

**TOWN OF NEVERSINK TOWN BOARD  
TOWN BOARD MEETING  
TENTATIVE AGENDA DECEMBER 11, 2013**

**CALL TO ORDER**

The Regular Meeting of the Town of Neversink Town Board called to order at **7:30 p.m.** by Supervisor Mark McCarthy with the Pledge of Allegiance.

**ROLL CALL**

**TOWN BOARD MEMBERS**

Supervisor Mark McCarthy  
Councilman Chris Mathews  
Councilman Michael Mullen  
Councilman Jesse Noren  
Councilman Richard Coombe, Jr.

**OTHER TOWN OFFICIALS**

Code Enforcement Officer Keith Stryker  
Highway Superintendent Preston Kelly  
Town Attorney Walter Garigliano

**GUESTS**

**MINUTES OF PREVIOUS MEETING (S)**

Regular Meeting – November 13, 2013

**SUPERVISOR'S RECEIPTS & DISBURSEMENT REPORT**

Month of November 2013

Revenue Report, Expense Report and Trial Balance for 11/1/2013-11/30/2013

**TOWN CLERK DECALS AND MONTHLY FEE REPORT**

Month of November 2013

**TOWN CLERK MONTHLY PETTY CASH REPORT**

Month of November 2013/December 2013

Request authorization to restore Petty Cash fund to \$200.00 by the amount of \$6.69 for holiday lights.

**REPORTS AND MATTERS OF TOWN OFFICIALS**

**CODE ENFORCEMENT OFFICER**

Code Enforcement Officer Report

- 384 Miles
- \$ 873.00 Receipts
- 7 Building Permits, total 108 for year
- 2 Certificate of Occupancy/Certificate of Compliance, total 64 for year
- 2 Complaint, total 14 for year
- 7 Violations, total 27 for year
- 6 Municipal Searches, total 69 for year
- 0 Temporary Use Permit, total 1 for year
- 0 Fire Inspections, total 30 for year

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**HIGHWAY SUPERINTENDENT**

Highway Superintendent Report

**PLANNING BOARD**

- Public Hearing Minutes for July 3, 2013
- Meeting Minutes for July 3, 2013
- Agenda for December 4, 2013

**ZONING BOARD OF APPEALS**

- Public Hearing Minutes for September 17, 2013
- Meeting Minutes for September 17, 2013
- Agenda for December 17, 2013

**FILINGS/CORRESPONDENCE WITH TOWN CLERK**

1. Unified Court System of the State of New York Certificate of Completion for Continuing Judicial Education Program for Barbara A. Garigliano
2. State Farm – Request for guardrail damage estimate
3. Legal Notices for Annual Elections for Grahamsville and Claryville Fire Districts
4. Copies of four resolutions for the establishment of four separate reserve funds for Grahamsville Fire District
5. Hundley v. Town of Neversink – Hunter Road

**SUPERVISOR**

1. Camp Ma Na Vu
2. Drake Road
3. CEO Comp Time Payment

**PUBLICATIONS RECEIVED**

- Historical Society Observer
- Town Recorder
- Towns and Topics

**PAYMENT OF CLAIMS AND VOUCHERS**

- Vendor Payments           \$   1,535.11
- Abstract #12                   Pending

Total           \$   Pending

**ADJOURN OR RECESS**

**TOWN OF NEVERSINK TOWN BOARD  
REGULAR MEETING  
NOVEMBER 13, 2013**

The regular meeting of the Town Board of the Town of Neversink was called to order at 7:30 p.m. by Supervisor Mark McCarthy with the pledge of allegiance.

**ROLL CALL**

**Board Members**

Supervisor Mark McCarthy	PRESENT
Councilman Chris Mathews	PRESENT
Councilman Michael Mullen	PRESENT
Councilman Jesse Noren	PRESENT
Councilman Richard Coombe Jr.	PRESENT

**Other Officials**

Highway Superintendent Preston Kelly	PRESENT
Code Enforcement Officer Keith Stryker	PRESENT
Town Attorney Walter Garigliano	PRESENT

**GUESTS**

Joseph Bagley	Devon Bagley
Jamie Dymond-Brooks	

- **Jamie Dymond-Brooks** reviewed the remaining 2013 **Parks & Recreation Events**. She also handed out the 2014 Calendar for upcoming events.
- **Joseph and Devon Bagley** were present to discuss the **Eagle Scout project** that Devon would like to do for the Town in the pool house bathrooms. The Town Board gave their go ahead for the project. Supervisor McCarthy will prepare a letter for Devon indicating such.

**MINUTES OF PREVIOUS MEETING (S)**

Minutes of the Regular Meeting held on October 9, 2013, Special Meetings held on October 15, 2013 and November 6, 2013 and 3 Public Hearings held on November 6, 2013 were ACCEPTED AS SUBMITTED on motion by Councilman Michael Mullen, seconded by Councilman Chris Mathews, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 5 NAYS 0.

**SUPERVISOR'S RECEIPTS AND DISBURSEMENTS REPORT**

The Supervisor's Report for the month of October 2013 was ACCEPTED AS RECEIVED and filed on motion by Councilman Richard Coombe Jr., seconded by Councilman Chris Mathews, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 5 NAYS 0.

**TOWN CLERK DECALS AND MONTHLY FEE REPORT**

ACCEPTED AS SUBMITTED for the month of October 2013 to be filed on motion by Councilman Richard Coombe Jr., seconded by Councilman Chris Mathews, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 5 NAYS 0.

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**TOWN CLERK MONTHLY PETTY CASH REPORT**

ORDERED RESTORED TO \$200.00 by the amount of \$ 6.80 used for postage on motion by Councilman Richard Coombe Jr., seconded by Councilman Michael Mullen, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 5 NAYS 0.

**REPORTS AND MATTERS OF TOWN OFFICIALS**

**CODE ENFORCEMENT OFFICER REPORT**

Monthly Receipts Report and Mileage Log and Inspection Report for the month of October 2013 filed with the Town Clerk.

Code Enforcement Officer Keith Stryker during the month of October:

1. Logged 415 miles and took in \$1,691.74 in receipts
2. Issued 14 Building Permits, 99 for the year
3. Issued 5 Cert of Occupancy/Compliance for the month, 62 for the year
4. Received 1 Complaint, 12 for the year
5. Issued 3 Violations, 20 for the year
6. Received 5 Municipal Searches, 63 for the year
7. Issued 0 Temporary Use Permits, 1 for year
8. Performed 0 Fire Inspections, 30 for the year
9. Keith is starting the process for the removal of an **unsafe structure** located at **758 Thunder Hill Rd.** The following resolution is being presented for the Board's consideration. The public hearing will be set for January 8, 2014 at 7:15 pm.

**TOWN OF NEVERSINK  
RESOLUTION NO. 37 OF 2013  
RESOLUTION MAKING CERTAIN ORDERS  
PURSUANT TO CHAPTER 20 OF THE CODE OF THE TOWN OF NEVERSINK**

At a meeting of the Town Board of the Town of Neversink, Sullivan County, New York held at the Town of Neversink Town Hall, 273 Main Street, Grahamsville, New York 12740, in said Town, on the 13th day of November, 2013 at 7:30 PM prevailing time.

The meeting was called to order by Supervisor Mark McCarthy and upon roll being called the following were:

	PRESENT	ABSENT
Supervisor Mark McCarthy	X	
Councilman, Chris Mathews	X	
Councilman Michael Mullen	X	
Councilman Jesse Noren	X	
Councilman, Richard Coombe Jr.	X	

The following resolution was introduced by Supervisor Mark McCarthy who moved for its adoption, and seconded by Councilman Chris Mathews, to wit:

**WHEREAS**, in accordance with Section 130(16) of the Town Law of the State of New York, the Town of Neversink adopted the Buildings, Unsafe Law of the Town of Neversink on

**TOWN OF NEVERSINK TOWN BOARD  
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February 11, 1981 as Local Law 2 of 1981, which law was codified as Chapter 20 of the Code of the Town of Neversink (“Code”); and

**WHEREAS**, on 10/15/2013, the Town of Neversink Code Enforcement Officer inspected the premises located at 758 Thunder Hill Rd., Neversink, NY, which premises are identified on the tax map of the Town of Neversink as Section 43, Block 1, Lot 13.1 (“Premises”) and rendered a Report of Inspection, dated 10/15/2013, which report is attached hereto; and

**WHEREAS**, the Report of Inspection finds that there is/are building(s) and/or structure(s) on the Premises that are dangerous and/or unsafe to the public.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Neversink has considered the Report of Inspection of the Code Enforcement Officer concerning the building(s) and/or structure(s) described herein and does find that there are grounds to believe that such building(s) and/or structure(s) are dangerous and unsafe to the public and are “NOT REPAIRABLE AND MUST BE REMOVED”; and, be it further

**RESOLVED**, that the building(s) and/or structure(s) described in said Report of Inspection be deemed dangerous and unsafe and are hereby ordered to be demolished in accordance with Chapter 20 of the Code; and, be it further

**RESOLVED**, that Keith Stryker, Code Enforcement Officer of the Town of Neversink is hereby ordered to serve a Notice as provided in Article III of Chapter 20 of the Code of the Town of Neversink upon the owner of the Premises or some one of the owner’s executors, legal representatives, agents, lessees or any other person having a vested or contingent interest in the Premises, as shown by the last preceding assessment roll of the Town of Neversink and/or by the records of the Clerk of the County of Sullivan; and, be it further

**RESOLVED**, that in the event that such building(s) and/or structure(s) are not repaired or removed as provided herein, a public hearing is scheduled to be held to consider evidence related to the repair or removal of such building(s) and/or structure(s) on January 8, 2014 at 7:15 pm at the Town Hall of the Town of Neversink located at 273 Main Street, Grahamsville, New York; and, be it further

**RESOLVED**, that this resolution take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, resulting as follows:

		AYE	NAY
Supervisor Mark McCarthy	Voting	X	
Councilman Chris Mathews	Voting	X	
Councilman Michael Mullen	Voting	X	
Councilman Jesse Noren	Voting	X	
Councilman, Richard Coombe Jr.	Voting	X	

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The resolution was thereupon declared duly adopted.  
Attachments: Report of Inspection

Dated: November 13, 2013  
Town of Neversink  
Grahamsville, New York

**HIGHWAY SUPERINTENDENT REPORT**

1. Highway Superintendent Preston Kelly has received a **shared services agreement** from the **Town of Rockland**.
2. There is an issue with the location of a gate on Schumway Road where there is public access to DEP owned land. The gate is not currently located at the end of the town road. The gate will be moved to the end of the road and DEP will create a parking area by the new gate.
3. Preston is adding Andrew Meade to the part-time list for wingman.
4. Tom Nash's is going to retire. His last day is December 18, 2013.

**PLANNING BOARD**

Public Notice of Cancellation of the November 5, 2013 Regular Meeting.

**ZONING BOARD OF APPEALS**

Public Notice of Cancellation of the November 19, 2013 Regular Meeting.

**TOWN CLERK**

**FILINGS AND CORRESPONDENCE FILED WITH TOWN CLERK**

1. Oath of Office for Jesse Noren for term beginning 11/08/2013 and ending 12/31/2013 for Councilman.
2. From NYS DOT request to designate access highway NYS Routes 97, 17B, 52, 55, 42 and 52A, and Old Route 17 in Sullivan County have been approved as a truck access routes.

Items were ORDERED LOGGED and FILED on motion by Councilman Richard Coombe Jr., seconded by Councilman Michael Mullen, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 5 NAYS 0.

**SUPERVISOR**

1. A Public Hearing was held on November 6, 2013 at 7:15 pm to consider the establishment of a **"Contingency and Stabilization Reserve Fund"** which is subject to permissive referendum. The following motion was made:

A motion was made by Councilman Richard Coombe Jr., seconded by Councilman Michael Mullen to establish the "Contingency and Stabilization Reserve Fund" in the amount of \$300,000.00, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 5 NAYS 0.

2. A Public Hearing was held on November 6, 2013 at 7:15 pm for **Introductory Local Law 1 of 2013**, a Local Law to **override the tax levy**

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**limit** established in general municipal law section 3-c. Town Attorney Walter Garigliano presented the following resolution to consider the adoption of Introductory Local Law 1 of 2013:

**TOWN OF NEVERSINK  
RESOLUTION NO. 38 OF 2013  
RESOLUTION TO OVERRIDE THE TAX LEVY LIMIT  
ESTABLISHED IN GENERAL MUNICIPAL LAW SECTION 3-c**

At a meeting of the Town Board of the Town of Neversink, Sullivan County, New York, held at the Town of Neversink Town Hall, 273 Main Street, Grahamsville, New York 12740, in said town, on the 13<sup>th</sup> day of November, 2013 at 7:30 p.m. prevailing time.

The meeting was called to order by Supervisor Mark McCarthy and upon roll being called the following were:

	PRESENT	ABSENT
Supervisor Mark McCarthy	X	
Councilman Chris Mathews	X	
Councilman Michael Mullen	X	
Councilman Jesse Noren	X	
Councilman Richard Coombe, Jr.	X	

The following resolution was introduced by Supervisor Mark McCarthy who moved for its adoption, and seconded by Councilman Michael Mullen, to wit:

**BE IT RESOLVED**, that proposed Introductory Local Law No. 1 of 2013, entitled “A Local Law to Override the Tax Levy Limit Established in General Municipal Law Section 3-c” was introduced before the Town Board of the Town of Neversink on October 9, 2013 pursuant to Resolution No. 30 of 2013, duly adopted on October 9, 2013 (“Introductory Resolution”); and

**BE IT FURTHER RESOLVED**, that a public hearing was held at the Town of Neversink Town Hall, 273 Main Street, Grahamsville, New York at 7:15 p.m., prevailing time, on November 6, 2013; and

**BE IT FURTHER RESOLVED**, that the Town Clerk of the Town of Neversink published or caused to be published a public notice in the *Ye Old Tri Valley Townsman*, of said public hearing at least five (5) days prior to such hearing; and

**BE IT FURTHER RESOLVED**, that Local Law No. 1 of 2013 entitled “A Local Law to Override the Tax Levy Limit Established in General Municipal Law Section 3-c” be enacted, a copy of which is attached hereto.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, resulting as follows:

	Voting	AYE	NAY
Supervisor Mark McCarthy	X		

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Councilman Chris Mathews	Voting	X
Councilman Michael Mullen	Voting	X
Councilman Jesse Noren	Voting	X
Councilman Richard Coombe, Jr.	Voting	X

The resolution was thereupon declared duly adopted.

Dated: November 13, 2013  
Town of Neversink  
Grahamsville, New York

3. The Board is in favor of **adopting the Preliminary Budget as the Final Budget** for the Town of Neversink for 2014. The following resolution was presented:

**TOWN OF NEVERSINK  
RESOLUTION NO. 39 of 2013  
ADOPTION OF FINAL BUDGET FOR 2014**

**WHEREAS**, a Tentative Budget was submitted to the Town Board by the Budget Officer at Town Board Meeting held on October 3, 2013 and

**WHEREAS**, at the Regular Town Board Meeting held on October 9, 2013 the Tentative Budget, with changes made, was accepted as the Preliminary Budget and was considered to be suitable and workable for the needs of the Town for the fiscal year beginning January 1, 2014 and

**WHEREAS**, a Public Hearing was held on November 6, 2013 at which time any persons wishing to be heard in favor of or in opposition to was given the opportunity to do so; and

**WHEREAS**, any and all changes to the budget as presented were duly noted and approved;

**NOW, THEREFORE, BE IT RESOLVED**, that the Preliminary Budget, as presented on November 6, 2013 is hereby adopted as the Final Budget for the fiscal year beginning January 1, 2014.

The foregoing resolution was moved by Councilman Richard Coombe Jr., seconded by Councilman Chris Mathews and adopted by a roll call vote as follows:

Supervisor Mark McCarthy	voting	AYE
Councilman Chris Mathews	voting	AYE
Councilman Michael Mullen	voting	AYE
Councilman Jesse Noren	voting	AYE
Councilman Richard Coombe Jr.	voting	AYE

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The resolution was thereupon declared duly adopted.

Dated: November 13, 2013  
Town of Neversink  
Grahamsville, New York

4. Supervisor McCarthy presented the following resolution for the Board's consideration:

**TOWN OF NEVERSINK  
RESOLUTION NO. 40 OF 2013  
AUTHORIZING THE PAYMENT RATE FOR THE  
SNOW AND ICE CONTRACT FOR 2012-2015**

At a meeting of the Town Board of the Town of Neversink, Sullivan County, New York, held at the Town of Neversink Town Hall, 273 Main Street, Grahamsville, New York 12740, in said town, on the 13<sup>th</sup> day of November at 7:30 p.m. prevailing time.

The meeting was called to order by Supervisor Mark McCarthy and upon roll being called the following were:

	PRESENT	ABSENT
Supervisor Mark McCarthy	X	
Councilman Chris Mathews	X	
Councilman Michael Mullen	X	
Councilman Jesse Noren	X	
Councilman Richard Coombe, Jr.	X	

The following resolution was introduced by Councilman Richard Coombe Jr. who moved for its adoption, and seconded by Councilman Jesse Noren, to wit:

**WHEREAS**, the County of Sullivan and the Town of Neversink entered into a contract for Snow and Ice control on County Roads from July 1, 2012 through June 30, 2015;

**WHEREAS**, the contract states the Town will be paid the amount Sullivan County received from the State of New York for snow and ice control on state highways the previous snow and ice season; and

**WHEREAS**, the County of Sullivan was paid the rate of \$5,496.66 per centerline mile for the 2012-2013 contract year; and

**WHEREAS**, said section of the Highway Law of the State of New York requires the approval by resolution of each of the legislative bodies of such County, Towns;

**NOW, THEREFORE, BE IT RESOLVED**, that the County of Sullivan pay the amount of \$5,496.99 per centerline mile for two lane highways and \$8,244.99 for three lane highways to the Town for the contract year July 1, 2013 – June 30, 2014.

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		AYE	NAY
Supervisor Mark McCarthy	Voting	X	
Councilman Chris Mathews	Voting	X	
Councilman Michael Mullen	Voting	X	
Councilman Jesse Noren	Voting	X	
Councilman Richard Coombe, Jr.	Voting	X	

The resolutions were thereupon declared duly adopted.

Dated: November 13, 2013  
Town of Neversink  
Grahamsville, New York

5. The **DEC** is changing service providers for the **sale of sporting licenses**. The Town Clerk is entering into a new contract with the DEC enabling her to continue to sell sporting licenses. The following motion was made:

A motion was made by Councilman Michael Mullen, seconded by Councilman Jesse Noren authorizing the Town Clerk to enter into an agreement with the DEC in order to continue selling sporting licenses, put to a vote and **UNANIMOUSLY CARRIED**.

VOTE: AYES 5 NAYS 0.

6. Supervisor McCarthy presented the following **Budget Amendment** for the Board's consideration. Councilman Richard Coombe Jr. would like Supervisor McCarthy to contact the County to see if the current bookkeeper position needs to be eliminated and/or a letter of resignation is needed due to the move of the current **part-time bookkeeper** to the status of **independent contractor** effective October 31, 2013. If a letter of resignation is necessary, the adoption of this Resolution is contingent upon the receipt of that letter of resignation.

**TOWN OF NEVERSINK  
RESOLUTION NO. 41 OF 2013  
Budget Amendment**

**Whereas**, effective Oct. 31, 2013 the Bookkeeping and Budget officer services are changing to an Independent contractor status, therefore the payments will come from a contractual expense, and

**Whereas**, transfers need to be made, \$3,923.06 needs to be transferred from A1220.1 to A1220.4, and \$ 769.18 needs to be transferred from A1340.1 to A1340.4,

**Now, Therefore Be it Resolved**, that the Town Board authorizes the Supervisor to do the above transfers and that the following budget amendment be made;

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A960 Appropriation -	\$4,692.24
A1220.1 Supervisor, Personal Serv -	3,923.06
A1340.1 Budget, Personal Serv. -	769.18
A960 Appropriation -	4,692.24
A1220.4 Supervisor, Cont. Exp-	3,923.06
A1340.4 Budget, Cont. Exp -	769.18

**Moved by:** Councilman Chris Mathews  
**Seconded by:** Councilman Michael Mullen  
**And Adopted on Motion:** November 13, 2013

7. The following **Bond Resolution** was presented for the Board's consideration. Town Attorney Walter Garigliano would like to take a moment to make sure that the minutes are clear and the Board understands the difference between what we reviewed under the State Environmental Quality Review Act and what we are doing in terms of the Bond Resolution. Under the State Environmental Quality Review Act you have to review a project at its broadest potential scope. Which means you have reviewed the project of purchasing the land, you have reviewed the project of paying for certain improvements at that land through FEMA funds and you have approved payment of certain improvements at that location through bond funds. The only thing you are considering with a Bond Resolution is whether you are going to pay for the overall cost of the project, minus what you already paid for through your fund balance when you bought the land, minus everything that will be paid for by the FEMA money. The Bond Resolution is only to pay for those costs, not costs paid by FEMA and not costs you have already paid for. If you do not spend the full amount of the bond, you can only bond for the amount that you have spent. Councilman Richard Coombe Jr. would like to do a Route 42 Park Update insert for the Townsman that will be in the Townsman on the same week as the Estoppel Notice.

**TOWN OF NEVERSINK  
RESOLUTION NO. 42 OF 2013  
BOND RESOLUTION**

At a regular Meeting of the Town Board of the Town of Neversink, Sullivan County, New York, held at the Town Hall, 273 Main Street, Grahamsville, New York, on November 13, 2013.

**PRESENT:** Supervisor Mark McCarthy  
Councilman Chris Mathews  
Councilman Michael Mullen  
Councilman Jesse Noren  
Councilman Richard Coombe Jr.

**ABSENT:** None

**TOWN OF NEVERSINK TOWN BOARD  
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The following resolution was offered by Supervisor Mark McCarthy, who moved its adoption, seconded by Councilman Michael Mullen, to-wit:

**BOND RESOLUTION OF THE TOWN BOARD OF THE TOWN OF NEVERSINK, SULLIVAN COUNTY, NEW YORK (THE "TOWN"), AUTHORIZING IMPROVEMENTS TO THE TOWN OF NEVERSINK ROUTE 42 PARK; STATING THE MAXIMUM ESTIMATED COST THEREOF IS \$500,000; APPROPRIATING SAID AMOUNT THEREFOR; AND AUTHORIZING THE ISSUANCE OF UP TO \$500,000 IN SERIAL BONDS OF THE TOWN TO FINANCE SAID APPROPRIATION**

**WHEREAS**, the Town Board (the "Board") of the Town of Neversink, Sullivan County (the "Town") proposes to authorize the issuance of \$500,000 in serial bonds of the Town to finance the estimated costs of improvements to the Town of Neversink Route 42 Park consisting of the development of an approximately 16.7 acre parcel of land and the construction thereon of four (4) little league baseball fields, a gravel parking lot for approximately 100 cars, concession and bath facilities, a maintenance shed, fencing, backstops, draining systems and stormwater management facilities, including the construction of related site work improvements, the demolition and removal of existing improvements on such property, and the acquisition and installation of original furnishings, machinery and equipment and other costs incidental to the financing thereof (collectively, the "Project"); and

**WHEREAS**, the Town (i) acting as lead agency under the New York State Environmental Quality Review Act and the regulations of the New York State Department of Environmental Conservation promulgated thereunder (6 NYCRR Part 617) (collectively, "SEQRA"), by resolution adopted on October 3, 2013, determined that such proposed improvements constituted a "Type I" action within the meaning of SEQRA; and (ii) by resolution adopted on November 6, 2013, determined that the Project will not have a significant adverse impact on the environment and has issued a "negative declaration" (within the meaning of SEQRA) with respect to the Project; and

**WHEREAS**, the Board now wishes to appropriate funds for such purpose and to authorize the issuance of the Town's serial bonds and bond anticipation notes to be issued to finance said appropriation.

**NOW THEREFORE**, THE TOWN BOARD OF THE TOWN OF NEVERSINK, SULLIVAN COUNTY, NEW YORK HEREBY RESOLVES (by the affirmative vote of not less than two-thirds of all the members of such body), AS FOLLOWS:

**SECTION 1.** The Town is hereby authorized to undertake improvements to the Town of Neversink Route 42 Park consisting of the development of an approximately 16.7 acre parcel of land and the construction thereon of four (4) little league baseball fields, a gravel parking lot for approximately 100 cars, concession and bath facilities, a maintenance shed, fencing, backstops, draining systems and stormwater management facilities, including the construction of related site work improvements, the demolition and removal of existing improvements on such property, and the acquisition and installation of original furnishings,

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machinery and equipment and other costs incidental to the financing thereof. The estimated maximum cost incidental thereto and the financing thereof, is \$500,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$500,000 in serial bonds of the Town, or bond anticipation notes in anticipation of such serial bonds, to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable.

**SECTION 2.** Serial bonds of the Town (including statutory installment bonds) in the principal amount of \$500,000 are hereby authorized to be issued pursuant to provisions of Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law") to finance said appropriation.

**SECTION 3.** It is hereby determined that the period of probable usefulness for the aforementioned specific objects or purposes is five (5) years, pursuant to subdivisions 19.(c) and 89. of paragraph a. of Section 11.00 of the Law.

**SECTION 4.** The temporary use of available funds of the Town, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Law, for the capital purposes described in Section 1 of this resolution. The Town shall reimburse such expenditures with the proceeds of the bonds or bond anticipation notes authorized by Section 1 of this resolution. This resolution shall constitute a declaration of official intent to reimburse the expenditures authorized by Section 1 hereof with the proceeds of the bonds and bond anticipation notes authorized herein, as required by United States Treasury Regulations Section 1.150-2.

**SECTION 5.** The final maturity of the bonds herein authorized to be issued shall not be in excess of five (5) years measured from the date of issuance of the first serial bond or bond anticipation note issued pursuant to Section 1 of this resolution.

**SECTION 6.** Each of the serial bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said serial bonds and any bond anticipation notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the real property within the Town without legal or constitutional limitation as to rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal and interest on said serial bonds and bond anticipation notes and provisions shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and bond anticipation notes to mature in such year and (b) the payment of interest to be due and payable in such year.

**SECTION 7.** Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said obligations and of Section 21.00, Section 50.00, Section 54.90, Sections 56.00 through 60.00 and Sections 62.10 and 63.00 of the Law, the

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powers and duties of the Board relative to authorizing serial bonds and bond anticipation notes and prescribing terms, form and contents as to the sale and issuance of bonds herein authorized, including without limitation the determination of whether to issue bonds having substantially level or declining debt service and all matters relating thereto, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the Supervisor of the Town, as the chief fiscal officer of the Town (the "Town Supervisor"). Further, pursuant to paragraph b. of Section 11.00 of the Law, in the event that bonds to be issued for the object or purpose authorized by this resolution are combined for sale, pursuant to paragraph c. of Section 57.00 of the Law, with bonds to be issued for one or more objects or purposes authorized by other resolutions of the Board, then the power of the Board to determine the "weighted average period of probable usefulness" (within the meaning of paragraph a. of Section 11.00 of the Law) for such combined objects or purposes is hereby delegated to the Town Supervisor, as the chief fiscal officer of the Town.

**SECTION 8.** The Town Supervisor is hereby further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and to designate the bonds authorized by this resolution and any notes issued in anticipation thereof, if applicable, as "qualified tax-exempt bonds" in accordance with Section 265(b)(3)(B)(i) of the Code.

**SECTION 9.** The Town Supervisor is further authorized to enter into continuing disclosure undertaking with or for the benefit of the initial purchaser of the bonds or notes in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

**SECTION 10.** The intent of this resolution is to give the Town Supervisor sufficient authority to execute those applications, agreements and instruments, or to do any similar acts necessary to effect the issuance of the aforesaid serial bonds or bond anticipation notes without resorting to further action of this Board.

**SECTION 11.** The validity of the bonds authorized by this resolution and of any bond anticipation notes issued in anticipation of said bonds may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money; or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or

- (c) such obligations are authorized in violation of the provisions of the Constitution.

**TOWN OF NEVERSINK TOWN BOARD  
REGULAR MEETING  
NOVEMBER 13, 2013**

**SECTION 12.** This resolution shall take effect immediately and the Town Clerk is hereby authorized and directed to cause a copy of this resolution, or a summary thereof, to be published, together with a notice attached in substantially the form as prescribed in Section 81.00 of the Law, in the official newspaper(s) of the Town for such purpose, together with a notice of the Town Clerk substantially the form provided in Section 81.00 of the Law.

The Town Clerk polled the Town Board as follows:

		AYE	NAY
Supervisor Mark McCarthy	voting	X	
Councilman Chris Mathews	voting	X	
Councilman Michael Mullen	voting	X	
Councilman Jesse Noren	voting	X	
Councilman Richard Coombe Jr.	voting	X	

This resolution shall take effect immediately.

Dated: November 13, 2013

**TOWN ATTORNEY**

Town Attorney Walter Garigliano asked to go into **executive session to discuss litigation by the City of New York against the Town of Neversink.**

**EXECUTIVE SESSION**

The Board entered into Executive Session at 8:36 pm on motion made by Councilman Michael Mullen, seconded by Councilman Chris Mathews, to discuss litigation by the City of New York against the Town of Neversink, put to a vote and **UNANIMOUSLY CARRIED.**

VOTE: AYES 5 NAYS 0.

The Board returned from Executive Session at 8:43 pm on motion made by Councilman Richard Coombe Jr., seconded by Councilman Michael Mullen, put to a vote and **UNANIMOUSLY CARRIED.**

VOTE: AYES 5 NAYS 0.

**OTHER**

1. A revised lease agreement with the Tri-Valley Little League was given to the members of the Town Board for their review and comments.
2. The Annual Holiday Tree Lighting will be on Sunday December 1<sup>st</sup> at 5:00 pm in Bicentennial Park.

**PAYMENTS OF CLAIMS AND VOUCHERS**

- Vendor Payments \$ 4,506.40
- Abstract #10 74,489.12
- Total \$ 78,995.52

**TOWN OF NEVERSINK TOWN BOARD  
REGULAR MEETING  
NOVEMBER 13, 2013**

Vouchers and Claims were reviewed by the Board and authorized to be paid on motion by Councilman Richard Coombe Jr., seconded by Councilman Jesse Noren, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 5 NAYS 0.

**ADJOURN OR RECESS**

On motion by Councilman Richard Coombe Jr., seconded by Councilman Jesse Noren, the meeting was adjourned at 9:05 pm, put to a vote and UNANIMOUSLY CARRIED.

Respectfully submitted,

---

Lisa Garigliano, Town Clerk

## MONTHLY STATEMENT OF SUPERVISOR

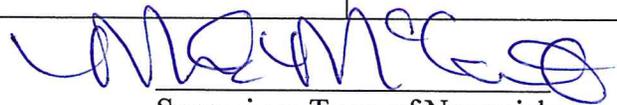
TO THE TOWN BOARD OF THE TOWN OF NEVERSINK

Pursuant to Section 119 of the Town Law, I hereby render the following detailed statement of all moneys received and disbursed by me, as Supervisor, during the month of November, 2013:

<b>RECEIPTS</b>	
<b>SOURCE</b>	<b>AMT RECEIVED</b>
<u>TRUST &amp; AGENCY ACCT</u>	
11/14/13 Transfer fds from Savgs- PR #23	\$ 47,184.41
11/21/13 M.Dean & L.Smith, Health Ins	588.86
11/27/13 Transfer fds from Savgs-PR#24	<u>60,990.28</u>
Total	\$ 108,763.55

<b>DISBURSEMENTS</b>	
<b>FUND OR ACCOUNT</b>	<b>AMT EXPENDED</b>
<u>TRUST &amp; AGENCY ACCT</u>	
11/07/13 AFSCME-Dues	541.45
11/07/13 NYS Ret	3,101.29
11/12/13 NYS Emp. Health Ins	588.86
11/14/13 PR#23	14,992.04
11/14/13 NYS Income Tax	1,845.30
11/14/13 NYS Deferred Comp.	3,626.67
11/14/13 Direct Deposits- PR#23	13,271.14
11/14/13 EFT Pymt-Fed/Fica	12,138.04
11/27/13 PR#24L	2,170.23
11/27/13 PR#24	20,999.18
11/27/13 Direct Deposits- PR#24	14,622.95
11/27/13 EFT Pymt-Fed/Fica	15,800.08
11/27/13 NYS Income Tax	2,319.05
11/27/13 NYS Deferred Comp	<u>3,626.67</u>
Total	\$ 109,642.95

Dated: 12/10, 2013

  
 Supervisor, Town of Neversink

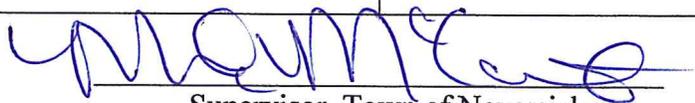
**MONTHLY STATEMENT OF SUPERVISOR  
TO THE TOWN BOARD OF THE TOWN OF NEVERSINK**

Pursuant to Section 119 of the Town Law, I hereby render the following detailed statement of all moneys received and disbursed by me, as Supervisor, during the month of November, 2013:

<b>RECEIPTS</b>	
<b>SOURCE</b>	<b>AMT RECEIVED</b>
<u>STERLING NATIONAL BANK</u>	
Total	.00
 <u>PARK TRUST FUND</u>	
Total	.00

<b>DISBURSEMENTS</b>	
<b>FUND OR ACCOUNT</b>	<b>AMT EXPENDED</b>
<u>STERLING NATIONAL BANK</u>	
Total	\$ .00
 <u>PARK TRUST FUND</u>	
Total	\$ .00

Dated: 12/10, 2013

  
 Supervisor, Town of Neversink

MONTHLY TOWN CLERK CONSERVATION LICENSE SALES REPORT

November 2013

DATE	TOTAL SALES	TOWN COMMISSION	TO D.E.C.
11/1	\$ 263.00	\$ 14.50	\$ 248.50
11/4	154.00	8.49	145.51
11/6	185.00	10.21	174.79
11/7	279.00	15.38	263.62
11/8	203.00	11.19	191.81
11/12	145.00	7.98	137.02
11/13	317.00	17.46	299.54
11/14	724.00	39.88	684.12
11/15	1085.00	59.82	1025.18
11/18	86.00	4.74	81.26
11/19	29.00	1.60	27.40
11/20	115.00	6.34	108.66
11/22	104.00	5.73	98.27
11/25	15.00	.83	14.17
11/24	5.00	.28	4.72
	<u>3709.00</u>	<u>204.43</u>	<u>3,504.57</u>
		amt 135	
		<u>204.78</u>	
		Pd CK# 554	
		12/4/13	

*W. R. M. G. P.*

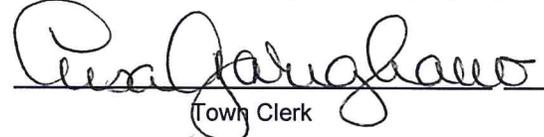
Account#	Account Description	Fee Description	Qty	Local Share
A1255	Supervisor	Laminating	2	2.00
		Photocopies	89	22.25
		<b>Sub-Total:</b>		<b>\$24.25</b>
A2025	Supervisor	Guests	64	128.00
		<b>Sub-Total:</b>		<b>\$128.00</b>
A2130	Supervisor	Coupon Book C/ D	3	50.00
		Coupon Book S/ W	235	3,525.00
		Landfill Freon Removal Fee	2	26.00
		Landfill Temporary Permits	20	618.00
			7	35.00
	<b>Sub-Total:</b>		<b>\$4,254.00</b>	
A2401	Supervisor	Bank Interest Received	1	0.37
		<b>Sub-Total:</b>		<b>\$0.37</b>
A2544	Dog Licensing	Female, Spayed	9	13.50
		Female, Unspayed	1	7.50
		Male, Neutered	5	7.50
		Male, Unneutered	3	22.50
	<b>Sub-Total:</b>		<b>\$51.00</b>	
A2590	Supervisor	Building Permits	13	873.00
		<b>Sub-Total:</b>		<b>\$873.00</b>
A2770	Supervisor	Insufficient Funds Fee	1	20.00
		<b>Sub-Total:</b>		<b>\$20.00</b>

**Total Local Shares Remitted: \$5,350.62** CK#1177  
**Amount paid to: NYS Ag. & Markets for spay/neuter program** 26.00 CK#1176  
**Total State, County & Local Revenues: \$5,376.62**  
**Total Non-Local Revenues: \$26.00**

To the Supervisor:

Pursuant to Section 27, Sub 1, of the Town Law, I hereby certify that the foregoing is a full and true statement of all fees and monies received by me, Lisa Garigliano, Town Clerk, Town of Neversink during the period stated above, in connection with my office, excepting only such fees and monies, the application of which are otherwise provided for by law.

 12-2-13  
 Supervisor Date

 12/2/13  
 Town Clerk Date

**TOWN OF NEVERSINK TOWN CLERK  
PETTY CASH REPORT  
11/14/2013 – 12/11/2013**

<b>Cash on Hand</b>		<b>\$ 193.20</b>
<b>Amount Received</b>		<u><b>6.80</b></u>
	<b>TOTAL</b>	<b>\$ 200.00</b>

<b>DISBURSEMENTS:</b>		
<b>Holiday Lights</b>	<b>\$6.69</b>	
		<u><b>6.69</b></u>

<b>REMAINING CASH ON HAND</b>	<b>\$ 193.31</b>
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Lisa Garigliano, Town Clerk

Town of Neversink  
273 Main Street, P. O. Box 307  
Grahamsville, NY 12740

Building Department  
Phone 845 985 2262 x 302  
Fax 845 985 7686



Monthly report of the state of the office of Code Enforcement  
to the Town Board of the Town of Neversink.

Month	November	2013
Miles	384	
Receipts	\$873.00	

Building Permits Issued Month: 7	Year: 108
Cert. of Occupancy / Compliance Month: 2	Year: 64
Complaints received Month: 2	Year: 14
Violations issued Month: 7	Year: 27
Municipal Search Month: 6	Year: 69
Temporary Use Permit: 0	Year: 1
Fire Inspections: 0	Year: 30

# Permit Monthly Report

From: November 01, 2013 To: November 30, 2013

<u>Document #</u> <u>Description of Work</u>	<u>Issue Date</u>	<u>Owner</u>	<u>Document Type</u>	<u>Property Location</u> <u>SBL</u>	<u>Valuation</u>	<u>Amount</u>
<b>November</b>						
13102 ALTERATION TO AN EXISTING AG. USE, OPEN PAVILION POLE BARN. A 24 X 9.6 PORTION USE CHANGE TO A SHOP SPACE, INCLUDES SIDING WALLS AND AN ELECTRIC SERVICE. (230 SF)	11/1/2013	Charles Blume	Res. Accessory	Twinshaven Rd 12.-1-8.5	\$0.00	\$50.00
13103 NEW INSTALLATION OF A ROOF MOUNTED SMALL SOLAR ARRAY, 28 ELECTRIC PANELS ON A UNIRAC FLUSH MOUNT SYSTEM, BI-DIRECTIONAL METER AND RELATED WIRING. AS PER MANUFACTURER AND ENGINEERED SPECS. (508 SQ FT)	11/1/2013	Daryl Debetta	Solar	115 Skyline Dr 44.-1-1.27	\$29,610.00	\$101.64
13104 NEW CONSTRUCTION OF A 7 X 32 COVERED FRONT PORCH TO AN EXISTING HOUSE INCLUDES RELATED ELECTRICAL. PORCH WILL BE SUPPORTED BY CONCRETE PIERS. (227 SQ FT)	11/4/2013	Robert Landau	Res. Accessory	399 Mutton Hill Rd 43.-1-9.4	\$4,000.00	\$40.00
13105 NEW CONSTRUCTION OF A SINGLE FAMILY DWELLING. TWO STORY, 26.7 X 22, COLONIAL MODULAR OVER A Poured CONCRETE FOUNDATION. TWO BEDROOMS, 1 1/2 BATHS, UNFINISHED BASEMENT. INCLUDES A 6 X 22 COVERED FRONT PORCH APPROVED DEP SEPTIC # 2006-NV-0260-SS.1. (1306.80 SQ FT)	11/8/2013	Jose Lobo	Res. Conventional	Aden Hill Rd 29.-1-5.4	\$125,000.00	\$261.36
13106 DEMOLITION OF A WOOD FRAME HOUSE UNDER 1500 SF. ELECTRICAL AND SEPTIC TO BE SECURED BY THE CONTRACTOR. ALL DEBRIS WILL BE DISPOSED OF IN A LAWFUL MANNER. ASBESTOS SURVEY PROVIDED WITH NEGATIVE RESULTS.	11/14/2013	Elizabeth Morley	Demolition	17 Tannery Way 3.-1-54	\$5,000.00	\$25.00

<u>DOCUMENT #</u>	<u>ISSUE DATE</u>	<u>OWNER</u>	<u>DOCUMENT TYPE</u>	<u>PROPERTY LOCATION</u>	<u>VALUATION</u>	<u>AMOUNT</u>
13107	11/19/2013	M&L Thunder Hill Prop L SW Mobile	SBL	847 Thunder Hill Rd 44.-1-24.7	\$40,000.00	\$160.00
<p><i>NEW CONSTRUCTION OF A SECOND RESIDENCE 13 X 60 (780 SF) SW HUD APPROVED MOBILE HOME OVER A CONCRETE SLAB. SEPTIC INSTALLATION AS PER APPROVED PLANS. INCLUDES A 20 X 20 SINGLE STORY WOOD FRAME GARAGE OVER A CONCRETE SLAB.(400 SF)</i></p>						
13108	11/19/2013	Barry Lewis	Wood Stove/Chimney	882 Thunder Hill Rd 44.-1-2.26	\$0.00	\$25.00
<p><i>NEW INSTALLATION OF A LOPI PIONEER PELLET INSERT AND DURAFLEX CHIMNEY RELINING ASSEMBLY INTO AN EXISTING FIREPLACE. INSTALLATION AS PER MANUFACTURERS SPECIFICATIONS.</i></p>						
				<b>November Total :</b>	<b>\$203,610.00</b>	<b>\$663.00</b>
				<b>Reporting Period Total:</b>	<b>\$203,610.00</b>	<b>\$663.00</b>
				<b>Year-to-Date :</b>	<b>\$2,232,492.12</b>	<b>\$10,666.02</b>

## Complaint By Date

10/1/2013 - 11/30/2013

Complaint #	Open Time	Location	Identifier	Complaint Type	Status*	Owner
<i>Open Date: 11/27/13</i>						
V13024	9:45:26	1-13 Hillside Dr	44.-1-16	Structure Unfit	C	Neversink Mobile Park LLC
					<b>Open Date: 11/27/13 Total #: 1</b>	
<i>Open Date: 11/14/13</i>						
V13023	2:16:37	66 Carpenter Rd	43.-1-8.8	Construction w/o Permit	C	Timothy Dymond
C13013	1:03:10	1-13 Hillside Dr	44.-1-16	Structure Unfit	C	Pamela Henning
					<b>Open Date: 11/14/13 Total #: 2</b>	
<i>Open Date: 11/12/13</i>						
V13022	1:53:27	134 Twinshaven Rd	12.-1-10.4	Swimming Pool	C	Deborah Sutherland
V13021	12:50:42	134 Twinshaven Rd	12.-1-10.4	Construction w/o Permit	C	Deborah Sutherland
					<b>Open Date: 11/12/13 Total #: 2</b>	
<i>Open Date: 10/30/13</i>						
C13012	11:53:45	7568 State Route 42	33.-1-20.3	Enviromental	C	Crystal Run Village Inc
					<b>Open Date: 10/30/13 Total #: 1</b>	
<i>Open Date: 10/18/13</i>						
V13020	11:01:56	17 Tannery Way	3.-1-54	Construction w/o Permit	O	Elizabeth Morley
					<b>Open Date: 10/18/13 Total #: 1</b>	
<i>Open Date: 10/11/13</i>						
V13019	11:01:47	349 Main St	26.-1-43	Unsafe Building	O	TBT of Monticello Corp.
					<b>Open Date: 10/11/13 Total #: 1</b>	
<i>Open Date: 10/07/13</i>						
V13018	2:25:25	675 Big Hollow Rd	44.-1-2.15	Unsafe Building	C	Maryla Jasko Marlo
					<b>Open Date: 10/07/13 Total #: 1</b>	
						<b>Grand Total: 9</b>

\*Status: C= completed, O= open, V= void

Building Department Receipts  
Town of Neversink  
273 Main Street, P. O. Box 307  
Grahamsville, NY 12740



Building Department  
845 985 2262x302  
Fax 845 985 7686

	Date	Type	Amount
B & K Abstract Corp.	11-1-2013	Municipal Search	\$35.00
B & K Abstract Corp.	11/4/2013	Municipal Search	\$35.00
Red Vision Systems, Inc.	11-12-2013	Municipal Search	\$35.00
Southern Tier Title Agency LLC	11/14/2013	Municipal Search	\$35.00
Hill-N-Dale Abstracters, Inc.	11/21/2013	Municipal Search	\$35.00
All County Abstract	11/26/2013	Municipal Search	\$35.00

Total Receipts **\$210.00**

**Code Enforcement Office**  
**Town of Neversink**  
**273 Main Street, P. O. Box 307**  
**Grahamsville, NY 12740**

**845 985 2262 x 302**



12/3/2013

Robert and Beth Mickelson  
Grey's Woodworks  
State Route 55  
Grahamsville, NY

Re: Land Use Opposite Grey's Woodworks - SBL 25.-1-33.5

Dear Beth and Bob,

On February 13, 2013, the Neversink Town Board approved your Temporary Use Permit for a period of one year to allow parcel 25.-1-33.5 to be used for storage / display of portable storage units for rental purposes. This permit is due to expire on February 14, 2014 and according to Neversink Zoning Law, is not renewable by the Town Board. [ TON Zoning, 50-30, B (3) Temporary Use Permit ]

Continued use of this parcel for the storage / display of portable rental units would require that a Special Use Permit Application be submitted to the Planning Board for review.

A Special Use Permit Application is available for download from the town website or please call the Planning / Zoning Clerk Geri Gorton at 985-7685, X-319.

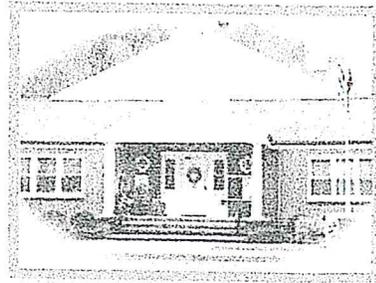
If you need any further assistance please contact my office on Tuesdays or Thursdays from 7:00 AM to 3:30 PM.

Sincerely,

  
Keith Stryker  
Code Enforcement Officer

Code Enforcement Office  
Town of Neversink  
273 Main Street, P. O. Box 307  
Grahamsville, NY 12740

845 985 2262 x 302



2/20/2013

Robert and Beth Mickelson  
Grey's Woodworks  
State Route 55  
Grahamsville, NY

Re: Temporary Use Permit for Parcel 25.-1-33.5

Dear Beth and Robert,

In regards to the Town Board approval for the Temporary Use Permit for parcel 25.-1-33.5 opposite Grey's Woodworks located on State Route 55 Grahamsville, NY. On 2/13/13 the Town Board approved your request for the temporary use of 25.-1-33.5 for a period of one year and a Temporary Use Permit will be issued by my office.

As per your proposal the following guidelines will apply to your use permit;

- 1) Permit Fee of \$50.00 to the Town of Neversink.
- 2) Proposed use is for the storage of portable storage units only up to 3000 square feet.
- 3) Installation of a gravel pad to support storage units.
- 4) Front setback of 25 feet from the front lot line.
- 5) Side yard setback is 10 feet from the side lot line.
- 6) Property must be restored to its previous condition upon cessation of temporary use or expiration of the approval time frame, whichever occurs first.
- 7) Code Enforcement Officer must be notified when the property has been restored so that an inspection may be conducted.
- 8) The Town of Neversink reserves the right to revoke a Temporary Use Permit if, the permit is not in compliance with the above listed guidelines.

If you need any further assistance, please contact my office; M-W-F, 7:30 AM -1:00 PM at 845-985-2262 X-302.

*Keith Stuyt*  
Code Enforcement Officer

Permit #T13001

# Temporary Use Permit Granted

Town of Neversink  
Office of Code Enforcement  
P.O. Box 307, 273 Main Street  
Grahamsville, NY 12740



---

A Temporary Use Permit has been issued to **Robert Mickelson LLC**, on behalf of the owner, **Robert Mickelson LLC**, permitting a temporary use at **State Route 55 (Tax Map Number 25.-1-33.5)**.

**Description of Use:**

TEMPORARY USE OF PARCEL FOR THE STORAGE / DISPLAY OF PORTABLE STORAGE RENTAL CONTAINERS. THIS USE IS APPROVED FOR A PERIOD OF ONE (1) YEAR STARTING FROM 2/13/13. SEE ATTACHED GUIDLINES RELATED TO THIS PERMIT.

Issue Date: **02/13/2013**

Expiration Date: **02/14/2014**

Permission is hereby granted to proceed with the temporary use as set forth in the specifications, plans, or statements now on file with the Code Enforcement Officer. Any amendments made to the original plans or specifications must be submitted for approval.

The temporary use shall be executed in strict compliance with the permit application, approved plans, the NYS Uniform Fire Prevention and Building Code, and all other laws, rules, and regulations which apply. The Temporary Use Permit does not constitute authority to conduct a use in violation of any federal, state, local law or other rule or regulation. The Code Enforcement Officer shall be notified immediately in the event the use does not conform with the approved documents.

The Town of Neversink reserves the right to revoke a Temporary Use Permit if, the permit is not in compliance with the above listed guidelines.

I also agree to restore the property described in the Temporary Use Permit Application to its previous condition upon cessation of the temporary use or expiration of the approval time frame, whichever occurs first. I understand that the property must be restored within 1 week of discontinuation of the use.

Additionally, I agree to notify the Code Enforcement Officer when the property has been restored so that an inspection may be conducted.

Signature

*Keith Steyer*

Town Code Enforcement Officer

Fleet Vehicle - Month November Year 2013

DATE	DEPARTMENT	NAME	DESTINATION	OUT	IN	TOTAL MILES
11/1/13	CEO	RB	INSP.	97657	674	17
11/4/13	CEO	RB	INSP 12.2 GAS	674	720	46
11/6/13	CEO	RB	INSP.	720	764	44
11/6/13	CEO	RB	INSP.	764	777	13
11/7/13	TC	RG	Prunk Mall	777	787	10
11/8/13	CEO	RB	INSP.	787	812	25
11/12/13	CEO	RB	INSP. 10 Gal GAS	812	871	59
11/13/13	TC	999	Bank	871	881	10
11/13/13	Sup	mm	CELL TOWER - AT&T	881	894	13
11/13/13	TC	RG	Prunk	894	903	9
11/14/13	CEO	RB	INSP.	903	936	33
11/15/13	TC	999	Bank	936	946	10
11/18/13	TC	RG	Prunk	946	955	9
11/19/13	CEO	RG	INSP. 9 Gal GAS.	955	999	44
11/19/13	TC	RG	Prunk	999	009	10
11/20/13	TC	RG	Prunk	009	019	10
11/21/13	CEO	RB	INSP.	019	066	47
11/25/13	TC	RG	Prunk/Mall	066	076	10
11-25	SUPER	UNION	Union Contract signing	076	121	45

62

Fleet Vehicle - Month NOVEMBER Year 2013

DATE	DEPARTMENT	NAME	DESTINATION	OUT	IN	TOTAL MILES
11/26/13	CEO	K	INSR. 11 GAL. GAS	98121	169	48
11/27/13	CEO	K	INSR.	169	177	8
11/28/13	TC	Greg	Bank	177	98187	10

011	CEO	384.00	T
		10.00	+
		10.00	+
		9.00	+
		10.00	+
		9.00	+
		10.00	+
		10.00	+
		10.00	+
		10.00	+
009	TC	88.00	T
		13.00	+
		45.00	+
002	Sup.	58.00	T
	CEO	384.00	+
	TC	88.00	+
	Sup	58.00	+
003	Total	530.00	T
	End	98,187.00	+
	Beg	97,657.00	-
002	Miles	530.00	T

**TOWN OF NEVERSINK  
PLANNING BOARD  
P.O. Box 307 - 273 Main Street  
Grahamsville, NY 12740  
(845) 985-2262 / fax (845) 985-7686**

**AGENDA**

**DECEMBER 4, 2013 AT 7:00 PM**

**CALL TO ORDER - PLEDGE TO FLAG**

**MINUTES OF PREVIOUS MEETING**

**REGULAR MEETING:**

**17.-1-2 – PAUL TEN EYCK – Special Use Permit – Proposed campgrounds – 1115 Hunter Rd.**

**OTHER:**

**2014 Meeting Calendar**

**\*\* SEQR Training at Bernie's Holiday Restaurant in Rock Hill on Jan. 15<sup>th</sup> from 5pm-9pm**

**CORRESPONDENCE: NONE**

**TOWN OF NEVERSINK  
PLANNING BOARD  
P.O. Box 307 - 273 Main Street  
Grahamsville, NY 12740  
(845) 985-2262 / fax (845) 985-7686**

**PUBLIC HEARING MINUTES**

**JULY 3, 2013**

**D&D REAL ESTATE, INC  
DRAGONFLY GIFT SHOP  
SPECIAL USE PERMIT  
27.-2-8**

The public hearing was called to order at 7:01 PM by Chairman Jim Stangel.

The public notice was read and Chairman Jim Stangel called for questions or concerns.

The public hearing was left open for latecomers.

A written lease between Horace and Eunice Sheeley and D&D Real Estate for the use of the parking area was submitted to the file.

There being no comments or concerns from any others present, the public hearing was declared closed at 7:25 PM on a motion by Phil Coombe III, seconded by Dave Forshay was put to a vote and carried with all in favor.

Respectfully submitted: Geri Gorton, Clerk

Members Present: James Stangel, Chairman  
Bob Botsford  
Phil Coombe III  
Dave Forshay  
Andrew Schwartz, Alternate

Also Present: Ken Klein, Esq.  
Keith Stryker, Code Enforcement Officer

**TOWN OF NEVERSINK  
PLANNING BOARD  
P.O. Box 307 - 273 Main Street  
Grahamsville, NY 12740  
(845) 985-2262 / fax (845) 985-7686**

**MEETING MINUTES**

**JULY 3, 2013**

The regular meeting of the Town of Neversink Planning Board was called to order at 7:13 PM by Chairman James Stangel with the Pledge of Allegiance.

A motion to approve the minutes of the previous meeting was made by Dave Forshay, seconded by Phil Coombe III, was put to a vote and carried with all in favor.

**REGULAR MEETING:**

**27.-2-8** – **D&D REAL ESTATE, INC** – Special Use Permit – Dragonfly Gift Shop 218 Main Street, Grahamsville N.Y. Debbie Shaver was present as owner and agent. After the SEQR was read a motion for negative declaration was made by Andrew Schwartz, seconded by Dave Forshay and carried with all in favor. A motion for **FINAL APPROVAL** for the site plan review was made by Dave Forshay, seconded by Phil Coombe III and carried with all in favor.

**36.A-1-11.1** – **3 LOT SUBDIVISION DRAKE RD.** - George Dean was present to discuss a definitive deadline for the Drake Rd. 3 Lot Subdivision Phase III project. After some discussion it was decided that December 31<sup>st</sup> would be ample time to complete the project. If the project is not finalized by this date the entire process would have to be renewed from the application stage. A motion to finalize by the aforementioned date was made by Phil Coombe III, seconded by Dave Forshay and carried with all in favor. A letter stating this information will be sent to both George and Archie.

**OTHER:** Discussion regarding memo that Jim wrote to the Board Members regarding the Planning Board's role. The Planning Board will only accept an application to appear on the agenda.

**CORRESPONDENCE:**

**Letter:**

**E-mail:**

**TOWN OF NEVERSINK  
PLANNING BOARD  
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There being no further business before the Board, a motion to adjourn the meeting at 8:11 PM was made by Phil Coombe III, seconded by Dave Forshay, was put to a vote and carried with all in favor.

Respectfully submitted: Geri Gorton, Clerk

Members Present: James Stangel, Chairman  
Bob Botsford  
Dave Forshay  
Andrew Schwartz, Alternate  
Phil Coombe III

Also Present: Ken Klein, Esq  
Keith Stryker, Code Enforcement Officer

**Next regular meeting: Wednesday, AUGUST 6, 2013 at 7:00PM**

**TOWN OF NEVERSINK  
ZONING BOARD OF APPEALS  
P.O. Box 307 - 273 Main Street  
Grahamsville, NY 12740  
(845) 985-2262 fax (845) 985-7686**

**REGULAR MEETING MINUTES**

**SEPTEMBER 17, 2013**

Chairman Walter Fiedler called the regularly scheduled meeting of the Town of Neversink Zoning Board of Appeals to order at 7:30 PM with the Pledge of Allegiance.

A motion to approve the minutes of the previous meeting was made by William Gaudette, seconded by James Ruhlen, was put to a vote and carried with all in favor.

**APPLICATIONS:**

**39.-1-2- SUSAN GREENSTEIN** – 303 Benton Hollow Rd. Woodbourne, NY area variance for proposed construction of a carport. There being no issues or objections from the public a motion to **APPROVE** the Area Variance was made by Walter Feidler, seconded by James Ruhlen and carried with all in favor.

**REVIEW OF RESOLUTIONS FOR:**

**44.-1-2.37- JAMES MENTNECH FOR JANET MENTNECH** – 902 Thunder Hill Road, Grahamsville, NY interpretation of the zoning law as it pertains to the proposed construction of a 180ft connecting hallway structure connecting two residences to make one 2 family residence. After reading the resolution and some discussion regarding a possibility of the Town Board changing the Zoning Law to stipulate regulations on the creation of connections to create a Two Family residence, a motion to **ADOPT** the resolution as written was made by Walter Fiedler, seconded by William Guadette. The results of the final vote are as follows:

Walter Fiedler	AYE
Mike Dean	AYE
William Gaudette	AYE
James Ruhlen	NAY
James Wells (alt)	NAY
Brent Gotsch	ABSENT

**TOWN OF NEVERSINK  
ZONING BOARD OF APPEALS  
P.O. Box 307 - 273 Main Street  
Grahamsville, NY 12740  
(845) 985-2262 fax (845) 985-7686**

**39.-1-2- SUSAN GREENSTEIN** – 303 Benton Hollow Rd. Woodbourne, NY area variance for proposed construction of a carport. After reading the resolution a motion to **ADOPT** the resolution as written was carried with all in favor.

**OTHER:**

**CORRESPONDENCE: None**

There being no further business before the Board, a motion to close at 7:31 PM was made by James Ruhlen, seconded by Mike Dean, put to a vote and carried with all in favor.

Respectfully submitted: Geri Gorton, Clerk

Members present: Walter Fiedler, Chairman  
William Gaudette  
James Ruhlin  
Mike Dean  
James Wells

Also present: Ken Klein, Esq.  
James Stangel, Planning Board Chairman  
Chris Matthews, Town Board Representative  
Sheri Landis  
Marilyn Klass

**NEXT MEETING: OCTOBER 15, 2013 at 7:30 PM.**

**TOWN OF NEVERSINK  
ZONING BOARD OF APPEALS  
P.O. Box 307 - 273 Main Street  
Grahamsville, NY 12740  
(845) 985-2262 fax (845) 985-7686**

**PUBLIC HEARING MINUTES**

**SEPTEMBER 17, 2013**

**SUSAN GREENSTEIN  
39.-1-2**

The public hearing was called to order at 7:31 PM by Chairman Walter Fiedler. The public notice was read and Chairman Walter Fiedler called for questions or concerns. Sheri Landis and Marilyn Klass (members from the community) were present in support of Ms. Goldstein's variance.

There being no comments or concerns from any others present, the public hearing was declared closed at 7:33 PM on a motion by Jim Ruhlen, seconded by Mike Dean, was put to a vote and carried with all in favor.

Respectfully submitted: Geri Gorton, Clerk

Members present: Walter Fiedler, Chairman  
William Gaudette  
James Ruhlin  
Mike Dean  
Jim Wells

Also present: Ken Klein, Esq.  
James Stangel, Planning Board Chairman  
Chris Matthews, Town Board Representative  
Sheri Landis  
Marilyn Klass

**TOWN OF NEVERSINK  
ZONING BOARD OF APPEALS  
P.O. Box 307 - 273 Main Street  
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**MEETING AGENDA**

**DECEMBER 17, 2013 at 7:30 PM**

CALL TO ORDER - PLEDGE TO FLAG

**REGULAR MEETING:**

MINUTES OF PREVIOUS MEETING

**45.-1-6.2 – RICHARD COOMBE, JR** – Area Variance – 62 Old Brodhead Rd. Grahamsville - requesting placement of signage to be placed on property that would be larger than what is specified in zoning.

**OTHER:**

**2014 Meeting Calendar**

**\*\* Training for new SEQR process at Bernie's Holiday Restaurant in Rock Hill on Jan. 15<sup>th</sup> from 5pm-9pm. This will satisfy the entire 4 hrs of Training requirement.**

**E-MAIL:** None

**CORRESPONDENCE:**

TOWN OF NEVERSINK  
 TREASURER'S REPORT  
 Executed By: bdevore

PAGE: 1  
 TIME: 14:41:51  
 DATE: 11/21/2013

VP  
 11/21/13

CAL YEAR	FY	TRANS	MAN	PO	ACCOUNT CODE	CREDIT CODE	DESCRIPTION	AMOUNT
=====	==	=====	===	==	=====	=====	=====	=====

Bank: CATSKILL CATSKILL

-----Checks-----

Vendor: CENTRAL HUDSON  
 CENTRAL HUDSON GAS & ELECTRIC CORP  
 REMIT ADDRESS

Invoice ID: HALL-OCT-NOV 2013 2013 1 No	Invoice Date: 11/20/2013	Due Date: 11/21/2013		
	00 -01 -1620-40	00 -200	HALL-ELECTRIC-10/18-11/12/13	\$ 356.41
Invoice ID: HWY-OCT-NOV 2013 2013 1 No	Invoice Date: 11/20/2013	Due Date: 11/21/2013		
	00 -04 -5132-40	00 -200	HWY-ELECTRIC-10/18-11/12/13	\$ 352.82
Invoice ID: POOL-OCT-NOV 2013 2013 1 No	Invoice Date: 11/20/2013	Due Date: 11/21/2013		
	00 -06 -7180-40	00 -200	POOL-ELECTRIC-10/18-11/12/13	\$ 104.40
Invoice ID: TSTAT-OCT-NOV 2013 2013 1 No	Invoice Date: 11/20/2013	Due Date: 11/21/2013		
	00 -07 -8160-40	00 -200	TSTATION-ELECTRIC-10/18/13-11	\$ 106.26
CHECK TOTAL (CHECK #: 5472 ) = \$				919.89

746

Vendor: CORNERSTONE TEL  
 CORNERSTONE TELEPHONE COMPANY  
 REMIT ADDRESS

Invoice ID: HALL-NOV-DEC 2013 2013 1 No	Invoice Date: 11/20/2013	Due Date: 11/21/2013		
	00 -01 -1620-40	00 -200	HALL-TELEPHONE-11/10-12/9/13	\$ 212.30
Invoice ID: HWY-NOV-DEC 2013 2013 1 No	Invoice Date: 11/20/2013	Due Date: 11/21/2013		
	00 -04 -5132-40	00 -200	HWY-TELEPHONE-11/10-12/9/13	\$ 70.56
Invoice ID: LL-NOV-DEC 2013 2013 1 No	Invoice Date: 11/20/2013	Due Date: 11/21/2013		
	00 -06 -7140-40	00 -200	LL-TELEPHONE-11/10-12/9/13	\$ 14.72
Invoice ID: PARK-NOV-DEC 2013 2013 1 No	Invoice Date: 11/20/2013	Due Date: 11/21/2013		
	00 -06 -7110-40	00 -200	PARK-TELEPHONE-11/10-12/9/13	\$ 39.41
Invoice ID: POOL-NOV-DEC 2013 2013 1 No	Invoice Date: 11/20/2013	Due Date: 11/21/2013		
	00 -06 -7180-40	00 -200	POOL-TELEPHONE-11/10-12/9/13	\$ 12.34
Invoice ID: TSTAT-NOV-DEC 2013 2013 1 No	Invoice Date: 11/20/2013	Due Date: 11/21/2013		
	00 -07 -8160-40	00 -200	TSTATION-TELEPHONE-11/10-12/9	\$ 29.94
CHECK TOTAL (CHECK #: 5473 ) = \$				379.27

747

Vendor: DINWIDDIE COUNTY SHERIFF  
 DINWIDDIE COUNTY SHERIFF  
 REMIT ADDRESS

Invoice ID: MCINTOSH-UNSAFE 2013 2013 1 No	Invoice Date: 11/20/2013	Due Date: 11/21/2013		
	00 -02 -3620-40	00 -200	PROCESS SVC-MCINTOSH, UNSAFE	\$ 75.00
CHECK TOTAL (CHECK #: 5474 ) = \$				75.00

748

Vendor: PITNEY BOWES  
 PITNEY BOWES GLOBAL  
 REMIT ADDRESS

Invoice ID: 7100423-NV13 2013 2013 1 No	Invoice Date: 11/20/2013	Due Date: 11/21/2013		
	00 -01 -1670-40	00 -200	MONTHLY RENTAL OF POSTAGE MET	\$ 66.00
CHECK TOTAL (CHECK #: 5475 ) = \$				66.00

749

Vendor: POLK COUNTY SHERIFF  
 POLK COUNTY SHERIFF  
 REMIT ADDRESS

Invoice ID: MCINTOSH#2 2013 2013 1 No	Invoice Date: 11/20/2013	Due Date: 11/21/2013		
	00 -02 -3620-40	00 -200	PROCESS SERVICE-MCINTOSH-UNSA	\$ 30.00
CHECK TOTAL (CHECK #: 5476 ) = \$				30.00

750

Vendor: TIME WARNER  
 TIME WARNER CABLE  
 REMIT ADDRESS

Invoice ID: TH-NOV-DEC2013 2013 2013 1 No	Invoice Date: 11/20/2013	Due Date: 11/21/2013		
	00 -01 -1620-40	00 -200	MONTHLY ROADRUNNER SVC, NOV-D	\$ 64.95
CHECK TOTAL (CHECK #: 5477 ) = \$				64.95

751

TOTAL CHECKS = \$ 1,535.11

TOTAL BANK ( CATSKILL ) = \$ 1,535.11

TOWN OF NEVERSINK  
TREASURER'S REPORT  
Executed By: bdevore

PAGE: 2  
TIME: 14:41:51  
DATE: 11/21/2013

CAL YEAR    FY    TRANS    MAN    PO    ACCOUNT CODE  
=====    ==    =====    ==    ==    =====

CREDIT CODE    DESCRIPTION  
=====    =====

AMOUNT  
=====

TOWN CLERK CERTIFICATION

TOTAL PAYMENTS = \$ 1,535.11

I HEREBY CERTIFY THAT THESE CLAIMS WERE  
AUDITED AND ALLOWED BY THE TOWN BOARD TO  
BE PAID.

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