

MINUTES OF REGULAR MEETING OF THE TOWN BOARD OF THE TOWN OF HUNTER HELD ON TUESDAY, MARCH 19, 2019 AT 7PM AT THE TOWN HALL LOCATED ON RTE. 23A IN TANNERSVILLE, NEW YORK.

Present:	Daryl Legg	Supervisor
	David Kukle	Councilman
	Raymond Legg	Councilman
	Sean Mahoney	Councilman
	Dolph Semenza	Councilman

Corina Pascucci	Town Clerk
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Others Present:	Lara Hamrah-Poladian	Secretary to Supervisor
	Larry Gardner	Town Attorney
	Sarah Killourhy	Planning Board Chairwoman
	Sgt. Robert Haines	Hunter Police Department
	John Farrell	Supt. of Highways
	Erika Bain	Hunter Area Ambulance
	Plus all names on attached listing.	

Supervisor Legg calls the meeting to order at 7:00 PM with the Pledge of Allegiance to the Flag.

AUDIT

The following vouchers were audited and approved for payment by the Town Board:

General Fund (TW) Voucher #65 through #114 in the amount of \$31,122.87

General Fund (TOS) Voucher # 1011 through #1014 in the amount of \$703.85

Highway Fund (TW) Voucher #28 through #42 in the amount of \$15,385.97

Highway Fund (TOS) Voucher #1002 in the amount of \$88.75

Landfill Closure Fund Voucher #15 through #25 in the amount of \$9,750.64

MINUTES

Supervisor Legg makes a MOTION to approve minutes of Regular Meeting 2/19/19 and Special Joint Meeting with the Villages 2/28/19. Seconded by Councilman Semenza.

Ayes-5-

Noes-0-

EXECUTIVE SESSION

Supervisor Legg makes a MOTION to go into Executive Session to discuss legal matters with counsel at 7:04 PM. Seconded by Councilman Semenza.

Ayes-5-

Noes-0-

Supervisor Legg makes a MOTION to come out of Executive Session at 7:16 PM. Seconded by Councilman Legg.

Ayes-5-

Noes-0-

POLICE -Monthly report acknowledged.

Town of Hunter Police Department

Monthly Report

February 2019

Calls for service:	82
Arrests made:	5
Criminal charges levied:	9
Criminal complaints:	6
Non-criminal complaints:	49
Assists to other agencies:	10
Uniform traffic tickets:	53
Parking tickets:	0
Accidents investigated:	7
Report requests:	5 = \$50.00

Sgt. Haines states that Officer Storm Benjamin will be resigning from her Full Time Police Officer position effective 4/1/19 as she is moving to another police agency. He adds that he will be searching for a replacement.

ASSESSOR -Monthly report acknowledged.

MEMO TO: Supervisor and Town Board

FROM: The Assessor's Office

SUBJECT: Monthly Report

DATE: March 18, 2019

There were 35 Parcel Transfers this month. 9 were Arm's length Sales listed below.

1 Parcels Combinations.

0 Parcel Splits.

1 Lot Line Adjustments.

4 Grid Changes.

5 Parcel Revisions.

Update photos are being taken at this time.

Information for the new STAR requirements is available in my office.

Data for the 2019 Assessment Roll is being collected at this time

Renewal exemptions are being returned at this time.

1. 148.17-1-32 X2
2. 164.11-3-16 X2
3. 164.11-3-10
4. 164.15-2-6.1 ALS
5. 164.14-6-8
6. 182.09-1-3 ALS
7. 166.17-2-16 ALS
8. 181.08-1-18 ALS
9. 166.17-2-16
10. 163.12-1-5
11. 165.00-2-47
12. 181.07-2-9.1
13. 148.00-3-25
14. 206.03-3-1
15. 206.03-3-2.12
16. 216.01-6-11
17. 206.03-2-5
18. 206.03-2-7
19. 206.03-2-8
20. 181.00-9-2 ALS
21. 166.00-6-21.1
22. 166.00-6-21.2
23. 180.00-2-11
24. 180.00-2-67
25. 183.00-2-9
26. 164.73-11-6 ALS
27. 181.12-2-11 ALS
28. 164.72-5-8 ALS
29. 209.00-4-20 ALS

- 30. 164.09-7-12x2 ALS
- 31. 181.07-3-12
- 32. 181.07-3-13

AMBULANCE-Monthly report acknowledged. No electronic copy provided.

Discussion on paying ambulance employees who stay at the station during their shift an hourly rate instead of shift pay. E. Bain explains that it is difficult to get employees who reside below the mountain to drive up here for just the \$60.00 shift pay. See memo below.

The Ambulance department is requesting to pay the hourly rate to ambulance employees who choose to stay at the station. EMT's that live down the mountain do not want to stay up here for a twelve-hour shift for \$60.00. All the other ambulances in Greene County besides Ashland pay their employees an hourly rate 24-7. It is too hard to fill the schedule which is causing Erika and Allison to work too many hours.

The rate is \$14.82 for personnel that are EMT's and the rate is \$13.34 for those who drive and are not EMT's.

Employees that live in the Town of Hunter that choose to respond from home will get paid the \$60.00 pager fee plus the set amount for each call that they do during the 12-hour shift.

Employees will sign once a year to respond from home or stay at the station.

Erika would like to start this on Monday May 6,2019. This is when the new night shift schedule will start. There is a full crew committed for all five-week nights. Weekend shifts will be filled on a monthly basis. There are 4 people taking vacations in April. This is the reason why Erika wants to wait.

Attorney L. Gardner to review for the April meeting.

CODE ENFORCEMENT-Monthly report acknowledged.

TOWN OF HUNTER

OFFICE OF CODE ENFORCEMENT

MONTHLY REPORT OF ACTIVITIES 2019

Building Permits Issued

Building Permit Renewals

Certificate of Occupancy Searches Performed

Certificates of Occupancy Issued

Certificate of Compliance Issued

Sewer Inspections

Notice of Violation / Stop Work

Sign Permits Issued or Renewed
 Demo Permits Issued
 Complaints Received
 Timber Harvesting Permits
 Small Scale Mining Permits
 Fire / Property Maintenance Inspections

Board acknowledged that the Department of State received annual report from the Code Enforcement Officer.

PLANNING- Monthly report (including HAINES FALLS AUTO approval resolution) acknowledged.

Town of Hunter Planning Board
 Monthly MEETING Report
 MARCH 2019

Tuesday, March 5th, 2019. Regular meeting at 7:00PM - 8 people in attendance*

S. Killourhy - Chairperson
 M. Czermerys –Deputy Chairperson
 S. Friedman
 J. Michaud - ABSENT
 C. Knopp - ABSENT
 A. Dale
 R. Haines – left at 7:55PM
 D. Senterman (alt)
 B. Welch (alt)

-- Not official minutes; report prepared for Town Board— Attendance includes 2 Town Board Members*

MEETING: Called to order at 7:05PM

PUBLIC HEARING: Rip VanWinkle Ranch & Legg Apartments Site Plan:

S. Killourhy is recused. Deputy Chair M. Czermerys opens the public hearing at 7:06PM. S. Friedman reads a prepared statement.

M. Schmitt of Kaaterskill Assoc. questions the marked site plan presented and of the surveyor is aware that this was done as it illegal to mark-up an official document.

No further comments, however, M. Czermerys states if someone arrives and wishes to speak, the courtesy will be extended. **MOTION: by D. Senterman to close the public hearing. Seconded by R. Haines. Motion carried.**

OLD BUSINESS:

1) Diamond Notch Farm Apartments Site Plan: Lanesville. R. Manuszak presenting.

SEQR Unlisted action. Negative declaration at Feb 2019 mtg & Site plan Public hearing.

Site plan map and photos of the existing horse barn which the applicant proposes to convert into 2, 1-bedroom apartments. S. Killourhy states that the NYCDEP has approved the existing septic which will allow for the 2 apartments and DOH has approved the water. It is also acknowledged that the applicant must submit to the building department Engineer stamped plans that address the Energy code, Building code and Fire code

APPROVED

2 Rip Van Winkle Ranch & Legg Apartments Site Plan: Haines Falls - T. Legg presenting. S.

Killourhy is recused but shall remain in administrative secretary capacity. Deputy Chair M. Czermerys states this is an SEQR Unlisted action. The Board acknowledges the Greene County 239 review – no action was taken as the meeting was cancelled due to weather. The Board acknowledges the NYS DEC SPDES permit is valid until November of 2020. The review is for changes to the site plan; an after the fact review of mobile home trailer moved approx. 1,000 feet to be attached to existing storage trailer and utilized for same. Further review of the 2013 Site plan conditions that were not met and certain items that have changed from that approval. The Board will review the conditions of 2013 and go through them since the applicant states some of those things will not happen. (See Feb meeting) The Board begins the review of the submitted Site Plans. Site plan maps submitted. Discussion regarding where the ingress and egress to the property is and if it crosses the lands of neighbor Daryl Legg. The Board states that the application is incomplete and the Site plan maps are not acceptable. The Board recommends that the applicant contact the surveyor of record, Gary Harvey to complete the Site Plan and demonstrate the entirety of the parcel. Tabled to April / May meetings.

3) Haines Falls Auto Site Plan: Haines Falls – Haines Falls - M. Schmitt of Kaaterskill Assoc. presenting. R. France is unable to attend. SEQR Type I action. Determination of Non-Significance / Neg. Dec. at Jan 24, 2019 mtg.

The Board reviews the Draft Site Plan Approval Resolution. Approved – See attached.

-----Meeting adjourned at 8:30PM---

Haines Falls Auto Service and Sales Inc.**19 March 2019**

Junkyard License: Application submitted by April 1st, 2018. Continued month to month renewal basis while under Planning Board Site Plan review.

Fee of \$ 25.00 paid for 2 yr license. Valid until June 2020, renewal due April 1st, 2020.

In accordance with Town of Hunter Junkyard Law #12 of 2016

Scrap Facility License: Application submitted by April 1st, 2018.

TOH issued Town License under General Business Law (section 69-f), Engage in the business of Scrap Processor was continued month to month renewal basis while under Planning Board Site Plan review.

Fee of \$ 125.00 paid for 2 yr license. Valid until June 2020, renewal due April 1st, 2020.

After Planning Board approval, the Town Clerk shall issue Town of Hunter Scrap Facility License, with the approval and discretion of the Town Board.

In accordance with Town of Hunter Scrap Facility Law # 13 of 2016

No public hearing is required at this time however a Public hearing is required at time of renewal (2020).

Thank you,
Sarah Killourhy
Town of Hunter Planning Board Chairperson

COMPREHENSIVE PLAN

Supervisor Legg makes a MOTION to reopen the Public Hearing on the Town of Hunter Comprehensive Plan with public comments being accepted through April 16, 2019. Seconded by Councilman Mahoney.

Ayes-5- Noes-0-

Councilman Mahoney offers RESOLUTION #2 of 2019 Intent to be Lead Agency and Identification of a Type 1 Action for the Adoption of the Town Comprehensive Plan. Seconded by Supervisor Legg.

Ayes-5- Noes-0-

Resolution 2 of 2019 of the Town of Hunter Town Board

Intent to be Lead Agency and Identification of a Type I Action
for the Adoption of Town Comprehensive Plan

WHEREAS, the Town of Hunter Town Board identified a need to review and update their existing comprehensive plan to properly plan growth and development in Town; and

WHEREAS, the Town Board assigned the task of reviewing and updating the plan to the Town of Hunter Comprehensive Plan Committee; and

WHEREAS, the Comprehensive Plan Committee has drafted this plan with the assistance of a planning consultant and has solicited input from the community via a survey, planning workshop, focus groups, public meetings, and public hearings pursuant to Town Law 272-a; and

WHEREAS, the Comprehensive Plan Committee has submitted that draft plan to the Town Board of the Town of Hunter for their consideration; and

WHEREAS, the Town Board is initiating an adoption process per Town Law 272-a; and

WHEREAS, adoption of a comprehensive plan pursuant to Town Law 272-a has been determined to be a Type I action, pursuant to the New York State Environmental Quality Review Act (SEQR) 6 NYCRR Part 617.4, and

WHEREAS, the proposed action will not require permits and approvals from any other local, regional and State agencies prior to adoption of the plan and a coordinated SEQRA review is not required; and

WHEREAS, the Greene County Planning Board is required to review the draft plan and this review is considered an advisory opinion under SEQRA and the agency is not considered to be eligible for lead agency status in this action.

NOW THEREFORE BE IT RESOLVED, pursuant to the applicable standards of SEQRA 6 NYCRR Part 617, the Town of Hunter Town Board concludes that it is the appropriate agency to serve as, and declares itself lead agency for the environmental review of the proposed Type I action; and

BE IT FURTHER RESOLVED, that the Town of Hunter Town Board hereby authorizes development and circulation of a copy of the Full EAF pursuant to the requirements set forth in SEQR 6 NYCRR Part 617.

WHEREUPON, this Resolution was declared adopted by the Town Board of the Town of Hunter:

Town Board reviews Part 1 of FEAF including Section F – narrative.
Councilman Mahoney read the following aloud.

Conclusion:

The Town recognizes and hopes that there will be new development in Hunter. The purpose of this Plan is to ensure that such development is consistent with the environment in Hunter. While future developments may alter the environment, the proposed Comprehensive Plan establishes the policy and criteria that can be implemented to balance growth with protection of those resources. It further establishes the clear role environmental protection has in the Town so that adverse impacts are avoided or mitigated.

Adoption of the Plan will help the Town reduce or mitigate environmental impacts. Future land use regulations that may be adopted in Hunter, along with individual project reviews conducted by the Planning Board will be strengthened through implementation of the Comprehensive Plan, which is a crucial step to ensure sustainability and protection of Hunter's environment.

Supervisor Legg makes a MOTION to accept this as read into the minutes. Seconded by Councilman Mahoney.

Ayes-5-

Noes-0-

S. Killourhy adds that this document has been sent to Greene County Planning for 239 review at their 3/20/19 meeting.

Town Board thanks the Comprehensive Plan Board.

HAINES FALLS AUTO

Scrap License to be issued under new law, Junk License 1 yr approval.

Councilman Kukle states that the Town Board had requested money in escrow from Mr. France for the help from attorneys in terms of review, engineering and such.

Councilman Kukle makes a MOTION for conditional approval to expire thirty days from now upon the receiving of the full payment at which time the license would become a full unconditional license, would be to complete the second year from the beginning of the application and then a year from now in April of 2020, Mr. France would then apply for his two year license and would be back in cycle.

Discussion.

S. Killourhy informs the board that she has just been handed a check from Mr. France for the amount requested by the Town Board.

No Second

Councilman Kukle makes a MOTION to approve the Scrap and Junk Yard license for Haines Falls Auto unconditionally. Seconded by Councilman Mahoney.

Ayes-5- Noes-0-

Town Board states that the leftover funds from escrow to cover planning board fees. Further discussion that the Town will reimburse Mr. France any leftover escrow funds and he can then turn over payment to the Town for the Planning Board fees.

Town Board thanks the Planning Board as this has been a long and complicated process. Also, a thank you to Rory France for sitting through this long arduous process.

S. Killourhy clarifies that the continuation of the above licenses will be through June 30, 2020. Councilman Kukle states that she is correct.

Town Board states that the scrap license will no longer be issued under General Municipal Law, will now be issued by the Town Clerk. This license will expire on June 30, 2020 with a renewal due by April 1st. Also, in accordance with the Scrap Facility Law #13 of 2016 no Public Hearing is required until renewal.

Town Board thanks George Rodenhausen for his assistance with Haines Falls Auto and a thank you letter shall be written.

Acknowledged Inspection reports from Code Enf. Officer-Scrap & Junk

HIGHWAY-BID OPENING for new single axle dump truck

- | | |
|---|--------------|
| 1. Mohawk Valley Freightliner, Yorkville, NY | \$101,670.00 |
| 2020 Freightliner, M2-106 Base Model with Henderson 10' Dump Body | |
| 2. Ben Funk, Hudson, NY | |
| 2019 International 4400 SBA 4x2 Galion body from Zwack, Inc. | \$113,120.00 |
| 2019 International 4400 SBA 4x2 10 Mark e body from Henderson | \$110,541.00 |

John Farrell to review bids, to be awarded at April Town Board meeting.

Councilman Kukle makes a MOTION to authorize the Highway Superintendent to review the bids and come back to the Town Board with a recommendation and the Supervisor can act on behalf of the Town Board. Seconded by Councilman Semenza.

Ayes-5-

Noes-0-

Acknowledged receipt of NYS DOT: CHIPS \$84,112.97; Pave NY \$19,199.62; WIRP \$16,156.02

PRIVILEGE OF THE FLOOR

Roy Silver states that John Farrell does a wonderful job. He asks if with a conditional approval for Cortina Mountain Estates, will there be extensions.

Supervisor Legg states this should end next month but anything can happen.

LOCAL GOVERNMENT DAY- attendance encouraged, 10/18 at the Catskill Mt. Foundation building.

MT. TOP HISTORICAL SOCIETY

Discussion regarding their financial needs and possible grant funding. They will be looking to do donation parking there this year. Also discussing having a food truck there with a portion of sales going to them.

Councilman Semenza adds that the septic system can't handle the number of people who visit the building.

Supervisor Legg suggests looking into county funding or asking NYCDEP if they could fund a new septic system for the Historical Society.

Town Board to write a letter to the County on their behalf.

STEWARDS FOR KAATERSKILL FALLS

Councilman Kukle states that NYSDEC along with the Catskill Center will be positioning two stewards at Kaaterskill Falls beginning just before Memorial Day and ending just after Labor Day. He adds that the stewards will be talking with visitors about safety and behavior patterns however they will have not law enforcement capabilities.

Discussion on petitioning Greene County for funds to carry this program past the Labor Day holiday. Supervisor Legg would like to have an audience with the County and the State regarding this topic.

A presentation will be held at the April Town Board meeting.

NYS DOT

Discussion regarding no response to Devils Tombstone letter/signage at Rte 214.

Councilman Kukle feels that a follow up letter is necessary.

Town Board to pen a letter supporting NYSDEC's request to NYSDOT to have the speed limit lowered. Councilman Kukle to write this letter.

Supervisor Legg would like a letter to go to NYSDOT with Town Board member signatures and Greene County Legislator signatures regarding the resurfacing of State Rte. 23A. Councilman Kukle to write this letter.

Supervisor Legg feels that the Villages should do the same and he will reach out to Ulster County and the Town of Shandaken regarding the resurfacing of State Rte. 214.

TASTE OF COUNTRY

Acknowledged Ambulance contract.

Councilman Semenza makes a MOTION to authorize signature. Seconded by Councilman Leg.

Ayes-5-

Noes-0-

GRANTS

Acknowledged letter sent: Western Catskills with no response as of today's date.

Acknowledged sent OCR Annual Report of Federal expenditures

Discussion on presentation from GPI for April agenda.

Councilman Mahoney states that this person was at the planning conference in Saratoga, they write large grants for no fee provided that they get the engineering work.

To be on April agenda.

CWC

Acknowledged Resolutions #'s 3474 – 2480

Acknowledged receipt of invitation to annual mtg 4/2

CWT

Acknowledged receipt of notice of fee increases for 2020

GREENE COUNTY

Acknowledged receipt of flyer for Emergency Reserve Citizens Corp Volunteers needed

Acknowledged received from GC Real Property requesting attendance 4/2/19

GREENE COUNTY EMS

Acknowledged receipt of letter re: Additional truck on mountaintop.

Supervisor Legg urges members of the community to call their Legislators, adding that the public should be outraged about the Town's lack of fly car coverage.

GREENE COUNTY CIVIL SERVICE

Acknowledged payroll additional information needed for 2019.

Supervisor Legg states that this has been taken care of so far.

NYSDEP/CATSKILL CENTER

Local Consultation/Parcel #9277 Streamside Acquisition program

CLIMATE SMART/Clean Energy Comm. Program.

Congrats. submission approved for Benchmarking High Impact Action

Councilman Mahoney states that three more actions are needed which include Code Enforcement training, adoption of a unified solar permit, amending solar law and solar at the Landfill.

JUSTICE COURT-Monthly report acknowledged (no electronic copy provided)

BUDGET/BOOKKEEPING

Supervisor Legg makes a MOTION to authorize expenses related to 19th Annual Town Finance School 5/19. Seconded by Councilman Legg.

Ayes-5- Noes-0-

Discussion - NYCLASS presentation okayed by Town Board 4/16/19 at 6:45 PM.

HEALTH INSURANCE

DISCUSS Medicare part b reimbursements

L. Hamrah-Poladian states that from 2018 to 2019 the Medicare Part B went up by \$1.50.

Councilman Kukle makes a MOTION to raise to those who have coverage now from what it was in 2018 to what it is in 2019 which is \$1.50. Seconded by Councilman Legg.

Ayes-5- Noes-0-

L. Hamrah-Poladian states that sometime ago, the Town Board sent out a retirement incentive to employees, it contained information that effective December 21, 2014 the Town would no longer reimburse the Part B, however a motion was never made. She adds that if this is still the case, the Town Board needs to make a motion.

Supervisor Legg makes a MOTION in reference to the above adding from this day forward.

Seconded by Councilman Legg.

Discussion

Councilman Mahoney questions the process.

Supervisor Legg states that the Town used to pay Part B, the reason it was paid recently was to entice people to retire. He adds that nobody bit on it so now the Town is just going to say that they will not be paying Part B Medicare anymore which is \$135.00 per month.

Councilman Kukle adds that this would be for new retirees.

Supervisor Legg calls for a vote which was recorded in the Town Clerk's notes as 5 Ayes and 0 Noes. In light of a telephone call from Councilman Mahoney on 3/20 stating that he did not audibly vote Aye and a corresponding email the vote will be recorded as 4 Ayes and 0 Noes. The Town Clerk heard no audible Aye, Nay or Abstention from Councilman Mahoney. As the removal of his Aye does not change the outcome of the vote, it will be recorded as follows.

Ayes-4- Noes-0-

RESIGNATION

Acknowledged receipt of resignation from Kenneth Ellsworth effective 1/21/19.

BUILDINGS AND GROUNDS

Councilman Legg states that the generator will be installed by the next meeting. He adds that the Quonset hut will be looked at by an engineer next month.

TRANSFERS/BUDGET MODIFICATIONS

Supervisor Legg makes a MOTION to approve the following.

Eff. 12/31/18 MOTION to authorize ALL Journal entries as a result of STAC work on the AUD

And also, subsequent entries done by Lhp and Ted needed to correct STAC entries

Eff 1/2019

a) Budget JI entry: increase A2680 & A4540.2 by \$14,666.36 to show insurance proceeds & expense

re:Amb. Repairs

Seconded by Councilman Semenza.

Ayes-5-

Noes-0-

CORRESPONDENCE

Acknowledged receipt of Kaaterskill Clove Working Group meeting 5/11/19 @ 10:15am at MT Library

Acknowledged received from NYSDOT Re: Manitou's Revenge Ultramarathon PERM 33a Special use permit

Acknowledged received from Schoharie Watershed advisory Committee needs reappoint of 2 members

Acknowledged receipt of MSMA Meeting minutes for 1/28/19

Acknowledged receipt of flyer and registration for Emergency Management training 4/30/19 in Cairo

EXECUTIVE SESSION

Councilman Kukle makes a MOTION to go into Executive Session to discuss personnel at 8:39 PM. Seconded by Supervisor Legg.

Ayes-5-

Noes-0-

C. Pascucci and L. Hamrah-Poladian excused.

Councilman Mahoney makes a MOTION to come out of Executive Session at 9:15 PM.

Seconded by Supervisor Legg.

Ayes-5-

Noes-0-

No action taken.

Councilman Mahoney makes a MOTION to adjourn at 9:15 PM. Seconded by Supervisor Legg.

Ayes-5-

Noes-0-

Corina Pascucci, Town Clerk, RMC
Town of Hunter