

TOWN OF LLOYD TOWN BOARD

REGULAR MEETING

JUNE 15, 2016

Present: Supervisor Paul Hansut
Councilmember Michael Guerriero
Councilmember Joseph Mazzetti
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. He asked for a moment of silence in memory of those who died in the recent shooting in Orlando, Florida

1. REPORTS – Town Board Liaisons

Audit – January 1 to June 30, 2016: Councilmember Brennie, Councilmember Mazzetti
July 1 to December 31, 2016: Councilmember Guerriero, Councilmember Paladino

ECC /Zoning Board – Councilmember Guerriero

Guerriero reported that there were no new applicants to the Zoning Board this month. The ECC will be having their monthly meeting in a few weeks.

Supervisor remarked that the Black Creek launch always looks so busy and that it is getting a lot of good use.

Highland Central School District – Councilmember Mazzetti

Mazzetti reported that the Spring concerts for all three schools were very well attended and the children performed fabulously. The fifth grade (116 students) moving up ceremony is on Tuesday June 21st at 6:30pm in the High School gymnasium and the eighth grade (136 students) moving up ceremony will be Wednesday June 22nd at 6:30pm in the High School gymnasium. The High School commencement ceremony with 137 prospective candidates for graduation will be on Thursday, June 23rd at 7pm. The Highland Board of Education has reduced the original budget and asked the community to participate in a re-vote to be held on Tuesday June 21st from 6am to 9pm. The new proposed budget will reflect the .59% tax levy increase but it is under the tax cap. On Wednesday June 1st nearly 300 high school student athletes, coaches, family members and friends celebrated in recognizing the achievements of the high school's 22 varsity athletic teams. The events highlighted the accomplishments of the team members on the field and also those that have consistently made an academic commitment in the classroom. Among honors was a New York State Public Athletic Association Scholar Team designation which 19 of Highland's 22 teams earned. The Mid-Hudson Athletic League (MHAL) recognizes all students that have a 90 or better average during their season of play and this year 160 Highland students were in that category. Allison Rozzi and Alfred Worrada were honored as Highland's MHAL senior scholar athletes. Coach Carl Relyea retired after 38 years of service from Highland Central School District and was also honored at the celebration. On May 22nd Benjamin Bragg received the Ulster County School Board Association "Distinguished Friends of Education Award" at their annual dinner.

Supervisor said that on Friday June 17th at 9am there will be a continental breakfast at Town Hall for the graduating seniors and a presentation of the "Pride of the Town of Lloyd Award" for the valedictorian and salutatorian, Alfred Worrada and Michelle Pirrone. The students will then take their farewell walk through the elementary and middle school.

Planning Board – Councilmember Paladino

Paladino reported that the same developments that have been on the agenda in the past several months will be continuing; Highland Self Storage on Rte. 9W, the proposed Dunkin Donuts on Route 9W next to the Mobil Gas station and Hannaford Supermarket, Taco Bell/Dollar General next to Burger King on Rt. 9W will all be moving forward to their site plan approval. Matt Smith has been working with Gina Marie's Dance Studio to house the business in the upper level of his Commercial Avenue building. The Planning Board will have a heavy docket over the next several months.

Police/Fire/Town Justice – Supervisor Paul Hansut

Supervisor requested an executive session after the meeting about contract negotiations.

The Town is looking for WWII veterans to partake in the Honor Flights on September 10th from Stewart International to Washington, DC. Veterans are escorted without charge to the WWII memorial.

Independence Day festivities will be on July 3rd at the Town Field from 6-10PM. The evening will start with a performance by the Highland Twirlers, then live music by the Americana Oak Band, local food vendors, games, bounce castles and ending with fireworks.

Water/Sewer/Drainage Committee –Councilmember Brennie

REPORT – Claire Costantino, President, Hudson Valley Rail Trail

Costantino reported that the annual meeting of the Hudson Valley Rail was held on June 4th, at the Hudson Valley Rail Trail Depot at 101 New Paltz Road. The attendees were apprised of the Rails to Trails Conservancy's choice of the Hudson Valley Trail Network as one of five trails to be considered for induction into the Rails to Trails Hall of Fame as well as learning about the plans to make improvements along County owned New Paltz Road to better accommodate overflow parking at daytime and evening events which will include improvements to the shoulder and the lawn areas and be coordinated with the Ulster County Highway Department and the Town Highway Department. They also learned of our plan to make improvements to Mae Lane to improve crossing safety, access and to increase parking accommodations. The 101 New Paltz Road Master Plan was on display.

Members of the Hudson Valley Rail Trail Board met with the Regional Director of New York State Parks and a representative from Walkway Over the Hudson to discuss the location of the Hudson Valley Rail Trail Gateway Arch. The plan is to replicate the railroad signal towers that are found along the railroad right of ways. The towers will be re-purposed antique Central Hudson high voltage line towers that were replaced by the tall wooden poles that run along the present Hudson Valley Rail Trail. We are limited in location by the present day high voltage line that parallels the Hudson Valley Rail trail. It was agreed that the only location available to avoid this conflict is the area between the east end of our wooden fence and the western property line of NYS Parks. The archway will be installed approximately thirty feet west of the property line between Walkway and the rail trail. There will be no interference with the new proposed Welcome Center during or after construction. This is the same location that was proposed over three years ago.

Work continues on providing handicap parking at the 75 Haviland Road Parking Area and the creation of traffic calming in the vicinity of the entrance and around the caboose. In addition, we are planning four handicap spaces at the southeast lower corner of the parking lot.

The caboose at 75 Haviland Road was opened to the public Memorial Day weekend and will remain open on weekends through Columbus Day weekend. Last summer, there were over 5,000 visitors to the 1926 Caboose most of whom had never had an opportunity to enter and explore a caboose.

On June 12th, the Friends of Walkway hosted a portion of their Annual Marathon on the trail from its eastern terminus to the Route 9W overpass.

Also on June 12th, a walk to benefit Take Me Home Pet Shelter was held from the Hudson Valley Rail Trail Depot to the New Paltz Road Bridge Overpass.

On June 26th, the Discover Hudson Valley Ride will take place on the entire length of the rail trail. The rail trail will be closed to the public from 7:30 AM to noon.

As I mentioned last month, the review of Special Activity applications requires an in depth review to ascertain the context of their event, what they are trying to accomplish and how they plan to execute their event and making sure they submit the proper Certificates of Insurance. We work closely with each organization to insure a successful event. We waive fees for local not for profits who are raising funds, we sometimes assist with manpower and in many instances absorb incidental costs to help them in their fund raising efforts. These events require a great deal of coordination between the hosting organizations and our Trails Safety Coordinator Rafael Diaz.

In addition, safety is a huge concern and we make every effort to provide a safe environment whether it is walkers, runners, or cyclists hosting an event on the trail. As we reported last month, the Parks and Trails User Survey conducted in August 2015 revealed that over 543,000 users access our rail trail each year as word spreads about one of our most beautiful community assets.

One of the most exciting things to happen to the Hudson Valley Rail Trail is the current national voting being conducted by Rails to Trails Conservancy to choose the 30th inductee into the Rails to Trails Hall of Fame. The Hudson Valley Trail Network consisting of the Hudson Valley Rail Trail, Walkway Over the Hudson and the Dutchess Trail is one of five trails vying for the win. On Monday, we were in the lead position with the **Rio Grande Trail in Colorado** falling into second place. The **GHS Swamp Rabbit Trail in South Carolina** holding onto third, with the **Banks-Vernonia State Trail** in Oregon and the **Shelby Farms Greenline** in Tennessee in fourth and fifth place respectfully. Voting is open until 11:59 PM tonight. She encouraged everyone to go online at railstotrails.org and vote for the Hudson Valley Trail Network. It is very easy – just hit the Vote Now Button, enter your information and hit submit. Once you have done that you can hit the back button and do the voting process again and again without having to re-enter your information. We will know tomorrow if we were successful in making the Hudson Valley Trail Network the 30th inductee into the Rails to Trails Hall of Fame.

She thanked the Town Board and the Community for their support of the Hudson Valley Rail Trail and announced that her term as President of the Hudson Valley Rail Trail Association will come to an end on June 30th. She announced that Peter Bellizzi will be taking the helm on July 1. She wished him well and planned to support him and the Association in whatever way she could.

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

Matt Smith was unable to attend.

Supervisor stated that he attended the last Highland Landing Association meeting and discussed in what direction the Highland Landing Park Association and the Hudson Valley Rail Trail Association will be going. He felt that the economic survival of the community lies within the parks and Rail Trail. Over the years Matt Smith has taken the position that no tax payer money will ever be spent on the parks but he feels that they need to be realistic and pick up some of the cost of the park within the Town's budget. They appreciate the volunteers but as a Town Board they need to come up with a plan of how they are going to maintain the parks and trails. He assured the Bob Shepard Highland Landing Park Association that the Town Board would assist them with the mowing, garbage removal and obtaining a handicap accessible toilet. He said the community needs to support the parks because of their importance to the economic viability of the Town. He felt that money needs to be set aside within the budget for the parks.

Donna Deeprise said that the event that was planned called "Glad Day" will be postponed until next year because of Matt Smith's present health.

2. OLD BUSINESS

A. Highland Public Library – building update

Joanne Loewenthal, Highland Library Trustee, reported on the status of the new Highland Public Library project since the vote in favor of it in September 2015. The same rigorous reviews and regulations that the State Education Department requires of schools are also applied to libraries that are chartered by the State of New York. The library received their first approval in May 2016 with a partial endorsement of the architectural design. The mechanical and engineering is another phase that will go to a different team for review and approval. When the engineers have finished they will put the project out to bid. The bids will follow the same process that school districts adhere to.

The community approved funding about 4.8 million. The library took their first borrowing with a BAN (bond anticipation note), \$900,000.00 in June of 2015. They are working within the budget BAN to get State Education Department approval. Nancy Hammond, liaison for town groups and legislators, received two significant donations. Assemblyman Skartados bequeathed a \$250,000.00 grant for the children of Highland which will enhance what will go into the children's room and State Senator Amedore provided funding of \$200,000.00 which will offset the taxes. They will have to borrow less than originally anticipated and approved by the taxpayers because of the additional funding. The funding will go to reduce what the ultimate bond would be and help out with tax relief on the project. They will pursue other grants as well. The library director is writing a state grant for library construction funds which goes through the Mid-Hudson Library Association and will provide one set of grants in August 2016 and another in August of 2017. The grants will be used for such things as a generator for the

entire building and radiant heat that would keep the parking lot and the walkway to the building free of snow.

There will be opportunities for donations to the library in the form of a memorial in the future.

The design of the library has been supported by the Fire Department, the Water and Sewer Department and Central Hudson.

Paul Mays, architect for the library, has been recognized as one of the foremost library designers in the Hudson Valley. The design of the library will recognize and honor the Town's history and future. They will take a portion of the railing and molding from the original library to the new library. There will also be a design of apple trees to the entrance to the children's room which can be used to showcase children's artwork or writing. The trees will signify Highland's proud history of farming.

Paladino asked whether Skartados' funding will be applied to the original 4.8 million.

Loewenthal said no but Amendore's funding would. Skartados' funding would be used for separate projects not included in the original plan such as 3D printing, videos with green screens, manipulatives for younger children etc.

Loewenthal said groundbreaking of the library is dependent on when the State Education Department responds. They hope to open by the latest in the fall of 2017.

B. Hudson Valley Winery – update

Andy Maxon, representative of Hudson Valley winery, stated that in October 2014 they received final approval through the EIS/FEIS for the development of the property. Recently there has been strong interest in relocating and bringing businesses to the area of the Hudson Valley Winery. The interested businesses require state highway access, water source capable of supplying 250,000 gallons per day, waste water disposable capacity of 10,000 gallons per day and 5 megawatt power all of which can be provided for the project with the exception of the water. Last year the town applied for a consolidated funding loan grant to provide water from Rite-Aid on Route 9W and Macks Lane to the Marlborough Town line. This year they are asking the Town Board for their support to reapply because for the first time they have been encouraged by ESDC and Ulster County Officials that this might be the year that infrastructure will be receiving funds. With the assistance of Jeff Paladino, they met with the town of Marlborough and their new Supervisor to inform them of the process and ideas for the water extension. The Town of Marlborough would like to participate and be a joint applicant. Although it would be an application from the Town of Lloyd, the Town will incur no cost for the project or the application. The Chazen Company will write the grant application for the water extension. They have received support in the past from Morris Associates, the Town of Lloyd's outside consultant on water issues. They hope the grant will cover all the costs and that the water will extend all the way to the Marlborough town line. Marlborough will bear any expenses they incur as a result of the water extension and will participate in any required additional costs.

Mazzetti asked what the total cost of the project would be.

Maxon said the last time they put it out to bid it ranged from 1.9 to 2.3 million dollars. The Town wanted some additional items to enhance the flow of water and the grant request was for 2.5 million dollars. Their outside consultants feel the costs have remained fairly stable and the requirements of the Town of Lloyd have basically not changed.

Mazzetti inquired as to whom would pay the difference if they did not receive the entire grant. He felt the Town should incur no cost at all for the water extension.

Maxon said the Town would have no responsibility; the developer would bear any cost not covered by the grant. There could be other alternatives to receive extra money, such as shovel ready grants. The only cost to the Town would be for any items the Town specifically would want to enhance the flow of water. Such as more gravity pumps that may enhance the flow of water, not only to their development project but to all the other parcels affected by the water extension.

Supervisor said the developers will be writing, applying, and paying for the CFA grant. This second application has the backing of local public officials and they are hoping for the Town's support as well. If the grant comes in much lower than anticipated the developers may not go through with the project.

Paladino said the number of concessions developer has given the Town and Scenic Hudson is well over 5 million dollars. He felt they have been proactive with all the agencies involved. He would like to see the project go through because it brings tax ratables to the Town.

Maxon said he would like the support of the Town to file for the grant in conjunction with Marlborough. If the Town does not support it the developer has the prerogative to donate the property to charity and take it off the tax rolls.

Ken Stenger, attorney for the Hudson Valley Wine Village, said they would like the Town Board's support to make an application for a grant from the state of New York. If it is granted it will not require repayment from anyone in the Town of Lloyd or any other town and it will benefit everyone in two towns. If the developer receives the grant a waterline will be installed that will benefit the entire Town of Lloyd and Marlborough. If they do not get the full \$2.5 million grant, then the developer will either make up the difference in cost or walk away from it.

Councilmen Guerriero and Mazzetti said they were satisfied with the clarification on who will pay for the cost of the water line extension.

Mark Reynolds, Southern Ulster Times, asked what the deadline was for the CFA application.

Maxon responded that the application deadline is July 25th and the notification would be in November.

Ray Costantino, former Town Supervisor and Water and Sewer Committee Chairman, said only the Highland Water District can apply for the grant because they would be the owners of the extension.

C. Lit Green – evaluation of water plant, proposed maintenance savings

Not discussed

D. Jill Indelicato – Ethics Board

Indelicato gave the Town Board a report on an Ethics Board comparative of other municipalities. Only two out of eleven municipalities do not allow a submission directly to their Ethics Board. Indelicato asked the Town Board to reconsider and allow the general public to submit letters directly to the Ethics Board.

Most municipalities have five people on their Ethics Board and most do not have alternates. The Town of Lloyd Ethics Board is no longer requesting additional alternates.

Indelicato said they are requesting the Town Board require a letter of interest be submitted for any initial appointment as well as any follow up appointments when a term ends for all of the Town Committees.

Mazzetti thought they already discussed the requirement for a letter of interest or when a term ends at the last Town Board meeting.

Indelicato said she thought they discussed it but they did not make it a definitive requirement.

Mazzetti said there needs to be some clarity on the process.

Murphy said they could make it a policy but felt it did not need be in the statute.

Supervisor said the research Indelicato did was helpful in determining any changes in the Ethics Board. The Board will look at the comparative and consider any changes the Ethics Board has requested.

3. NEW BUSINESS

A. Sidewalks – RFP to seek repair and replacement of sidewalks in the hamlet.

Supervisor said he has a list of contractors from Richard Klotz, Highway Superintendent, along with past proposal and RFP's from Town Clerk, Rosalie Peplow. He will have more information by the next Town Board meeting but said it will take time to get everything in place.

B. Sean Murphy- review of Short Form EAF for Local Law D a local law to amend the Code of the Town of Lloyd, Chapter 100, Article V., Section 100-23, "Planned Residential Development."

Sean Murphy stated that he would table the proposed Local Law for the PRD's and review it at next month's meeting because some resident comments have come in since then. He spoke to Dave Plavchak, Chairman of the Planning Board, and he would like to wait

for Code Enforcement Officer Dave Barton's, return from vacation to go over it with him.

C. Independence Day Fireworks Celebration – Sunday July 3rd 6pm -10pm

D. The following resolution is being posted on the official sign board at Town Hall 12 Church Street (effective 6/7/16) for the next 30 days until the Town Board meeting of July 20, 2016 when it will be put on the agenda.

TITLE	Standard Work Day (Hrs/day)	Name (First and Last)	Current Term Begin and End Dates (mm/dd/yy-mm/dd/yy)	Record of Activities Result	Not Submitted (check only if official did not submit their record of Activities)
Elected Officials					
Councilmember	6	Michael F. Guerierro	1/1/16-12/31/19	11.08	
Councilmember	6	Joseph Mazzetti	1/1/16-12/31/19	26.11	
Highway Superintendent	6	Richard Klotz	1/1/16-12/31/17	29.35	
Justice	6	Eugene Rizzo	1/1/16-12/31/19	21.13	
Appointed Officials					
Dog Control Officer	8	Andrew McKee	1/1/16-12/31/17	14.22	
1st Deputy Town Clerk	7	Rena Rizzo	11/2/15 -12/31/17		
2nd Deputy Town Clerk	8	Laura J. Oddo-Kelly	11/9/15-12/31/17		
Assessor	7	Jennifer Mund	10/1/13-9/30/20		
Bookkeeper	7	Karen G. McPeck	1/1/16-12/31/17		
Building Dept Supervisor	8	David Barton	6/19/13-12/31/18		
Clerk to Justice	7.5	Lucy Davoli	1/1/16-12/31/19		
Recreation Administrator	8	Frank Alfonso	1/1/16-12/31/17		
Secretary to the Highway	8	Denise Rhoades	1/1/16-12/31/17		
Secretary to the Supervisor	7.5	Kathleen Jonietz	1/1/16-12/31/17		
Sewer Administrator	8	Adam Litman	1/1/16-12/31/19		

4. PRIVILEGE OF THE FLOOR

Dominick Martorana, resident and former Planning Board chairman, said after reading through the Proposed PRD regulations amendment and the current Town of Lloyd Comprehensive Plan, he would appreciate further clarification regarding a few of the sections.

He asked if under #6 "Site Plan Review" regarding the Site Plan Review, Paragraph A, the review is contingent upon the Planning Board receiving a completed application from the applicant.

Also under Site Plan Review Paragraph D: The applicant has a possible option of not starting or building a project for a total of six years. He asked if consideration was given as to how it fits into the long range planning for the municipal services as well as the school district.

Regarding B: Permitted Uses and Structures: #1- He asked how it would differ from single family zoning if a developer has numerous acres and wants to circumvent having to follow the setback, road and density restrictions to name a few.

Under C: Uses permitted on Review: Martorana asked if the Town identified what neighborhood commercial activities would be allowed in the new PRD zone.

Under H: Design Standards Paragraph #3 "Area and Bulk Regulations Sub Section A: he inquired whether the Town has calculated what potential increase of density would result from available parcels rezoned to PRD under all possibilities. Also under H: Sub Section B: Minimum Setbacks: he inquired to whether the numbers represent the front, rear and side yard setbacks. He also did not notice where any buffer or landscaping is proposed differently than any other Site Plan development and if there was a reason for that. Lastly he wanted to know if the Environmental Process included a maximum buildout, the economic gains and/or losses with the rezoning or if any view-sheds would be affected.

Supervisor said they would get back with answers to what Martorana inquired about.

Robert Haskins, local resident and attorney, said he noticed in regards to the tow list situation that there now seems to be a monitor of the Town Board in the form of Christopher

Coleman, Joe DiBlanca's attorney. Coleman is apparently the author of a recent letter to the Town and various members of the Town Board threatening to sue certain Town Board members, specifically Councilmen Guerriero and Brennie for defamation of Mr. DiBlanca with regard to prior discussions of the tow list. He finds it disturbing. In the first instance the letter that was sent did not specify any specific defamatory statements that were made so Haskins felt it is hard to know exactly what attorney Coleman is referring to in regard to Mr. DiBlanca being defamed. He sat at the Town Board meetings when the tow list issue had been discussed and he certainly does not recall Mr. Guerriero or Mr. Brennie in any respect alleging that Mr. DiBlanca did anything criminal or illegal in any fashion. He certainly has heard members of the community at large at times speak questioningly of Mr. DiBlanca's savoriness. He has heard absolutely nothing come out of the Town Board that would seem to justify that type of response. Haskins said Mr. DiBlanca was apparently looking for a retraction of the statements but thought it would be hard to imagine what was supposed to be retracted when he does not specify what was supposedly said. There had been an unfair situation that was brought to the attention of the Town Board members and he found it somewhat appalling that those members be threatened for trying to do their job to make sure that the Town Code works appropriately for everyone participating in the tow list. He hopes that members of the Town in general are going to be supportive of the Town Board members as they move forward with the process of trying to create a situation of fairness where the tow list will work for all the participants in an even handed and equitable fashion.

Guerriero said he would like to assure everyone he has never said anything about Mr. DiBlanca. He represents the people of the Town and said he will do his best in creating a fair situation.

Paladino said that fairness is the intention of the entire Board and not just the individuals who are working on the new towing rotation code.

Mark Reynolds, reporter Southern Ulster Times, asked if a draft of the tow law has been compiled.

Guerriero said that it had not and that he and Brennie have been working diligently on it.

Reynolds asked Guerriero if he knew what the holdup was at the moment.

Guerriero said they just want to make sure they do everything correctly and that it will take time.

Lauriann Marion stated that she and her husband have been the owners of Direct Recovery Towing Service for the last 26 years. They are a small business and they have only one truck on the towing list. They feel they are not being treated fairly and on the street she is hearing that they are being targeted. They were not contacted that there was an issue with the towing list. They have complied with all rules and regulations. They feel that they have been targeted since the December Zoning Board meeting when her husband had an issue with the Board, and she wanted to know why. She asked if anyone on the Board had an answer to her question.

Guerriero said that her husband made statements at the Zoning Board, the Town Board had a discussion with him in executive session and he then resigned.

Marion said her husband was forced to resign. She felt they are going after their small family business and asked if they were going to treat everyone fairly.

Guerriero replied that no one on the Town Board asked him to resign. They are not going after their business and the Board intends to treat everyone fairly. The Town Board has to vote on a new resolution or proposal.

Paladino said that he has heard about the towing list since he became an elected official. The towing list was a concern to some of the tow companies even before he was officially sworn in 2010. He disclosed that to Marion because he did not want her to think it was something directly related to the actions that occurred at the Zoning Board meeting. He knows that the tow list has been a concern for many years amongst the community businesses that have been involved in it. He said it has not been a recent action.

Marion asked if anyone could explain to her what the issue is with the towing list.

Paladino said that after discussion they feel there is a loophole in the code regarding the tow list. The loophole in the code has allowed Mr. DiBlanca to get four appointments on the list because of the way he has set up his corporations. Mr. DiBlanca subcontracts out to Direct Recovery and another company. He is not saying that they are doing anything wrong or against the code but that is why he is in favor of looking at the code and making changes if necessary. He is not pointing out any specific business but this has been a concern businesses on the list have stated.

Marion said she had only heard about it after the December Zoning Board meeting. She hopes that the Town Board will do the right thing.

Paladino said he would be in favor of changes to the code. He believes there should be a grace period so any company on the list would have the opportunity to comply. There should be a new inspection of all companies on the list and if they comply they will remain on the list.

Supervisor said he tried to reserve his comments regarding the towing list but he understands Lauriann Marion's plight. The law has been in existence for 20 plus years and every election cycle there has been conversation about the local law and it not being fair. If it was a law that was specific to one company making it unfair to the rest he could understand it. It was stated that Direct Recovery has been on the list for 20 plus years and the law has not changed in 20 plus years. A month and a half after the December 10th meeting when Tim Marion called out a couple local residents and made some comments on tape, the Town Board received a letter from an attorney in Albany that the local tow law is unfair. The first letter from the attorney stated that Autos by Joseph was operating illegally under federal and state laws. He called the NYSDOT and found out that Autos by Joseph is not operating in violation of any federal or state law. The Town Board received an opinion on that issue from Van DeWater and Van DeWater in Poughkeepsie an attorney that was recommended by our legal counsel. The opinion was that even if Autos by Joseph was in violation of federal and state law it was out of the Town's jurisdiction. Mark Reynolds, reporter, asked if it was the responsibility of the Town Board to follow up on it and the Town Board did. Subsequent to that his relationship with Mr. DiBlanca has been criticized. The Facebook comments that have been made about him and Councilman Guerriero were vicious and not something the community should be dealing with. It has been 3 months and there is still no local law. After Guerriero criticized the opinion of the lawyer from VanDeWater and VanDeWater he made an appointment with the same attorney. Supervisor said Guerriero and the vice president of the towing association spent an hour and a half with the attorney from VanDeWater and VanDeWater and the attorney emailed Guerriero for a few items he needed. He placed a draft of a local law change that the attorney drafted up in Guerriero's mailbox but Guerriero never got back to him.

Guerriero said he never received the draft in his mailbox. He said it was like the letter the attorney in Albany wrote concerning the accusations which he never received either until the day of the meeting. There were strong allegations in that letter and he felt he should have received it when it arrived.

Supervisor said it has been 3 months and with all due respect Mr. Haskins should have disclosed that he is also the chairman of the Democratic Party. He wanted that on the record. He felt the whole situation started in December when Tim Marion made his accusations and that it has been nothing but a personal vendetta against Direct Recovery.

Guerriero asked by whom has there been a personal vendetta.

Marion said it has been Councilmen Guerriero and Brennie.

Guerriero said the accusations Tim Marion made had nothing to do with the towing list law.

Paladino said he had to respectfully disagree with Marion and the Supervisor as he had heard about the issues of the towing list for a long time. It has been the topic of conversation for years amongst the other businesses in the community on that towing list. It had been a concern prior to the Zoning Board meeting.

Guerriero said Tim Marion made accusations at a public meeting and it is all documented.

Marion said he came down and apologized.

Guerriero asked to whom did he apologize because he had nothing to do with it.

Mazzetti said Mr. Haskins is the president of the Democratic Committee but he is a Town of Lloyd resident and any resident can come before the Board and voice their opinion. A Republican chairperson has also voiced his opinion to the Town Board as well. He does not see what the significance was to say that Mr. Haskins is part of the Democratic Committee. It should be just a resident voicing their opinion in front of the Board.

5. MOTIONS AND RESOLUTIONS

- A. **MOTION** made by Paladino, seconded by Guerriero to approve the minutes Regular Meeting of May 18th, 2016.

Four ayes carried.

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

General	G-564 to G-657	\$ 54,385.37
Highway	H-251 to H-284	\$ 206,317.00
Miscellaneous	M-134 to M-150	\$ 76,037.00
Prepays	P-181 to P-225	\$ 44,549.80
Sewer	S-143 to S-172	\$ 20,895.71
Water	W-217 to W-248	\$ 14,617.45

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

Four ayes carried.

C. RESOLUTION made by Mazzetti, seconded by Paladino to accept the resignation of part-time dispatcher Adam D. Montfort effective July 10, 2016.

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

Four ayes carried.

D. RESOLUTION made by Mazzetti, seconded by Paladino to hire Adam D. Montfort as a part time police officer at the rate of \$18.25 per hour, pending pre-employment physical, effective July 11, 2016 at the recommendation of Chief Daniel Waage.

Mazzetti said that there has been a large turnover of part-time police officers. He asked if the Town is paying for training the part-time police officers or incurring any cost to certify those employees and they then are using the Town as a stepping stone for full time employment elsewhere.

Supervisor said they are all certified and trained before they are hired and the only incurred cost is the pre-employment physicals.

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

Four ayes carried.

E. RESOLUTION made by Mazzetti, seconded by Paladino to hire Gabriella Breault as an Arts and Crafts Counselor for the Summer Fun Program at Berean Park at an hourly rate of \$9.00 per hour at the recommendation of Frank Alfonso, Recreation Director.

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

Four ayes carried.

F. RESOLUTION made by Paladino, seconded by Hansut to hire Jenna Mazzetti and Dante DeRosa as a counselor in training, with no compensation, for the Summer Fun Program at Berean Park, at the recommendation of Frank Alfonso, Recreation Director.

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

Three ayes carried.

G. TABLED Motion to close the Public Hearing on Local Law D – 2016, a local law to amend the Code of the Town of Lloyd, Chapter 100, Article V., Section 100-23, “Planned Residential Development.”

H. TABLED Resolution

WHEREAS, proposed Local Law “D” of 2016 was introduced at a meeting of the Town Board held on the 20th day of April, 2016, at 7:00 p.m.; and,

WHEREAS, this local law amends the Code of the Town of Lloyd, Chapter 100, Article V., Section 100-23, “Planned Residential Development”; and,

WHEREAS, the Town Board determined that this matter constitutes an unlisted action under the State Environmental Quality Review Act (SEQRA), and the Town Board declared lead agency to do all necessary reviews in this matter; and,

WHEREAS, the Town Board has reviewed Part I of the Short Environmental Assessment Form prepared and submitted on behalf of the applicant, and completed Part II of the Short Environmental Assessment Form; and,

WHEREAS, the Town Board has determined that the proposed action, to wit; an amendment to Chapter 100, Article V., Section 100-23, “Planned Residential Development”,

of the Code of the Town of Lloyd, including revisions to the existing 100-23.1 adding factors for the Planning Board to consider when reviewing applications seeking approval for site plans and/or special permits that may be required revising the setbacks in PRD's and establishing the minimum distance between detached structures within PRD's, will have no significant adverse environmental impacts.

NOW, THEREFORE, it is resolved that the Town Board, as lead agency under New York State Environmental Quality Review Act, finds that the proposed action will not result in any adverse environmental impacts and hereby issues its Declaration of Non-Significance.

I. TABLED Resolution

WHEREAS, proposed Local Law "D" of 2016, a local law to amend the Code of the Town of Lloyd, Chapter 100, Article V., Section 100-23, "Planned Residential Development", was introduced at a meeting of the Town Board held on the 20th day of April, 2016, at 7:00 p.m.; and,

WHEREAS, the Town Board of the Town of Lloyd, having determined that this matter constitutes an Unlisted action under the State Environmental Quality Review Act (SEQRA) and a Short Form EAF having been prepared on behalf of the Town Board, and the Board having assumed lead agency to do all necessary reviews in this matter; and

WHEREAS, the Town Board, having examined Part I and completed Part II of a Short Environmental Assessment Form and considered the environmental effects of this matter, has found, as lead agency, that there is no significant environmental impact and has issued its declaration of non-significance; and

WHEREAS, the Town Board has received a referral response with recommendations from the Ulster County Planning Board regarding the proposed amendment to the Code of the Town of Lloyd, Chapter 100, Article V. and incorporated the recommended changes into the local law; and

WHEREAS, a public hearing has been held thereon on the 18th day of May, 2016, at 7:00 p.m., and continued on the 15th day of June 2016 at 7:00 p.m. at which time all interested persons were given an opportunity to be heard thereon; and

NOW, THEREFORE, it is resolved that Local Law "D" of 2016 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 100, Article V., Section 100-23, "Planned Residential Development".

J. RESOLUTION made by Paladino, seconded by Guerriero to approve the following budget amendment to the 2016 budget:

HIGHWAY

Machinery Equip	5130.20	+\$5,373.00
General Repairs CE	5110.40	-\$5,373.00

(as requested by Rich Klotz, Highway Superintendent)

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

Four ayes carried.

K. RESOLUTION made by Paladino, seconded by Hansut

WHEREAS, the Town Board, as Commissioners of the Highland Water District, received from its Town Engineer information indicating that the extension of the distribution mains of the Highland Water District Water to the Southerly Town Line abutting the Town of Marlborough is feasible, with estimated construction costs of approximately \$3,000,000; and,

WHEREAS, the Town of Marlborough could continue the water main from the Town of Lloyd border to Milton Turnpike and establish an interconnection with the existing Marlborough Water District distribution mains; and

WHEREAS, the extension of the water main from the Town of Lloyd to the Town of Marlborough would create a water interconnection which would serve the neighboring Towns with potable water, as well as stimulate commercial development along NYS Route 9W in the Towns of Lloyd and Marlborough, including the proposed Hudson Valley Wine Village project in the Town of Lloyd; and,

WHEREAS, the Town has identified various economic development and infrastructure funding grants, including but not limited to the Office of Small Cities Community Block Grant Program and the Empire Development Grant; that are available from the State of New York through the Consolidated Funding Application (CFA) process for the project; and

WHEREAS, the Town of Marlborough has expressed interest in making a joint application for grant funding for the project; and

WHEREAS, the developers of the Hudson Valley Wine Village project in the Town of Lloyd will participate in the CFA application along with the Towns to demonstrate that construction of the water main will provide economic development and job creation in the Towns of Lloyd and Marlborough as well as other areas of Ulster County; and

WHEREAS, the Ulster County Executive has provided a letter of support for the proposed project, recognizing that the project improves key regional infrastructure in order to make the region more business ready. While creating construction jobs, and commercial, retail, and industrial development, as well as promoting tourism; and

WHEREAS, a joint application with the Towns and a developer who intends to provide jobs will enhance the chances of approval of the CFA application which would benefit the residents and taxpayers of the Towns; and

WHEREAS, Highland Water District 9W Corridor Southern Extension Project, requires funding from the Town's budget and other available sources to ultimately construct the project; and,

WHEREAS, an application for funding is a Type II Action and requires no review under SEQRA as per the regulations Part 617.5 (a) and (c) (18); and

NOW, THEREFORE, IT IS RESOLVED AS FOLLOWS:

1. The Town Board, on behalf of the Town of Lloyd and acting as the commissioners of the Highland Water District, hereby authorizes the Town to join with the Town of Marlborough, Hudson Valley Wine Village and other parties in a New York State Consolidated Funding Application (CFA) Program to seek appropriate grants to extend the water main within the Town of Lloyd and from the Town of Lloyd border to Milton Turnpike within the Town of Marlborough.
2. The Town Board hereby authorizes and directs the Supervisor to execute any necessary application forms or documents related to the CFA Program on behalf of the Town of Lloyd in conjunction with the parties to the CFA Application.
3. The Town Board hereby authorizes and directs the Supervisor and any other officer or employee of the Town to provide requested information and assistance for the purpose of preparing the CFA Application.
4. The Town's participation in the CFA application is contingent on the developers of the Hudson Valley Wine Village project covering all costs and expenses associated therewith.

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

Four ayes carried.

MOTION made by Paladino, seconded by Mazzetti to go into executive session to discuss contracts at 8:55PM.

Four ayes carried.

MOTION made by Paladino, seconded by Guerriero to come out of executive session at 9:35PM.

Four ayes carried.

MOTION made by Paladino, seconded by Mazzetti to adjourn the meeting at 9:36 PM.

Four ayes carried.

Respectfully submitted,

Rosaria Schiavone Peplow
Town Clerk