

TOWN OF LLOYD TOWN BOARD

WORKSHOP MEETING

DECEMBER 7, 2016

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

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

Absent: None

4:00 PM – Supervisor opened the meeting and led Pledge of Allegiance. He asked for a moment of silence for all those who lost their lives in the Attack on Pearl Harbor, December 7, 1941.

1. REPORTS

Finance – Karen McPeck, Bookkeeper to the Supervisor

Not present

Assessor – Jennifer Mund

Not present

Building & Zoning Department – David Barton

David Barton reported that they have \$174,000.00 in revenue to date. The revenue last year was \$95,000.00. The Building Department is ahead of last year in terms of permits and building. There is more revenue coming with planning on which Councilmember Paladino will give a report for the Planning Board at the regular meeting. On the agenda for the Tri-Board meeting tonight is the Solar Ordinance which is before the Town Board for review. The re-zoning application for North Road will also be discussed tonight at that meeting and the applicant's attorney and engineer will be present to answer any questions.

Barton and Supervisor asked if Peter Brooks and Bill Ogden, Planning Board members, would speak briefly on the Solar Ordinance.

Peter Brooks said that the proposed solar ordinance is based on the New York State model law. The law states that for a rooftop unit they need to meet a certain size requirement (not more than 1,000 square feet) be in a residential or agricultural area and they are going to use the electricity that is generated, the Building Department can just issue a permit. If the unit is bigger and anything other than an agricultural or a residential district and is ground mounted it requires review by the Planning Board site plan and a special permit review. Ground mounted units that meet the size requirements can get a building permit without going through the Planning Board as long as they were basically not visible in any way from a neighbor, public road or sidewalk. If it is visible in any way then it would have to go in front of the Planning Board.

Paladino asked what the maximum coverage is for a ground unit.

Brooks replied that it is 400 square feet for a unit that they would use electricity for themselves. Larger scale components would require at least a 10-acre parcel and it has to be screened and not visible to the surrounding parcels. Once it reaches 25 megawatts it is no longer a local issue it then would become a state agency issue. Refurbished units that do not quite become utility size would have to be on at least ten acres with a site plan and special permit with Planning Board approval.

Ogden said something that is indirectly solar that they did not cover is wind power. He went to a NYS presentation on wind power. The speakers at the seminar said it is growing faster than solar panels.

Supervisor commented that he recalled someone doing a study on wind power on Illinois Mountain years ago.

Brooks stated that the Town of Lloyd is not in such a favorable wind generating area. The Town is right on the margin where there is enough reliable wind all the time to make it worthwhile to pursue.

Ogden said they have also discovered that their terminology is somewhat different than one might expect. Their idea of a small wind installation is a least a hundred-foot tower. Probably at some point the Town would need to think about it.

Dog Control – Andrew McKee

McKee reported there were 21 calls this month including six calls to service from the Town of Lloyd Police Department, State Police or Ulster County Sheriff. They responded to six active complaints that are now closed or resolved and there are no open cases at this time. Two stray dogs were impounded this month, one of which was redeemed by the owner. There was one dog bite this month and there presently are no dangerous dog hearings in the court.

Highway – Superintendent Richard Klotz

Klotz reported that all the cable lines are moved in the middle of Grand Street. Next week they will start taking the slope out of the road which will make it safer. The trucks are ready for the snow and they are doing general clean-up at the moment.

Supervisor asked how long Grand Street will be closed when the Highway Department is working on it.

Klotz replied that it will be closed day by day because in the event of snow then he cannot close it.

Guerriero commented that they have done a wonderful job cleaning and fixing the transfer station.

Klotz said that next year they will pave it.

Supervisor asked what the cost was to refurbish the transfer station.

Klotz replied that it was just under \$60,000.00 and there will be an additional \$5,000.00-\$10,000.00 to finish next year with the paving. They also need to get the lids on the roll offs if the Town Board chooses to have them.

Supervisor said he is considering getting someone from Ulster County Resource Recovery Agency to come and speak on the lids. They had discussed that in prior years and they did not think the water weight was a large factor.

Klotz said one of the other factors is that sliding the lids over keeps the garbage from blowing all over the place.

Paladino asked how much each lid cost.

Klotz said that he priced them several years ago and they were approximately \$4,000.00 each.

Supervisor asked how they are put on and removed.

Klotz said they are mounted on the ground and they have counter weights attached to them. They are pulled on and off manually and are anchored with a chain. Only two covers would be needed.

Mazzetti said he thought the covers were already approved and if not is there enough money in the budget for them.

Klotz said he would see how much money is left after the paving is done.

Justice – Eugene Rizzo/Terry Elia

Police – Chief Daniel Waage

Lt. James Janso reported the November activity report for the Town of Lloyd Police.

Town of Lloyd Police Monthly Activity Report for November 2016:

Patrol Activities:

Calls for Service-----879

Other/Public Service-----357

Accidents-----36

Tickets (Parking/UTT’S)----99 (3 parking)
(96 UTT’S)

Arrests-----39

Foot Patrol-----Hamlet (Officer/Sgt)-----Approx. 190 hrs.

Schools (Officers/Sgt)-----Approx. 40 hrs.

Foot Patrol----- Hamlet (Chief/Lt.)-----Approx. 5 hrs.

November 1-23 – The annual Thanksgiving food drive for St. Augustine food pantry.

November 2nd – Police assisted in a Highland School District lockdown and evacuation drill for both elementary and middle schools.

November 2nd – Lloyd Youth Athletic League where 17 students attended.

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November 3rd – Lloyd Police received a donation check for \$30,000.00 from the Highland Rotary Club for the purchase of five car cameras for the patrol units.

November 3rd – Police Chief Waage invited to attended a civil liabilities and law enforcement at the Dutchess County Police Academy.

November 8th – Chief Waage held a narcotics awareness class at the request of the Marlboro School District Administration.

November 13th – Members attended the veterans breakfast at St Augustine School.

November 16th – Lloyd Police arrested a 46-year-old Highland woman for selling narcotics in the Village area.

November 16th – Lloyd Police received a \$250.00 donation for the Thanksgiving food drive at St. Augustine Church from Wingate at Ulster.

November 18th – Members attended a Boy Scott Pack meeting at the elementary schools.

November 18th – Urgent Task force and members of the department arrested three teenagers selling narcotics in the Highland area and Bridgview.

November 23rd – Lloyd Police delivered a large amount of perishable food to St Augustine's food pantry for Thanksgiving.

November 24th – Members attended and assisted the St. Augustine Thanksgiving dinner.

November 28th – Lloyd Police started their annual "Operation Christmas Toy Drive".

Mark Reynolds, Southern Ulster Times, asked Janso if he had an update on the two car accidents involving pedestrians.

Janso replied that one of the accidents was handled by the New York State Police. The second accident ended in a fatality and the first involved a 15-year-old girl who is still listed in critical condition and was airlifted to Westchester Medical Center.

Recreation/Buildings & Grounds – Frank Alfonso

Alfonso reported that the basketball program started at the Middle School this past Saturday.

There were three different sessions with 79 participants. Fifteen to twenty additional participants may be added this week for the 10-week program. This week was the first day of the wrestling camp at the high school. John McFarland, teacher and wrestling coach, had 28 participants in that program. Adult open gym basketball started in the middle school gym and will continue for four weeks and the adult over 35 league is in their 3rd week.

Berean Park is closed and cleaned for the winter and the tennis nets at Tony Williams Park have been removed for the winter. The other parks have also been cleaned up for the winter months. Steven Delmar has been helping with maintenance for the events in the hamlet and setting up for the Christmas season in addition to the parks.

Three court offices were painted and Anthony Giangrasso is fixing a door upstairs at Town Hall.

Paladino inquired about the condition of the tennis court nets.

Alfonso said the nets are in good shape but the courts may need to be repaired. The company that repairs the courts did not feel any repairs were needed at the beginning of this year.

They are going to have the company come and look at them in the spring because cracks are forming. If they do not address the cracks soon they may cause heaving which could become a major issue. They can quote a price to bond over the cracks.

Town Clerk – Rosaria Peplow

Peplow reported that she

- Attended the Ulster County Town Clerks' and Tax Collectors meeting November 10, 2016 in Rosendale. Linda Bull, the NYS Archives Regional Director, attended. She gave us new forms and an updated Assessor's s disposition schedule. Every department has a schedule when they are allowed to get rid of records which allows for more space.
- Hunting licenses sold generated \$1,557.25 with town commission being \$87.75.

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- 632 Transfer Station permits have been issued to date. Transfer station receipts were \$5,234.00.

Tax collection:

Ulster County Information Services (the agency that writes the tax collection program) sent an update to the Tax collection program. The update was installed by Elevated Computers to be ready for the 2017 tax bills.

Paladino asked Peplow if she would be able to provide a breakdown of the transfer station permits by month. He is interested in knowing when the influx of permits is sold and how many permits are senior permits versus regular permits.

Peplow said she would provide a breakdown for him.

Mazzetti inquired as to how many senior permits were issued and said he would like to see senior citizens not being charged if feasible.

Peplow said she would provide that information to the Town Board as well.

Water & Sewer – Adam Litman

Litman reported that November and December are slow months so he would like to provide a recap of the year 2016 as a report this month.

Water production in 2016 remained at 100% reservoir until June and thereafter it was a blend of reservoir and river water. They began running full river water by June 18, 2016 and have done so since. They flushed hydrants three times in the early spring, mid-summer and late fall of 2016. This was a proactive approach to try and stay ahead of disinfection by-products targeting Total Trihalomethane. TTHM was one of the by-products in the water that was too high early in 2016. Marc Schaaf, Senior Water plant operator, had spent countless hours working on the process of adding chemicals to reduce the by-product and they are now below the reportable average. Flushing the hydrants and changing some of the chemical additions have helped keep the levels of TTHM's down.

The Department of Health required the smaller stand pipes to be cleaned and inspected in 2016. Hudson Hills and North Road tanks were overdue. Underwater Solutions is the company that did the cleaning and inspection service of the pipes which was budgeted for in 2016. He requested a discounted rate if they had both stand pipes done at the same time which Underwater Solutions agreed to. This company also saved them money on the actual mobilization.

The hydrants have been painted and colorized to existing flow specifications. He would like to have employees trained on the flow testing of hydrants to update the existing older hydrants in 2017. He may get pricing from outside sources to have the entire system completed at once.

He reported that the Highland Avenue project has been completed.

Later in the year they continued with the cleaning of dams and spillways. They removed some of the old stumps and backfilled the dam for reservoir #5 with over 3000 yards of dirt. The DEC was interested in that and earlier in the year he looked at some old blueprints and found that there was a concrete retaining wall within the center of the earth and dam. They did not need to have stability studies done of the dam because of the retaining wall which was a huge cost savings. They were able to remove all the stumps and begin to backfill it.

The lighting upgrade at the Highland Water District Water Treatment Plant is 95% complete; they are waiting for a few items to upgrade the eight foot fixtures. They could have received a better rebate if they had eliminated some of the fixtures. They planned on removing some fixtures in the filter room until they found that the series of 60 lights were wired together in a checkered pattern. They could not eliminate any lights unless they removed the entire series of lights. With the lighting upgrade the four foot fluorescent bulbs no longer have mercury vapor, the bulbs are not glass and they have changed out all the ballasts. That allowed them to remove the lenses in the filter room. They no longer have to do maintenance on them every year. It is a huge cost savings per year because they no longer need to rent the equipment necessary to complete the job.

The \$2,000,000.00 tank project is underway as far as approvals and plans. TJ Eckerson Well Drilling is going to provide a new 7 ½ horsepower well pump as a replacement for the existing pump that does not work. He priced well pumps and Eckerson was the only one that could provide him with it and they had it in stock. Eckerson was able to discount an additional \$400.00 off the cost of the pump.

Supervisor – Paul Hansut

No report

2. OLD BUSINESS

A. Review of Right of Way for Ottaviano property at HVRT on New Paltz Rd

Dominick Martorana, Century 21 Alliance Real Estate, representing the Ottaviano family with a 15 plus acre parcel on New Paltz Road, # SBL 87.2-8-2.0 spoke on a changing the location of a proposed a 25 foot right of way driveway. He stated that previously the Town Board had agreed to allow on the 15 plus acre parcel a 25 foot right of way over the property with no subdivision. They viewed the property with the contractor and Kim DuFresne from Ulster County Department of Public Works for the proposed site of the driveway but they felt a different location would be more suitable. They would like to change it to a different location that coincides with an existing logging trail that would require less work and allow for better vision. An ingress and egress access already exists over the logging trail and they feel this would be a more beneficial site as far as traffic, etc. He is asking on behalf of his client that the Town Board consider the change in location for the proposed driveway. They would provide the appropriate maps to show the change in location.

Supervisor asked if the proposed driveway was closer to Pancake Hollow Rd.

Martorana said it was it is more easterly. It is east of the current parking lot access that is there.

Paladino inquired if it was near Highland Fire Department Station 2.

Martorana replied that it was and it is 25 feet east of the Rail Trail parking lot entrance. It would not impact the parking lot. The Town Board has already determined that because it is only a 25-foot-wide right of way where no subdivision is allowed and that is understood by the owners of the property.

Supervisor inquired if Martorana has spoken to anyone in the Rail Trail Association.

Martorana said that he had not but that he spoke with Sean Murphy. Murphy said that it is a County road and that he should speak with the county before he went to the Town Board. He spoke with Kim DuFresne from Ulster County Department of Public Works who viewed the location. DuFresne said he would issue a letter that the proposed change is acceptable to the County.

Mazzetti asked Dave Barton, Building Department Supervisor and Code Enforcement Officer, to comment on the parcel and the proposed driveway.

Barton stated that when the right of way was first put before the Town Board a map was created, the location was put on the map and he believes the map was filed with the County. The easement was written into the deed and there is a location on the map. They will have to figure out a way to clear the change for the location of the easement.

Martorana said he would get that issue cleared up but before he goes to that extent he wants to make sure it is at acceptable to proceed.

Mazzetti asked if where it is approved now crosses over the Rail Trail.

Martorana replied yes and it is to the far west of the parcel.

Barton said he knows the existing location very well and said it may be a better location but the County would have to approve it.

Martorana said the new location opens up a view to the east and people would be able to see around the turn more clearly.

Barton said a new title and a new easement map would have to be filed with the county.

Martorana said the applicant is only asking for one access.

Barton said if the Town Board ever decides to allow a subdivision they would have to apply for an open development area.

Paladino said two years ago when the Town Board made the decision about the easement they understood there was a possibility that it would be moved so it is not a surprise that they want to move the driveway/right of way to a more suitable location.

Mazzetti said if it is crossing the Rail Trail now he does not see it being a problem.

Paladino said that is why they limited the parcel to allow only one house on it because they did not want a housing complex to create traffic over or be involved with the Rail Trail.

Martorana asked if he should proceed.

Supervisor said yes.

3. NEW BUSINESS

A. Proposed Towing Fees

Brennie said the prior towing ordinance did not have any fee schedule. One of the main complaints was the fees that were being charged so they researched towing fees in the surrounding towns. He and Guerriero wanted to know what other local municipalities were charging and the fee schedule reflects those inquiries. The resolution on the agenda would establish the towing fees when called off the towing list. If they included the fee schedule in the code and needed to change it, they would have to amend the code. Every year they could review the fees and could adjust for items such as an increase in gas prices etc... by resolution instead of amending the local law. The fee schedule would be in place to protect the consumers. Sometimes when a vehicle is towed the owner is put in a vulnerable position and they do not want anyone to be taken advantage of.

Guerriero said there are different fees charged for day and night towing and additional charges if other items are needed to be done for the tow.

Mazzetti asked if in addition to researching tow fees from other towns whether they consulted with the Town of Lloyd tow truck operators to see if the fees were reasonable to them.

Guerriero said the fee schedule was prepared after researching what fees are charged in other surrounding municipalities. Poughkeepsie's towing rates are significantly less than the fees they decided on for the Town of Lloyd.

Mazzetti said he could not understand why they would not discuss the tow fees with the tow operators in Town.

Brennie said they found that the Town of Marlborough and the Town of New Paltz are the same demographics and population as the Town of Lloyd which would make them a similar market value per tow as the Town of Lloyd. They felt that it was a fair way to approach the towing fee schedule. If the tow operators do not feel it is fair they could come and express their opinion to the Town Board.

Mazzetti said that tow operators are in the audience and he would like to hear their input.

Supervisor said everyone has received a copy of the towing fee schedule and when there is privilege of the floor this evening the tow operators will have the opportunity to speak and voice their concerns. There will be no action taken tonight and it will be on the agenda at the December Regular Town Board meeting.

Brennie said the fee schedule this evening is a recommendation.

Mazzetti said he believes in collaboration and is why he brought up having the tow operators give input into the fee schedule. All parties involved should have an opportunity to have their voice heard before a decision is finalized.

Guerriero said they could all come in front of the Town Board and express their thoughts.

Brennie said no calls have ever been made to him concerning the fee schedule.

Mazzetti said no one called the tow operators to discuss the fees.

Brennie said he did not feel the Town Board members had to ask the tow operators what they think are reasonable fees.

Mazzetti said they could have collaborated with the tow operators and what it cost to operate their business and what fees they are charging now.

Brennie felt doing that could be considered a conflict of interest because you are asking the people affected by the law what they think is best. He did not say they would but they might be inclined to want something more. He feels it is more appropriate to look at the tow fees in the surrounding areas. He felt that if Mazzetti does not feel it is appropriate then he can vote no.

Paladino said Mazzetti is going to abstain.

Mazzetti said that he spoke to Sean Murphy about it and was told that he could vote on the tow law after the law has been passed.

Guerriero said that Murphy had to abstain as well because he represents one of the tow operators. He suggested that Mazzetti call the "Association of Towns" legal counsel and they would tell him whether he can vote on anything pertaining to the towing law.

B. Town Hall will close at 12noon on Friday December 23, 2016.

Supervisor thanked the Interact Club from the Highland High School for volunteering to decorate the Hamlet for the holidays.

4. PRIVILEGE OF THE FLOOR

Jerry Erichsen, Erichsen's Auto Body, said that when he started his business in 1979, a small tow truck cost \$10,000.00 and the same truck is now upwards of \$95,000.00. There have

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been a lot of cost changes with inflation. He would like the rate schedule to be fair to the tow operators. Many of the fees for towing from other towns including New Paltz were adopted several years ago. He felt that a fee schedule should not be based on what other towns charge because everyone's overhead is different. He feels it would be more appropriate for everyone to get together, discuss the fees and cost, and come up with fees that are fair to the consumer and the tow operators.

Paladino said the New Paltz fee schedule from 2015 was adopted unchanged for 2016. He asked if Erichsen thought the fees in New Paltz and Marlborough were unfair.

Erichsen said he felt the rates are a little low. Marlborough is working on their new fee schedule.

Paladino said Marlborough had one in place but they are working on a new one.

Erichsen said the towing fees should not be significantly more but should be more than they are now. It is very expensive to keep the tow trucks operating and they would like to stay in business.

Brennie said it is a fee schedule if an operator chooses to be on the tow list. A tow operator may charge whatever they want outside of the tow list.

Erichsen said he understood that. He would like to keep things uniform and have the same fees on and off the tow list. He really does not want to charge someone more who requests him to tow and there is less confusion if the fees are the same across the board.

Supervisor asked if Erichsen is on the Town of Marlborough or the Town of New Paltz list.

Erichsen replied he was just on the Town of Lloyd tow list.

Supervisor said Marlborough is discussing a new towing fee schedule and have the tow operators and the police involved in it.

Erichsen gave the example that the proposed fee schedule includes the first fifteen minutes of cleanup to be included in the initial tow. They normally charge \$75.00 for cleanup at an accident scene and the liability is tremendously high. He feels \$75.00 for a cleanup really is not that much for the job they are doing and the amount of insurance they have to pay. He feels that it is not fair to include the cleanup fee with the tow fee.

Mazzetti said coming up with fees is not fair to the tow operators. He thinks Erichsen would like some input and to discuss with the Town what the cost of doing business is and making things fair for everyone.

Erichsen said their overhead is more and the fee rates are less.

Guerriero asked if he is suggesting that the tow operators have a meeting and then meet with the Town Board.

Erichsen said that they could do that. He compared the rates he has been charging the last five years and the proposed rates are much lower.

Paladino said that he concurs with Brennie and he feels using the neighboring towns as a guideline for the fees is the correct way to come up with the towing fees.

Supervisor said maybe Erichsen and the other tow operators could come up with some numbers and they could get back to Brennie or Guerriero with it.

Brennie said they should get back to the Supervisor with the numbers because he is the one that asked he and Guerriero to come up with a new code, for which they did.

Erichsen said if they could adjust the rates slightly, they would feel more comfortable and it would make easier for them to pay their bills and meet their overhead.

Mazzetti asked what the process would be if they want to change the rates, do they do it in accordance to the rate of inflation, discuss it with the tow operators, or go to neighboring towns to see what they are charging.

Guerriero said they have not gotten that far yet.

Paladino said that it would be like any other fee schedule the Town Board reviews. They make a consensus amongst the boards or committees that may be involved and it would be the Town Board's decision on an annual basis.

Brennie said the thought was to have it adopted at the Reorganization Meeting every year so it would be at the beginning of the year but it could be brought up at any time.

Erichsen said that sounded reasonable to him.

Brennie said it is to the tow operators benefit to not make it part of the law itself. If they had done that then it would have been much more difficult to change the rates.

Troy Tortorella, Troy's Auto Body, said some of the other towns have a cap on the number of tow operators that can be on the list. He believes there are only three tow companies in New Paltz so there is plenty of work to go around among the tow operators.

Paladino asked if there are more tow operators on a list and they then have less rotations on the list, does that mean the Town's fees should be doubled.

Tortorella replied that they should not. His problem is with the insurance rates. Insurance

companies regulate how much he gets paid an hour for towing.

Paladino said they do the same thing in New Paltz.

Tortorella said as a business owner he uses his own discretion. If someone does not have insurance for towing he lowers his price. That is probably not right because the insurance company is being charged more.

Paladino said that is why the insurance premiums are higher. The Town Board is comprised of elected officials and they have to do what is right for the Town.

Tortorella said he would like to ask that they cap the number of tow operators on the list. Poughkeepsie has a cap on the amount tow operators on their list. If you buy a \$100,000.00 tow truck, pay \$23,000.00 a year for insurance and have only four calls a month, the business loses money.

Paladino asked Tortorella if he bought the tow truck because he is on the tow list.

Tortorella responded that he did not.

Supervisor said there is not going to be a cap on the number of tow operators on the list. The discussion is to set a rate fee and the proposed fees are equal to the fees in New Paltz and Marlborough.

Tortorella suggested that they make two lists; one for impoundment and the other for a wreck. They are two different entities with different costs.

Mazzetti said the tow law has already been made and limiting the amount of tow operators on the list should have been brought up when they were drafting the law.

Brennie said when they decide the recreation fees they do not ask the developers what they should charge.

Mazzetti said the difference between a developer and a tow truck operator is the developer chooses to buy the property.

Brennie said the tow operators choose to be in the towing business.

Supervisor asked how the other tow operators in New Paltz and Marlborough do it with the same fee schedule.

Tortorella said because they have less tow operators on their lists.

Brennie asked Tortorella if he recalled saying that he had one tow to every four someone else had on the list. He will automatically have more tows than before with the new towing list.

Paladino said they will see what the ramifications are with the new towing code. There may be less than eleven tow operators on the list. Anyone wanting to be on the Town of Lloyd tow list has to be re-certified. Everyone will have to be re-inspected to make sure they adhere to the new code restrictions and criteria that is why there is a ninety-day grace period.

Guerriero asked if they cap the number of tow operators on the list how would they determine who goes on the list.

Mazzetti asked if there was a breakdown as to exactly what the tow operators need to be in compliance with the new towing ordinance.

Guerriero said it is in the towing law.

Tortorella said no one gave him a copy of the rate schedule until now.

Mazzetti asked if the fee schedule was ever made public before tonight.

Peplow said there had been discussion about the towing fees and the tow fee schedule has been available for anyone who wanted to review it. They could have found out about the fees.

Tortorella said he thought someone would have given the tow operators notification about it.

Gary Gulino, resident and owner of Action Collison LTD, said tonight was the first time he saw the towing fee schedule and that the fees are what they were in the 1990's. He feels the fees are ancient.

Paladino asked why the fees are being retained by neighboring towns.

Gulino said because they do not enforce them.

Paladino said maybe the Town Board should not have been involved in the tow law conversation from the beginning and left the existing code the way it was.

Gulino said some tow operators were exploiting the code with how many turns they received on the rotation. He said the Town Board did the right thing in that respect but now he feels that the other tow operators on the list are being punished by the proposed towing fee rate schedule.

Brennie said if they do not agree with the fees they do not have to be on the tow list.

Gulino believes no tow operator will answer a call under the proposed towing fees. He feels there should be respect for the tow operators and the job that they do. They are professionals. He believes that the tow operators should have some input in establishing the towing fees. He said it is not right to charge only a few hundred dollars for an

impound. They would like to see fair rates for the area not just the Town of Lloyd. He interprets the proposed rates as an insult.
Mazzetti asked Brennie if they are going to meet with the tow operators to discuss towing fees.
Brennie replied that he would accept input but he is not going to meet with the tow operators.
Mazzetti said he would gladly meet with the tow operators.
Supervisor said if any of the tow operators would come up with some numbers relating to the fees they would look at it.
Paladino said he felt he heard from the tow operators tonight that each town had different issues and they should not have the same rates. He asked Gulino if he was going on the record saying that New Paltz does not enforce their tow laws.
Gulino said yes when he was on the list as recent as 2013.
Pam Krinsky, resident, said during a 2014 snowstorm she had her car towed in New Paltz and it cost her approximately \$400.00.
Mazzetti asked Krinsky if she was saying that the reason the fee was so high is because they did not enforce the fees. If New Paltz's fee schedule is similar to the Town of Lloyd, then they should only have charged \$200.00.
Supervisor thought there might have been a higher fee because of a snow emergency situation.

Mark Reynolds, reporter for the Southern Ulster Times, inquired as to if after the 90-day grace period will some of the tow operators be removed from the towing list.
Paladino replied that all the tow operators on the list have to get re-inspected. If they comply they will stay and if they do not, they have ninety days to comply or they will be removed.
Brennie said they tried to make it as fair as possible to give opportunity to anyone who needed to make any adjustments.
Supervisor asked if the Local Law has been filed with the state.
Peplow said that it had and she also called and sent it to General Code Publishers.
Supervisor said he believes it takes some time for the law to take effect. It takes effect from the date it is filed.

Reynolds inquired about the re-zoning on North Road and if the Town Board could elaborate on it.
Dave Plavchak, Planning Board Chairperson, said he believes there will be 144 units and they will discuss their application at the Tri-Board meeting immediately following this meeting.

5. MOTIONS & RESOLUTIONS

A. RESOLUTION made by Paladino, seconded by Mazzetti

WHEREAS, the Town of Lloyd currently owns an unimproved parcel located on the south side of Haviland Road, in the area of the entrance onto the Hudson Valley Rail Trail and the Walkway Over the Hudson; and

WHEREAS, the Town Board is in the process of establishing a project to be known as "Haviland Road Bus Turn Around Project" for the installation of a bus turn around and temporary parking area to serve the Hudson Valley Rail Trail, as well as the Walkway Over the Hudson area in Highland, New York;
and

WHEREAS, the Town Board of the Town of Lloyd has determined that this project is an unlisted action under the State Environmental Quality Review Act (SEQRA) and a short form Environmental Assessment Form (EAF) has been prepared on behalf of the Town and the Town Board hereby declares itself as lead agency to do all necessary reviews in this matter; and

WHEREAS, the Town Board has reviewed the scope of the project as well as the short form EAF prepared for the project;

NOW, THEREFORE, it is resolved that the Town Board as lead agency under the New York State Environmental Quality Review Act (SEQRA) has determined, based upon the review of the proposed project plan and the short form EAF, that the proposed action will not result in any significant adverse environmental impacts and hereby issues its declaration of non-significance.

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

Five ayes carried.

B. RESOLUTION made by Mazzetti, seconded by Paladino

WHEREAS, the Town Board, received information indicating a need to provide the ability of providing a bus turn around area and to accommodate additional bus parking to serve the rail trail, as well as the Walkway Over the Hudson; and.

WHEREAS, the Town of Lloyd current owns an unimproved parcel located on the south side of Haviland Road, in the area of the Westerly entrance onto the Walkway Over the Hudson; and,

WHEREAS, Morris Associates, Engineering and Surveying Consultants, PLLC has prepared a schematic design for a proposed bus turn around and parking area, and presented it to the Town Board, and schematic design outlines the proposed improvements at the facility; and,

WHEREAS, the Town of Lloyd has received funding in the form of a grant through the Empire State Development 2015 "Market NY CFA #51749" in the amount of \$100,000, capable of covering the anticipated cost of the preliminary grading, and the placement of stone for the project, along with other modifications, and improvements; and,

1. This Town Board establishes a project to be known as Haviland Road Bus Turn Around Project for the installation of a bus turn around and temporary parking area to serve the Rail Trail as well as the Walkway Over the Hudson area in Highland New York;
2. The cost of this project shall be paid from the grant received from the Empire State Development 2015 "Market NY CFA #51749", in the amount of \$100,000;
3. This is an unlisted action under SEQRA, and the Town Board has reviewed the scope of the project as well as the short form EAF prepared for the project and has determined that the proposed project will not result in any adverse environmental impact, and no further environmental proceedings are necessary;
4. Morris Associates, Engineering and Surveying Consultants, PLLC, be and they hereby are authorized to prepare necessary design plans, and prepare specifications, and to work with the Town of Lloyd Highway Department to complete the work as they are able.

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

Five ayes carried.

MOTION made by Mazzetti, seconded by Paladino to go into executive session to discuss personnel at 5:20PM.

Five ayes carried.

MOTION made by Mazzetti, seconded by Paladino to come out of executive session at 5:40PM.

Five ayes carried.

C. Resolution made by Brennie, seconded by Paladino to amend the following resolution adopted on October 19, 2016 to hire the following as part-time, seasonal employees on an as needed basis effective immediately: William Short at the MEO rate of \$19.48 per hour, Michael A. DePaola at the Laborer rate of \$18.80 per hour, Alfred J. Mazzetti, at the Laborer rate of \$18.80 per hour, and Dennis Chaffee at the Laborer rate of \$18.80, all of which is budget supported and at the recommendation of Richard Klotz, Highway Superintendent.) to remove the approval of Alfred J. Mazzetti.

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

Four ayes carried.

D. Resolution made by Brennie, seconded by Paladino to rescind the following resolution adopted on November 2, 2016 to hire Travis Cuvelier as seasonal recreation aide at the

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hourly rate of \$13.54 not to exceed 20 hours per week pending pre-employment physical at the recommendation of Frank Alfonso, Recreation Director.

Roll call: Brennie, aye; Paladino, aye; Hansut, aye; Guerriero, aye Mazzetti, aye.
Five ayes carried.

MOTION made by Brennie, seconded by Paladino to adjourn the meeting at 5:45PM.
Five ayes carried.

Respectfully submitted,

Rosaria Schiavone Peplow
Town Clerk