

**TOWN OF NEVERSINK TOWN BOARD
REGULAR MEETING
OCTOBER 13, 2021**

CALL TO ORDER

The regular meeting of the Town Board of the Town of Neversink was called to order at 7:30 P.M. by Supervisor Chris Mathews.

ROLL CALL

Board Members

Supervisor Chris Mathews	PRESENT
Councilperson Keith Zanetti	PRESENT
Councilperson Nicole Gorr	PRESENT
Councilperson Scott Grey	PRESENT
Councilperson Richard Coombe Jr.	PRESENT

Other Officials

Highway Superintendent Preston Kelly	PRESENT
Code Enforcement Officer Keith Stryker	PRESENT

GUESTS

Cher Woehl	Walt Zeitschel
Larry Whipple	Marc Denner
Adele Barnard	Teri Lockhart
John Eisele	Chuck Connolly
Andrew McCabe	

- **Marc Denner** would like information about how to register a **religious burial ground**. It would be located on 45.-1-16.4 which is located on Low Road. After discussion, the Board will contact Town Attorney Ken Klein and find out what the process is and its requirements. Code Enforcement Keith Stryker will get Mr. Denner's contact information.
- **John Eisele and Chuck Connolly** were here tonight about **garbage** located at **81 Smith Lane**. The owner of the property is currently residing in Liberty due to the condition of the house. Supervisor Mathews and Highway Superintendent Preston Kelly have both visited the area and viewed the garbage. Chris is looking for a way for the Town to possibly cleanup the garbage that is visible from the road. Chris will contact Town Attorney Ken Klein to see what the Town can legally do.
- **Larry Whipple** presented a report on the 2021 **Little League** season and the plans they have for the 2022 season.
- **Adele Barnard** was here about a letter she wrote to the Town Board about the COVID Relief money Tri-Valley School is going to be receiving. Adele would like to see some of this money used to put in the playground she had previously spoken to the Board about.
- **Cher Woehl**, Parks and Recreation Director, gave an **update** on upcoming Parks and Rec activities. The Holiday Tree Lighting will be on December 5th in Bi-centennial Park. A Winterfest is being planned for January. Trunk or Treat is happening on October 30th from 2 to 4 pm. It has been decided to

**TOWN OF NEVERSINK TOWN BOARD
REGULAR MEETING
OCTOBER 13, 2021**

put the beach volleyball court at the fairgrounds next to the tennis courts where it used to be located. The need for an additional chiller for the ice rink expansion was discussed. It is hoped to have the rink up by Thanksgiving.

- **Teri Lockhart, Budget Officer**, and the Board briefly discussed the **2022 Tentative Budget**. Teri requested that the Board meet next week to review the 2022 Tentative Budget for the Town of Neversink. The Board will recess tonight until October 19, 2021 at 7:00 PM.

MINUTES OF PREVIOUS MEETING(S)

Minutes of the Regular Meeting held on September 8, 2021 was ACCEPTED AS SUBMITTED on motion by Councilperson Keith Zanetti, seconded by Councilperson Nicole Gorr, 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 September 2021 was ACCEPTED AS RECEIVED and filed on motion by Councilperson Richard Coombe Jr., seconded by Councilperson Keith Zanetti, 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 September 2021 to be filed on motion by Councilperson Richard Coombe Jr., seconded by Councilperson Keith Zanetti, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 5 NAYS 0.

TOWN CLERK MONTHLY PETTY CASH REPORT

Month of September 2021/October 2021

No Expenditures made.

REPORTS AND MATTERS OF TOWN OFFICIALS

HIGHWAY SUPERINTENDENT

1. Highway Superintendent Preston Kelly would like to put in the **Public Notice of Seasonal Highways** that are classified as seasonal limited use highways for the period of December 1, 2021 until April 1, 2022. The following motion was made:

A motion was made by Councilperson Richard Coombe Jr., seconded by Councilperson Keith Zanetti, put to a vote and UNANIMOUSLY CARRIED to accept the list of Seasonal Limited Use Highways as submitted and to authorize the advertisement of the list to the public.

VOTE: AYES 5 NAYS 0.

2. Preston is requesting permission to **list the 2015 and 2017 Ford Pickups for sale on Auctions International**. The following Motion was made:

**TOWN OF NEVERSINK TOWN BOARD
REGULAR MEETING
OCTOBER 13, 2021**

A motion was made by Councilperson Keith Zanetti, seconded by Councilperson Richard Coombe Jr., giving permission to list the 2015 and 2017 Ford Pickups for sale on Auctions International, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 5 NAYS 0.

3. Preston would also like to **list the John Deer Tractor and Mower for sale on Auctions International**. He would like to list the Woods finish mower separately. The following motions were made:

A motion was made by Councilperson Keith Zanetti, seconded by Councilperson Nicole Gorr to list the John Deer tractor with the flail mower attachment for sale with Auctions International, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 5 NAYS 0.

A motion was made by Councilperson Keith Zanetti, seconded by Councilperson Nicole Gorr to list the Woods finish mower for sale with Auctions International, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 5 NAYS 0.

4. Person reviewed with the Board the **2021 Roadwork listing** of completed work.
5. Preston is working on the **Tennis/Basketball Courts repaving** and wanted to know what the Board would like him to do with the electric panel located at the courts. The Board asked Preston to leave the panel box for now.
6. The **Highway Inventory for 2021** was **submitted** to the **County**.
7. **CHIPS, PAVE NY and EXTREME WINTER RECOVERY reimbursement** has been **submitted to the State** for a total of \$542,347.92.
8. Highway Superintendent Preston Kelly and Supervisor Chris Mathews reported on a phone meeting that they had with DOT. **DOT** is planning a **culvert replacement** in May or June of **2023**. The project will take 4 weeks and it will cause the closure of Route 55 near Myers Road. The proposed detour was discussed.

CODE ENFORCEMENT OFFICER REPORT

Monthly Receipts Report and Mileage Log and Inspection Report for the month of September 2021 has been filed with the Town Clerk.

Code Enforcement Officer Keith Stryker:

- Logged 148 Miles and took in \$2,768.70
- 18 Building Permits, total 118 for year (1 voided)
- 0 Building Permit Renewal, total 1 for year
- 25 Cert of Occupancy/Compliance for the month, total 113 for year
- 0 Complaints, total 9 for year
- 0 Violations, total 9 for year
- 9 Municipal Searches, total 77 for year

**TOWN OF NEVERSINK TOWN BOARD
REGULAR MEETING
OCTOBER 13, 2021**

- 0 Fire Inspections, total 3 for year
- 0 Junk Yard Permit, total 1 for year
- 0 Mobile Home Park Permit Renewals, total 2 for year
- 0 Operating Permit, 2 total for year (fireworks, family gathering)
- 0 Temporary Use Permit, 0 total for year
- 0 Special Use Permit, total 0 for year
- 0 CEO Training Hours, total 19 for year
- 0 FOIL Requests, total 2 for year
- 0 Fire Call, total 3 for year
- Septic District contract was signed with CWC for inspections, 19 must be inspected and the inspections are to be completed before the end of the year. The Town must select the pumping company. Keith will request bids from at least two companies, hopefully three. Once we select the company and notify CWC, they will call and schedule the inspections.

PLANNING BOARD

Meeting Agenda for October 6, 2021, Public Notice for Public Hearing for October 6, 2021, Meeting Minutes Draft for September 1, 2021 and Accepted Meeting Minutes for September 1, 2021 were filed with the Town Clerk.

ZONING BOARD OF APPEALS

ZBA Agenda for September 21, 2021, Meeting Minutes Draft for August 17, 2021 and Accepted Meeting Minutes for August 17, 2021 were filed with the Town Clerk.

FILINGS AND CORRESPONDENCE FILED WITH TOWN CLERK

1. Letter from John Sherman regarding Sherman House.
2. Tentative Budgets for 2022:
 - Grahamsville Fire District
 - Claryville Fire District
 - Neversink Fire District
 - Town of Neversink
3. Training Certificate for Eric Horton – 1 hour
4. FOIL received from John K. Zeh – Lucrative Dev. LLC – fulfilled
5. From Catskill Watershed Corporation – Agreement for Inspection Services Contract

Items were ORDERED LOGGED and FILED on motion by Councilperson Richard Coombe Jr., seconded by Councilperson Keith Zanetti, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 5 NAYS 0.

SUPERVISOR

1. The Resolution to adopt Introductory Local Law 2 as Local Law 2 of 2021 was presented for the Board's consideration:

**TOWN OF NEVERSINK
RESOLUTION NO. 24 OF 2021**

**TOWN OF NEVERSINK TOWN BOARD
REGULAR MEETING
OCTOBER 13, 2021**

“A local law adopted pursuant to Cannabis Law Section 131 opting out of licensing and establishing retail cannabis dispensaries and on-site cannabis consumption establishments within the Town of Neversink”

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, in said Town, on the 13th day of October, 2021, at 7:30 p.m., prevailing time.

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

PRESENT: Supervisor Christopher Mathews
Councilperson Keith Zanetti
Councilperson Nicole Gorr
Councilperson Scott Grey
Councilperson Richard Coombe Jr.

ABSENT:

The following resolution was introduced by Councilperson Keith Zanetti, who moved its adoption, and seconded by Councilperson Nicole Gorr, to wit:

WHEREAS, Introductory Local Law No. 2 of the Year 2021 entitled “A local law adopted pursuant to Cannabis Law Section 131 opting out of licensing and establishing retail cannabis dispensaries and on-site cannabis consumption establishments within the Town of Neversink” was introduced before the Town Board of the Town of Neversink, County of Sullivan, State of New York, on September 8, 2021; and

WHEREAS, 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 October, 13, 2021; and

WHEREAS, the Town Clerk of the Town of Neversink published or caused to be published a public notice in the Sullivan County Democrat of such public hearing at least five (5) days prior thereto.

NOW, THEREFORE, BE IT RESOLVED, that introductory Local Law No. 2 of the Year 2021 entitled “A local law adopted pursuant to Cannabis Law Section 131 opting out of licensing and establishing retail cannabis dispensaries and on-site cannabis consumption establishments within the Town of Neversink” be and the same hereby is enacted as Local Law No. 2 of the Year 2021 in the form annexed hereto; and be it further

RESOLVED, that the enactment of introductory Local Law No. 2 of the Year 2021 entitled “A local law adopted pursuant to Cannabis Law Section 131 opting out of licensing and establishing retail cannabis dispensaries and on-site cannabis consumption establishments within

**TOWN OF NEVERSINK TOWN BOARD
REGULAR MEETING
OCTOBER 13, 2021**

the Town of Neversink” as aforesaid is subject to permissive referendum in accordance with Section 24 of the New York State Municipal Home Rule Law; and be it further

RESOLVED, that within ten (10) days after the adoption of this resolution, the Town Clerk shall post on the Town sign board and publish in the Sullivan County Democrat, the official newspaper of the Town, a notice in conformance with the requirements of Section 90 of the Town Law of the State of New York.

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

Supervisor Christopher Mathews	voting	AYE
Councilperson Keith Zanetti	voting	AYE
Councilperson Nicole Gorr	voting	AYE
Councilperson Scott Grey	voting	AYE
Councilperson Richard Coombe, Jr.	voting	AYE

The resolution was thereupon declared duly adopted.

2. The following Resolution was presented for the **2021-2024 Snow and Ice Contract with the County**:

**TOWN OF NEVERSINK
RESOLUTION NO. 25 OF 2021
AUTHORIZING THE PAYMENT RATE FOR THE
SNOW AND ICE CONTRACT FOR 2021-2024**

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 October, 2021 at 7:30 p.m. prevailing time.

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

	PRESENT	ABSENT
Supervisor Chris Mathews	X	
Councilperson Keith Zanetti	X	
Councilperson Nicole Gorr	X	
Councilperson Scott Grey	X	
Councilperson Richard Coombe, Jr.	X	

The following resolution was introduced by Councilperson Keith Zanetti who moved for its adoption, and seconded by Councilperson Nicole Gorr, to wit:

RESOLVED, that pursuant to Highway Law Section 135-a providing for snow and ice control on County Roads with the Town, the Supervisor be and he is directed to execute a

**TOWN OF NEVERSINK TOWN BOARD
REGULAR MEETING
OCTOBER 13, 2021**

contract with the County of Sullivan for the Town to undertake and perform snow and ice control on County Roads located in the Town for the period beginning July 1, 2021 and ending June 30, 2024 and any extensions thereof duly authorized as provided in such contract at the rates therein provided or hereafter approved.

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

		AYE	NAY	ABSENT
Supervisor Chris Mathews	Voting	X		
Councilperson Keith Zanetti	Voting	X		
Councilperson Nicole Gorr	Voting	X		
Councilperson Scott Grey	Voting	X		
Councilperson Richard Coombe, Jr.	Voting	X		

The resolutions were thereupon declared duly adopted.

Dated: October 13, 2021
Town of Neversink
Grahamsville, New York

3. The follow Budget Transfer and Budget Amendment Resolutions were presented for the Board’s consideration:

**TOWN OF NEVERSINK
RESOLUTION NO. 26 OF 2021
BUDGET TRANSFERS**

Whereas, appropriations need to be increased in, A1440.4 Engineer Fees, Contractual Services for \$200.00, A1910.1 Unallocated Ins. for 500.00, A7110.1 Park Maintenance, Personal Services for 14,000.00, A7110.4 Park Maintenance, Contractual Expense for 5,500.00, and A8020.1 Planning, Personal Services for 1,750.00, and

Whereas, funds need to be moved from A1620.1 Buildings, Personal Services 8,000.00, and A9060.8 Medical Insurance for 13,950.00,

Now, therefore be it resolved that the Town Board authorizes the Supervisor to do the above transfers and that the following budget amendments be made;

A960 Appropriations-	\$ 21,950.00	
A1620.1 Buildings, Personal Services –	8,000.00	
A9060.8 Medical Insurance -	13,950.00	
A960 Appropriations-	\$ 21,950.00	
A1440.4 Engineer, Cont. Exp-		200.00
A1910.1 Unallocated Ins.-		500.00
A7110.1 Park Maintenance,Per.Serv -		14,000.00

**TOWN OF NEVERSINK TOWN BOARD
REGULAR MEETING
OCTOBER 13, 2021**

A7110.4 Park Maintenance, Cont Exp - 5,500.00
A8020.1 Planning, Per. Serv- 1,750.00

Moved by: Councilperson Keith Zanetti
Seconded by: Councilperson Nicole Gorr
And Adopted on Motion: October 13, 2021

**TOWN OF NEVERSINK
RESOLUTION NO. 27 OF 2021
BUDGET AMENDMENT**

Whereas, the Town Board was eligible for a total (ARPA) American Rescue Plan Act payment of \$350,363.00, half \$175,181.68 was received on 7/22/21 and the second half will be received in 2022.

Whereas, an additional amount of \$ 715.23 was allowed an received on 8/30/21 to the Town from the ARPA,

Now, Therefore Be it Resolved, that the Town Board authorizes the Supervisor to increase Appropriation A7110.21 Parks, Capital Outlay for 715.23, and A4089 Federal Aid, Other for 715.23 and that the following budget amendment be made;

A510- Estimated Revenue- 715.23
A4089- Federal Aid, Other- 715.23
A960- Appropriation - 715.23
A7110.21- Parks,Capital Outlay- 715.23

Moved by: Councilperson Keith Zanetti
Seconded by: Councilperson Nicole Gorr
And Adopted on Motion: October 13, 2021

4. A motion is needed to **re-appoint Jerry Stevens to the BAR.** The following motion was made:

A motion was made by Councilperson Scott Grey, seconded by Councilperson Keith Zanetti to re-appointment Jerry Stevens to the Board of Assessment Review, put to a vote and UNANIMOUSLY CARRIED.
VOTE: AYES 5 NAYS 0.

5. The Town will do a **flag exchange** at the Town Hall on Veteran's Day and will have light refreshments in the events building immediately after.
6. The letter has been received from the John Sherman family in reference to disposal of the contents of the Sherman House. The Town may proceed with the demolition of the structure located on the property that the Town purchased. Highway Superintendent Preston Kelly and Supervisor Chris

**TOWN OF NEVERSINK TOWN BOARD
REGULAR MEETING
OCTOBER 13, 2021**

Mathew's discussed with the Board the possible rehab of the garage and the removal of the very large pine trees located on the property.

PAYMENTS OF CLAIMS AND VOUCHERS

• Abstract #10	\$ 75,489.63
• Vendor Payments	<u>1,475.92</u>
• Total	\$ 76,965.55

Vouchers, Claims were reviewed by the Board and authorized to be paid on motion by Councilperson Scott Grey, seconded by Councilperson Nicole Gorr, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 5 NAYS 0.

ADJOURN OR RECESS

On motion by Councilperson Keith Zanetti, seconded by Councilperson Nicole Gorr, the meeting was recessed at 9:50 pm, to reconvene on October 19, 2021 at 7:00 pm, put to a vote and UNANIMOUSLY CARRIED.

Respectfully submitted,

Lisa Garigliano, Town Clerk