

# TOWN OF LLOYD TOWN BOARD

## REGULAR MEETING

SEPTEMBER 20, 2017

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

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

**Absent:** None

**7:00 PM** – Supervisor opened the meeting and led the Pledge of Allegiance. He asked everyone to remain standing for a moment of silence in memory of Robert Gruner a former councilman who passed away on September 7th.

Supervisor read the following proclamation:

**WHEREAS**, Robert "Bob" Gruner, a lifelong resident of Town of Lloyd, was taken from our midst on September 7, 2017; and  
**WHEREAS**, Robert "Bob" Gruner married his high school sweetheart, Cathryn "Kitty" Brault on April 23, 1966 at St. Augustine Church, Highland, New York, and  
**WHEREAS** Robert "Bob" Gruner, was devoted to his family and especially his daughters Suzanne Davis and Karen McPeck and grandchildren Katelin & Zackary McPeck, and  
**WHEREAS**, Robert "Bob" Gruner, served the Town of Lloyd as Councilman from 2002-2005; and  
**WHEREAS**, Robert "Bob" Gruner, served the Town of Lloyd as Deputy Supervisor in 2003, 2004 and 2005; and  
**WHEREAS**, Robert "Bob" Gruner, served the Town of Lloyd as a representative to the Southern Ulster Alliance; and  
**WHEREAS**, Robert "Bob" Gruner, was a business owner and cleaned septic tanks for 25 years in the Highland area.  
**WHEREAS**, Robert "Bob" Gruner, was also a contractor and handy man and it was said that he could fix anything; and  
**WHEREAS**, Robert "Bob" Gruner, was always willing to lend a helping hand to get a project completed; and  
**WHEREAS**, Robert "Bob" Gruner was also an outdoorsman enjoying fishing and hunting and  
**WHEREAS**, Robert "Bob" Gruner was known for his kind, friendly manner, his sense of humor, his honesty and integrity, his devotion to family and community; and  
**WHEREAS**, Robert "Bob" Gruner will be sorely missed by his community, friends and family; and  
**NOW, THEREFORE, BE IT RESOLVED** that this September 20<sup>th</sup>, 2017 Regular Meeting of the Town of Lloyd, Town Board, be opened in memory of Robert Gruner; and  
**BE IT FURTHER RESOLVED** that a certified copy of this resolution is delivered to Kitty Gruner, his wife, with the deepest sympathy of this Town Board of the Town of Lloyd.

Supervisor commented that Kitty Gruner, Bob's wife, was at the meeting. He added that at one point in Town government there were the "Three Bobs", Bob Shepard, Bob Hansut and Bob Gruner. Bob Gruner has now joined the two other "Bobs" in heaven.

**7:01 PM** Supervisor opened the Public Hearing on Local Law F -2017 a local law to repeal and replace Chapter A110: "Towing List" of the code of the Town of Lloyd.

Christopher Coleman, Attorney for Autos by Joseph asked Rosaria Peplow, Town Clerk if she received the letter from his office and that the letter be part of the minutes.

Peplow responded that the letter from Stenger Roberts Davis and Diamond, LLP, was hand delivered to her and distributed to the Town Board.

Jeff Paladino asked if the letter had to be read or if it would just become a part of the minutes.

Peplow responded that it will become a part of the minutes. The letter will be scanned and inserted into the minutes.

September 20, 2017

STENGER ROBERTS DAVIS & DIAMOND LLP

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September 20, 2017

Town Board Town of Lloyd  
12 Church Street  
Highland, New York 12528

Attention: Hon. Paul Hansut, Supervisor

Re: Town of Lloyd Tow List Law

Dear Supervisor Hansut and Board Members:

As you know, my firm represents Autos by Joseph, Inc., Nicky D's Towing & Recovery, LLC., Joseph DiBlanca and Nicholas DiBlanca. A substantially revised Tow List Law has been introduced for adoption which is the subject of tonight's public hearing. We thank you for the opportunity to work with your attorneys to craft a better Local Law for the residents of the Town of Lloyd. This revised law is markedly improved from prior versions; however, one provision remains that is apparently not safety related nor does it appear to have any rational basis to support its inclusion in the law. That provision is contained in § A110-3(E)(3), which provides:

"(3) Towing companies must have at least one tow truck with a gross vehicle weight of ten thousand (10,000) pounds and one flat bed with a gross vehicle weight of fifteen thousand (15,000) pounds."

This section requires that a towing company, in order to get on the tow list, must have both a flatbed with a gross vehicle weight of 15,000 pounds and a tow truck with a gross vehicle weight of 10,000 pounds. The term "tow truck" is not defined. Presumptively, the term "tow truck" means the old fashioned "wrecker-type" tow truck with lift and tow behind capacity only.

The use of wrecker-type tow trucks is no longer the industry standard. All one has to do is check any Owner's Manual of their vehicle. The use of wrecker-type tow trucks is not recommended by vehicle manufacturers because the use of those types of tow trucks can cause damage to a vehicle. As I am sure you well know, vehicles today are constructed much differently than they were even ten years ago; much more plastic and polymers are used and transmissions are ever more exotic to extract a higher gas mileage. Vehicle manufacturers recommend that all-wheel drive vehicles be transported by flatbed as towing can damage the drive train. Enclosed are copies of the relevant sections from the 2018 Toyota Camry Owner's Manual as well as Manuals from Ford and Dodge.

One of my clients has been in the towing business for decades and it is his opinion that a flatbed truck with a winch can undertake all the operations that a wrecker type tow truck can plus it has a higher gross vehicle weight so it is more effective in winching operations. My clients wholeheartedly concur with vehicle manufacturers that towing by a flatbed is the preferred method. Flatbeds are now the industry standard because they are the safest and the least damage-prone way to transport disabled vehicles. We do not believe that such tow behind tow trucks be prohibited, just not mandated.

I strongly urge that the proposed Local Law be amended by deleting the requirement that towing companies must have at least one "tow" truck with a gross vehicle weight of 10,000 pounds.

Making this very simple, but needed correction, is in the interest of everyone - the taxpayers, the local tow industry and the travelling public. More importantly, it will put an end to this whole process.

Thank you for your time and attention.

Respectfully submitted,

STENGER, ROBERTS, DAVIS & DIAMOND, LLP

Coleman stated that he has been working with the Town and the Attorney to create a Towing Law that would be acceptable to both the Town and his client. He has only one issue with the law which is that it requires tow companies to have both a tow truck and a flatbed. Many manufactures of vehicles will void the vehicles warranty if a tow truck is used instead of a flatbed. A tow truck should not be a requirement.

Bob Gorman, of Gorman's Garage and Vice-President of the Empire State Towing and Recovery Association stated that the 10-lb. dry chemical fire extinguisher requirement is excessive as that type of extinguisher is only required for a Hazardous Material load. Their trucks carry a 2-3 lb. extinguisher and the large trucks a 5-6 lb. extinguisher. He said fire extinguishers are carried in the truck cab or tool box. These requirements are in the NYSDOT regulations.

He said that on Page 3 Item 2 the law requires both a tow truck and a flatbed truck. A tow truck's purpose is for recovery. It can back up, reach over an embankment and pull the vehicle out; the flat bed would tow it away. Many vehicles are front wheel drive and these tow trucks have wheel lifts instead of the old slings although some have both. It should be specified as a tow truck with a lifting boom and 75 feet of cable. That will clarify the difference between a tow truck and a flatbed which usually has 50 feet of cable and 20 feet of bed. He would like these specifications added for the truck that is used to repossess cars which is a 10,000 lbs. small F350 single wheel tow truck with what is called a sneaker that hooks under a bumper. The NYS Legislature is working to raise the GVW (Gross Vehicle Weight) of these vehicles to at least 10,000 lbs. On page 5 item 2 the GVWR should state 10,000 or heavier.

Paladino asked what the requirement is for licenses for heavy vehicles.

Jerry Erichsen, of Erichsen's Auto Service responded that to tow with a 10,000-lb. vehicle you must have a Class A CDL (Commercial Driver's License). Class B is required for 26,000 lbs.

Gorman referred to page 5 "H 1" and asked if the maximum tow companies on the list is 15 for light and for heavy. Poughkeepsie has 12 companies on the list and that is too many; it will be difficult to get everyone through the inspections. The 20-minute ETA is fine but mileage needs to be considered. Someone from Marlborough could come into Highland and park his truck. The Police department has to go 3 to 4 miles down the road to inspect his facility and the person who has their vehicle towed has to go 3-4 miles down the road to retrieve his vehicle. He felt that a ½ mile from the Town boundary would be acceptable.

Kevin Brennie stated that the Town Board wanted to set that boundary but were challenged legally.

Paladino stated that the cap of 15 tow companies was so that the inspections by officers wouldn't be as time consuming as it would if there were more companies. They did not want a number less than what was currently on the list. The companies have 30 days to comply with the new criteria which may lower the number of companies on the list.

Gary Gulino said that if there are 15 on the list the towers may get one call a month.

Paladino stated that over a year ago they had complaints and questions and a law suit which lead to rewriting the law. They want a law which is right for the public and the Town. After discussions with the Chief of Police and legal counsel it was determined that there had to be a cap this was a compromise.

Brennie said that the old law worked for 27 years because it had to be a towing company in the Town of Lloyd. The Town Board is reacting to what the lawsuit forced them into which was probably not perfect.

Guerriero said he did some research and the average number of tows over the last 4 years has been 319 per year. If there are 15 towers on the list each would get approximately 21 tows per year. Last year 38% of the tows went to Autos by Joseph.

Gerry Erichsen said that is he has a wrecker for sale and he is getting calls from out of Town. He asked why they are looking for a wrecker and they responded that they hear they can get on the Town of Lloyd Towing List. He is concerned that with the cap of 15 these other tow companies will take advantage of the situation.

Paladino said that they were not taking advantage of a situation. The Town of Lloyd and some other Towns were challenged. The Town was told by counsel that it cannot set parameters in its own town.

Erichsen requested that the Board consider setting the limit at 11. It should be Town companies and the money should be kept in Town.

Supervisor stated they will keep the Public Hearing open.

**7:15 PM** Supervisor opened the Public Hearing on Local Law G - 2017, a local law to amend Chapter 96 of the Town Code entitled "Vehicles and Traffic" Article IV "Emergency Regulations" and Article V "Removal and Storage of Vehicles from Streets and Public Places".

Sean Murphy, Town Attorney, said he spoke with Police Chief Waage regarding the proposed law and that Chief had a few questions. One was who has the authority to call for a tow. Chief felt that sometimes people don't have anywhere to move their vehicle or it is a traffic or safety issue. He wants some discretion when it comes to Towing and creating a financial burden. Murphy suggested that this resolution be tabled.

Supervisor Hansut said they would leave the Public Hearing open until next month and give time for further discussion.

Chief Daniel Waage stated that his job is to protect and serve and to protect the welfare of everyone. A large storm impacts everyone, the people who have to park on the street, the Highway Department and the Police Department. His concern is that discretion won't be used. The highway department asked that cars be towed from the streets in the hamlet last winter during one of the big storms. It was decided not to tow the cars after discussion with the Town Supervisor and Highway Superintendent as the Municipal lot was not yet plowed and therefore there was nowhere for these people to move their cars. He said these people that live in the Hamlet above the businesses don't have to pay a large amount because their car has been towed. He has a policy which he believes the prior Chief had. If you are persistent and consistently parked and a nuisance the Police have tried to work with you then they will have you towed. The police are not going to tow the single mom that can't get in her driveway because the plow person hasn't come yet. They need to use discretion. He understands that with the new law the Highway Department would choose which cars they wanted towed and call the Police Department to call for the tow.

Guerriero stated that there is an Town Ordinance from November 1<sup>st</sup> to April 1<sup>st</sup> that no cars can be parked on the roads in the town. He has seen cars on the street for three days and they plow around them for three days.

Chief said that they will ticket that car. If a hazard is brought to his attention he will make the decision whether or not to tow. If the Highway Superintendent wants to make the decision that a car is to be towed then he needs to call for the tow. He will give the number of the Tow company and document it on the Tow list. They have never had an issue with this before. The business owners who are required to shovel their sidewalks put the snow on the curb or side of the street. The street becomes narrow and this became an issue last winter during one of the bad snowstorms. They received a call from the Highway Department that the cars needed to be removed. The Police went down and the road was narrow but they went to the municipal lot and it had not yet been plowed. It is not an easy job, especially if there are cars parked in the lot but he feels the municipal lot should be done first so that the cars in the Hamlet have an alternative for parking.

Mazzetti stated that the Town Board, Highway Superintendent and Police Department need to discuss this law before passing it.

Paladino commented that it is a problem if the road is so narrow a firetruck can't get through.

Supervisor said the Public Hearing will remain open.

## **1. REPORTS – Town Board Liaisons**

**Audit** –January 1 to June 30, 2017: Councilmember Brennie, Councilmember Mazzetti

July 1 to December 31, 2017: Councilmember Guerriero, Councilmember Paladino

**ECC / Zoning Board** – Councilmember Guerriero

Councilmember Guerriero reported that an applicant is proposing to add a 7,750-square foot addition to an existing 18,500 square foot light industrial building located on Upper North Road. The additional square footage will be used for storage.

**Highland Central School District** – Councilmember Mazzetti

Councilmember Mazzetti reported that the schools are having open house. The Elementary School was on September 12, 13 and 14. The Middle School was on September 18<sup>th</sup> and the High School will be on September 26<sup>th</sup>. Many of the schools are under construction and looking great. All schools will be closed Thursday, September 21 for Rosh Hashanah. There were some complaints about bus transportation because some trips were taking too long. The bus schedules have been modified. If your child is still

having transportation issues, call Douglas Carter, Transportation Supervisor at 691-1040.

Deborah Haab, former School Superintendent, is staying on as interim Superintendent until a new one can be found. There will be a forum run by a representative from BOCES to ask what the parents want in their Superintendent. He asked that parents take advantage of this opportunity to have their voices heard. The school hopes to have a new Superintendent by February 2018.

**Planning Board – Councilmember Paladino**

Councilmember Paladino reported that Tremont Hall, the 20-unit apartment complex on Vineyard Ave. was approved last month subject to site plan approval. He commented that there are a number of people in the audience to discuss the Solar Farm on Perkinsville Road which is an open Public Hearing with the Planning Board. The Planning Board Workshop meeting is September 21 at 5:30 p.m. and the Regular Meeting is September 28 at 7:00 p.m.

**Police/Fire/Town Justice – Supervisor Paul Hansut**

Supervisor reported that Chief Waage hosted an end of summer barbeque for the children that attended the Youth Recreation League Program throughout the year. The Chief and Lieutenant donated their time throughout the year to provide the Youth of our Town with Recreational Programs.

The Highland Hose Bar-b-que is on October 1<sup>st</sup> at Station 2 on New Paltz Road.

**Water/Sewer/Drainage Committee – Councilmember Brennie**

Councilmember Brennie reported that the Committee met with Ray Jurkowski, Town Engineer and discussed the dredging of Shantz Pond. This pond is an issue when there are large storms. The question arose whether there is a dam which would then open up a lot of requirements for the Town as far as maintaining, inspecting and replacing. It becomes complicated and would involve the Federal, State and Town Government, home owners and local taxpayers. They agreed that this is not the time for the Town to take that responsibility. Ray Jurkowski will be issuing a formal letter in regards to this decision. The money for the extension of the water and sewer project to the Bob Shepard Highland Landing Park has been granted and everyone is anxious to start.

Supervisor stated that there will be a Press Conference on Wednesday, September 27<sup>th</sup> at 11:00 a.m. at the Bob Shepard Highland Landing Park. Assemblyman Skartados will be in attendance to announce the grant of \$250,000 for the water and sewer extension to the Bob Shepard Highland Landing Park and \$125,000 toward the completion of the Park.

**REPORT – Peter Bellizzi, President, Hudson Valley Rail Trail**

Peter Bellizzi reported that he attended the Planning Board Meeting and recommended education for Rail Trail Safety. He also discussed it with some of the members of the Rail Trail Association and they will schedule a couple of dates in the Spring. The anticipated detour of the Rail Trail for the installation of the Water line to the Walkway Over the Hudson Visitors Center has been postponed until Spring. The project is focusing on the Sewer line this fall. He attended the construction meeting and they decided that they would postpone since the Highway would not pave until Spring. Phase III of the rail trail has gone out to bid. The bid opening will be on October 11<sup>th</sup> at 2:00 p.m. Ulster County is doing Phase IV of the Rail Trail from New Paltz Rd./ Route 299 to South Street at Central Hudson and hopefully will go out to bid in November.

Supervisor said that Phase III is the piece of the rail trail that goes from Tony Williams Park to Highland Hose Station 2 on New Paltz Rd. It has been a long seven to ten years to get this phase done.

Bellizzi stated that the Rail Trail Association had their Board Meeting and discussed moving the charging stations. They would prefer installation at 101 New Paltz Rd. parking lot rather than the 75 Haviland Road. He asked Paul Gargiulo to speak about the Tesla Charging stations.

Paul Gargiulo said that at 75 Haviland Road people would come to charge and would never go into the Hamlet or to any businesses. There would be a better chance that people would use the Rail Trail and enter the Hamlet if the charging stations were in the municipal lot and at the 101 New Paltz Road lot.

Supervisor reiterated that Tesla will pay for all equipment and labor to install four charging stations in Lloyd. Each station would have two chargers making it eight charging units. The original plan was to put 2 stations at 75 Haviland Road and two stations in the Municipal lot in the Hamlet. He said that at the last Town Board meeting it was discussed to move the stations from 75 Haviland Road to one of the other Rail Trail parking lots. He said that these chargers have no cost to the Town other than supplying the electricity for the charges.

Paladino asked if there is a place to put the chargers at 101 New Paltz Rd.

Gargiulo replied that there was plenty of power.

Guerrero stated that the ECC (Environmental Conservation Committee) is looking into bringing in Universal Charging stations.

Paladino mentioned again that the Town can only charge for the parking space but this program is at no cost to the Town and they should get it up and running. The goal is to bring people into the Town and while their vehicles are charging they visit our businesses in Town. Tesla has an app that directs people to the charging stations. Universal Charging stations may be something to look at in the future.

Gargiulo stated that the Commercial Ave. Ext. parking lot does not have the electricity or volume of traffic.

Leonard "Bud" Hossenlopp, member of the Town of Lloyd ECC said that from 2010 to 2016 that only 18.5% of Electric cars were Tesla and it is still under 30% and by putting these charging spaces, they are eliminating eight parking places for other cars.

Paladino said they are not eliminating the spaces people can still park there.

Hossenlopp asked why they aren't doing universal charging stations.

Brennie stated that the Tesla program is a marketing program and they would take advantage of the program if GM and Ford offered one.

Paladino stated that if an opportunity for a grant comes up for Universal charging stations or if the Town chooses to spend \$8,000 to \$10,000 per charging station for them they would do universal charging.

Supervisor asked if all received the letter from Neil Curri, Chairperson, of Environmental Conservation Committee, requesting that the Town support the installation of both the Tesla and the Level 2 charging station. The ECC requests the support of the Town Board to obtain funding to install a Level II station

Peplow said that the letter had been distributed to the Board.

**REPORT – Leonard Auchmoody, Manager, Bob Shepard Highland Landing Park**

Leonard Auchmoody reported that the Outdoor Classroom or Pavilion, will be complete by noon tomorrow (September 21, 2017) except for the floor. He encouraged everyone to go see it; he is extremely pleased with the structure and feels that where it is situated it looks like it belongs there. They poured another 41 feet of the River Walk. The river walk now covers the bulkhead from north to south and west to the parking lot. He said there is still another 76 feet of river walk to complete on the Southside of the boat ramp launch but they will evaluate installation depending on the weather.

He reminded everyone that on Wednesday, September 27<sup>th</sup> at 11:00 a.m. at the Bob Shepard Highland Landing Park there will be a press conference with Assemblyman Skartardos presenting the Town with the Grant money for the Water and Sewer connection and completion of the Park. He encouraged all to attend and show their appreciation.

The bollards have been installed approximately 300 feet apart which means a large boat can be tied up. Baker and Sons Landscaping has been mowing the lawn every week. Tim Baker put the lawn in and has done a great job maintaining it.

Mazzetti asked about the installation of the sewer line to the Park.

Auchmoody said they cannot go forward with engineering or work until they receive the Grant money. The initial engineers estimate was \$230,000.00 but he hoped it comes in a little less.

Guerrero complimented Leonard Auchmoody and Matt Smith for the wonderful job they have done at the park.

**2. OLD BUSINESS**

**A. Discussion "registered sex offender occupancy license." fee pursuant to Town of Lloyd Code Chapter 64-7.**

Supervisor said this law was adopted in July and requires the establishment of fee for the license. Resolution C on the agenda addresses that. He said that the Town mirrored the Town of Colonie law so the Town will also mirror their licensing fees.

**B. Discussion - Lights at Tony Williams Field - Frank Alfonso, Recreation Director**

Alfonso said that in February some poles at Tony Williams fell down. They put out a bid for lighting at Tony Williams Field to include six new metal poles, lighting, LED bulbs. He said the low bid was \$152,000 and the high bid was \$200,000. All agreed that the price was too high and decided to look at different way to do this project at a lower cost. Recreation has a Capital Improvement Fund to pay for the project. The two outfield poles were deemed safe by two electricians and a worker from Central Hudson. They took down the pole by the flagpole, one fell down and two others were taken down. He spoke with different companies and came up with price for 4 wooden poles delivered and installed would cost \$13,000.00, the halogen lights for the four poles would be \$39,000.00 which includes material delivered. The installation of the lights onto the poles and connecting to the electric source by a contractor would be anywhere from \$6,000.00 to \$10,000.00.

Brennie asked if they got any prices on LED.

Alfonso replied that it was recommended that LED lights be installed on a metal pole because the wood poles move. The metal poles are 60 feet instead of 50 feet. It would be approximately another \$12,000.00 to strip down the outfield pole and install new lighting.

Mazzetti asked if any of the lights or bulbs on the old poles could they be reused.

Paladino stated that they are using two fixtures as potential replacements but the fixtures currently on the poles are from the 1980's.

Brennie asked if there is enough money in the Recreation Capital Improvement Fund to put up the metal poles and LED lights.

Alfonso replied that it would be short by approximately \$30,000.00.

Brennie said that a few years ago they built the new pavilion, storage building and dug outs for about \$200,000.00.

Alfonso added that that they also did Berean Park.

Brennie said that they should do it the best way since it may be another 30 years before they do it again.

Mazzetti did not feel it was right to spend a couple hundred thousand dollars of taxpayer money.

Brennie responded that this was not taxpayer money but money from the Recreation Capital Improvement Fund raised through Recreation Fees paid by developers.

Alfonso said that since he first became involved in 1987 all major improvements made to any recreational facilities including the Tennis Courts organized by Loretta Miller and a group of residents has been funded by the Recreation Capital Improvement Fund raised through the Recreation Fees. It does not come out of the budget.

Supervisor asked Alfonso if he was only presenting information or did he want a decision tonight.

Alfonso said he has been working on this since March. He would not put new poles up and use the 30-year-old lights on them. The 4 poles complete is approximately \$65,000.00 and new lighting on the outfield poles will be approximately \$76,000.00. The poles and lights would be certified and warrantied.

Guerriero asked what the longevity was on the new lights.

Alfonso said the Halogen are 10 years and the LED are 25 years.

Paladino asked if putting this off three or more months would have an impact on the Park.

Alfonso responded that it would. Inclement weather may delay the installation of the poles and would affect the Spring season.

Paladino asked Alfonso if he wanted to spend the \$162,000.00 or to install four new wood poles and lights at \$65,000.00 and not deplete his budget. He feels the wood poles and lights will last another 30 years as the present ones have and the recreation fund would not be depleted.

Supervisor asked how much the Fund has in it.

Alfonso said it has \$120,000.00 but he knows that more money has come in from Development.

Brennie disagreed that the money would deplete quickly because there is so much development in Town.

Mazzetti asked if this is the same money that is going to be used for the sewer at Berean Park. He does not want to see the Recreation Fund depleted because something may come up, such as the bathroom septic situation at Berean Park. He agrees that they should put the wood poles in at \$65,000.00.

Paladino asked if Alfonso wanted a resolution passed tonight.

Alfonso said he would like to get the process moving.

Supervisor stated that they have been given a couple of options and he will put together a resolution for the October workshop meeting.

### **3. NEW BUSINESS**

#### **A.**

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

Jess Puccio stated that his mother had a concern about the traffic at the Commercial Avenue Extension and the Rail Trail. There is no STOP sign for vehicles.

Peter Bellizzi stated that there are STOP signs for the pedestrians but not the vehicles.

Patrick Murphy, 277 Perkinsville Road, stated that he is not as concerned with the Windgate Solar Farm Project but that he was not notified of the project and heard about it from neighbors.

Jeff Paladino stated that he lives farther from the project than Mr. Murphy and he was notified.

Supervisor added that David Barton, Building Department Director, was responsible for notifying the neighbors and Dave Plavchak, Planning Board Chairperson was in the audience tonight.

Plavchak said that all neighbors within 300 feet of the project were notified of the Public Hearing by certified letter. Notification was in the newspaper, on the Town website and posted on the official Town notification board in the Hallway outside of the Town Clerk's office.

Murphy said the Planning Board minutes are not posted on the Town Website. He does not know much about the solar farm and is not opposed to it but feels it was wrong that the people in the area were not notified that something was changing from a residential area to a commercial area. He is concerned with the construction and the traffic on the road. There will be a lot of noise and construction equipment. He understands that they are very passive once they are built. He pointed out two black spots on the plans and wondered what they were.

Plavchak said there are no buildings on the project. The spots may be inductor boxes or an indication of wet lands.

Mazzetti said he is concerned with people being able to see it from their homes.

Plavchak stated that the neighbors did a great job expressing their concerns at the Public Hearing. He has talked individually with residents and gone over their concerns. He, David Barton, Bill Ogden and Teresa Bakner, Attorney, have met with Cypress Creek about the concerns. He felt that the representative from Cypress Creek who presented the project did not do the best job; they talked about clear cutting trees, etc. The Planning Board met with Cypress Creek again and the updated plan shows that they are not going to clear cut anything. There will be a 75-foot buff of vegetation around the entire project. The Planning Board's main concern is the view shed and they will continue to work with Cypress Creek until the Plan is what they want. Cypress Creek will meet with all the residents and the Planning Board is going to do a site visit with the applicant. There are many concerns and the Public Hearing will remain open until all the concerns are addressed. The Planning Board cannot change that a solar farm is allowed in residential area. It is an allowed use in the Town Use Tables. It has to be 10 acres; this lot is 60 acres and the solar panels will take 6 acres. The question is whether people want a solar farm or a subdivision.

Murphy said that there are other 10 acres properties on Perkinsville Road that would be suitable and one of his neighbors was approached but he turned it down. He asked if this land is suitable for this project and where the project stands at this point.

Plavchak said the company is leasing the property for this use. It is before the Planning Board for site plan approval. The engineers from Morris Associates who represent the Planning Board are reviewing the project to be sure that it meets the Town Code.

Murphy said he looked at the plans in the Building Department and asked if the overhead utility line is 2 megawatts.



Mazzetti asked if the Planning Board could require them to bury that line.

Plavchak said they have already asked them; if this were a subdivision they would be required to bury the line. They may say it is too expensive because of the wetland.

Paladino stated that the line is coming off Route 9W and goes into the woods.

Plavchak said that Central Hudson asked for the line which will go to the Distribution unit.

There will be six 40-foot wooden poles with meters on them at 30 feet apart from east to west. They are asking them to bury the line from the last pole into the plant.

Murphy thanked the board for the information. He couldn't get any information and asked why the Planning Board minutes take 3 to 4 months.

Supervisor said he would look into it.

Richard Rubow, 98 Perkinsville Road, said that he abuts the Windgate Project. He received a letter from Cypress Creek introducing the project and asking how residents felt about it.

He did not answer or do anything with the letter. He got a certified letter from the Town one week prior to the Public Hearing and he was away.

Paladino stated that there are requirements for sending out the notices.

Plavchak said the next Planning Board meeting is tomorrow September 21<sup>st</sup> and the regular meeting is September 28<sup>th</sup>.

Rubow said that his neighbor showed him the 30-foot tape where the original line was for the solar panels. His concern is that there are nice native trees and if someone clear cuts them and then plants native trees, he will never see them grow in his lifetime. He said he would prefer conifers mixed in with the 75-foot existing trees.

Plavchak said they have asked Cypress Creek where the trees will go and if there will be a berm.

Rubow stated that he reviewed some Town laws and Communication Towers are required to bury their wires. He is concerned about poles and wires and his view.

Paladino suggested that everyone come to the Planning Board meeting and see the revised plan. There is buffering on the North and West. Mr. Murphy had a concern about traffic but it will be negligible compared to a subdivision. One person may come in once a month to check things and they would come in from Route 9W so it really won't impact Perkinsville Road.

Mr. Murphy asked why there is an entrance on Perkinsville Road.

Plavchak responded that there are two entrances one on Route 9W and one on Perkinsville Road.

Mark Fischer, 142 Perkinsville Road, said that he agrees to the project but wants to know why they are doing a 75-foot differential instead of a 500 ft. Why didn't the Planning Board make them go further?

Plavchak stated that the standard set back is 30 feet but the Planning Board asked them to do 75 feet. They would not be able to install solar panels if it were further because of where the wet lands are.

Sal Incorvaia, 100 Perkinsville Road, said the Solar Farm comes into his backyard and his view is his concern. He thanked Dave Plavchak on the great job he has done in helping him understand the project. He feels that 75 feet of untouched trees and possibly a berm with trees on top may work. His second concern is the overhead distribution lines. He checked Town Code and if he was putting a subdivision on that property he "shall" put the lines underground.

Jim Smith, 73 Perkinsville Road, stated that his concern is why did the Town allow it to be built in an R-1. He asked why they have to build at Perkinsville Road; there are over 60 acres and they could build elsewhere on the property.

Paladino responded because of the wetland.

Mazzetti said that the law states that project should not be seen from any road or any home. They should not be able to go on their rooftop and see the solar panels.

Supervisor said that the Town Board passed this law 4 months ago because there were no regulations for Solar Farms. The Town Board worked with the Planning Board and prepared a local law; they had a public hearing that they left open for 2-3 months. The local law went to the Ulster County Planning Board and they reviewed it. The comments from the Ulster County Planning Board were that this law should be a model for other communities. No one knew at that time that Cypress Creek wanted to put a Solar Farm on Perkinsville Road.

Paladino said it was rumored that they were looking in NYS and throughout the country. Bill Ogden and Peter Brooks, Planning Board member and representative to the Ulster County Planning Board felt that the Town needed a solar law.

Supervisor said that after the law was passed Cypress Creek went to the Building Department and said they wanted to build a solar farm in Lloyd. That project is in front of the Planning Board; they must go through the SEQRA process. Comments from the Public will be taken at the Public Hearing. The Planning Board is presenting the concerns of the public to Cypress Creek so that they can come back with a plan that works for everyone.

Incorvaia asked if the law says "shall" shouldn't that be enforced.

Murphy stated that the law requires buried lines for residential development; this is not a residential development.

Incorvaia said that the solar law does not refer to power lines but states to revert back to the R-1 law.

Supervisor stated that the Town has a Special Use attorney who will be at the Planning Board meeting.

Plavchak commented that they have been told that Cypress Creek is not ready to come back so they will not be at the Planning Board meeting this month.

Greg Martenson, 131 Perkinsville Road, said he never received any notices, certified or other. He would like to see the panels moved closer to 9W and eliminate the entrance on Perkinsville Road.

Plavchak stated that all these questions have been presented to the developer.

Mark Reynolds, reporter, asked why the Town Board in the law for Solar Farms allowed it to be built in a residential zone as opposed to commercial.

Paladino responded said this a new thing that is coming about in the country. They tried to utilize existing laws. They found through research that this use is allowable in a residential zone.

Plavchak said that they used a New York State model law.

Mazzetti asked Sean Murphy, Town Attorney, if they could do a moratorium on this and stop the process so they can revisit the law.

Murphy said the Town Board could but they already did a 3-month moratorium and then extended it until they were able to complete the law and adopt it. The Town did a moratorium for 4-6 months. The Planning Board reviewed several laws and developed this law. The Town Board had a public hearing and passed this law and another moratorium now might be challenged.

Paladino said they don't know if they have a problem with the law. The Public hearing is still open and nothing is being approved at this point. He is hearing that everyone is concerned about the buffering and he suggested that the residents go to the Planning Board meetings and let them know.

Plavchak added that the law cannot be written perfectly. They are going to apply the law differently as no application is the same.

Martensen asked what effect this will have on their home values and if there is enough data to know. He would like the location of the panels to be taken into consideration in regards to this.

Plavchak said that solar farms are new and there isn't a lot of data. It could be 10 or 20 years before they know the effects.

Fred Pizzuto, Planning Board member, stated that they are stumbling through this and all the ambiguity. The issues are that the line has to be buried and that the project can't be seen from any residential property.

Fred Schmalkuche, 144 Perkinsville Road, asked if one of the Boards can make changes to the proposal.

Supervisor replied that the Planning Board's responsibility is to ask for the changes and approves the site plan.

Schmalkuche asked that the project be moved and all lines be buried. He also asked what recourse do the homeowners have if the trees that are planted are not sufficient to block the view and who decides what is adequate.

Paladino said the law states adequate buffering as long as the developer does what the law states and what the site plan asks for there is no need for recourse. The Planning Board decides what is adequate.

Anthony Machin, 143 Perkinsville Road, said he has not heard anything discussed about environmental issues. Toxic chemicals are used to build solar panels. Their life span is 25 to 30 years and hopefully as time progresses that will improve. The concern is that when these panels get damaged, pieces fall onto the ground and it may become a superfund site. Semiconductor business sites turn into superfund sites because of the

toxins used. He doesn't feel the Town is being responsible by putting this project in a Residential area.

Paladino asked if he is opposed to solar panels because of the environmental impact because whether it is a residential or commercial area they will be toxic.

Mary Anne Martenson, 131 Perkinsville Road, asked what point in the process is it too late. Supervisor stated that the Planning Board is taking the public concerns into consideration and the Planning Board will follow the law as it is written prior to giving final site plan approval.

Plavchak stated that the Public Hearing for the project was opened at the last Planning Board meeting and it will remain open until all concerns are heard.

Supervisor said he was glad to have the public attend and to hear their concerns and felt that it is important to have these discussions.

## 5. MOTIONS AND RESOLUTIONS

**A. MOTION** made by Mazzetti, seconded by Paladino to approve the minutes Regular Meeting August 16, 2017.

**Five ayes carried.**

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

General	G - 673 to G - 785	\$ 58,855.55
Highway	H - 354 to H - 389	\$ 36,776.46
Misc	M - 149 to M - 188	\$ 268,659.18
Prepays	P - 468 to P - 526	\$ 56,968.88
Sewer	S - 167 to S - 231	\$ 52,674.97
Water	W - 218 to W -282	\$ 32,483.13

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

**Five ayes carried**

**C. RESOLUTION** made by Paladino, seconded by Mazzetti to establish a license fee pursuant to Town of Lloyd Code Chapter 64-7 of \$1,500 for establishments with fifty (50) or fewer rooms or a fee of \$3,000 for establishments with fifty-one (51) or more rooms for one twelve-month period commencing on the date of their issuance. The license shall be denominated as the "registered sex offender occupancy license." shall be prominently displayed in a conspicuous place in the lobby or registration area of the licensed premises.

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

**Five ayes carried**

**D. MOTION** made by Mazzetti, seconded by Guerriero to close Vineyard Avenue from Milton Avenue to Main Street for the Highland Business Association event to be known as "A Night in Little Italy" on Saturday October 21, 2017 from 3pm to 10pm.

**Five ayes carried**

**E. MOTION** made by Mazzetti, seconded by Guerriero to close Main street from Church Street to the intersection with Vineyard Avenue and Vineyard Avenue from Main Street to Milton Avenue on Saturday October 28, 2017 from 3pm to 10pm for the celebration of Halloween in the Hamlet; and to close Church Street from Main Street in a southerly direction to the intersection with and including that portion of Vineyard Avenue to Milton Avenue from 6:00pm to 6:30pm for the Lil' Goblins Parade and to re-open Church Street and said portion of Vineyard Avenue from Milton Avenue to Church Street upon the parade's completion.

**Five ayes carried**

**F. MOTION** made by Mazzetti, seconded by Guerriero to re-appoint Peter Brooks as the Town of Lloyd representative on the Ulster County Planning Board with a term expiring 12/31/2021.

**Five ayes carried**

**G. RESOLUTION** made by Paladino, seconded by Mazzetti to authorize the Supervisor to sign the renewal contract for telephone services with Magna 5 (fka Cornerstone Telephone) for a two-year term at the monthly rate of \$1,491.50.

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

**Five ayes carried.**

**H. RESOLUTION** made by Paladino, seconded by Mazzetti to hire Olukayode Olosokan as part time police officer at an hourly rate of \$18.25 effective September 21, 2017 at the recommendation of Police Chief Daniel Waage.

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

**Five ayes carried.**

**I. RESOLUTION** made by Paladino, seconded by Mazzetti to hire Brett Blank as part time police officer at an hourly rate of \$18.25 effective October 1, 2017 at the recommendation of Police Chief Daniel Waage.

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

**Five ayes carried.**

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

**WHEREAS**, the Town of Lloyd is applying to the Hudson River Valley Greenway for a grant under the Greenway Communities Grant Program for a project entitled John Burroughs Black Creek Trail – Traffic Impact Study to be located in Town of Lloyd; and

**WHEREAS**, the grant application requires the applicant municipality to obtain the approval/endorsement of the governing body of the municipality or municipalities in which the project will be located;

**NOW, THEREFORE, BE IT RESOLVED**, that the governing board of the Town of Lloyd hereby does approve and endorse the application for a grant under the Greenway Communities Grant Program, for a project known as John Burroughs Black Creek Trail – Traffic Impact Study and located within this community.

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

**Five ayes carried.**

**K. MOTION** made by Mazzetti, seconded by Paladino to suspend the NO PARKING on the south side of Haviland Road for the 2017 Walk to End Alzheimer's scheduled for Saturday October 14th 2017.

**Five ayes carried**

**L. MOTION** made by Mazzetti, seconded by Paladino to suspend the NO PARKING on the south side of Haviland Road for the 2017 Hudson Valley Walk to Defeat ALS on Sunday October 15th 2017.

**Five ayes carried**

**M. RESOLUTION** made by Mazzetti, seconded by Paladino

**WHEREAS**, the Town of Lloyd sent out seven (7) requests for written quotations for lawn care, including mowing, weed whacking, disposal of clippings, fertilizing and spring and fall cleanup for the Town's Tony Williams Field and Village Field for a three-year season contract; and,

**WHEREAS**, the Request for Quotation advised potential bidders that the Town of Lloyd Recreation Director would be available for questions from potential bidders regarding properties referred to in the Request for Quotation; and,

**WHEREAS**, one (1) sealed quotation was submitted and opened on September 18, 2017, as follows:

Baker & Sons Landscaping quote \$300 per cut for Tony Williams Field/\$70 per cut for the Village Field; \$35 per hour for extra work; \$850 per application for fertilizing Tony Williams Field/\$265 per application for fertilizing the Village Field, and

**WHEREAS** a certificate of insurance and non-inclusion certification were submitted, per the Request for Quotation; and,

**WHEREAS**, the Town's Recreation Director, Frank Alfonso and the Town Board Agree that awarding the bid for all of the necessary lawn care, including fertilization, would optimize the cost and efficiency of the contract, and the quote for fertilizing submitted by Baker & Sons Landscaping is reasonable and appropriate, and the Town

desires to award the bid to Baker & Sons Landscaping, which bid provided for all of the requested services at both Tony Williams Field and the Village Field.

**NOW, THEREFORE, IT IS RESOLVED AS FOLLOWS:**

The contract for the Town of Lloyd lawn care for a three-year season ending December 31, 2020 for Tony Williams Field and the Village Field is awarded to Baker & Sons Landscaping as they were the only bidder and their bid is considered by the Town Board to be the “best value” for the Town of Lloyd as recommended by Recreation Director Frank Alfonso.

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

**Five ayes carried**

- N. MOTION** made by Paladino, seconded by Guerriero to close the public hearing on Local Law F -2017 a local law to repeal and replace Chapter A110: “Towing List” of the Code of the Town of Lloyd at 9:30 PM.

**Five ayes carried.**

- O. TABLED RESOLUTION** until after attorney client meeting see below

**WHEREAS**, a proposed Local Law “F-2017” a local law to amend Chapter A110 entitled “Towing List” of the Town of Lloyd Code to repeal said law in its entirety and substitute therefore a new Chapter A110 entitled “Towing List” was introduced at a meeting of the Town Board held on the 16<sup>th</sup> day of August, 2017 at 7:00 P.M.; and,

**WHEREAS**, a public hearing has been held thereon on the 20<sup>th</sup> day of September 2017 at 7:00 P.M., at which time all interested parties were given an opportunity to be heard thereon;

**WHEREAS**, The Town Board, Town of Lloyd determined that said Local Law is a type two action pursuant to the State and Environmental Quality Review Act (SEQRA) and is exempt from further proceedings under such act.

**NOW, THEREFORE, BE IT RESOLVED** by the Town Board, Town of Lloyd that Local Law F – 2017 be enacted in the form attached hereto as Schedule “A” as fully as if set forth herein, being a local law to amend Chapter A110 entitled “Towing List” of the Town Code of the Town of Lloyd to repeal said law in its entirety and substitute therefore a new Chapter A110 entitled “Towing List”.

- P. TABLED Motion** to close the Public Hearing on Local Law G - 2017, a local law to amend Chapter 96 of the Town Code entitled “Vehicles and Traffic” Article IV “Emergency Regulations” and Article V “Removal and Storage of Vehicles from Streets and Public Places”.

- Q. TABLED Resolution**

**WHEREAS**, proposed Local Law “G” of 2017, a local law to amend Chapter 96 of the Town Code entitled “Vehicles and Traffic” ARTICLE IV “Emergency Regulations” and ARTICLE V “Removal and Storage of Vehicles from Streets and Public Places” was introduced at a meeting of the Town Board held on the 16<sup>th</sup> day of August, 2017, at 7:00 P.M.; and

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

**WHEREAS**, a public hearing was scheduled for September 20, 2017 at 7:00 P.M., the Town Clerk published and posted a notice of said public hearing in accordance with law; and

**WHEREAS**, a public hearing has been held thereon on the 20<sup>th</sup> day of September, 2017 at 7:00 P.M. at which time all interested persons were given an opportunity to be heard thereon; and

**NOW, THEREFORE**, be it is resolved that Local Law “G” of 2017 be enacted as in the form attached hereto as Schedule “A” as fully as if set forth herein, being a local law to amend Chapter 96 of the Town Code entitled “Vehicles and Traffic” ARTICLE IV “Emergency Regulations” and ARTICLE V “Removal and Storage of Vehicles from Streets and Public Places” of the Town Code of the Town of Lloyd.

Sean Murphy explained that Wingate at Ulster brought a Tax certiorari for 2016 and 2017 roll; they are currently assessed at \$10,476,000.00, Jennifer Mund, Assessor did a lot of research on the value of that property and comparable facilities and they worked out a settlement in which Wingate withdrew the 2016 Tax certiorari. There would be no refund and they have agreed to an assessed value of \$9,840,000.00 for 2017 \$9,600,000.00 for 2018, 2019, 2020. He spoke with Mark Sharff, Attorney for the Highland School District, and he agreed this was a satisfactory settlement.

**R. RESOLUTION** made by Mazzetti, seconded by Paladino

**WHEREAS**, there is presently pending against the Town of Lloyd two proceedings commenced by Wingate of Ulster, Inc. pursuant to Article 7 of the Real Property Tax Law of the State of New York to review the assessment of a parcel of real property located within the Town of Lloyd, on the final tax assessment rolls adopted in 2016 and 2017, as such parcel is set forth and described in the attached copy of a proposed Stipulation of Settlement with respect to said Petitions.

**NOW, THEREFORE, BE IT RESOLVED**, that Settlement on the terms set forth in the next Stipulation is approved by The Town Board of the Town of Lloyd and Di Stasi, Moriello & Murphy Law, PLLC, attorneys for the Town of Lloyd, be and hereby are, authorized on behalf of the Town of Lloyd to execute the within Stipulation, and that said settlement be submitted to the Ulster County Supreme Court for final approval and entry of the Consent Order directing adjustment of the affected tax roll and payment of appropriate refunds, if applicable.

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

**Five ayes carried**

**S. RESOLUTION** made by Brennie, seconded by Guerriero to approve the following budget amendments to the 2017 budget:

**GENERAL**

Tow Law	1420.43	+\$3,217.50
Contingency	1990.40	-\$3,217.50
Town Hall Cap Improve	1620.50	+\$6,500.00
Contingency	1990.40	-\$6,500.00
Parks CE	7110.40	+\$7,500.00
Summer Fun PS	7310.13	-\$2,855.00
Contingency	1990.40	-\$4,645.00
Berean Park PS	7310.12	+\$1,476.00
Summer Fun PS	7310.13	-\$1,476.00
Historian CE	7510.40	+\$72.00
Contingency	1990.40	-\$72.00
NYS Retirement	9010.80	+\$328.00
NYS Retirement P&F	9015.80	+\$4,637.00
Contingency	1990.40	-\$4,965.00

**HIGHWAY**

Brush & Weeds PS	5140.10	+\$165.00
Snow Removal PS	5142.10	-\$165.00

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

**Five ayes carried.**

**MOTION** made by Brennie, seconded by Mazzetti to go into executive session with Jennifer Mund, Assessor to discuss personnel \* followed with attorney client discussion of towing law with Andrea Gellen, attorney at 9:30PM.

**Five ayes carried.**

\*Mazzetti left the meeting

**MOTION** made by Brennie, seconded by Guerriero to come out of executive session at 11:15PM.

**Four ayes carried.**

Andrea L. Gellen, attorney, stated that the proposed local law will have the following edits:

1 – removing 110-3(E)(1)(b)(i) and (ii)

2 – changing 110-3(E)(2) will now read: All towing companies must have their Vehicles marked in compliance with NYSDOT and/or US DOT regulations. (See 17 NYCRR §820.1 and 49 CFR Part 390) (3) Towing companies must have at least one tow truck with a gross vehicle weight of ten thousand (10,000) pounds or one flat bed with a gross vehicle weight of fifteen thousand (15,000) pounds.

3- both lists are capped at 11.

**RESOLUTION** made by Hansut, seconded by Paladino

**WHEREAS**, a proposed Local Law “F-2017” a local law to amend Chapter A110 entitled “Towing List” of the Town of Lloyd Code to repeal said law in its entirety and substitute therefore a new Chapter A110 entitled “Towing List” was introduced at a meeting of the Town Board held on the 16<sup>th</sup> day of August, 2017 at 7:00 P.M.; and, **WHEREAS**, a public hearing has been held thereon on the 20<sup>th</sup> day of September 2017 at 7:00 P.M., at which time all interested parties were given an opportunity to be heard thereon;

**WHEREAS**, The Town Board, Town of Lloyd determined that said Local Law is a type two action pursuant to the State and Environmental Quality Review Act (SEQRA) and is exempt from further proceedings under such act.

**NOW, THEREFORE, BE IT RESOLVED** by the Town Board, Town of Lloyd that Local Law F – 2017 be enacted as modified by Andrea L. Gellen, attorney, McCabe and Mack, LLP in the form attached hereto as Schedule “A” as fully as if set forth herein, being a local law to amend Chapter A110 entitled “Towing List” of the Town Code of the Town of Lloyd to repeal said law in its entirety and substitute therefore a new Chapter A110 entitled “Towing List”. (See Attached)

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

**Four ayes carried.**

**MOTION** made by Brennie, seconded by Guerriero to adjourn the meeting at 11:25PM.

**Four ayes carried.**

Respectfully submitted,

Rosaria Schiavone Peplow  
Town Clerk