

**TOWN OF NEVERSINK TOWN BOARD
REGULAR MEETING
APRIL 12, 2023**

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 with the pledge of allegiance.

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
Adele Barnard	David Brittenham
Karlheinz Kraft	Steve Porter
Tom Yager	Zach Enoksen
Larry Bracken	Francine Vidal

- **Cher Woehl**, Parks & Rec Director, reviewed with the Board the Planned **Parks & Rec Events for 2023**. She also reported that the use of the skating rink was up this past season.
- **Adele Barnard** updated the Board on the **playground**. The installation of the equipment is scheduled for April 20 to the 23. Phase 2 – side pieces are on hold until July in hopes of a grant coming through that has been applied for. A ribbon cutting is planned for May 6, Little League’s opening day.
- **Karlheinz Kraft** came tonight to ask about the Town’s **Cable Franchise Agreement with Spectrum/Time Warner**. Councilperson Nicole Gorr reviewed and explained with him the current Franchise Agreement. It is a non-exclusive agreement and does not keep any other provider from offering service in the Town. The Agreement is up for renewal this year.
- **Tom Yager, Steve Porter and Zach Enoksen** were here tonight about a parcel of City land located on Moore Hill Road. It was determined in 2008 to be open to hunting, trapping, fishing, hiking etc. Tom has land that is adjacent to this parcel and has family that would like to build a home on his parcel. Due to the close proximity of the proposed build to the City parcel that is open to hunting, Tom feels that the use of the City parcel should be changed to not allow hunting. Supervisor Mathews met today with the Land Acquisition Committee, in reference to another parcel, but they also

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discussed the City parcel is question and are in agreement that it should be changed to not allow hunting. A letter will be requested from the Land Acquisition Committee with their recommendation of what is to be allowed on the property. The following motion was made:

A motion was made by Councilperson Scott Grey, seconded by Councilperson Keith Zanetti, to follow the Land Acquisition Committee's recommendation and ask the committee to send a letter to the NY City DEP recommending that the use of the land be changed, put to a vote and UNANIMOUSLY CARRIED.
VOTE: AYES 5 NAYS 0.

MINUTES OF PREVIOUS MEETING(S)

Minutes of the Regular Meeting held on March 8, 2023 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 March 2023 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 March 2023 to be filed on motion by Councilperson Richard Coombe Jr., seconded by Councilperson Scott Grey, put to a vote and UNANIMOUSLY CARRIED.
VOTE: AYES 5 NAYS 0.

TOWN CLERK MONTHLY PETTY CASH REPORT

Month of March 2023/April 2023
No expenditures made.

CODE ENFORCEMENT OFFICER

Monthly Receipts Report and Mileage Log and Inspection Report for the month of March 2023 has been filed with the Town Clerk.

- 141 Miles
- \$1,501.58 Receipts
- 12 Building Permits, total 24 for year
- 0 Building Permit Renewal, total 0 for year
- 5 Certificate of Occupancy/Certificate of Compliance, total 26 for year
- 0 Complaint, total 0 for year
- 0 Violations, total 0 for year
- 3 Municipal Searches, total 9 for year

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- 0 Fire Inspections, total 2 for year
- 0 Junk Yard Permit, total 0 for year
- 0 Mobile Home Park Permit Renewal, total 2 for year
- 0 Operating Permit, total 0 for year
- 0 Special Use Permit, total 0 for year
- 0 Fireworks Permit, total 0 for year
- 0 CEO Training Hours, total 7 for year
- 0 FOIL Request, total 0 for year
- 0 Fire Calls, total 2 for year

HIGHWAY SUPERINTENDENT

1. Highway Superintendent Preston Kelly would like to **go to bid for gasoline, diesel fuel, heating fuel for both the Town Barns and Town Hall, ice control sand, low abrasion crushed stones (1A, 1ST, #1 & #2), surge stone (light & Medium), fine dry screenings and crusher run (fine & course)**. Bid will be open on May 8, 2023 at 2:00 pm.

A motion was made by Councilperson Keith Zanetti, seconded by Councilperson Scott Grey to authorize the Town Clerk to advertise a request for bids for gasoline, diesel fuel, heating fuel for both the Town Barns and Town Hall, ice control sand, low abrasion crushed stones (1A, 1ST, #1 & #2), surge stone (light & Medium), fine dry screenings and crusher run (fine & course). Bids will be required to be back in the hands of the Town Clerk by 2:00 pm on Monday, May 8, 2023. The Town Board reserves the right to reject any and all bids, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 5 NAYS 0.

2. Preston would like to **advertise for 2 seasonal temporary workers** who would work from May 1 to September 30. He would also like to add an additional person who would work from June 1 through Labor Day, for a total of 3 workers. The following motion was made:

A motion was made by Councilperson Richard Coombe Jr., seconded by Councilperson Scott Grey to authorize the advertising for three seasonal temporary workers in the Highway Department as laborers. Two would be for the period between May 1 and September 30 and one for the period between June 1 to Labor Day, with a minimum age requirement of 18 years old, at wage rate of \$15.56 per hour with no benefits, must have a valid driver's license, working 40 hours per week put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 5 NAYS 0.

3. Preston reviewed with the Board the work that the Highway Department has done on the Water Building at the fairgrounds.
4. Highway will begin work on the primary water lines in two weeks.

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PLANNING BOARD

Meeting Agenda for April 5, 2023, Meeting Minutes *draft* for March 1, 2023, Public Hearing Minutes (2) *draft* for March 1, 2023, Public Hearing Minutes *accepted* for January 4, 2023, Organizational Minutes *accepted* for January 4, 2023, Meeting Minutes *accepted* for January 4, 2023, Meeting Minutes *accepted* for February 1, 2023, Public Notice of Cancellation of Meeting Scheduled for April 5, 2023 were filed with the Town Clerk.

ZONING BOARD OF APPEALS

Meeting Agenda for April 18, 2023, Meeting Agenda for March 21, 2023, Organizational Minutes *accepted* for January 17, 2023, Public Hearing Minutes for *accepted* for January 17, 2023, Meeting Minutes *draft* for March 21, 2023, Meeting Minutes *accepted* for February 21, 2023, Public Notice of Public Hearing on April 18, 2023 were filed with the Town Clerk.

FILINGS AND CORRESPONDENCE FILED WITH TOWN CLERK

- Oath of Office:
 - Dana Vogler NFD Secretary
 - Yelixa Encarnacion NFD Fire Police
- FOILS:
 - Francesca Spotts for 7524 State Rt. 42 – fulfilled
- Town of Neversink ZBA Decision for Stephanie Pennino
- NYS DEC P/C/I SPDES Permit for FSH Lodge at Neversink LLC
- RP-7114 Municipal Report of Special Franchise Activity filed
- Agreement of Lease with Neversink Agricultural Society for Fairgrounds – 6/2022 to 6/2025
- Notice from County of Sullivan Division of Public Works of South Hill Bridge Replacement beginning May 1, 2023

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

VOTE: AYES 5 NAYS 0.

TOWN CLERK/TAX COLLECTOR

1. Tax Dollars Collected – \$10,583,962.88 90.80%
 - a. Ck# 1463 to N. Buck - \$261,463.96 Final Payment
 - b. \$4,038.20 Balance Due Supervisor for remaining Interest, Misc., Penalties, 2nd Notice Fees, Bad Check Fees & Collector’s Fee on Return
2. Town Clerk asked the Board about the amount of Liability Insurance required for Person Homeowners when using the Pavilion at the Fairgrounds. It is currently set at \$500,000.00 and the Board is going to keep it at that amount.

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SUPERVISOR

1. The following resolutions were presented for the Board's consideration:

**TOWN OF NEVERSINK
RESOLUTION NO. 7 OF 2023
BUDGET TRANSFERS**

Whereas, Cher Woehl, the Town Park & Recreation Director on Nov 10, 2021 asked and had approved by the Town Board the purchase of a second Ice Chiller. The total balance due of \$ 12,657.99 which included the \$ 6,253.99 that was in the Towns 2023 Budget was paid to Iron Sleek, Inc. The Ice Chiller has been paid in full.

Whereas, the Town Board has approved to have \$6,000.00 in A7310.2 Youth Programs, Equipment, in the 2023 Budget transferred from A7310.2 Youth Programs, Equipment to A7310.4 Youth Programs, Contractual Expense,

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

A960 Appropriations-	\$ 6,000.00
A7310.2 Youth Prog., Equipment -	6,000.00
A960 Appropriations-	6,000.00
A7310.4 Youth Prog., Cont. Exp-	6,000.00

Moved by: Councilperson Keith Zanetti
Seconded by: Councilperson Nicole Gorr
And Adopted on Motion: April 12, 2023

**TOWN OF NEVERSINK
RESOLUTION NO. 8 OF 2023
BUDGET AMENDMENT**

Whereas, the Highway Superintendent has had approval to purchase new Plow Equipment, hydraulics and controls for the 2 2024 Mack 4x4 Plow Trucks, Bid were approved on February 8, 2023 from Reed Systems, LTD, totaling to \$139,788.00 and the funds are to come from Highway Fund Balance, and

Whereas, the Town Board authorizes the Supervisor to transfer \$ 139,788.00 from Highway Fund Balance to Machinery, Equipment DA5130.2,

Now, therefore be it resolved that the following budget amendment be made;

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DA599 Appropriated Fund Balance - \$ 139,788.00
DA960 Appropriation - 139,788.00
DA5130.2 Machinery, Equip. - 139,788.00

Moved by: Councilperson Keith Zanetti
Seconded by: Councilperson Scott Grey
And Adopted on Motion: April 12, 2023

**TOWN OF NEVERSINK
RESOLUTION NO. 9 OF 2023
BUDGET AMENDMENT**

Whereas, the Town of Neversink Town Board has approved to purchase the Chevy Colorado Pickup from the Highway Department for \$ 15,000.00 for Town Hall to use and the funds are to come from General Fund Balance, and

Whereas, the Town Board authorizes the Supervisor to transfer \$ 15,000.00 from General Fund Balance to Interfund Transfer A9901.9, and to appropriate in Highway Fund, Revenue Account DA5031 Interfund Transfers for \$ 15,000.00,

Now, therefore be it resolved that the following budget amendment be made;

A599 Appropriated Fund Balance - \$ 15,000.00
A960 Appropriation - 15,000.00
A9901.9 Interfund Transfer - 15,000.00

DA510 Estimated Revenue- 15,000.00
DA980 Revenue - 15,000.00
DA5031 Interfund Transfer- 15,000.00

Moved by: Councilperson Keith Zanetti
Seconded by: Councilperson Nicole Gorr
And Adopted on Motion: April 12, 2023

**TOWN OF NEVERSINK
RESOLUTION NO. 10 OF 2023
CLEANUP INITIATIVE
“SPRING CLEANUP 2023”**

WHEREAS, the Sullivan County Legislature adopted the Sullivan County Cleanup Initiative 2023 Program; and

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WHEREAS, the Town Board of the Town of Neversink hereby authorizes the Supervisor, Chris Mathews, to sign the municipal agreement with the County of Sullivan to cooperate in conducting a municipal cleanup; and

NOW THEREFORE, BE IT RESOLVED, that the Town of Neversink anticipates holding the municipal cleanup program on April 22, 26 and 29 and May 3, 2023

Moved by: Councilperson Nicole Gorr

Seconded by: Councilperson Scott Grey

Adopted UNANIMOUSLY by VOTE: 5 AYES 0 NAYS

2. The two **Parks and Recreation Advisory Board vacancies** were discussed. The resignation of Jennifer Pisaniello from the Advisory Board has created another opening, for a total of three vacancies. The Personnel Committee, Councilpersons Coombe and Zanetti, met with three individuals who expressed an interest. Spokesperson for the Committee, Councilperson Richard Coombe Jr., is asking that the Town Board to authorize an additional Alternate position. They are recommending appointing Tanya Huggler to the remaining term of Jennifer Pisaniello to expire 12/31/2025 and to appoint Nicole Grey and Danielle Hartman as Alternates to expire 12/31/2025. The following two motions were made: (Councilperson Scott Grey is recusing himself from the second motion.)

A motion was made by Councilperson Richard Coombe Jr., seconded by Councilperson Keith Zanetti to establish an additional Parks and Recreation Advisory Board Alternate position, put to a vote and UNANIMOUSLY CARRIED. VOTE: AYES 5 NAYS 0.

A motion was made by Councilperson Richard Coombe Jr., seconded by Councilperson Keith Zanetti to appoint Tanya Huggler to the Parks and Recreation Advisory Board, Danielle Hartman and Nicole Grey as Alternates to the Parks and Recreation Advisory Board, all terms to expire 12/31/2025, put to a vote and UNANIMOUSLY CARRIED. VOTE: AYES 4 NAYS 0 RECUSED 1 (Grey).

3. A quote was received from CWC Technical Staff to **inspect 17 septic systems** that are to be pumped out in 2023 in the **Claryville Neversink Septic Maintenance District**. The total for two staff at 28 hours each and \$50 per hour is \$2,800.00. Supervisor Mathews and Code Enforcement Officer Keith Stryker were both please with their work done on last year's inspections and would like to go forward with them for this year. The following motion was made:

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A motion was made by Councilperson Keith Zanetti, seconded by Councilperson Scott Grey to contract with CWC Technical Staff in the amount of \$2,800.00 for the inspection of 17 septic systems in the Claryville Neversink Septic Maintenance District to be pumped out in 2023, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 5 NAYS 0.

4. The following motion was made for the annual **ad** in **Grahamsville Fair Booklet** at the cost of \$300.00:

A motion was made by Councilperson Richard Coombe Jr., seconded by Councilperson Keith Zanetti for the ad in the Grahamsville Fair Booklet at the cost of \$300.00, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 5 NAYS 0.

OTHER

1. Councilperson Richard Coombe Jr. asked where we were on the soil samples that were taken at the Rt. 42 Community Park's field last fall.
2. Larry Bracken commented on the South Hill Road Bridge's closure and that due to its closure that response time for emergency vehicles would greatly increase during the closure.

PAYMENTS OF CLAIMS AND VOUCHERS

• Vendor Payments	\$ 1,643.58
• Abstract #4	<u>290,572.73</u>
• Total	\$292,216.31

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 Richard Coombe Jr., seconded by Councilperson Scott Grey, the meeting was adjourned at 8:38 pm, put to a vote and UNANIMOUSLY CARRIED.

Respectfully submitted,

Lisa Garigliano, Town Clerk