

LUMBERLAND TOWN BOARD
1054 PROCTOR ROAD
GLEN SPEY, NY 12737
(845) 856-8600



Jenny Mellan, Supervisor
Leigh Sherman, Deputy Supervisor
Joseph Carr, Councilman
James Akt, Councilman
Zoriana Gingold, Councilwoman

July 10, 2019
Meeting Minutes

The Lumberland Town Board held a Regular Monthly Meeting on Wednesday, July 10, 2019, at 7 pm, at the Town Hall in Glen Spey, NY. Supervisor Mellan opened the meeting at 7:00 pm, followed by the Pledge of Allegiance.

Board members reviewed the vouchers prior to the meeting opening.

Roll Call:

Supervisor Jenny Mellan
Deputy Supervisor Leigh Sherman
Councilman Joseph Carr
Councilman James Akt
Councilwoman Zoriana Gingold

Also present were Laurie Terry, Michele Myslinski, Chief Constable Patrick Cahill, Sargent Bob Maas, Rose Carr, Dave Hulse, Frank Schwarz, Erica Schieferstein, Christy Flynn, Karen Warden, Zangmo, Mike Marcasciano

Councilman Carr made a **motion** to accept the June 5, 2019 Workshop meeting minutes and the June 12, 2019 Regular meeting minutes as presented, seconded by Councilwoman Gingold. Roll call vote; 5-0, so carried.

• **COMMUNICATIONS**

1. Monthly Reports:
 - a. Supervisor
 - b. Highway Superintendent
 - c. Town Clerk
 - d. Buildings
 - e. Constables
 - f. Fire Dept.
2. ZBA approved minutes Dec 2018 meeting
3. Letter from Chief Constable Cahill regarding Constable Vacancy
- 4 Letter of resignation from Custodian Maryann Farrell effective July 28, 2019
5. Letter from KoscoHeritage (our heating oil supplier) advising of merger
6. Letter from NYS Unified Court System – Certificate of Completion of Continuing Judicial Education Program – Honorable Lorry J. King

Councilwoman Gingold made a **motion** to accept communications 1 through 6, seconded by Councilman Carr. Roll call vote; 5-0, so carried.

Supervisor Mellan stated that the agenda would be slightly out of order to accommodate the public hearing scheduled time.

PRE-FILED RESOLUTIONS

#83-19 Town Donation – Kadampa Meditation Center

#84-19 2019 Summer Youth Program Appointment – Aide **APPROVED 7/3/19**

#85-19 2019 Summer Youth Program Appointment – Temporary Aide **APPROVED 7/3/19**

The above two items had been approved at the workshop meeting due to a July 2 start date of the LYSP.

Deputy Supervisor Sherman made a **Motion** to recess the Regular Meeting and open the Public Hearing for Local Law 1, 2019, seconded by Councilwoman Gingold. Roll call vote; 5-0, so carried.

Attorney for the Town Danielle Jose Decker explained the situation that led up to the law. Two parcels in the Town of Lumberland, that should have been placed in the River Hamlet District had been, due to human error, placed, Tax Map #28.-1-30 in the Hillside District, and Tax Map #28.-1-28 in the Black Forest District. The parcels would have expanded uses in the River Hamlet District but the areas involved are located in the 100 year flood plain which regulates any development for each of these parcels. An EAF form will be addressed at this meeting.

Supervisor Mellan opened the floor to the public for the first time;

Attorney for the Town stated that a 239m review by the Sullivan County Division of Planning had been received finding approval of the action is for Local Determination. The UDC finds the law to be in line with riverfront uses.

Supervisor Mellan opened the floor to the public for the second time;

Town Clerk Terry reported that no written comments had been received.

Supervisor Mellan opened the floor to the public for the third time;

No one wished to speak.

Councilman Carr made a **Motion** to close the Public Hearing and reopen the Regular Meeting, seconded by Councilwoman Gingold. Roll call vote; 5-0, so carried.

The Board reviewed the Environment Assessment Form, parts 2 and 3 regarding the proposed Local Law 1, 2019 with the Attorney for the Town. The Board will consider if the proposed law will have an adverse impact on the environment. Danielle stated that this is not a project, no physical change will take place. The Lumberland Zoning Board of Appeals and the Lumberland Planning Board had been advised of proposed law and posed no objections. A copy of the completed EAF is on file in the Town Clerk's Office.

#88-19 Authorize Adoption of Local Law #1, 2019 and Declaration of Negative Declaration

#86-19 Noise Permit – Sts. Peter & Paul Ukrainian Church

-The times requested are later than last year's request. The latest time is 11:00pm which is earlier than the 11:30 deadline camps have been given this year.

#87-19 Electronic Signboard Purchase Approval for Municipal Building

- The recommendation by the Grant Coordinator is to purchase the more expensive product because it has a wireless remote, keyboard and preprogramed connectivity which makes it the better value.

#89-19 Awarding the Bid for the Repairs to the Bus Garage Roof – Mickelson & Son LLC

#90-19 Town Donation – Orange & Rockland to LSYP

ABSTRACTS

Audit and Approval of General & Highway Funds, Abstract #7, 2019;

General Fund Prepaid Claims in the amount of **\$13,601.18**

General Fund Claims 2019 A19-238 through A19-277 in the amount of **\$13,190.75**

Highway Fund Prepaid Claims in the amount of **\$16,654.13**

Highway Fund Claims 2019 H19-349 through H19-384 in the amount of **\$12,868.54**

For a total of Abstract #7, 2019 of **\$56,314.60**

Deputy Supervisor Sherman made a **Motion** to approve the June 2019 abstract, seconded by Councilman Carr. Roll call vote; 4-1, Councilman Akt voted No, so carried.

New Business

-Advertising for the open Custodian position as of July 29th will begin immediately. Applicant cannot be appointed until the August meeting leaving an opening for a few weeks.

Supervisor Mellan made a **Motion** to appoint William Kanoff as a temporary Custodian at the current hourly rate and amount of hours beginning July 29th until a permanent replacement can be appointed, seconded by Councilwoman Gingold. Roll call vote; all in favor, so carried. Pending acceptance by William Kanoff.

-Assistant Code Enforcement Officer Christy Flynn stated that Sharon Sparling has requested that a temporary replacement on the Zoning Review Committee. She had made a recommendation but Christy had not heard back from that person as of yet. It will be addressed during executive session.

Old Business

1. Website upgrade

2. Cemetery Brochure

-The Cemetery Committee is interested in producing a brochure and will work on content. Code Clerk Christy Flynn has contact information for designers of the brochure she had produced last year.

3. Knight's Eddy Cemetery

-Danielle has not received return phone calls from the family who had indicated a desire to turn the Cemetery over to the Town. There was discussion if the Town could clean up

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- Councilwoman Gingold questioned if the digital speed limit sign could be placed on CR 31 to address the complaints about speeding. The Constable's Office explained that the sign is part of a speed study to determine if speeding is going on and if a sign slows drivers down.

-Mike Maracasciano stated that the placement of the dove celebrating the 50th Anniversary of Woodstock had limited visibility. The dove was placed according to the strict specifications of the Sullivan County Visitors Assoc. The Towns, who were given the doves free of charge, were asked to place where ample parking was available and would not cause a traffic jam. The businesses who chose to purchase the doves seem to be less compliant or not given the same set of rules.

Councilwoman Gingold made a **Motion** to recess the Regular meeting and enter Executive Session to discuss a specific personnel, seconded by Deputy Supervisor Sherman. Roll call vote; 5-0, so carried.

Councilwoman Gingold made a **Motion** to close Executive Session and reopen the Regular Meeting, seconded by Deputy Supervisor Sherman.
Councilman Akt left Executive Session and did not return. Roll call vote; 4-0, so carried.

Councilman Carr made a **Motion** to adjourn the Regular Meeting, seconded by Councilwoman Gingold, Roll call vote; 4-0, so carried.

Respectfully Submitted

Laurie Terry, Town Clerk