso that has been done in the past and counselors had been hired for three instead of six weeks; the ratio of camper to counselor has to be correct. The ratio at Arts and Crafts is closer to what the County wants but the campers are also five, six and seven years old; he wants to make sure that there is coverage.

Board consensus is to proceed with the \$5 increase.

Supervisor asked if Alfonso was going to look at the lifeguard staffing at Berean Park.

Alfonso replied that he will address that and to make sure that the procedures in place are being followed.

Regarding the parks, there is a lot of snow. On February 14, Sub-Zero for Alzheimer's will again do the polar plunge at Berean Park reservoir; he will have more information tomorrow to be put on Channel 22 and the town website. As has been done in the past as they will give him a Certificate of Insurance and Sub-Zero will call the Police and the Fire Department. He may need help with plowing a parking lot at Berean Park and an entrance into the Park.

Supervisor said Jimmy Anzelone called and asked if the Town Board would help serve food as whoever traditionally does it is sick.

Alfonso added that it is a quick event, 2 to 2.5 hours, and there are a lot of people there. One week was lost for youth winter basketball because of the snow and this week will be lost because of a conflict with the school; the program will end on February 14. Wrestling is held on Monday night and a couple of those nights were lost due to snow so he is going to try to get two more Monday nights to complete the program.

~Buildings and Grounds: Keith Garbounoff, Stephen Delmar and Alfonso have been keeping Town Hall sidewalks and downstairs clear of snow and ice. He is aware that it gets tracked in but Garbounoff and Delmar have been coming in daily to vacuum the rugs and to try to keep everything clean. The Highway Department has been plowing the Town Hall parking lot.

Supervisor asked Alfonso to contact David Barton to arrange a date in March for the

Town Hall Building Study Committee to meet.

Alfonso said that he would and in light of that, the gutter on the north side of the building hopefully will be taken care of next week. The gutter has been leaking and repaired; he has now arranged for the gutter and downspout to be replaced, at a cost of \$750.

Paladino asked if he would not prefer to wait for better weather.

Alfonso replied that the problem is that it leaks when it starts to thaw.

- I. Town Clerk** – Rosaria Peplow reported that the Highway Superintendant has given her office the new hang-tag permits for the Transfer Station. They are pre-numbered and there is a line for the resident's name and license plate number. The permits will have to be hung on the rearview mirror when the resident drives into the Transfer Station as it is against the law to have the tag hanging when the vehicle is in motion. The current permit expires 3/31/2015 and the new permits will go on sale March 1; 785 permits were issued this year.

~Tax Collection

\$950,350.00 for taxes was paid to the Bookkeeper in January. Wells Fargo and Corelogic Tax Service provided tax payments on CD which were downloaded into the tax program. There were several duplicate payments that required refund checks. There were an excessive number of inquiries from tax services for breakdown of tax bills. I was able to convert bills to PDF and send them electronically. The January holiday and snow days slowed down the processing of tax bills. I came to the office on Monday when the Town Hall was closed because of snow and opened payments received by mail. The deputies and I worked after closing last night.

~Records Management

I am waiting for the date when the truck will come to the Town Hall to shred the obsolete records. The Town Board adopted the NYS Department of Education record disposition schedule and the Town records are to be stored with the date of disposition marked on the box.

- J. Water & Sewer** – Adam Litman reported that the installation of the third River pump is very close to completion. There were a few questions about issuing credits on the water bills; this is not a policy that is written in the code it is something created by John Jankiewicz, passed down to Wes Monica and continued by Litman. It is a fair opportunity for anyone to figure out what is wrong with their water bills and if they are too high for any type of legitimate reason.

Supervisor said that the question is whether or not they fit the criteria.

Litman stated that work continues at the Sewer Department on the UV system and he is still waiting for a couple of written quotes; all of the reports for the end of the year on Sewer have been completed.

Supervisor asked when the discussions will begin on the upgrades for the Water Plant.

Litman said that the talk has been ongoing and Ray Jurkowski of Morris Associates has created a line of cost and pricing for the project.

Paladino added that it was hoped that it would be ready for February but it will probably be March.

Mark Reynolds, reporter, asked the time of year that they blend the River water.

Litman answered that depends on the amount of rain that has fallen. He blends with river water when there is little reservoir water left and the reservoirs are getting quite low. The Water Plant will go from a blend to full River water. There has been a lot of precipitation but a lot of it evaporates.

- K. Supervisor** noted that the town has a new website and he feels it is more user friendly; however, there are few glitches to be fixed. Folks who are looking for information about the town will find it there.

Reynolds asked who set it up.

Kate Jonietz replied that it is the same company who set up the original website, Virtual Towns and Schools; the look was changed so that it is a drop-down menu instead of a hover menu, revised some of the pages but the content is still the same.

2. OLD BUSINESS

3. NEW BUSINESS

4. MOTIONS AND RESOLUTIONS

- A. RESOLUTION** made by Horodyski, seconded by Brennie, to accept the quote of \$8,000.00 from Fireworks Extravaganza for the Town of Lloyd Independence Day fireworks display to be held on Friday July 3, 2015, rain date July 5, and to authorize

the Supervisor to sign the contract.

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

Five ayes carried.

- B. RESOLUTION** made by Brennie, seconded by Paladino, to utilize Absolute Auction and Realty for the auction of surplus Police vehicle 2009 Dodge Charger VIN: 2B3LA43V29H610050, with no fee to the Town, at the recommendation of the Supervisor.

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

Five ayes carried.

- C. RESOLUTION** made by Paladino, seconded by Brennie, to enter into a kennel agreement with Gardiner Animal Hospital for the 2015 calendar year with a boarding cost of \$18.00 per day for the first five days and a \$15.00 per day cost starting on day six until the dog is removed and authorize the Supervisor to sign. (see attached)

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

Five ayes carried.

- D. RESOLUTION** made by Horodyski, seconded by Paladino, to hire Peter Boutros as a full-time Police Officer from the Ulster County Civil Service Certified List of Eligibles, contingent upon the successful completion of a pre-employment physical effective February 7, 2015 at a salary of \$40,278.00 at the recommendation of Chief Daniel Waage.

The Town Board and those present extended their congratulations to Officer Boutros.

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

Five ayes carried.

- E. RESOLUTION** made by Horodyski, seconded by Paladino, to promote Officer Brian Scott to the rank of Sergeant, effective February 11, 2015, at a salary of \$75,019 at the recommendation of Chief Daniel Waage, Police Chief.

The Town Board and those present extended their congratulations to Sergeant Scott.

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

Five ayes carried.

- F. RESOLUTION** made by Horodyski, seconded by Paladino, to promote Officer Anthony Ventura to the rank of Detective with a salary of \$47,807.51 at the recommendation of Chief Daniel Waage, Police Chief.

The Town Board and those present extended their congratulations to Detective Ventura.

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

Five ayes carried.

- G. Resolution** for February 18, 2015

WHEREAS, Rhinebeck Bank, as Developer, owns certain property, as shown on a certain map of a subdivision entitled "Pleasant View Subdivision", said map being filed in the Ulster County Clerk's office on April 11, 2007 as filed map no. 2007-109; and

WHEREAS, pursuant to and in accordance with the final subdivision plan approval of the Town of Lloyd Planning Board for this project, Developer is obligated to construct a certain roadway and storm water control facilities; and

WHEREAS, Developer is required to pay certain inspection fees to the Town to confirm that all construction and installation is in accordance with the rules, regulations and specifications of the Town Engineers, Highway Superintendent and the Highway Department's Engineers; and

WHEREAS, Rhinebeck Bank and the Town have agreed to the terms of a written Agreement setting forth the parties' obligations regarding the above; and

WHEREAS, the Town Board wishes to approve such Agreement.

NOW, THEREFORE, IT IS RESOLVED AS FOLLOWS:

1. The Agreement by and between Rhinebeck Bank and the Town of Lloyd, a copy of which is attached hereto as Exhibit "A", be, and the same is hereby, approved.
2. The Supervisor, Paul J. Hansut, is hereby authorized to sign said Agreement.
3. Developer is to post such bonds as required by the Agreement and pay such fees as required by the Agreement by transmittal of the bonds in cash or security to the Town Attorney and Town Supervisor, in accordance with this Agreement.

5. PUBLIC COMMENTS

02.04.2015

William Gruner, 30 Vineyard Avenue, expressed a concern about fining property owners who do not clear their sidewalks of ice and snow. He said that his problem is that there is no buffer between the sidewalk in front of his property and the street. When the road is plowed, they are plowing about 15-feet of road on top of the sidewalk. He cleans his sidewalk and his neighbor's sidewalk. He feels that people who clean the sidewalk should be commended not those who don't are fined for not getting it done. Heavy, wet snow is hard to shovel. Last year he gave up as it was almost impossible to shovel the sidewalk and he couldn't even get the snow blower through it. Secondly, not many people walk in January and February, one or two a day go by his house.

Supervisor feels that the concern was more in the hamlet area where there is foot traffic. A woman called from Bridgeview encouraging the Board to proceed with the fine because people are not shoveling the walks.

Gruner explained that the snow is now about 2.5 feet deep in front of his house but he was able to use the snow blower to go through it.

Supervisor said that the Town Board appreciated those who clean their walks but asked what should be done to those who do not.

Brennie commented that he owns a building in the hamlet and was shocked at \$150 but then reconsidered if the fine is \$50, the property owner will let the town clean it up and pay the town. It would be using the town as a cleaning service.

Horodyski feels that a Sidewalk District would be a better alternative.

Brennie said the Board would have to figure out what would be needed on a yearly basis to cover the expenses.

Horodyski agreed and it may be an extra seasonal person to be borne across the district.

Supervisor said that David Barton had called around to other towns and came up with \$150; he does know that the City of Poughkeepsie has a massive fine if the sidewalk is not cleared. There are storefronts in the Hamlet that have not done their sidewalks. Unfortunately it wraps in people like Bill Gruner who do the right thing. A woman who fell in 2010 or 2011 filed a lawsuit against the town based on the town did not do anything to notify or enforce the ordinance. Trident, the Town's insurance company, dropped the town because of that lawsuit,. Letters of notification went out; if the property owner does not want to clean their sidewalk, there is an ordinance in place and the town has to decide to enforce the ordinance. Bridgeview charges \$50 and the complaint there is no one is doing their sidewalk, they would rather pay the \$50 than go out in the snow. At \$150 it is a little bit more of an encouragement to clean up. The Board understands what the small business people are going through but at some point it has to be done.

Superintendent thought that Bridgeview had someone come in to clear their walks.

Supervisor understands that it is a mess at Bridgeview right now; the woman who called the office said that no one is doing it and the thought is to pay the \$50 for someone else to shovel. The town has a law that has no teeth and he said that he appreciates Bill Gruner's comments.

Supervisor noted that he would like everyone to remember David Butler, former Town of Lloyd Building Supervisor and John Jacobs, former Planning Board member, both of whom recently passed away. He recalled that John Jacobs was never afraid to speak his mind and always had some enlightening thoughts in letters to the editors of the local papers he.

Supervisor offered that if any other Board members were interested in joining him, after this meeting he was going to visit with Mildred Busch, who has turned 95 and had a birthday party on Sunday.

MOTION made by Paladino, seconded by Brennie to adjourn the meeting at 4:55 PM.

Five ayes carried.

Respectfully submitted,

Rosaria Schiavone Peplow
Town Clerk