

**TOWN OF NEVERSINK TOWN BOARD**  
**REGULAR MEETING**  
**March 13, 2024**

**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 Jim Schmidt	PRESENT
Councilperson Nicole Gorr	PRESENT
Councilperson Scott Grey	PRESENT
Councilperson Richard Coombe Jr.	OUT OF TOWN

**Other Officials**

Highway Superintendent Preston Kelly	PRESENT
Code Enforcement Officer Keith Stryker	
Parks & Recreation Director Cher Woehl	PRESENT

**GUESTS**

Walt Zeitschel	Doug Hamilton
Tara Burke	John Story
Diana K Weiner	John Garigliano
Brian McPhillips	Bette Minervini
Larry Bracken	Andrea Henderson
Carolyn Summers	Mike Garigliano
David Brittenham	Anthony Garigliano
James Schulte	Nathanial Tompkins
Barbara Restiano	Vincent Kurzrock
Lance Nazarro	Brendan Wagner
Ken Walter	

- **Carolyn Summers** spoke on the cutting of trees at the fairgrounds. She read the letter aloud that she had previously sent to Supervisor Mathews with questions that she would like answered. Neversink Agricultural Society President **Larry Bracken** spoke on behalf of the NAS. He spoke about the NAS and the thought process that was used in the selection of what trees were taken down. Larry Bracken and Supervisor Mathews confirmed that the **Fairgrounds are owned by the NAS. Brendan Wagner** from Sullivan County Soil and Water spoke about future protection of the areas where trees were removed from erosion. Supervisor Mathews and Larry Bracken addressed any other questions or concerns from the room.
- **Ken Walter** spoke to the Board concerning the lack of seating for the elderly at the fairgrounds. Access to the pavilion is not ADA compliant due to the stones surrounding it. Ken also spoke out about the Franchise Fee being charged by Spectrum.
- **Walt Zeitschel** recommended that the gate at the Fairgrounds near the tennis courts be locked.
- **Larry Bracken** informed the Board that the **Neversink Agricultural Society's** Grant application for \$100,000.00 was approved for the **Golden Feather Award through Sullivan 180**. He gave a summary of what improvements they are planning to do with the funds. Improvements include: library building, roof repairs on Arts & Crafts Building, shed for sportsmen, re-do wash rack area, livestock floor (to accommodate ice rink), siding on horse barn, ice skating rink floor,

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curtains/roof for Stage, paving throughout, storage building, fire system in Youth Building, and work on Horse Barn/Show Ring. Estimated costs totaling \$455,000.

A motion was made by Councilperson Scott Grey seconded by Councilperson Jim Schmidt authorizing the **Neversink Agriculture Society** to move forward with the Sullivan 180 **Golden Feather Award** with the Town of Neversink's full support, put to a vote and UNANIMOUSLY CARRIED. Councilperson Nicole Gorr recused herself.

VOTE: AYES 3 NAYS 0 ABSENT 1 (Coombe).

➤ **Legislator Brian McPhillips** advised:

- He sent an Email to Larry Whipple regarding applying for the **Youth Bureau Grant** again this year, the hope is it will be awarded to Little League.
- Advised there is a **Legislator's grant** (\$20,000) that will be opened for interested towns in Sullivan County,
- Discussed the desire to help fix the **EMS systems** within Sullivan County.

**MINUTES OF PREVIOUS MEETING(S)**

Minutes of the Regular Meeting held on February 14, 2024 were ACCEPTED AS SUBMITTED on motion by Councilperson Scott Grey, seconded by Councilperson Jim Schmidt, put to a vote, and UNANIMOUSLY CARRIED.

VOTE: AYES 4 NAYS 0 ABSENT 1 (Coombe).

**SUPERVISOR'S RECEIPTS AND DISBURSEMENTS REPORT**

The Supervisor's Report for the month of February 2024 and the Revenue Report, Expense Report and Trial Balance for 2/1/24-2/29/24 were ACCEPTED AS RECEIVED and filed on motion by Councilperson Scott Grey, seconded by Councilperson Nicole Gorr, put to a vote, and UNANIMOUSLY CARRIED.

VOTE: AYES 4 NAYS 0 ABSENT 1 (Coombe).

**TOWN CLERK DECALS AND MONTHLY FEE REPORT**

ACCEPTED AS SUBMITTED for the month of February 2024 to be filed on motion by Councilperson Scott Grey, seconded by Councilperson Nicole Gorr, put to a vote, and UNANIMOUSLY CARRIED.

VOTE: AYES 4 NAYS 0 ABSENT 1 (Coombe).

**TOWN CLERK MONTHLY PETTY CASH REPORT**

Month of February 2024.

No expenditures made.

**CODE ENFORCEMENT OFFICER**

2024 Annual Report of Activity

Code Enforcement Officer Report for February 2024

- 173 Miles
- \$1184.70 Receipts
- 3 Building Permits, total 7 for year
- 0 Building Permit Renewal, total 0 for year
- 18 Certificate of Occupancy/Certificate of Compliance, total 29 for year
- 0 Complaint, total 0 for year
- 0 Violations, total 1 for year
- 3 Municipal Searches, total 7 for year

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- 0 Fire Inspections, total 0 for year
- 0 Junk Yard Permit, total 0 for year
- 0 Mobile Home Park Permit Renewal, total 0 for year
- 0 Operating Permit, 0 total for year
- 0 Special Use Permit, total 0 for year
- 0 Fireworks Permit, total 0 for year
- 0 CEO Training KS Hours, total 0 for year
- 0 FOIL Request, total 0 for year
- 3 Fire Calls – 2/9 8070 SR 55, 2/14 7657 SR 55, 2/15 12 Hillside Dr, total 4 for year

**PARKS & RECREATION DIRECTOR**

Parks and Recreation Director Cher Woehl gave the following monthly update:

- Weekend of March 16<sup>th</sup>/17<sup>th</sup> the **ice rink will be closing** after a successful season. Mats, previously discussed, for bathroom floor next season cannot be done due to need to stay ADA compliant.
- **Brew, Barrel and Beyond Festival canceled.** Interest from vendors was reported as good but more time was needed for the vendors and for Parks & Rec department to pull it all together. Cher will send out letters to vendors starting in the Fall this year to potentially hold in 2025.

**HIGHWAY DEPARTMENT**

Highway Superintendent Preston Kelly gave the following update:

- **New trucks (2)** are at Reed's having framework, hydraulics and electrical installed. Both should be completed by 03/22/24.
- Discussions have started regarding the **purchase of a new 2026 Mack Truck** to keep fleet uniform and parts interchangeable. It is recommended that this be done and that money (not to exceed \$320,000) be taken from the Machinery Reserve to do so.

The following Resolution was made by the Town Board:

**TOWN OF NEVERSINK**  
**RESOLUTION NO. 4 OF 2024**

**Whereas**, the Highway Superintendent would like to purchase a **2026 Mack Granite 4x6 Single Axle Plow Truck with Frink American/Everest Plow and Wing System** at a total cost of \$320,000.00 to be spent out of Machinery Capital Reserve, and

**Whereas**, the expenditure of \$320,000.00 from Capital Reserve is subject to **Permissive Referendum**, and

**Now, Therefore Be it Resolved** that the Town Board authorizes the Supervisor to start the **Permissive Referendum** procedure, and the date of the **Public Hearing** to be held will be April 10, 2024.

**Moved by:** Councilperson Scott Grey

**Seconded by:** Councilperson Nicole Gorr

**And Adopted on Motion:** March 13, 2024

- Preston requested that money be **transferred from unexpended balance to machinery reserve** to cover cost of outstanding equipment ordered and two years of fund for Budget rollover/emergency cushion. `

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A motion was made by Councilperson Scott Grey, seconded by Councilperson Jim Schmidt to **transfer \$225,000 from unexpended balance to machinery reserve**, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 3 NAYS 0 ABSENT 1 (Coombe).

- Preston requested permission to attend the **2024 Highway School in Ithaca on June 2nd to the 5th, 2024**.

A motion was made by Councilperson Nicole Gorr, seconded by Councilperson Scott Grey approving Highway Superintendent Preston Kelly's request to **attend the 2024 NYS Highway Superintendent's Highway School in Ithaca, NY on June 2<sup>nd</sup> – 5<sup>th</sup>, 2023**, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 3 NAYS 0 ABSENT 1 (Coombe).

**TOWN CLERK**

**FILINGS AND CORRESPONDENCE FILED WITH TOWN CLERK**

- Oath of Office:
  - Stephen Poley – Alternate Planning Board Member
- Survey Map – Lot Improvement - Hundley/McGovern
- Survey Map – Lot Improvement- Yager/Yager Irrevocable Trust
- FOIL request from 123 Backflow Testing - Fulfilled

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

VOTE: AYES 4 NAYS 0 ABSENT 1 (Coombe).

**TOWN CLERK**

1. **Music for Humanity** was denied request to sell raffle tickets within town.
2. **Tax Collection** software switch (from TCS to ATC) approved by Town Board at a cost of \$1900 annually. Legislator McPhillips will talk to County regarding off-setting the cost.
3. Town Clerk requested permission to **attend the 2024 NYS Town Clerks Association Conference** in Albany on April 21<sup>st</sup> to 23<sup>rd</sup>, 2024.

A motion was made by Councilperson Nicole Gorr, seconded by Councilperson Scott Grey to allow **Town Clerk to attend NYSTCA Clerk's conference in Albany April 21-24, 2024**, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 3 NAYS 0 ABSENT 1 (Coombe).

**PUBLICATIONS**

1. Observer
2. Around the Reservoirs

**SUPERVISOR**

1. The following **Resolutions** were introduced for the Board's consideration regarding **Spring Cleanup** sponsored by Sullivan County and a **Catskill Watershed Budget Amendment**:

**TOWN OF NEVERSINK  
RESOLUTION NO. 5 OF 2024  
CLEANUP INITIATIVE**

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“SPRING CLEANUP 2024”**

**WHEREAS**, the Sullivan County Legislature adopted the **Sullivan County Cleanup Initiative 2024** Program; and

**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 20, 24 and 27 and May 1, 2024**.

**Moved by:** Councilperson Scott Grey

**Seconded by:** Councilperson Nicole Gorr

**Adopted UNANIMOUSLY by VOTE:** AYES 4 NAYS 0 ABSENT 1 (Coombe)

**TOWN OF NEVERSINK  
RESOLUTION NO. 6 OF 2024  
BUDGET AMENDMENT**

**Whereas**, October 6, 2020, \$ 4,320,975.83 was received for the **Community Wastewater Management Program** for the Hamlet of Claryville in Town of Neversink per an Agreement with Catskill Watershed Corporation (“CWC”) established back June 2, 2015, and

**Whereas**, the funds are setup into a Community Wastewater Management Capital District, and \$ 150,000.00 needs to be appropriated for the 2024 year, coming from the Districts Fund Balance,

**Now, Therefore Be it Resolved**, that the Town Board authorizes the Supervisor to increase CM8130.2 Sewage Treatment and Disposal, Capital Outlay for \$150,000.00, coming from CM 599 Sewage Treatment and Disposal, Fund Balance and that the following budget amendment be made;

CM599- Sewage Treatment and Disposal, Fund Balance - \$ 150,000.00

CM960- Appropriation - 150,000.00

CM8130.2- Sewage Treatment & Disposal, Cap Outlay- 150,000.00

**Moved by:** Councilperson Scott Grey

**Seconded by:** Councilperson Jim Schmidt

**And Adopted on Motion:** March 13, 2024

2. **Route 42 Park/AYSO agreement** or lease needed for the upcoming soccer season. Supervisor Mathews and Councilperson Scott Grey will reach out to AYSO to start the process.
3. Supervisor Mathews read **Kremer Bid Opening**. Glenn Smith recommended that the bid should be awarded to Reeves Excavating.

**TOWN OF CLARYVILLE - NEVERSINK BID SUMMARY SHEET**

**JOB: Claryville Septic District – Kremer Replacement**

**DATES ADVERTISED: Townsman February 13, 2024**

**POSTED TOWN HALL & WEBSITE: February 13, 2024**

**BID OPENING: March 5, 2024 at 2:00 pm**

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<b>Bidder Name and Address</b>	<b>Date Received</b>	<b>Bid Amount</b>
<b>Reeves Excavating 300 Chestnut St Liberty, NY 12754</b>	<b>02/20/24</b>	<b>Total - \$20,123.00</b>
<b>Glenn Osterhout 154 Cole Rd. Hurleyville, NY 12747</b>	<b>03/05/24</b>	<b>Total - \$26,171.00</b>
<b>Poley Paving &amp; Construction Corp 8 Hysana Rd Liberty, NY 12754</b>	<b>03/05/24</b>	<b>Total - \$22,775.00</b>
<b>Boyce Excavating 17 US Route 6 Slate Hill, NY 1973</b>		<b>No Bid Received</b>
<b>Jim Akt Excavating PO Box 360 Glen Spey, NY 12737</b>	<b>03/05/24</b>	<b>Total - \$31,000.00</b>

A motion was made by Councilperson Scott Grey, seconded by Councilperson Nicole Gorr to **award Reeves Excavating the Kremer Septic System bid**, put to a vote and UNANIMOUSLY CARRIED.

VOTE: AYES 3 NAYS 0 ABSENT 1 (Coombe).

4. **Parking at the Route 42 Park during the Little League** season is being addressed to avoid overflow parking on the road. Supervisor Mathews had a recent meeting with members of DEP to open some additional parking at a reasonable cost to town. Glenn Smith will be designing plans.
5. Glenn Smith will be looking at the **Town Hall Heating/Air Conditioning system** and recommending someone to help re-design system.
6. **Pool water level** is down again/finish has now been compromised due to low water. More information is being collected and will be forthcoming.

**EXECUTIVE SESSION**

The Board **entered** into **Executive Session** at 8:52 pm on motion made by Councilperson Scott Grey, seconded by Councilperson Jim Schmidt, **to discuss performance, hiring and firing of individuals**, put to a vote, and UNANIMOUSLY CARRIED.

VOTE: AYES 4 NAYS 0 ABSENT 1 (Coombe).

The Board **returned** from **Executive Session** at 9:30 pm on motion made by Councilperson Scott Grey, seconded by Councilperson Jim Schmidt, put to a vote, and UNANIMOUSLY CARRIED.

VOTE: AYES 4 NAYS 0 ABSENT 1 (Coombe).

7. A quote was received from **CWC Technical Staff to inspect 9 septic systems** that are to be pumped out in 2024 in the **Claryville Neversink Septic Maintenance District**. The total for two staff at 10 hours each and \$50 per hour is \$1,000.00. The following motion was made:

A motion was made by Councilperson Jim Schmidt, seconded by Councilperson Nicole Gorr to contract with **CWC Technical Staff in the amount of \$1000.00 for the inspection of 9 septic systems**

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in the Claryville Neversink Septic Maintenance District to be pumped out in 2024, put to a vote and UNANIMOUSLY CARRIED.

AYES 4 NAYS 0 ABSENT 1 (Coombe).

8. The Board made the following motion to hire a Part-Time transfer station substitute:

A motion was made by Councilperson Scott Grey, seconded by Councilperson Jim Schmidt to hire Michael Rennison as Part-Time Transfer Station Substitute, put to a vote, and UNANIMOUSLY CARRIED.

VOTE: AYES 3 NAYS 0 ABSENT 1 (Coombe).

**PAYMENTS OF CLAIMS AND VOUCHERS**

• Abstract #3 2024	\$ 154,467.73
• Vendor Payments	<u>2,698.08</u>
• Total	\$ 157,165.81

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

VOTE: AYES 4 NAYS 0 ABSENT 1 (Coombe).

**ADJOURN OR RECESS**

On motion by Councilperson Scott Grey, seconded by Councilperson Nicole Gorr, the meeting was adjourned at 9:35 pm, put to a vote and UNANIMOUSLY CARRIED.

Respectfully submitted,

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Staci Conjura, Town Clerk