

**TOWN OF NEVERSINK TOWN BOARD  
REGULAR MEETING  
December 14, 2016**

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.

*The Town Board and those present held a moment of silence in memory of Councilman Michael "Mickey" Mullen who passed away on December 7, 2016.*

**ROLL CALL**

**Board Members**

|                               |         |
|-------------------------------|---------|
| Supervisor Chris Mathews      | PRESENT |
| Councilman Keith Zanetti      | PRESENT |
| Councilman Michael Brooks     | PRESENT |
| Councilman Richard Coombe Jr. | PRESENT |

**Other Officials**

|  |                      |
|--|----------------------|
| Highway Superintendent Preston Kelly   | PRESENT              |
| Code Enforcement Officer Keith Stryker | PRESENT              |
| Town Attorney Walter Garigiano         | ARRIVED AT 7:44 P.M. |

*The following resolution in memory of Michael "Mickey" Mullen was read by Supervisor Chris Mathews and adopted:*

*TOWN OF NEVERSINK  
Resolution No. 30 of 2016  
In Memory of Michael "Mickey" Mullen  
August 29, 1961 - December 7, 2016*

*WHEREAS, the people of the Town of Neversink have been grieved by the passing of one of our former public officials who served with honor and integrity, Michael "Mickey" Mullen, a respected citizen of the Town of Neversink; and*

*WHEREAS, Michael Mullen served the Town of Neversink with dedication and distinction for four years as Councilman; and*

*WHEREAS, during his period of service he had diligently performed his duties and had always exhibited those qualities essential as a public servant; and*

*WHEREAS, Michael had the respect of all who worked or who became associated with him, and always conducted himself with dignity, honor and kindness toward his fellow man and for the welfare of the Town; and*

*WHEREAS, his death leaves our community with a deep feeling of sorrow for the loss of such an honored and respected citizen;*

**TOWN OF NEVERSINK TOWN BOARD  
REGULAR MEETING  
December 14, 2016**

*NOW, THEREFORE, BE IT RESOLVED, that the Town of Neversink Town Board expresses its most sincere sympathy at the passing of Michael Mullen on December 7, 2016, and extends its condolences to his family, and in respect of his memory cause this Resolution to be a part of the official minutes of the Town Board.*

*By Order of the Town Board, December 14, 2016*

*Christopher Mathews, Supervisor  
Richard Coombe, Jr., Councilman  
Michael Brooks, Councilman  
Keith Zanetti, Councilman*

**GUESTS**

Jim Stangel – Chairman Planning Board  
Jamie Dymond-Brooks – Director Parks and Recreation  
Ken Walter  
Steve Porter  
Jeff Cabrera  
Max Cabrera  
Tom Vigilone

- **Max Cabrera** and **Tom Vigilone** were present tonight to observe the meeting for a class requirement
- **Steve Porter** has reached out to another vendor, Green Light, for **LED replacement lights** for the highway garage. An estimate was received from them that is comparable to the original estimate received from A-Z Light.

A motion was made by Councilman Richard Coombe Jr., seconded by Councilman Keith Zanetti to go ahead with replacement LED lights from Green Light for the highway garage in an amount not to exceed \$2,000.00 put to a vote and UNANIMOUSLY CARRIED.  
VOTE: AYES 4 NAYS 0.

- **Jamie Dymond-Brooks** gave a **Parks and Recreation update**. The Board indicated that they would like to see minutes from Jamie's meetings. Andrew Garigliano, term ends on 12/31/2016, is not interested in remaining on the Advisory Board. The Board would like the Town Clerk to advertise for applicants.

A motion was made by Councilman Richard Coombe Jr., seconded by Councilman Keith Zanetti authorizing the Town Clerk to advertise for applicants for the Town of Neversink Parks and Recreation Advisory Board, put to a vote and UNANIMOUSLY CARRIED.

**TOWN OF NEVERSINK TOWN BOARD  
REGULAR MEETING  
December 14, 2016**

VOTE: AYES 4 NAYS 0.

While on the subject of Parks and Recreation, Councilman Richard Coombe Jr. spoke about bringing back the idea of an **ice rink** at the fairgrounds.

- **Jim Stangel**, Planning Board Chairman, gave a brief summary of business that has been before the Planning Board. He also is going to begin working with any current members of the Planning Board that have expressed an interest in becoming the next Chairman of the Planning Board.
- **Ken Walter** had the following comments:
  - He still believes that snow jacks should be installed on the metal roof at the Highway Department to prevent someone getting hit by snow sliding off the roof.

**MINUTES OF PREVIOUS MEETING (S)**

Minutes of the Public Hearings (2) and Regular Meeting held on November 9, 2016 were ACCEPTED AS SUBMITTED on motion by Councilman Keith Zanetti, seconded by Councilman Michael Brooks, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 4 NAYS 0.

**SUPERVISOR'S RECEIPTS AND DISBURSEMENTS REPORT**

The Supervisor's Report for the month of November 2016 was ACCEPTED AS RECEIVED and filed on motion by Councilman Richard Coombe Jr., seconded by Councilman Michael Brooks, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 4 NAYS 0.

**TOWN CLERK DECALS AND MONTHLY FEE REPORT**

Decals and Monthly Fee Report for month of November 2016 ACCEPTED AS SUBMITTED to be filed on motion by Councilman Richard Coombe Jr., seconded by Councilman Keith Zanetti, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 4 NAYS 0.

**TOWN CLERK MONTHLY PETTY CASH REPORT**

Month of November 2016/December 2016

ORDERED RESTORED TO \$200.00 by the amount of \$10.78 used for holiday decorations on motion by Councilman Richard Coombe Jr., seconded by Councilman Keith Zanetti, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 4 NAYS 0.

**HIGHWAY SUPERINTENDENT REPORT**

1. Highway Superintendent Preston Kelly had a request for a stop or **yield sign** at the intersection of **Grant & Bradley Road** due to vehicles traveling too fast through the intersection. Preston went up and sat at the intersection and observed the flow of traffic. He feels that a yield sign will take care of the problem.

**TOWN OF NEVERSINK TOWN BOARD  
REGULAR MEETING  
December 14, 2016**

A motion was made by Councilman Richard Coombe Jr., seconded by Councilman Keith Zanetti to take Highway Superintendent Preston Kelly's recommendation and put a yield sign at the intersection of Grant and Bradley Road, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 4 NAYS 0.

2. Preston updated the Board on the auctioning of the pickup and air compressor online. Councilman Richard Coombe Jr. asked about putting something in the Townsman directing the public to the Auction International website if they are interested in the truck or air compressor. Preston will get the information to the Town Clerk.
3. There has been a **mud slide** along a section of **Little Hollow Road**. Preston has been working on getting permission to make the repair as soon as possible.
4. Preston received a new **Shared Services Agreement from NYS DOT**. He feels that the Town has benefited from this agreement in the past year. The following motion was made:

A motion was made by Councilman Keith Zanetti, seconded by Councilman Michael Brooks approving Highway Superintendent Preston Kelly to sign the NYS DOT Shared Services Agreement, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 4 NAYS 0.

5. The walkway at the Route 42 Community Park has been completed. There was one area where a repair is needed due to a washout.
6. Preston reviewed his **Roadwork Report for 2016**. It included approximately 14.26 miles of road.
7. The new 2017 F350 pickup with plow and sander was delivered today.

**TOWN ATTORNEY**

1. Town Attorney Walter Garigliano presented an updated resolution to adopt Introductory Local Law 1 of 2016 as **Local Law 3 of 2016** to amend chapter 50 (zoning) to establish definition for "**sign-illuminated**"; and amend section 50-18, signs in H district for the Boards consideration. The resolution now includes that the proposed Local Law was referred to the County of Sullivan Division of Planning and Environmental Management ("Division of Planning") for review as mandated by §239 of the General Municipal Law.

**TOWN OF NEVERSINK  
RESOLUTION NO. 31 OF 2016  
RESOLUTION ADOPTING LOCAL LAW NO. 3 OF THE YEAR 2016  
TO AMEND CHAPTER 50 (ZONING) TO ESTABLISH  
DEFINITION FOR "SIGN-ILLUMINATED"; AND  
AMEND SECTION 50-18, SIGNS IN H DISTRICTS**

**TOWN OF NEVERSINK TOWN BOARD  
REGULAR MEETING  
December 14, 2016**

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 14<sup>th</sup> day of December, 2016 at 7:30 p.m. prevailing time.

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

|                                | PRESENT | ABSENT |
|--------------------------------|---------|--------|
| Supervisor Christopher Mathews | X       |        |
| Councilman Keith Zanetti       | X       |        |
| Councilman Michael Brooks      | X       |        |
| Councilman Richard Coombe Jr.  | X       |        |

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

**WHEREAS**, that proposed Introductory Local Law No. 1 of 2016, entitled “A Local Law to Amend Chapter 50 (Zoning) of the Code of the Town of Neversink to Establish a Definition for “Sign-Illuminated”; and to Amend Section 50-18(B), Signs in H Districts” was introduced before the Town Board of the Town of Neversink on September 20, 2016 pursuant to Resolution No. 23 of 2016, duly adopted on September 20, 2016; and

**WHEREAS**, 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 October 12, 2016; and

**WHEREAS**, 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

**WHEREAS**, 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 October 12, 2016; and

**WHEREAS**, at the November 9, 2016 meeting of the Town Board, a Short Environmental Assessment Form for the Local Law was reviewed and the Town Board as lead agency determined that adoption of the Local Law would not result in any significant adverse environmental impacts; and accordingly a Negative Declaration was adopted; and

**WHEREAS**, on or about November 15, 2016, the Town Clerk referred the proposed Local Law to the County of Sullivan Division of Planning and Environmental Management (“Division of Planning”) for review as mandated by §239 of the General Municipal Law; and

**WHEREAS**, by letter dated December 8, 2016 (the “Letter”), the Division of Planning reported to the Town that the adoption of the Local Law was a matter for Local Determination, subject to technical comments as set forth in paragraph VIII of the Letter.

**TOWN OF NEVERSINK TOWN BOARD  
REGULAR MEETING  
December 14, 2016**

**NOW, THEREFORE, BE IT RESOLVED**, that Introductory Local Law No. 1 entitled “A Local Law to Amend Chapter 50 (Zoning) of the Code of the Town of Neversink to Establish a Definition for “Sign-Illuminated”; and to Amend Section 50-18(B), Signs in H Districts” be enacted as Local Law No. 3 of 2016, 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:

|                                |        | AYE | NAY | ABSENT |
|--------------------------------|--------|-----|-----|--------|
| Supervisor Christopher Mathews | Voting | X   |     |        |
| Councilman Keith Zanetti       | Voting | X   |     |        |
| Councilman Michael Brooks      | Voting | X   |     |        |
| Councilman Richard Coombe Jr.  | Voting | X   |     |        |

The resolution was thereupon declared duly adopted.

Dated: December 14, 2016  
Town of Neversink  
Grahamsville, New York

**CODE ENFORCEMENT OFFICER REPORT**

Monthly Receipts Report and Mileage Log and Inspection Report for the month of November 2016 have been filed with the Town Clerk.

Code Enforcement Officer Keith Stryker:

1. Logged 244 Miles and took in \$450.00
2. 7 Building Permits, 96 for the year
3. 0 Building Permit Renewal, 3 for the year
4. 7 Cert of Occupancy/Compliance for the month, 99 for the year
5. 0 Complaints, 1 for the year
6. 3 Violations, 13 for the year
7. 4 Municipal Searches, 52 for the year
8. 0 Fire Inspections, 28 for the year
9. 0 Junk Yard Permit, 1 for year
- 10.0 Temporary Use Permit, 1 for the year
- 11.0 Operating Permit, 1 for the year
- 12.0 Mobile Home Park Permit Renewals, 0 for the year
- 13.25 Hours of CEO In-service Training for 2016

**PLANNING BOARD**

Meeting Minutes for November 2, 2016 and Meeting Agenda for December 7, 2016 have been filed with the Town Clerk.

**SUPERVISOR**

1. The **Organizational Meeting** was set for Wednesday, **January 4, 2017** at 7:30 pm. Tonight’s meeting will be **recessed** until Thursday, **December 29, 2016** at 7:30 pm.

**TOWN OF NEVERSINK TOWN BOARD  
REGULAR MEETING  
December 14, 2016**

2. Previously a discussion was made to add an **additional alternate member on the Planning Board**. Town Attorney Walter Garigliano has provided a resolution to appoint this addition alternate member to the Planning Board. The Town Board would like to move Forest Darder from his current position of alternate member of the Zoning Board of Appeals to the new additional alternate member on the Planning Board. His term would run from 12-14-2016 to 12-31-2019. The personnel committee will meet with Brent Gotsch to review the applicants who have submitted letters of interest for the Planning Board to see if they are interested in the ZBA alternate opening. The following resolution is to appoint Mr. Darder:

**TOWN OF NEVERSINK  
RESOLUTION NO. 32 OF 2016  
RESOLUTION APPOINTING FOREST DARDER  
AS AN ALTERNATE MEMBER OF THE  
TOWN OF NEVERSINK PLANNING BOARD**

At a meeting of the Town Board of the Town of Neversink (“Town Board”), Sullivan County, New York, held at the Town of Neversink Town Hall, 273 Main Street, Grahamsville, New York 12740, in said town, on the 14<sup>th</sup> day of December, 2016 at 7:30 p.m. prevailing time.

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

|                                | PRESENT | ABSENT |
|--------------------------------|---------|--------|
| Supervisor Christopher Mathews | X       |        |
| Councilman Keith Zanetti       | X       |        |
| Councilman Michael Brooks      | 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 Keith Zanetti, to wit:

**WHEREAS**, pursuant to Chapter 13, Article III, Section 13-6(B) of the Code of the Town of Neversink, the Town Board may appoint Alternate Members to the Town of Neversink Planning Board (“Planning Board”) for a term of three (3) years, with the terms to expire on December 31 of the third year after the date of their appointment.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board hereby appoints Forest Darder as an Alternate Member of the Planning Board, to serve when Members are absent or unable to participate on an application or matter before the Planning Board.

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

|                                |        | AYE | NAY | ABSENT |
|--------------------------------|--------|-----|-----|--------|
| Supervisor Christopher Mathews | Voting | X   |     |        |

**TOWN OF NEVERSINK TOWN BOARD  
REGULAR MEETING  
December 14, 2016**

|                               |        |   |
|-------------------------------|--------|---|
| Councilman Keith Zanetti      | Voting | X |
| Councilman Michael Brooks     | Voting | X |
| Councilman Richard Coombe Jr. | Voting | X |

The resolution was thereupon declared duly adopted.

Dated: December 14, 2016  
Town of Neversink  
Grahamsville, New York

3. The following resolution **authorizing the payment rate for the snow and ice contract for 2016-2017** was presented for the Board's consideration:

**TOWN OF NEVERSINK  
RESOLUTION NO. 33 OF 2016  
AUTHORIZING THE PAYMENT RATE FOR THE  
SNOW AND ICE CONTRACT FOR 2016-2017**

At a regular 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 14<sup>th</sup> day of December, 2016 at 7:30 p.m. prevailing time.

|                 |                                |  |
|-----------------|--------------------------------|--|
| <b>PRESENT:</b> | Supervisor Chris Mathews       | <input checked="" type="checkbox"/> Yes [ ] No |
|                 | Councilman Keith Zanetti       | <input checked="" type="checkbox"/> Yes [ ] No |
|                 | Councilman Michael Brooks      | <input checked="" type="checkbox"/> Yes [ ] No |
|                 | Councilman Richard Coombe, Jr. | <input checked="" type="checkbox"/> Yes [ ] No |

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

**WHEREAS**, the County of Sullivan and the Town of Neversink entered into contract for Snow and Ice control on County Roads from July 1, 2015 through June 30, 2018;

**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 \$5,684.32 per centerline mile for the 2015-2016 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 \$5,684.32 per centerline mile for two lane highways and \$8,526.48 for three lane highways to the Town for the contract year July 1, 2016 – June 30,2017.

The resolution was duly put to a roll call vote, resulting as follows:



**TOWN OF NEVERSINK TOWN BOARD  
REGULAR MEETING  
December 14, 2016**

|                                |        |  |
|--------------------------------|--------|--|
| Supervisor Chris Mathews       | Voting | <input checked="" type="checkbox"/> Yes [ ] No |
| Councilman Keith Zanetti       | Voting | <input checked="" type="checkbox"/> Yes [ ] No |
| Councilman Michael Brooks      | Voting | <input checked="" type="checkbox"/> Yes [ ] No |
| Councilman Richard Coombe, Jr. | Voting | <input checked="" type="checkbox"/> Yes [ ] No |

The resolution was thereupon declared duly adopted.

Dated: December 14, 2016  
Town of Neversink  
Grahamsville, New York

4. Supervisor Mathews gave an update on the **Route 42 Community Park**. It has been brought to his attention that some of the fences may have been installed incorrectly as to which side of the posts the fence fabric has been attached. Mr. Mathews has reached out to various individuals and has not received a set answers as to which side of the post the fence fabric should be installed. Of the established fields that were surveyed, it is done both ways. The installation of the electric is moving forward, as well as the plumbing. The dugouts have been delivered to the fields. Councilman Richard Coombe Jr. suggested that the **sign committee** get together with little league to review with them what they have in mind for **signage at the field** so there are no surprises come spring. The Board thought that was a good idea.
5. Councilman Keith Zanetti has located a used **2006 Ford Explorer** with 65,000 miles for the **Dog Control Officer**. He and the Town Highway mechanics will both inspect the vehicle. If after inspection, the vehicle is found to be in satisfactory working order, the following motion was made to purchase the vehicle:

A motion was made by Councilman Michael Brooks, seconded by Councilman Richard Coombe Jr. that upon satisfactory inspection of the vehicle, to purchase a used 2006 Ford Explorer for \$6,500.00 to replace the current vehicle being used by the dog control officer, put to a vote and UNANIMOUSLY CARRIED.  
VOTE: AYES 4 NAYS 0.

6. The Board discussed the hiring of a **part time maintenance person** for the Town. They discussed having the person work 17.5 hours per week, total of 35 hours in a two week period. No rate per hour was set at this time.

**FILINGS AND CORRESPONDENCE FILED WITH TOWN CLERK**

1. FOIL request from Chazen Companies for 40.-1-22.1
2. NYS Comptroller's Office update for Justice files – no changes
3. Confirmation from SmartProcure for FOIL request fulfillment
4. From Sullivan County Clerk's Office:
  - a. Lot Improvement for Sweet Hill Gate House
  - b. Lot Improvement for Cornelius
  - c. Survey Map for James and Joanne Donelli

**TOWN OF NEVERSINK TOWN BOARD  
REGULAR MEETING  
December 14, 2016**

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

VOTE: AYES 4 NAYS 0.

**PAYMENTS OF CLAIMS AND VOUCHERS**

|                   |    |                   |
|-------------------|----|-------------------|
| • Vendor Payments | \$ | 6,507.42          |
| • Abstract #11    |    | <u>151,134.96</u> |
| Total             | \$ | 157,642.38        |

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

VOTE: AYES 4 NAYS 0.

**ADJOURN OR RECESS**

On motion by Councilman Richard Coombe Jr., seconded by Councilman Keith Zanetti, the meeting was recessed at 9:02 pm to reconvene on December 29, 2016 at 7:30 pm, put to a vote and UNANIMOUSLY CARRIED.

Respectfully submitted,

---

Lisa Garigliano, Town Clerk