

Supervisor Legg suggests that he contact Steve Shephard to find out what process he needs to follow to get his sign placed in this location.

Councilman Kukle adds that NYSDEC laws supersede Town of Hunter laws for off premises signs.

Roy Silver questions how often franchise fees are received by the Town from Time Warner/Spectrum.
L. Hamrah-Poladian states the fees are received annually.

Christine Arleo states that there have been several incidents over the last week at Haines Falls Auto where a lot of vehicles were being moved around and some of those vehicles were transported across Rte. 23A by a forklift with no flaggers.

Supervisor Legg states that a NYSDEC meeting took place last Friday with Jeff McCullough and the three entrances being used by Haines Falls Auto was discussed. He suggests that she see Sarah Killourhy for a summary of what was discussed at this meeting.

Christine Arleo and James Nihan states that this activity of taking cars across the road with a forklift occurred after Friday's meeting.

C. Arleo asks the board what happens if he puts the cars back where they were.

Supervisor Legg states that Mr. France has been told that how the area looks now is how it should always look and if it doesn't then he would receive a Notice of Violation.

J. Nihan states that a condition of Mr. France using the junkyard was signage, which still is not in place. He feels that there is never a consequence for Mr. France.

MINUTES

Councilman Semenza makes a MOTION to approve minutes of Regular meeting 7/18/17. Seconded by Councilman Legg.

Ayes

Noes-0-

POLICE -Monthly report acknowledged.

Town of Hunter Police Department

Monthly Report

July 2017

Calls for service:	137
Arrests made:	4
Criminal charges levied:	5
Criminal complaints:	9
Non-criminal complaints:	83
Assists to other agencies:	31
Uniform traffic tickets:	4
Parking tickets:	212
Accidents investigated:	3
Report requests:	1 = \$10.00

ASSESSOR -Monthly report acknowledged.

Assessor memo

to: The Supervisor & Town Board

from: The Assessor's Office

subject: MONTHLY REPORT

date: August 15, 2017

Assessment

- There were 22 Parcel Transfers this month. 6 Arm's length Sales

- 0 Parcel Combinations.
- 0 Parcel Splits.
- 0 Lot Line Adjustments
- 0 Grid Change.
- 0 Parcel Revisions.
- The data files for the school tax bills was submitted on 8/11/2017.
- Updated parcel photos are being taken at this time.
- Lisa is working on computer data processing at this time.
- Information on the new School Tax STAR Credit is available at my office.
- Data collection for the 2018 Assessment Roll has been started at this time.

Mark Hommel
Assessor

AMBULANCE -Monthly report acknowledged.

No electronic report received.

MOTION/Discussion: new hire Jennifer McGee-Town Board to discuss during Executive Session.

E. Bain states that all current EMT's have completed their paper work with Civil Service and are qualified.

SOLAR

Update-M. Richardson

Discussion on cost of construction-three phase line at an expense of \$60-\$70 per foot, also the lease rate to be agreed to and the tax treatment of the property.

L. Gardner to put M. Richardson in contact with the County regarding County taxes.

Supervisor Legg suggests that he go to the school to discuss school taxes with them.

Councilman Semenza states that an RFP needs to be put out for running the three phase lines, they need to get specifications and go out to bid.

M. Richardson states that anyone in the Central Hudson area can participate, however it would be nice if the mountain top businesses could benefit. He adds that lighting districts for municipalities are not eligible.

GRANTS --- WESTERN CATSKILLS

Board acknowledged receipt of letter from Jason Purvis RE: audit difference & response from STAC

Board acknowledged receipt of Drawdown #8

Homeowner contract for final project:

Supervisor Legg states that he is ready to give approval for the one project but for the other four he would like to see if the committee can meet this Friday to review them and if not then the Town Board could hold a special meeting to review them.

Greg from Western Catskills states that the one project that needs immediate approval has a cost of \$79,000 with the customer paying about half of that.

Supervisor Legg makes a MOTION to approve the one project. Seconded by Councilman Coiro.

Ayes-5-

Noes-0-

The Town Board members are okay with the addendum to the contract.

Supervisor Legg makes a MOTION to authorize Western Catskills to sign the addendum. Seconded by Councilman Coiro.

Ayes-5-

Noes-0-

PLANNING -Monthly report acknowledged.

**Town of Hunter Planning Board
Monthly MEETING Report
AUGUST 2017**

-----AGENDA-----

Meeting: Tuesday, August 1, 2017. Regular meeting at 7:00PM

S. Killourhy - Chairperson
M. Czermerys –Deputy Chairman -absent
S. Friedman
J. Michaud-Uhrik
C. Knopp arrv. 7:17pm
A. Dale -absent
R. Haines
D. Senterman (alt) - absent
B. Welch (alt)

14 members of the public were present. Councilman D. Kukle also attendance.

PUBLIC HEARINGS: Onteora Park Storm Water Retrofit Site Plan Review – Hearing opened at 7:07PM - No one to speak. Held open in case anyone arrives late and wishes to speak.

Haines Falls Auto Site Plan- remains open. M. Nihan requests update on the status of the application and status of the violations given to the former Reen property. R. Bates

OLD BUSINESS:

1) Onteora Park Storm Water Retrofit Site Plan Review; Sketch Plan: Onteora Park, Tannersville – D. Elsom of Kaaterskill Assoc. presenting. Public hearing is closed at 7:23PM. The Board acknowledges : GC 239 Response ; approval. Comment letter dated 7/31/17 from C. Garcia of NYCDEP SEQR Department. The Board reviews the comments with D. Elsom, PE. D. Elsom will be working out the comments from the DEP technical staff and address the SEQR letter from C. Garcia.

D. Elsom will present new maps when the revisions are made and return at the Sept. 5th, 2017 meeting.

2) Haines Falls Auto Site Plan & NYS DEC C&D Processing application: Haines Falls. J. Michaud-Uhrik is recused. Applicant is not present. **MOTION: by S. Killourhy to keep the Public hearing open. Seconded by S. Friedman. Motion carries.**

3) Cortina Mtn Estates Major Subdivision: Update on conditional final approval : Haines Falls

-Ackn rcv'd ltr from Attorney J. Shaw; request for additional 90 day extension on conditional final approval of subdivision.

D. Baker reviews with the Board all of the progress that has been made with the HOA and that soon they will be moving forward with the Town Board to discuss the Sewer rates and all other final Town Board approvals. **The Board grants the 90-day extension to Nov. 7th, 2017.**

****COMPREHENSIVE PLAN STEERING COMMITTEE(CPSC):**~~The next meeting will be on Tuesday August 22nd, 2017 at the Town Hall at 6:00PM~~

The monthly meeting may be rescheduled due to a conflict on Tues. August 22nd. The reschedule dates will either be Wed. August 23 or August 30th at 6PM.

The Habitat Summary that Ingrid Haeckel of the DEC presented at a CPSC meeting is available on the Town website.

THANK YOU TO EVERYONE THAT ATTENDED THE COMP PLAN WORKSHOP!!!

PRIVILEGE OF THE FLOOR – Several people spoke in regard to HFA, the amount of time the application is taking and the continued blatant disregard for the Town Laws, traffic safety laws and lack of enforcement by the Code Officer.

~The next Planning Board meeting is Tuesday September 5th, 2017 at 7PM here at the Town Hall~

Supervisor Legg reads a letter from Sarah Killourhy into the minutes.

INTEROFFICE MEMORANDUM

August 11, 2017

TO: Supervisor Daryl Legg,
Councilmen - Dolph Semenza, Raymond Legg, David Kukle, and Anthony Coiro

In Planning and especially in the SEQR process, we often speak of the adverse effects a project may have on the environment and mitigate those impacts to NOT cause a negative impact on the environment. But what happens when you receive the adverse effects of a project which negatively impacts your life, your work, your health?

A disproportionate amount of time each day is being spent on the Haines Falls Auto (HFA) applications. As a result with so much time being consumed by HFA affairs it leaves little or no time to give needed attention to other applicants who are trying to advance their interest. They follow the guidelines and respect time limits, hire the necessary engineers, attorneys etc., to present a professional and complete presentation of their undertaking or project. These projects can be delayed because of the turmoil caused by confusing and sometimes misleading or unlawful actions of HFA. It seems someone is always trying to find a way for HFA to circumnavigate the rules or directives causing further delay.

This has implications not only on the local level but also statewide. Leading to increased time spent on communications with State and local agencies, engineers and attorneys – which is further time taken away from Town business.

The application/s for Haines Falls Auto Site Plan started 1 year after the approval of the Site Plan for the scrap processing and scales; when a stop work order was issued on an internal road to the junkyard from 23A. This was September 2012. And to date this road is still not approved; however allowed use to minimize the truck traffic off of Sunset Rd and the amount of work on both the north and south side parcels have continued to increase.

On Aug. 11th, 2017 with an agreement with DEC; there are allowed 2 Loads of fill (concrete block) to be put behind the former Reen property; now the lands of Rory France and in the application to be used for the HFA. No further earth moving activities are to continue until SEQR and Site Plan approval are completed. The Planning Board has been asking for topography on the Reen property for over a year.

I will continue to move the application forward with the same professionalism and unbiased and with the assistance of my fellow Board members and Engineers from Barton & Loguidice and council from Attorney Rodenhauen. I look to the Town Board to set boundaries that need to be enforced and bring these applications to closure.

Thank you.
Sarah Killourhy

HAINES FALLS AUTO

Supervisor Legg states that he had asked the Code Enforcement Officer to get some pictures before the NYSDEC meeting last Friday. He adds that he has spoken with NYS DMV regarding the process for MV50 forms. He states that cars with an MV50 can only be stored off site with a special permit; others would be wholesaled or scrapped. He states that NYSDEC considers Windy Ridge a junkyard, and Rory says that the cars are usable and for sale as listed in his MV50. He adds that a for sale car means that it can be used on the road. Craig Bates states that an MV50 is a form used when you sell one of those cars.

Councilman Kukle states the correct term may be Book of Registry.

Supervisor Legg feels that it is up to the Town Board to say that if the vehicles are not ready for resale at Windy Ridge they need to be stored somewhere else. He adds that Rory needs to go to the Department of Motor Vehicles and get a permit. Then he needs to go before the Planning Board to make it commercial property or the junkyard permit will expire.

Supervisor Legg makes a MOTION stating that Rory France has until the next regularly scheduled Town Board meeting to get a hold of DMV and get his permit for off premises storage for his cars for sale. Anything not being used for sale should be removed from the property and put in a specific place where it belongs, either in a scrap processing pile or in his junkyard behind the fence.

Discussion:

Councilman Kukle states that in the Local Law, in the renewal process section, there is a statement that the applicant has agreed to conduct the activities of the business pursuant to the regulations of the local law or any other applicable County, State or Federal laws. So he presumes this would fall within the NYS DMV law, if applicable and any other conditions which may be imposed upon such license and upon failure to do so, the license may be revoked or subject to enforcement action.

There were concerns raised by Councilman Semenza, that 30 days was not enough time to get clarification from NYS DMV and any Permitting for offsite storage if required by the NYS DMV. 60 days were suggested; Councilman Legg suggested that the motion be put on hold and request that Mr. France attend the next Town Board meeting to be told directly as not to have any confusion. He adds that Mr. France's interpretation of where he stands is different from what the Town Board is stating. Discussion continued as to the 30 vs 60 days and how could the Town be comfortable that Mr. France would move forward expeditiously.

Councilman Coiro seconds the MOTION with an amendment based on what Councilman Kukle said, to give Rory France the thirty (30) days and look for progress with the State of New York, a review by NYS DMV and the application process started.

Supervisor Legg accepts the amendment.

Ayes-4- Noes-1-(Councilman Semenza)

Councilman Kukle adds that if DMV approves what Mr. France has then he would be in compliance based upon the Town's local law, what he would not be in compliance for would be if he was dismantling vehicles.

Christine Arleo asks if there are any consequences for the Code Enforcement Officer for disobeying the Supervisor's order to take photos in a timely manner, delaying photos being able to be taken.

Supervisor Legg states that it would be discussed in Executive Session.

CODE ENFORCEMENT - Monthly report acknowledged.

TOWN OF HUNTER

OFFICE OF CODE ENFORCEMENT

MONTHLY REPORT OF ACTIVITIES JULY 2017

9	Building Permits Issued
3	Building Permit Renewals
6	Certificate of Occupancy Searches Performed
6	Certificates of Occupancy Issued
2	Certificate of Compliance Issued
3	Sewer Reports for Silverfab
8	Notice of Violation
4	Sign Permits Issued or Renewed
0	Demo Permits Issued
5	Complaints Received
0	Timber Harvesting Permits
0	Small Scale Mining Permits

James S. Boyle

Code Enforcement Officer

Roy Silver states that he would like the monitoring information for Machne Tashbar weekly , however if Mr. Boyle isn't in the office when he comes to get it, he can't obtain the reports.

Councilman Legg states he will meet with the Code Enforcement Officer in the morning to see if he can send the information to Mr. Silver weekly.

COMPREHENSIVE PLAN COMMITTEE

Acknowledged receipt of Habitat study

NYC DEP FLOOD BUY OUT PROGRAM

Councilman Coiro offers RESOLUTION #15 Supporting Participation in the New York City Department of Environmental Protection Flood Buyout Program for 76 Scribner Hollow Road, Hunter, NY.

Robinson & Weldon properties

Seconded by Councilman Semenza.

Ayes-5-

Noes-0-

Town of Hunter

RESOLUTION # 15 of 2017

SUPPORTING PARTICIPATION IN THE NEW YORK CITY DEPARTMENT OF ENVIRONMENTAL PROTECTION FLOOD BUYOUT PROGRAM FOR

76 Scribner Hollow Road, Hunter, NY 12442

WHEREAS, the Town of Hunter is subject to flooding that can damage property, close roads, disrupt traffic, and present a public health and safety hazard; and

WHEREAS, at the request of local communities, funding from the NYC Department of Environmental Protection (DEP) is being made available to help property owners who qualify for the NYC Flood Buyout Program (NYCFBO) based on eligibility criteria in five categories – 1) Hydraulic study properties (recommended by engineering analysis), 2) CWC Flood Hazard Mitigation Implementation Program, 3) Community-approved Stream Management Project, 4) Erosion Hazard, and 5) Inundation Hazard, and

WHEREAS, the Town of Hunter has been approached by the homeowner at 76 Scribner Hollow Road, Hunter, NY 12442, tax parcel # 164.16-1.3-2, requesting consideration for the NYCFBO program under the Erosion Hazard category, and

WHEREAS, technical visits have occurred since 2010 by Greene County Soil & Water Conservation District, Dan Louchs, Geotechnical Engineer, and most recently in May 2017 by The Chazen Companies, an engineering firm retained to evaluate eligibility of properties referred under the erosion hazard category, and

WHEREAS, The Chazen Companies concluded the subject parcel meets the erosion hazard requirements of the NYCFBO program, noting the streambank instability is likely to threaten the home resulting in potential impacts to the Red Kill and surrounding infrastructure within the one to five year time horizon as noted in the Property Evaluation and Selection Process document for the NYCFBO dated June 1, 2016, and

WHEREAS, the Town of Hunter declined ownership of the property choosing instead that the DEP own the property and the Town understands that this City-owned property will be managed by the DEP as open space. Minimal management of the property will be performed, such as maintaining boundary lines, posting signs, and annually inspecting the property, and

WHEREAS, at some point in the future, should the Town of Hunter want the property actively managed, i.e., mowing, snow plowing, constructing and maintaining permissible recreational facilities, the City will consider issuing the Town a revocable land use permit to address these activities or any other maintenance requested by the Village; however, the DEP in its discretion has the right to approve or reject any such request.

NOW, THEREFORE BE IT RESOLVED THAT:

The Town of Hunter Board of Trustees approves Allison and Timothy Robinson, homeowners of 76 Scribner Hollow Road, Hunter, NY 12442, to apply for the NYCFBO program to permanently remove this flood hazard risk allowing the DEP to begin assisting them in the real estate process.

Resolution offered by Councilman Coiro

Seconded by Councilman Semenza

Supervisor D. Legg	Aye
Councilman D. Kukle	Aye
Councilman R. Legg	Aye
Councilman Semenza	Aye
Councilman Coiro	Aye

MOUNTAIN TOP HISTORICAL SOCIETY

Councilman Coiro makes a MOTION to authorize CONTRACT for 2017. Seconded by Councilman Legg.

Ayes-5-

Noes-0-

Ackn. letter requesting funds for 2017

NYS DOT-ROUTE 23A MOUNTAIN ROAD

Acknowledged receipt of letter from M. Pyskadlo RE: no parking signage near Molly Smith parking area

NYS DOT- SCENIC BYWAYS

Acknowledged receipt of letter from M. Pyskadlo RE: relocation of Pathways through History signs

Discussion regarding towing on mountain road.

Town Board would like to go back to having cars over the white line on the mountain road towed.

CYCLING EVENTS

Discussion on Tour of the Catskills.

Supervisor Legg states that a letter will go to D. Drake thanking him for having this event in the Town of Hunter and will add a request that the town receive prior notification where the portable toilets will be placed. He adds that this year they were placed on church property without permission, in the future they will be required to get property owner permission before they place the units.

TAX COLLECTOR

Acknowledged receipt of 2017 report.

TOWN OF HUNTER

TAX COLLECTOR

2017 TAX COLLECTOR'S REPORT

2017 Town and County Taxes have been reconciled with the Greene County Treasurer's Office.

Breakdown as follows:

Amount of Taxes to be collected by Tax Collector	\$6,160,657.53
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Amount collected January through July 31, 2017	\$4,689,743.05
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(Of this amount \$2,320,350.00 was Town of Hunter budget amount and \$14,676.20 was collection of delinquent water and sewer on behalf of the Village of Hunter)

Amount of unpaid taxes returned to the County	\$1,470,914.48
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Penalties collected and paid to Supervisor:

February	\$2,238.90
March	\$2,383.61
April	\$4,040.62
May	\$6,184.34
June	\$4,110.48
July	<u>\$2,225.78</u>
Total Penalty	\$21,183.73

Interest on NOW Account:

January-Feb.	\$ 402.02
Mar-July	\$ 107.13
Total	\$ 509.15

Per parcel notice charge paid to Supervisor

Collected parcels \$308.00

Un-collected parcels \$504.00

Total \$812.00

Total amount paid to Supervisor for penalties, interest and notice fees \$22,504.88

Plus overpayments too small to refund \$ 4.72

\$ 22,509.60

Books balanced with no problems encountered. All monies were accounted for.

JUSTICE COURT-Monthly report acknowledged.

No electronic report received.

BUILDINGS AND GROUNDS

Councilman Legg is working on getting a price for roof work over the Court Clerk's office as it leaks. He also has prices for a sign board in front of the Town Hall. A one sided led sign at a cost of \$4,800, a digital one sided sign at a cost of \$6,200.

Councilman Kukle and Councilman Semenza feel that the sign needs to be digital so that it can be changed even in bad weather.

Discussion on placement of sign, if it would need to be one sided or two sided and electrical needs.

Board to discuss further during budget time.

Supervisor Legg states that the roof still leaks in the Planning office and also in the highway garage.

Discussion regarding moving a generator and the need for bollards around the propane tanks behind the court clerk's office.

CORRESPONDENCE – Town Board acknowledged:

Receipt of notice of Preliminary decision

Received from Sean Groden, invitation to 6th Annual Dedication Ceremony EMS monument

Receipt of CWT agenda from 7/17/2017 & May 15th minutes & notice of deadline extension-nominations

TRANSFERS/BUDGET MODIFICATIONS

Supervisor Legg makes a MOTION to approve the following:

1)Eff. 6/6/17 Budget Jrl entry to increase A2680 & A4540.4 by \$135. To allow for insurance recovery & expenses RE: Ambulance windshield replacement

2)eff 6/20/17 transfer p/r amts \$5,662.48 Mt Jam, & \$6330.25 TOC from A2770 to A4540.1 and \$18,000 from A2770 to A4540.4 to cover bills frm Windham/Catskill.

3)eff 6/20/17 transf \$24.95 frm A1410.4 to A1460.4 to cover over expense-Records Mgmt.

4)eff 6/2/17 Transf \$917. frm A2770 to A9030.8 to allow for Mt Jam/TOC AMB p/r Soc Security

5)Budget Jrl entry to increase B8020.44 & B2770 by \$2143.25 to allow for payments RE: Comprehensive Plan (ads & N Stolzenburg) May & June vouchers,

6)“ “ “ “ for pymts RE: Comp plan by \$2,759.30 to allow pymt N Stolz.. Aug voucher

7)Budget Jrl entry to increase A2770 & A4540.2 by \$600 to allow revenue frm Hwy for purchase of Amb tires

8)eff 7/24/17 Budget Jrl entry to increase DB5112.4 & decrease DB5110.4 by \$28,923.03 to cover July Capital Improvement vouchers

Seconded by Councilman Legg.

Ayes-5-

Noes-0-

Sean Mahoney states that the \$75,000 grant that the Town of Hunter applied for with the Hunter Foundation for the Hunter Trail Coalition Initiative was granted.

EXECUTIVE SESSION

Supervisor Legg makes a MOTION to go into Executive Session at 8:54 PM to discuss the financial history of a particular person and the employment of two individuals. Seconded by Councilman Semenza.

Ayes-5- Noes-0-

L. Hamrah-Poladian and C. Pascucci excused.

Councilman Semenza makes a MOTION to come out of Executive Session at 9:28 PM. Seconded by Councilman Legg.

Ayes-5- Noes-0-

NEW HIRE

Councilman Legg makes a MOTION to hire an independent inspector to handle large projects such as junkyards, scrapyards and facilities in the Town of Hunter. Seconded by Councilman Semenza.

Ayes-5- Noes-0-

Councilman Coiro makes a MOTION to adjourn at 9:29 PM. Seconded by Councilman Kukle.

Ayes-5- Noes-0-

Corina Pascucci, Town Clerk, RMC
Town of Hunter