

TOWN OF LLOYD TOWN BOARD

REGULAR MEETING

MARCH 20, 2013

Present: Supervisor Paul Hansut
Councilmember Herbert Litts
Councilmember Michael Guerriero
Councilmember Jeffrey Paladino

Also present: Sean Murphy, Attorney
Rosaria Peplow, Town Clerk
Kate Jonietz, Secretary

Absent: Councilmember Kevin Brennie*

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

Supervisor noted that this is the tenth anniversary of the Invasion of Iraq and asked those present to stand for a moment of silence in memory of Sgt. Eugene Williams, Reserve Spec. Doron Chan and Corporal Michael Oremus, young men from the Town of Lloyd who lost their lives in Iraq.

Supervisor explained that the Town Board meetings will be live streamed on Cablevision Channel 22. The equipment is being tested and tonight's meeting is being recorded and will be available on Channel 22 on Friday. The audio system was purchased from Dennis Jacobs, Jacobs's Music, who furnished the microphones, the power and the amps to the Town at his cost. Supervisor said that was a nice thing for him to do and thanked him. A graduate of Highland High School, Nicholas Cignorelli, will film the meetings. He hoped this will keep more people informed on what is going on in the Town of Lloyd.

7:00 PM –Supervisor opened the Public Hearing on Local Law “A” – 2013, a local law to amend Section 100-23 “Planned Unit Development District” of Chapter 100 “Zoning” of the Code of the Town of Lloyd, as part of a plan for the orderly, efficient, economic and environmentally sound development of the Town.

7:00 PM – Supervisor opened the Public Hearing on Local Law B of 2013, a local law to amend the zoning map of the Town of Lloyd as part of a plan for the orderly, efficient, economic and environmentally sound development of the Town.

David Barton, Building Department Director, said that these two local laws were the result of recommendations of the Tri-Board (Town Board, Planning Board and Zoning Board) meetings over the last three years. The first local law is an amendment to the PUD standards which is an overlay type of zoning. The overlay zone can occur anywhere on the zoning map as long as it is in close proximity of a state or county highway. The PUD allows a mixed-use development, typically commercial and residential. Bridgeview was the first PUD in Ulster County and is a prime example. The Town Board would review a development on its merits and would decide for or against it; they would turn it over to the Planning Board to work out the details. When zoning was adopted in 2005, there was a question if the PUD should be pulled out of the Code but it was left in and two other zones

were adopted. These zones were Traditional Neighborhood Design (TND) and Mixed Use Design (MUD), both of which are primarily residential and a very small commercial piece such as a barber shop or a corner store for milk and bread. PUD is a much higher density residential and a larger commercial piece. Allocating certain amounts of coverage of residential densities in the PUD zone were discussed when the PUD standards were adopted in 2005; at that time the residential density was eight and the density being considered tonight is 15, which reflects the same standards as the PRD. The Code now requires a maximum component for residential in a PUD at 50% and may not be the best use for the property. That has been taken out. There is a residential component but no minimum requirement as to how much of the parcel needs to be residential. It has to be on a major highway and provide water and sewer. There is a use change where a light industrial use is being added to a PUD; the caveat is that all activity must occur entirely in the building and the lights, traffic and noise must be mitigated to the fullest extent possible. He said that the second change is to the map itself along Route 9W at the Park and Ride, Lumen Lane south to Lower Grand Street, which is General Business (GB); the area north on the opposite side of Route 9W is Designed Business (DB). The differences between GB and DB are (1) the acreage requirement for subdivisions and (2) GB allows automotive uses and the DB currently does not. In order to take advantage of the highway corridor, the DB area will be changed to GB. All of the uses that are non-conforming will now be in DB and will be conforming. DB is three acres and GB is one acre.

Alan Van De Bogart asked the effect these changes will have on the other study he is doing.

Barton replied that the other discussion is actually moving it to a single commercial, highway zone and that will be a one acre zone as well.

Charles Meuser asked how much of the area is wetlands.

Barton answered that there is a creek in the back of the properties that runs down to Clearwater Road but there are no protected wetlands. It is against the law to disturb the natural course of water in the Town of Lloyd.

Harry Ellis asked what would happen if a parcel is under an acre.

Barton responded that he is aware that Ellis' parcel is less than an acre and is in existence now; the bulk standards apply only if the piece is to be cut up into smaller pieces. Ellis has a pre-existing non-conforming lot which is now buildable; Barton offered that he should call him with any questions he might have.

Litts said similar to these changes, changes have to be made in other places because when the Comprehensive Plan was adopted in 2005, the zoning and map were to have been changed. The Comprehensive Plan is under review now and is being rewritten; those things were never done. There will need to be more changes to comply with the vision for the Town in the new Comprehensive Plan. There is no longer an LB zone but the map shows an LB zone; that needs to be corrected.

Ellis asked if there were plans to bring in water and sewer.

Barton responded that there is discussion but it is only discussion; the Town cannot expend money to expand the water and sewer lines; however, there have been recent discussions about bringing sewer along Lower Grand Street. The goal is to get it to the corner and it will gravity feed to the pump station at the Little League Field; the properties along there could buy in to increase the capacity to run a line along Route 9W. The Town will not get the right development unless the infrastructure is in place.

Ellis asked when the resolution will be passed.

Barton said that the Town is waiting for the 30-day period to expire for the Ulster County Planning Board comment, which will occur on March 28 and adoption could be expected at the Regular meeting in April.

Supervisor said that the public hearings will remain open until the Workshop meeting of April 3 at 4:00 PM.

Supervisor read the following:

PROCLAMATION

WHEREAS, Parkinson's disease is a progressive neurological movement disorder of the central nervous system, which has a unique impact on each patient; and

WHEREAS, according to the Parkinson's Action Network, the Parkinson's Disease Foundation, the American Parkinson's Disease Association and the National Institutes of Health, there are over one million Americans diagnosed with Parkinson's Disease; and

WHEREAS, symptoms include slowness, tremor, difficulty with balance and speaking, rigidity, cognitive and memory problems; and

WHEREAS, although new medicines and therapies may enhance life for some time for people with Parkinson's, more work is needed for a cure; and

WHEREAS, increased education and research are needed to help find more effective treatments with fewer side effects and ultimately a cure for Parkinson's disease; and

WHEREAS, a multidisciplinary approach to Parkinson's disease care includes local wellness, support and caregiver groups; and

WHEREAS, April has been proclaimed as World Wide Parkinson's Awareness Month for all to recognize the need for more research and help in dealing with the devastating effects of Parkinson's disease.

NOW, THEREFORE, I, Paul J. Hansut, Supervisor of the Town of Lloyd, do hereby proclaim April as Parkinson's Awareness Month in the Town of Lloyd.

1. REPORTS – Town Board Liaisons

Assessor – Councilmember Paladino

Audit – January 1 to June 30, 2013: Councilmember Litts Councilmember Brennie

July 1 to December 31, 2013: Councilmember Paladino, Councilmember Guerriero

Building Department – Supervisor Hansut felt that Barton gave the Board a good idea of what he has been doing and he asked Barton how many fire calls there were this month.

He noted that Barton is also the Town Fire Inspector and he is called out to when there are fires.

Barton replied that there were four.

Dog Control – Councilmember Brennie

Supervisor said that Brennie would be coming to the meeting late as he was at the basketball dinner with his son.

Environmental – Councilmember Guerriero reported that the ECC received \$7,500 grant for the Black Creek boat slip and is working to match the grant.

Grants – Supervisor Hansut

Highland Fire District – Councilmember Paladino

Highland Central School District – Councilmember Paladino reported that meetings on the 2013 budget continue and they are down to a potential 4.34% increase in taxes which is the allowable by NYS for the Town of Lloyd; a 50% vote, which is the maximum percentage, is needed without getting a majority. Budget talks will continue March 26, 7 PM, and they will not be meeting again until the second Tuesday in April due to the Easter holiday. Gov. Cuomo's budget will be out Friday which will show the amount of state aid Highland will receive and the impact on the school budget. If you cannot attend the school board meeting, it is live streamed on the District's website.

Highway/Transfer Station – Councilmember Guerriero said that there was a bid opening on March 14 for a dump truck and the bid was awarded to Arkel Motors for \$47,655; on a five-year lease and after the five years, the truck can be purchased for a dollar.

Historian – Councilmember Guerriero

Justice – Councilmember Litts reported that Judge Elia is out of town so he did not speak with him but he spoke with Judge Rizzo who said that everything is working out fine.

Lights – Councilmember Brennie

Planning Board – Councilmember Guerriero reported that there is a public hearing set for March 28.

Police – Supervisor Hansut said that he asked Lt. James Janso to come to the meeting and noted that last month was very busy including the incident with the SRO at the High School in which his gun accidentally discharged in a hallway. There were no injuries. There is a resolution on this agenda to accept the resignation of the officer. The Police Department has been investigating a series of burglaries throughout the Town. There was an arrest with the assistance of the Dutchess County Sheriff's Department. It was determined that this was a group which included a female, who would drive around the community and choose a house during the daytime. The girl would knock on the door and if no one answered, they would enter the house; if someone did come to the door, she would make an excuse such as she was looking for a lost dog and they would leave.

Recreation – Councilmember Brennie

Water, Sewer and Drainage – Councilmember Litts said that at the last meeting they talked about an ongoing study of where they would propose extensions in the water and sewer districts and how far the extensions would go to enhance development in the Town. Andy Mattson of the Winery project requested to go over that project regarding water and sewer with the Committee and he will be at the April 4 meeting. The Committee received a request from NYS to provide water to the NYS Park, Walkway over the Hudson. There are issues but they are going to talk about them. A date has to be determined for the dedication of the Sewer Plant. They discussed changing the local law that says that the only person who can authorize shutting off water service is the Superintendent and there is no Superintendent. There were requests from people who wanted to argue the adjustment of their water and sewer bills. They hope to get to the task of prioritizing the drainage and to begin looking for grant money.

Zoning Board of Appeals – Councilmember Litts said that there is nothing much to report. The Gunk Haus on South Street is requesting an addition on the front of their building; the addition would be only 6.7-feet from the highway boundary. There is a new application from Pleasant View subdivision for next month’s agenda because once the zoning is changed in the Agricultural Zone the plot plan will no longer meet the standards.

REPORT – Rafael Diaz, Hudson Valley Rail Trail, recalled that at the meeting last month, there were a number of resolutions which shows the type of activities on the Rail Trail. A resolution on this agenda is about a fun-race organized by 123 Play. He has taught the Learn to Run program for 14 seasons; many of the people who have participated are women who have never before run and at the end of ten weeks can run for a sustained time of 20 minutes. The program has graduated 140 people. The Rail Trail Association gained several new board members after they went through the program and about a third of their membership. Another participant joined the Environmental Council. The spring Learn to Run program begins April 13, there is no charge but it is required to become a member of the Rail Trail. Susan Van De Bogart and her committee are organizing a race for May 19 to benefit Wounded Warriors and the Rail Trail; four miles from caboose at New Paltz Road Depot to caboose on Haviland Road and back. There is also a two-mile walk. Sponsors are needed. They have requested minimal Police help.

Supervisor noted that there is now a light on the flag at the Rail Trail pavilion and thanked Lt. Janso for voluntarily raising and lowering the flag each day until the light could be installed.

REPORT – Matthew Smith, Manager of Bob Shepard Highland Landing Park reported Gene Bionco continues to deliver crushed shale to the Park as weather permits; he is donating the material and the delivery. He is about two-thirds finished with what is needed.

Kevin Zammiello is donating the use of his excavator to place the shale behind the new bulkhead and he expects that to happen this coming week. Lenny Auchmoody volunteered to bring his screening plant to the Park along with a loader to screen the material.

We are continuing to clean up the site. I delivered two of the old pilings to a saw mill where they will be sawed into boards so we can see what we have. The pilings are a blue color inside; they may be worth good money and there are 30 to 40 of them on the site.

On Monday, Dan McLaughlin checked and repaired the construction barricade fence surrounding the site. “Keep Out” signs have been replaced as necessary. We wanted to tighten up the site as weather is improving.

I want to remind people that the Park is closed (with the exception of the boat launch) to the general public for safety reasons until the heavy construction is finished in mid-to-late May. The boat launch will be open for use by the end of this week. The Highway Department, Richard Klotz, is going to change the “No Parking” signs to “Boat Trailer Parking Only” signs along River Road in front of the Park – thank you.

Matt Serini, electrician, was working in the building a half day this month and will be coming back as soon as some of the electrical parts that have been ordered arrive.

He is donating his time; as a member of International Brotherhood of Electrical Workers (IBEW) he is required to do community time when they move up in rank within the Union, he needs 20 hours and has completed 60+ hours so far.

Diaz added that the Highland Rotary is putting up a yardarm flagpole at the Park in memory of Leo Rizzo, a founding member of the Rotary.

Supervisor noted that the sign in the front of the Town Hall indicates that the boat launch fund is at \$62,000.

Smith said that the boat launch ramp has been installed and there was not enough money to finish it so money that was earmarked for other things for the education building was used. That money has to be repaid so even though the boat launch is completed, \$7,000 to \$8,000 is still needed.

2. OLD BUSINESS

A. Lawn care provider.

Supervisor said that the RFP's that were received were distributed to the Town Board members at the Workshop meeting. There were four proposals but two of them did not include the insurance form so they were eliminated and the remaining proposals were from Absolute Lawn Care and Top Seed. The Recreation Commission asked the Board to consider passing a resolution to hire Top Seed even though their bid was \$800 more than Absolute. He is open to discussion. It has happened in the past that the lowest bidder did not get the job due to the good history with the previous provider.

Paladino commented that he understood not only from Frank Alfonso, Recreation Director, but also the people who are at Tony Williams Park for other functions, that whenever Alfonso had to reach out to Steve (the man who owns Top Seed) on a weekends, etc., they came in a hurry. He feels that he has done an excellent job and has a large crew which gives him the flexibility to respond when needed. As it is a professional service, the Town does not have to go with the lowest bidder.

Guerriero said that would be at the recommendation of Frank Alfonso, Recreation Director.

Supervisor said that it was his understanding that the Commission would like to remain with Top Seed; Alfonso is also at the basketball dinner with his son. This could be tabled until Brennie arrives at this meeting.

3. NEW BUSINESS

A. Discussion Town Code Chapter 62 - Dave Barton

Barton said this is the Fresh Water Wetlands law, the resolution for which is on the agenda tonight. It is to be rescinded in its entirety; it is very similar to the New Paltz law that was recently adjudicated. New Paltz lost that case on the grounds that the law was unconstitutionally vague as it regulates people without telling them where they are regulated. It refers to an Ulster Map that does not and will never exist. It says that the law is unenforceable until such time that map is filed with the County Clerk. He called the County and told them that Lloyd was not doing it as there are no resources or the purview to do so. Thus, the law is going to be rescinded and he feels that this should be given to the Water/Sewer/Drainage Committee and the ECC for revision.

B. Defensive Driving Course

Supervisor announced that there will be a Defensive Driving Course on April 2, 8 AM to 3 PM, offered by Marshall & Sterling; there is no charge for Town employees, all others it will be \$17. Kate Jonietz has a sign-up sheet if anyone is interested.

4. PRIVILEGE OF THE FLOOR

Supervisor noted that there are new faces in the Meeting Room and explained that this is an opportunity for the public to speak; he asked that if someone would like to make a comment, they should stand, state their name and keep the comments brief. This is not the time for debate. There will be another opportunity to speak at the end of the meeting after the resolutions.

Donna Deeprise understands that the law is unenforceable and will be replaced by a law that can be enforced. She asked what will happen if something comes up before the new law is passed.

Barton replied that the law that is being rescinded tonight classified quality of vernal pools; it goes down to a tenth of an acre and then increases in size. As the size of the wet area increases, it reaches a buffer all the way up to the 100-foot DEC buffer, which is required of all DEC protected waters. An Army Corps permit would be required for an intrusion into an Army Corps protected site and there are about 10 or 12 of those in the Town. Lloyd is the poster child for illicit discharge detection due to Shari Riley, Storm Water Officer, who manages all of the illicit discharges for the MS4 program. The waters are protected without this law on the books. This law would have prevented people from mowing around streams, ponds and vernal pools. It was anticipated that the County would devise a wetlands map and measure all of the vernal pools. This is impossible as water goes where it wants to go and the seasons change the amount of water.

Deeprise feels that it is regrettable to rescind the law which covers all types of wetlands due to the vagueness of vernal pools and she believes that there are wetlands that are not DEC protected.

Barton agreed but said that even under the current law he would not have any power over that.

Matt Smith asked what a vernal pool was and Barton responded that they are generally formed in the spring by rain and are breeding areas for salamanders and such.

Charles Meuser asked what the permit consists of for the Black Creek kayak launch and if the parking lot is to be blacktop, the oil will run into Black Creek and then into Chodikee Lake where the Department for Youth (DFY) draws their drinking water.

Deeprise felt that it would be gravel.

Dennis Jacobs suggested that the microphones could be removed from the holders and passed around to those speaking. As a member of the Downtown Business Owners Association he said that they would like signage at the corner of Route 9W and Milton Avenue advertising the businesses in Town and also that there is space available. He added that the Biancardi parking lot is beneficial to his business but it needs two more lights as it is very dark, especially in the winter. This would make the lot feel safer.

Supervisor said that the Town is waiting for information from the NYSDOT to be able to run wires through the conduits; although he does not know if one light would be enough to illuminate the area.

Paladino said that it is possible to use a light called “night watchman” that could be put on one of the poles or on the Aphrodite building (building near the bridge), with the permission of the owner.

Supervisor is reaching out to Step One on Vineyard Avenue to put a bridge across the creek and work out an easement between the parking lot and that property.

Smith commented that it was great to see a representative from the Downtown Businesses.

Jacobs said that he would like to be more involved as time permits as he has invested in Highland and has been here for eight years; he feels that it is important to keep downtown areas alive.

Theresa Scott, Salk Drive, explained that a few years ago the Town asked her permission to put a light pole at the end of her property; the light was installed. It is now blinking and it is off more than on. She reported it to Central Hudson and they have not done anything about it.

Supervisor asked her to give the pole number to Kate Jonietz and she will call Central Hudson.

Paladino offered to help if she cannot find the number on the pole.

5. MOTIONS AND RESOLUTIONS

A. MOTION made by Paladino, seconded by Litts, to approve the minutes of the Workshop Meeting of February 6, 2013 and the Regular Meeting of February 20, 2013

Four ayes carried

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

General	G140 to G360	\$ 90,001.23
Highway	H71 to H112	\$126,846.08
Miscellaneous	M29 to M53	\$252,044.51
Prepays	P44 to P101	\$156,128.30
Sewer	S49 to S76	\$ 7,449.19
Water	W45 to W83	\$ 15,309.06

Roll call: Hansut, aye; Litts, aye; Guerriero, aye; Paladino, aye.

Four ayes carried.

C. MOTION made by Litts, seconded by Guerriero, to authorize the use of the Hudson Valley Rail Trail for The Team Alexandra Family Fun Walk sponsored by 123 PLAY Preschool on Sunday April 28, 2013 with a rain date of Sunday May 5, 2013 from 10:00 AM to 4:00 PM. Event will be held at the Hudson Valley Rail Trail Depot on 101 New Paltz Road with the walk going eastward on the Hudson Valley Rail Trail approximately 1/2 mile and returning to the Hudson Valley Rail Trail Depot at the recommendation of the Hudson Valley Rail Trail Association.

Four ayes carried

D. TABLED Motion to close the Public Hearing on Public Hearing on Local Law “A” – 2013, a local law to amend Section 100-23 “Planned Unit Development District” of Chapter 100 “Zoning” of the Code of the Town of Lloyd, as part of a plan for the orderly, efficient, economic and environmentally sound development of the Town.

E. TABLED Motion to close the Public Hearing on Local Law B of 2013, a local law to

amend the zoning map of the Town of Lloyd as part of a plan for the orderly, efficient, economic and environmentally sound development of the Town.

- F. RESOLUTION** made by Paladino, seconded by Litts, to approve the lease with maintenance agreement from Toshiba Business Solutions for a Toshiba e-Studio 456 unit for a term of 63 months at a rate of \$226.00 monthly and authorize the Supervisor to sign the agreement.

Roll call: Hansut, aye; Litts, aye; Guerriero, aye; Paladino, aye.

Four ayes carried.

- G. RESOLUTION** made by Paladino, seconded by Guerriero, to accept the resignation of part time Police Officer Sean McCutcheon, effective 03/14/2013.

Roll call: Hansut, aye; Litts, aye; Paladino, aye; Guerriero, aye.

Four ayes carried.

Erin Quinn, reporter, asked why the officer resigned.

Supervisor answered that it was his choice; he resigned the Thursday before the official report came out; the investigation has concluded. He offered to give her copies of the two press releases.

- H. RESOLUTION** made by Litts, seconded by Guerriero,

WHEREAS, the Town of Lloyd Town Board is considering action on proposed Zoning Amendments that will apply in the Hamlet of Highland in the Town of Lloyd, Ulster County, New York, and

WHEREAS, a Long Environmental Assessment Form (EAF) dated 03/06/13 has been prepared to address the potential environmental impacts of the action, and

WHEREAS, after comparing the thresholds contained in 6 NYCRR 617.4 and 5, the Town Board has determined that the proposed action is a Type 1 action, and

WHEREAS, after examining the EAF, the Town Board has determined that there are no other involved and/or federal agencies on this matter.

NOW, THEREFORE BE IT RESOLVED, that the Town Board hereby declares itself Lead Agency for the review of this action, and

BE IT FURTHER RESOLVED, that a Determination of Significance will be made at such time as all information has been reviewed by the Town Board to enable it to determine whether the action will or will not have a significant effect on the environment.

Roll call: Hansut, aye; Litts, aye; Guerriero, aye; Paladino, aye.

Four ayes carried.

- I. RESOLUTION** made by Guerriero, seconded by Paladino,

WHEREAS the Town of Lloyd has sought bids on the purchase of a GVW Truck with a 9 foot dump body, and

WHEREAS the bids were opened and read on March 14, 2013 at 11:00AM, and,

WHEREAS two bids were received one from Robert Green Truck Division, Monticello, New York for \$48,811.00 and the other from Arkel Motors, Inc., New Windsor, New York for \$47,665.00.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Lloyd Town Board awards the bid to Arkel Motors, Inc for \$47,665.00 at the recommendation of Highway Superintendent, Richard Klotz, and

BE IT FURTHER RESOLVED that financing for the purchase shall be pursuant to the Lease Purchase Escrow Account established by the Lease Purchase Agreement between The Town of Lloyd as lessee and Manufacturers and Traders Trust Company as lessor, approved on 10/17/2012 pursuant to the General Municipal Law of the State of New York.

Roll call: Hansut, aye; Litts, aye; Guerriero, aye; Paladino, aye.

Four ayes carried.

J. TABLED Resolution

WHEREAS, the County of Ulster owns 38.6 miles of the former Ulster & Delaware (U&D) Railroad right-of-way, extending from the City of Kingston westward to the Delaware County border at Highmount near Belleayre Mountain; and

WHEREAS, the U&D Railroad corridor runs to and along the Ashokan Reservoir, offering access to incredibly scenic vistas along the northern shore of the Reservoir and providing a unique opportunity to connect urban neighborhoods with open spaces in the Catskill Park; and

WHEREAS, the development of the *Catskill Mountain Rail Trail*, a new multi-use recreational trail along the U&D corridor, will eventually link to other County rail trails, including the O&W Rail Trail and Walkkill Valley Rail Trail, and eventually connect to the Hudson Valley Rail Trail and Walkway Over the Hudson; and

WHEREAS, the construction of the *Catskill Mountain Rail Trail* and its connection to other regional trails will increase tourism to the region, expand small business and economic development opportunities, improve the area's quality of life, and provide significant recreational and public health to residents in the Town of Lloyd and throughout Ulster County; and

WHEREAS, the proposed *Catskill Mountain Rail Trail* will provide much needed recreational and non-motorized transportation opportunities for area residents and be fully accessible to use by persons with disabilities, senior citizens, and families with your children; and

WHEREAS, the *Catskill Mountain Rail Trail* proposal has attracted strong support from New York State Governor Andrew Cuomo, who has included \$2 million in Environmental Protection Fund (EPF) funding for the project in his 2013-2014 Executive New York State Budget proposal, and U.S. Senator Charles Schumer, who has offered assistance and support in obtaining needed federal approvals; and

THEREFORE, BE IT RESOLVED, that the Town of Lloyd does hereby support the development and construction of the *Catskill Mountain Rail Trail* as proposed by the Ulster County Executive; and

THEREFORE, BE IT FURTHER RESOLVED that a copy of this resolution be sent to the federal, State and Ulster County officials who represent the Town of Lloyd.

K. RESOLUTION made by Paladino, seconded by Guerriero, to approve the following budget amendments to the 2013 budget:

GENERAL

Unallocated Insurance	1910.40	+\$4,628.00
Contingency	1990.40	-\$4,628.00

Police PT PS	3120.11	+\$913.75
Reimburse HCSD (Reimbursement from HCSD for SRO)	00-2691	-\$913.75

Celebrations	7550.40	+\$50.00
Donations (Donation from Townsperson for all that the Town does)	00-2705	-\$50.00

HIGHWAY

Unallocated Insurance	1910.40	+\$562.00
Workers' Compensation	9040.80	-\$562.00

WATER

Admin Prof Serv	8310.30	+\$2,030.20
9WN Interest	9727.70	-\$2,030.20

(to cover the expense from the rollover of the Route 9WN BAN)

Roll call: Litts, aye; Guerriero, aye; Paladino, aye; Hansut, aye.

Four ayes carried.

L. RESOLUTION made by Paladino, seconded by Litts,

WHEREAS the CSEA contract provides for a Sick Leave Bank in section 8.3.4, and

WHEREAS Matthew Manning has requested that his unused sick time at the time of his separation from employment with the Town of Lloyd be allocated to said sick bank, and

WHEREAS Leonard Casabura expects to exhaust his Worker's Compensation Town Paid Leave on April 2, 2013, and

WHEREAS Leonard Casabura expects to exhaust his accumulated sick time due to his work related injury,

NOW THEREFORE BE IT RESOLVED that the 80.5 hours of sick leave in the sick bank is allocated to Leonard Casabura based on the extenuating circumstances of his situation.

Roll call: Hansut, aye; Litts, aye; Guerriero, aye; Paladino, aye.

Four ayes carried.

M. RESOLUTION made by Litts, seconded by Guerriero, to accept the resignation of Matthew Manning from the Highway Department, effective April 1, 2013.

Roll call: Hansut, aye; Litts, aye; Guerriero, aye; Paladino, aye.

Four ayes carried.

N. RESOLUTION made by Paladino, seconded by Guerriero, to hire Carl Relyea as Waterfront Director, \$4,600 budgeted salary, Alyssa Morano as SummerFun Sports Director, \$3,200 budgeted salary and LouAnn Judge as SummerFun Arts and Crafts Director, \$3,400 budgeted salary for the 2013 season, at the recommendation of the Recreation Commission and Recreation Director Frank Alfonso.

Roll call: Paladino, aye; Hansut, aye; Litts, aye; Guerriero, aye.

Four ayes carried.

- O. RESOLUTION** made by Litts, seconded by Guerriero, to authorize the Bookkeeper to pay the Part-Time Police Officer James Plass, who was hired on February 20, 2013 from the Court Personnel Services Line 00-01-1110-10 for all hours worked as Court Security Officer.

Roll call: Hansut, aye; Litts, aye; Guerriero, aye; Paladino, abstain.

Three ayes carried.

- P. RESOLUTION** made by Paladino, seconded by Hansut, to convert Church Street to a one way street from the intersection with Main Street and continuing to State Route 44-55 in a southerly direction;

WHEREAS, Church Street is a public road in the town of Lloyd; and

WHEREAS, Church Street is a town road which intersects State Route 44-55 also known as Vineyard Avenue; and

WHEREAS, the current traffic pattern on Church Street is two way in the northerly and southerly direction with street parking on the westerly side; and

WHEREAS, the road is not significantly wide enough to accommodate parking and two way traffic; and

WHEREAS, pedestrian safety and school bus safety is a concern, the Town of Lloyd is requesting that the NYSDOT convert Church Street into a one way street;

BE IT THEREFORE RESOLVED that the Town of Lloyd requests that Church Street become a one way street in the southerly direction from Main Street to Vineyard Avenue upon receipt of approval from NYSDOT.

Litts asked if Highland School District has been contacted as to how this will affect their bus routes.

Supervisor said that he did not but he did speak with the fire department and the police department and there are no issues. This resolution will be sent to NYS DOT and they will send their inspectors to look at the road and the intersections. If they grant that this can be done, the Town can go ahead and change the traffic pattern.

Litts would like an official letter from both the school district and emergency responders that they don't have a problem with the change.

Roll call: Hansut, aye; Litts, aye; Guerriero, aye; Paladino, aye.

Four ayes carried.

- Q. RESOLUTION** made by Paladino, seconded by Litts,

WHEREAS, a local law, being proposed as Local Law "C" of 2013, was introduced at this meeting as follows: **Local Law "C" of 2013**, a local law to rescind and remove in its entirety Chapter 62 of the Town Code entitled "Freshwater Wetlands, Water bodies and Watercourses Law" (copy of Local Law attached).

WHEREAS, this Board desires to hold a Public Hearing with respect to the adoption of the 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 17th day of April, 2013 at 7:00 p.m.; and

IT IS FURTHER RESOLVED, that the Town Clerk is hereby directed and authorized to cause public notice of said hearing to be given as provided by law.

Town of Lloyd, Ulster County, New York

Local Law C of the Year 2013

A local law to rescind Chapter 62 of the Town Code entitled
“Freshwater Wetlands, Water bodies and Watercourses Law”

Section 1. The purpose of this local law shall be to rescind and remove in its entirety Chapter 62 entitled “Freshwater Wetlands, Water bodies and Watercourses Law” from the Code of the Town of Lloyd.

Section 2. This local law will take effect when filed with the Secretary of State in accordance with the Municipal Home Rule Law.

Roll call: Hansut, aye; Litts, aye; Guerriero, aye; Paladino, aye.

Four ayes carried.

***8:20 PM** – Brennie arrived at the meeting.

Supervisor asked Brennie about the lawn care bids which were discussed at the Recreation Commission meeting and added everyone should have a copy of the bids.

Brennie explained that the Recreation Commission was very happy with the current lawn care provider and their preference is to keep the same people; they cited good working relations and they were ready to go at a moment’s notice. In tight weather situations, they responded very well. The Commission asked him to let the Town Board know that.

Litts asked what the issue would be to wait until the Workshop meeting of April 3.

Brennie and the Supervisor said that it is time for spring clean up.

Peplow offered to put in whatever the Board would like in the resolution. The wording was briefly discussed.

Litts would like to see a more complete resolution giving the dollar value so that the Board knows what is being voted on and Guerriero agreed saying that he could see his point. He also asked for a pre-written resolution to vote on rather than creating one at the meeting so that the Board can see the resolution and not have to vote on wording that cannot be viewed as the placement or lack of just one simple word can change the whole meaning of a resolution.

Supervisor stressed that all the Board is awarding the bid to Top Seed on the recommendation of the Recreation Commission, nothing is changing.

Peplow said that the per cut numbers would be included in the resolution.

Paladino said that there is no definitive amount; it is based on cut and is weather dependent.

Litts would like to include verbiage in the resolution because it is not being awarded to the low bidder but to the second bidder at \$800 more and that needs to be part of the record.

R. RESOLUTION made by Paladino, seconded by Brennie,

WHEREAS the Town of Lloyd sought proposals for lawn care, and

WHEREAS Absolute Lawn Care and Top Seed submitted proposals that included the necessary insurance documentation, and

WHEREAS Top Seed performed this service in a dependable and efficient manner during the previous season and was available when last minute work needed to be done, and

NOW, THEREFORE, the contract is awarded to Top Seed at the rate of \$220 per cut for Tony Williams Park, \$75 per cut for the Village Field and an additional hourly rate of \$45, at the request of the Recreation Commission and Frank Alfonso, Recreation Director.

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

Four ayes carried.

S. RESOLUTION made by Brennie, seconded by Paladino, to award the bid for lawn fertilization to Tru Green at \$3,418.28 for Tony Williams Field and \$1,060.00 for the Village Field.

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

Four ayes carried.

Supervisor asked if there were any comments or questions from the public.

Alan Van De Bogart asked if Resolution J was adopted and what the implications were for supporting the Catskill Mountain Rail Trail.

Mary Beth Maio, Ulster County Legislature, said that she wanted the Town Board to review this resolution in depth before adopting it.

MOTION made by Litts seconded by Paladino, to adjourn the meeting at 8:30 PM.

Five ayes carried.

Respectfully submitted,

Rosaria Schiavone Peplow
Town Clerk