

# TOWN OF LLOYD TOWN BOARD

## WORK SHOP MEETING AGENDA

February 1, 2023

**Present:** Supervisor David Plavchak  
Councilmember Leonard Auchmoody  
Councilmember Michael Guerriero  
Councilmember John Fraino  
Councilmember Joe Mazzetti

**Also present:** Sean Murphy, Attorney  
Wendy D. Rosinski, Town Clerk  
Margaret O'Halloran, Secretary

**Meeting was held live in Town Hall, Web-ex and streamed on access Channel 22**

**4:00 PM** – Supervisor opened meeting with Pledge of Allegiance led by Councilmember Auchmoody

### 1. REPORTS

**Assessor** – Gerardo Feo

**Budget** – Margaret O'Halloran

**Building & Zoning Department** – David Barton

Barton discussed the Visionary Meeting for the Comprehensive Plan Committee held on January 23<sup>rd</sup>. It was well attended.

Encouraged people to take the survey.

Sewer and water are being installed for the Villages.

Barton met with a Board member from Sunnybrook, they are interested in putting a dog park on Sunnybrook property. Their insurance covers it and they limit to Sunnybrook residents only.

There is a meeting at the Fire House on the County Hazard Mitigation Plan.

**Building, Planning and Zoning Departments**

**Monthly Report**

**January 2023**

|                   |  |     |
|-------------------|--|-----|
|                   |  |     |
| Permits           | Building Permits Issued                              | 21  |
|                   | Total CO & CC Issued                                 | 30  |
|                   | SFD Permits/ -CO's Issued                            | 0/1 |
|                   | Permits in Water/Sewer District <small>(new)</small> | 0   |
|                   | Burning Permits                                      | 4   |
| Total Inspections | (Includes Field, Final, Fire, Stormwater)            | 55  |
| Complaints        | Total Complaints                                     | 19  |
|                   | Complaints Resolved                                  | 10  |
|                   | Order to Remedy issued/Resolved                      | 3/0 |
|                   | Stop Work Orders issued/Resolved                     | 1/0 |
|                   | Appearance Tickets/Resolved                          | 0/0 |
|                   | Unsafe Structures                                    | 1   |

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|                           |                     |       |
|---------------------------|---------------------|-------|
| Stormwater                | Complaints/Resolved | 0/0   |
| C.O. & Violation Searches | Received/Completed  | 10/10 |

**Fees Collected**

|  |                    |
|--|--------------------|
| <b><u>Building Dept.</u></b>                                 |                    |
| Building Permit Fees (A2115)                                 | \$5,352.50         |
| Burn Permits (A2121)   | \$60.00            |
| Public Assembly / Multiple Dwelling Fire Inspections (A2123) | \$530.00           |
| Certificate of Occupancy & Violation Search (A2125)          | \$1,500.00         |
| Map Copies   | \$0.00             |
| Parking Fees   | \$0.00             |
| <b>Building</b>  | <b>\$7,442.50</b>  |
| <b>Planning Board</b>  | <b>\$1,500.00</b>  |
| <b>ZBA</b>   | <b>\$200.00</b>    |
| <b>Recreation Fees</b>                                       | <b>\$7,500.00</b>  |
| <b><u>Grand Total</u></b>                                    | <b>\$16,642.50</b> |

**Dog Control – Andrew McKee**

12 calls this month including 2 calls to service from the New York State Police and Ulster County Sherriff.  
 2 active complaints and/or cases which are now closed or resolved  
 4 open cases or complaints.  
 0 dogs impounded.  
 4 appearance tickets  
 0 dog bites  
 Sub-zero temperatures are expected this month. Please keep your pets indoors !

**Finance – Kendra Minard**

**Highway – Superintendent Richard Klotz**

Klotz reported his revenues are up and he is looking to putting that money into paving and another truck.  
 He stated that gas usage is down but prices are up.  
 He wants to pave Reservoir Road.  
 Supervisor added that is going to be part of the Tillson Ave. project detour.  
 Klotz updated where he is on the dedication of the roads at Mountainside Woods.  
 Supervisor would like to start the dedication process at the March regular meeting.  
 They discussed where water and sewer are in the process.

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The roads they would like to get done are Emmerson Terrace, Vista, Asher Way, Alex Court and Caleb Crossing.

### **Historian** – Joan Kelley

The number of active Covid-19 cases in Ulster County fell, but at-home tests are no longer included in the total. The number of active cases fell from 248 to 168 at month's end.

The number of deaths rose from 407 to 414.

#### Queries:

- 1) Jamie Lanson was seeking information about her ancestor who worked in an inn at Highland landing in the early 1900s. She had very little information, so I gave her some general research guidance.
- 2) Elaine Harney is working with the heirs of the Roumelis property, also known as Krum Elbow. This is an important part of Lloyd history, so I'm researching its history and writing it up for our files.

#### Donations:

- 1) Doug Lester dropped off several old newspapers which included articles about his ancestor, Albert Lester, who served on the Town Board for 16 years. Also included a HHS graduation program from 1946.
- 2) Received a completed deed of gift for G.A.R. metal from the donor, John Simonson.

#### Rail trail signage:

- 1) Peter Belizzi is completing the plans for the installation and presentation of the signs and does not need my help.

#### Abraham Elting Cemetery – now known as the New Paltz Landing Slave Cemetery

- 1) Chief Janso and I met with Susan DeMark, a reporter for Hudson Valley One, and brought her to visit the site. We provided her with a lot of information for an excellent article which appeared in the paper on January 26.
- 2) I planted daffodils around the entrance to the cemetery.
- 3) Chief Janso procured a sign for the cemetery. He also purchased a gate which the Highway Dept. installed.

#### Research on the buildings in Franny Reese Park

- 1) We now have a firm date, Oct 15, for my Walkway presentation on the Franny Reese Park.

I completed the 2022 Annual Historian's Report and filed it with the New York State Historian.

I participated in a meeting of the 250 Rev War Committee.

### **Police** – Chief James Janso

#### *PATROL ACTIVITIES:*

CALLS FOR SERVICE-----723

ACCIDENTS-----30 ( 7 personal injury) ( 23 property damage)

TICKETS (PARKING/UTT'S) -----54 UTT's

ARRESTS-----

FOOT PATROL-----HAMLET (OFFICER/SGT)-----Approx. 150 hrs.

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SCHOOL (OFFICER/SGT)-----Approx. 17 hrs.

FOOT PATROL-----HAMLET (CHIEF/LT.)-----Approx. 1 hr.

SCHOOLS (CHIEF/LT.)-----Approx. 2 hr.

**Jan. 11<sup>th</sup>**-New Paltz Elks Lodge # 2568 donated first aid kits for our patrol vehicles.

**Jan. 17<sup>th</sup>**-Girl Scout Troop # 60135 came to the station to drop off care packages for our members and took a tour of the police station.

**Jan.18<sup>th</sup>**- Officer Miller and Roberto were promoted to Sergeants with additional part time hires for dispatcher and police officer.

### 2022 YEAR END REPORT

#### PATROL ACTIVITIES:

CALLS FOR SERVICE-----11,090

ACCIDENTS-----467 ( 70 personal injury)  
( 397 property damage)

TICKETS (PARKING/UTT'S) -----722 UTT's

ARRESTS-----249

Narcan Use-----10

Overdoses------(14)

(4 fatal)

#### TRAINING

Harassment in the workplace

CPR / AED

Use Force on Force Training

Use of Force Legal Updates

Taser Instructor Course

Resources for enhancing Physical Security in schools

SRO - National Association of School Resource Officers Training

All Officers - Trained / Certified on Taser 7

All Officers-Qualifications - New Glock Gen

District Attorney's Office - Law Refresher

*Our town has a population of over 11,000 and growing. 14 million vehicles crossed the Mid-Hudson Bridge in 2022. The Walkway over the Hudson brings approximately 500,000 tourists and people to our town. Our small department of 22 members is tasked with the safety and security of all our residents, visitors or those that were passing through. My department did that exceptionally well while still dealing with Covid and a shortage of manpower. I want to thank all the officers and dispatchers of my department for their dedication, professionalism, and outstanding job they did in 2022.*

#### **Recreation/Buildings & Grounds – Frank Alfonso**

Youth Basketball has 2 weeks left. Youth Wrestling is done. Adult Basketball will continue through February.

Would like to bring Tennis back in the Spring. A Tennis camp in May or June.

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Fence at Tony Williams softball field needs mending.

Staffing for Summer Fun and Berean Park has started. Both Directors are returning, as well as the lifeguards and counselors.

We will still need more lifeguards to have swim lessons.

People are starting to book parties at the parks.

There was a discussion about cost of the proposed pavilion for Town Field.

**Town Clerk** – Wendy Rosinski

**Taxes** – we have finished our first month and so far have collected over \$10 million of our \$14 million warrant.

**Supervisor** – David Plavchak

**Water & Sewer** – Adam Litman

### **January Progress Report**

#### **Water Department**

1. Reservoir water is making up 90% of daily production, the remaining 10% comes from the wells. We have been on reservoir water since mid-December. It's anticipated that we will be blending next week.
2. Production time is still varying between 10 & 11 Hrs. per day.
3. The backwash tank update.

#### **Road Crew**

1. The crew spent a lot of time working on and keeping the Bridgeview sewer pump station operational. One of the electric motors failed and has been replaced. It was a two-week lead time. The three-man crew checked on the station morning, noon and night to assure it remain running. I am seeking the price and availability of a second motor and a new set of impellers.
2. They have taken over of the river pump maintenance that Frank Palmateer has been doing for years. Frank is retiring this year and is passing down his knowledge.

#### **Sewer Department**

1. Daily operations continue as usual, the cooler temps have settled the wastewater plant and have helped with daily processing.
2. The crew has been working on inside projects, building needed storage racks, and reorganizing and inventorying items.
3. Paul Frasch is cross-training at the water plant.

There was a discussion concerning the pump station at Bridgeview. It has failed 3 times in a week. The last failure resulted in backup into the Club House. This has been an ongoing issue.

## **2. OLD BUSINESS**

### **A. The Villages - PRRD Soil Management Plan 01.27.23 – 10-minute presentation**

They are moving ahead with this immediately.

### **B. Mountainside Woods Road dedication update**

Discussed during Department Head reports.

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### C. Comprehensive Plan Update

344 people have completed the survey.

The data from the Visionary stage should be complete by March.

### D. Ulster County Hazard Mitigation Plan

When applying for Grants last year, we learned that the Town of Lloyd never finished their Hazard Mitigation Plan. We were still allowed to put the grants in since we agreed to be part of the County update. If we are not part of the plan, we are not eligible for Homeland Security or FEMA grants. Projection completion date is October 2023.

## 3. NEW BUSINESS

### A. Adding parking spaces at Tony Williams Field

We are running out of parking. Between football and the added people using the rail trail. We had an incident last fall where an ambulance could not get through.

There is an area to the left of the Basketball Courts where we could fit 40 plus parking spots.

They are going to get some engineering reports and pricing.

## 4. PRIVILEGE OF THE FLOOR

## 5. MOTIONS & RESOLUTIONS

**A. RESOLUTION** motion by Guerriero, seconded by Fraino to accept the resignation of Officer Richard Belliveau effective Monday, January 23, 2023 as the recommendation of Chief James Janso.

**Roll Call:** Fraino, aye; Plavchak, aye; Auchmoody, aye; Guerriero, aye; Mazzetti, aye

**Five ayes carried**

**B. RESOLUTION** motion by Auchmoody, seconded by Fraino to approve Billie Jo Jenkins, Typist, Water Department authorization to approve vouchers to be paid at the recommendation of Adam Litman, Water/Sewer Administrator.

**Roll Call:** Fraino, aye; Plavchak, aye; Auchmoody, aye; Guerriero, aye; Mazzetti, aye

**Five ayes carried**

**C. RESOLUTION** motion by Guerriero, seconded by Fraino to hire Brandon Turner as MEO at the Highway Department full-time to be paid \$25.01 per hour pending completion of a DOT physical, effective 2/13/2023 at the recommendation of Richard Klotz.

**Roll Call:** Fraino, aye; Plavchak, aye; Auchmoody, aye; Guerriero, aye; Mazzetti, aye

**Five ayes carried**

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### D. RESOLUTION

At a special meeting of the Town Board, Town of Lloyd, held at the Town Hall, 12 Church Street, Highland, New York, on the 1<sup>st</sup> day of February, 2023,

**WHEREAS**, a local law, being proposed as Local Law B-2023, was introduced at this meeting by Mazzetti and seconded by Guerriero as follows:

**Local Law B-2023, A LOCAL LAW TO AMEND THE CODE OF THE TOWN OF LLOYD CHAPTER 92 BY RESCINDING ARTICLE V “EXEMPTION FOR VOLUNTEER FIRE FIGHTERS & AMBULANCE WORKERS” AND REPLACE SAME WITH A NEW ARTICLE V ENTITLED “EXEMPTION FOR VOLUNTEER FIRE FIGHTERS”.**

(copy of Local Law attached)

**WHEREAS**, this Board desires to hold a Public Hearing with respect to the adoption of the said local law;

**NOW, THEREFORE, BE IT RESOLVED** that a Public Hearing will be held by the Town Board with respect to the adoption of the aforesaid local law at the Town Hall on the 15<sup>th</sup> day of February, 2023 at 7:00 p.m.; and it is further

**RESOLVED**, that the within local law is a Type II action pursuant to the State Environmental Quality Review Act (SEQRA), and therefore determines that no environmental proceedings are necessary or required; and it is further

**RESOLVED**, that the Town Clerk is hereby directed and authorized to cause public notice of said hearing to be given as provided by law.

**Roll Call:** Fraino, aye; Plavchak, aye; Auchmoody, aye; Guerriero, aye; Mazzetti, aye

**Five ayes carried**

### E. RESOLUTION motion by Mazzetti, seconded by Auchmoody to authorize the Supervisor to sign the Hudson 7 Revised MOA

**Whereas**, the Hudson River Estuary is the primary drinking water supply for over 100,000 people in the City and Town of Poughkeepsie, Village and Town of Rhinebeck, Town of Hyde Park, Town of Lloyd and Town of Esopus; and,

**Whereas**, maintaining and enhancing water quality in the Hudson River and its tributaries is essential to the public health, economic well-being, environmental resources and quality of life for these communities; and,

**Whereas**, source water protection is a series of measures, defined and encouraged through federal and state programs, including the Safe Drinking Water Act amendments of 1996 and New York’s Drinking Water Source Protection Program, designed to take a watershed approach to protecting public drinking water supplies from contamination; and,

**Whereas**, a review of source water protection-related programs by the Center for Watershed Protection and Riverkeeper in 2018 recommended a number of actions, including the formation of an intermunicipal drinking water council and securing of funding for the council to hire support staff; and,

**Whereas**, a memorandum of agreement was entered into on the 31st day of May 2018 by and between the seven municipalities to form the Hudson River Drinking Water

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intermunicipal Council (the Hudson 7); and,

**Whereas** Town of Lloyd has a voting member on the Council; and,

**Whereas**, Riverkeeper has provided an interim coordinator on a part-time basis for the Hudson 7 for the past six years with an end date of approximately May 31, 2023; and,

**Whereas**, a subcommittee formed by the Hudson 7 to define a coordinator position in 2020; and,

**Whereas**, through its first five years, the Hudson 7 has addressed significant source water issues, and has been recognized by all levels of government and the business community as a respected stakeholder in issues affecting the quality of the Hudson River; and

**Whereas**, ongoing work by the Hudson 7 includes developing a first-ever source water protection plan via New York State's Drinking Water Source Protection Program, negotiating protections for drinking water intakes during permitted construction and remediation activities, liaising with the U.S. Coast Guard and other agencies on industrial spill prevention and response, and other activities; and,

**Whereas**, none of these activities are possible by any municipality or drinking water utility alone, & have only been possible through the collective effort of members of the Hudson 7 & its partners; and,

**Whereas**, a key to ongoing progress on these and other issues requires dedicated support staff for the council; and,

**Whereas**, Dutchess County (DC) and Ulster County (UC) have each committed \$25,000 annually, over a three-year period, with a total contribution not to exceed \$75,000 to support the hiring of a full-time coordinator for the Hudson 7; and,

**Whereas**, DC's funding is contingent on all Hudson 7 members contributing to support the cost of a coordinator position. DC wants to be a voting member, as a party contributing monies; their representative will be appointed by their County Executive, subject to confirmation by the Legislature pursuant to the Charter; and,

**Whereas**, UC's inclusion into the Hudson 7 as a voting member, and its financial contribution, is contingent on the authorization and execution of said agreement by each current member of the Hudson 7, as well as Dutchess County; and,

**Whereas**, DC has also committed up to \$19,999 for legal services to support the hiring of a coordinator; and,

**Whereas**, Town of Lloyd's commitment to hiring a coordinator is \$2,500.00 per year for an initial three years, along with the commitments of the counties and other Hudson 7 municipalities; and,

**Whereas**, the financial commitments agreed to by all parties acknowledge that in the first year of contributions for the Coordinator, the amount may be prorated depending on the start date of the Coordinator; and,

**Therefore**, Town of Lloyd approves the revised Intermunicipal Agreement as presented; and,

**Whereas**, there will be three phases in hiring a coordinator for the Hudson 7; and,

**Whereas**, Phase one will include revising the IMA to add DC (voting member) and UC (non-voting member); add language allowing DC to appropriate money to H7 for the legal consultant; add language that spells out the future contributions by each County and

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municipalities, for purposes of hiring of a project coordinator; This revised MOU would go before Ulster County and then each H7 Municipality first for a vote, and then Dutchess County will vote.

**Whereas**, This Amendment shall not be considered formally adopted until approval and execution by all parties.

**Whereas**, Phase two will include DC contributing \$19,999 for the H7 to hire a legal consultant who will further advise;

**Whereas**, Phase three includes once a legal consultant has revised and opined, and new by-laws are drafted, monies can be transferred to the H7; the project coordinator search can begin.

**Roll Call:** Fraino, aye; Plavchak, aye; Auchmoody, aye; Guerriero, aye; Mazzetti, aye

**Five ayes carried**

**MOTION** by Auchmoody, seconded by Fraino to adjourn at 5:10 PM.

**Five ayes carried**

Respectfully submitted,

Wendy D. Rosinski  
Town Clerk

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**LOCAL LAW B - 2023**

**A LOCAL LAW TO AMEND THE CODE OF THE TOWN OF LLOYD CHAPTER 92 BY RESCINDING ARTICLE V "EXEMPTION FOR VOLUNTEER FIRE FIGHTERS & AMBULANCE WORKERS" AND REPLACE SAME WITH A NEW ARTICLE V ENTITLED "EXEMPTION FOR VOLUNTEER FIRE FIGHTERS".**

*Section 1*

The Code of the Town of Lloyd, Chapter 92, entitled "Taxation", be and the same is hereby amended by deleting Article V, "Exemption for Volunteer Fire Fighters and Ambulance Workers" and replacing same with a new Article V, "Exemption for Volunteer Firefighters":

*"Article V.*

§ 92-12 Purpose.

This Local Law is enacted for the purpose of providing a partial tax exemption upon certain real property based upon the owner's membership in the Highland Fire Department or Clintondale Fire Department volunteer organizations, as permitted by Section 466-a of New York's Real Property Tax Law.

§ 92-13 Legislative Intent.

The purpose of this article is to provide a partial exemption from taxation imposed by the Town of Lloyd upon certain real property situated within the Town of Lloyd owned by persons who voluntarily serve as members of the Highland Fire Department or Clintondale Fire Department under the parameters set forth

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herein, pursuant to the authority vested in the Town by § 466-a of the Real Property Tax Law of the State of New York.

§ 92-14 Partial Exemption Granted.

A. Real property owned by an enrolled volunteer member of the Highland Fire Department or Clintondale Fire Department, or such enrolled member and spouse, residing within the Town of Lloyd shall be exempt from taxation to the extent of ten percent (10%) of the assessed value of such property for Town purposes, exclusive of special districts or special assessments.

B. Such exemption shall not be granted to an enrolled member of the Highland Fire Department or Clintondale Fire Department unless:

1. The applicant resides within the Town of Lloyd; and
2. The property is the primary residence of the applicant; and
3. The property is used exclusively for residential purposes provided, however, that in the event any portion of such property is not used exclusively for the applicant's residence but is used for other purposes, such portion shall be subject to taxation and the remaining portion only shall be entitled to the exemption; and
4. The applicant has been certified by the authority having jurisdiction for the Highland Fire Department or Clintondale Fire Department as an enrolled member of said Department having served a minimum of two (2) consecutive years of service. The Chief of the Department, or his/her designee, shall determine eligibility for the exemption established hereunder utilizing the official service records of each applicant.

§ 92-15 Lifetime Partial Exemption Eligibility.

Any enrolled member of the Highland Fire Department or Clintondale Fire Department who accrues more than twenty (20) years of active service and is so certified by the Town Board, shall be granted the ten percent exemption as authorized by this section for the remainder of his or her life as long as his or her primary residence is located within the Town of Lloyd.

§ 92-16 Line of Duty Death Partial Exemption Eligibility.

Un-remarried spouses of volunteer firefighters killed in the line of duty shall be entitled to continue the partial exemption granted hereunder provided, however, that:

1. Such un-remarried spouse is certified by the Town of Lloyd as an un-remarried spouse of an enrolled member of the Highland Fire Department or Clintondale Fire Department who was killed in the line of duty; and

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- 2. such deceased volunteer had been an enrolled member for at least five (5) years;
- and
- 3. such deceased volunteer had been receiving the exemption prior to his or her death.

§ 92-17 Deceased Member Partial Exemption Eligibility.

Un-remarried spouses of deceased volunteer firefighters shall be entitled to continue the partial exemption granted hereunder provided, however, that:

- 1. Such un-remarried spouse is certified by the Town of Lloyd as an un-remarried spouse of an enrolled member of the Highland Fire Department or Clintondale Fire Department who is deceased; and
- 2. such deceased volunteer had been an enrolled member for at least twenty years; and
- 3. such deceased volunteer and un-remarried spouse had been receiving the exemption prior to his or her death.

§ 92-18 Application Procedure.

A volunteer firefighter worker must annually, on or before the applicable taxable status date, file an application for such property tax exemption with the assessor responsible for preparing the assessment roll for the Town of Lloyd, on a form as prescribed by the New York State Commissioner of Taxation and Finance. “

***Section 2. Severability***

If any part or provision of this Local Law or the application thereof to any person or circumstance be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part or provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this Local Law or the application thereof to other persons or circumstances, and the Town Board of Town of Lloyd hereby declares that it would have passed this Local Law or the remainder thereof had such invalid application or invalid provision been apparent.

Section 3. Repeal

All ordinances, local laws and parts thereof inconsistent with this Local Law are hereby repealed.

Section 4. Authority

This Local Law is enacted pursuant to the Municipal Home Rule Law and Real Property

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Tax Law §466-a. This Local Law shall supersede the provisions of Town Law to the extent it is inconsistent with the same, and to the extent permitted by the New York State Constitution, the Municipal Home Rule Law, or any other applicable statute.

Section 5. Effective Date

This law shall become effective upon filing with the office of the New York State Secretary of State in accordance with section 27 of the Municipal Home Rule Law.