

# TOWN OF LLOYD

## TOWN BOARD MEETING

March 15, 2023

**Present:** Supervisor David Plavchak

Councilmember Leonard Auchmoody

Councilmember Michael Guerriero

Councilmember John Fraino

Councilmember Joseph Mazzetti

**Also present:** Sean Murphy, Attorney

Margaret O'Halloran, Secretary

Wendy D. Rosinski, Town Clerk

Meeting was in person at Town Hall and live-streamed on Channel 22 and live on Web-Ex.

**7:00 PM** – Supervisor opened the meeting with Pledge of Allegiance led by Councilmember Auchmoody

**MOTION to set Public Hearing Local Law C-2023** for April 19, 2023.

A LOCAL LAW TO REGULATE PARKING IN THE TOWN'S MUNICIPAL PARKING LOTS BY ADDING A NEW SECTION 96-6.2 TO ARTICLE III, "PARKING, STOPPING, STANDING AND TRUCK TRAFFIC" AND TO RESCIND AND REPLACE SECTION 96.11 OF ARTICLE V, "REMOVAL AND STORAGE OF VEHICLES FROM STREETS AND PUBLIC PLACES" TO CHAPTER 96, "VEHICLES AND TRAFFIC" TO THE CODE OF THE TOWN OF LLOYD.

**LOCAL LAW C – 2023** A LOCAL LAW TO REGULATE PARKING IN THE TOWN'S MUNICIPAL PARKING LOTS BY ADDING A NEW SECTION 96-6.2 TO ARTICLE III, "PARKING, STOPPING, STANDING AND TRUCK TRAFFIC" AND TO RESCIND AND REPLACE SECTION 96.11 OF ARTICLE V, "REMOVAL AND STORAGE OF VEHICLES FROM STREETS AND PUBLIC PLACES" TO CHAPTER 96, "VEHICLES AND TRAFFIC" TO THE CODE OF THE TOWN OF LLOYD. Section 1 The Code of the Town of Lloyd, Chapter 96, entitled "Vehicles and Traffic," Article III, "Parking, Stopping, Standing and Truck Traffic" is hereby amended to add a new section 96-6.2 as follows: "§ 96-6.2 "Regulations for Parking in the Town's Municipal Parking Lots" A. The following shall be prohibited in all of the Town's municipal parking lots, with the exception of the parking lot at the rear of the Town Hall off of Leonta Court: i. Any vehicle without registration, plates or inspection shall not be left in the Town's municipal parking lots referenced above in excess of 48 hours. ii. Any vehicle that is uninsured shall not be left in the Town's municipal parking lots referenced above in excess of 48 hours. iii. Any vehicle that is not in condition to be safely driven on a public highway shall not be left in the Town's municipal parking lots referenced above in excess of 48 hours. iv. There shall be no storage or parking of boats, trailers, recreational vehicles or any non-motorized personal property in any of the Town's municipal parking lots as referenced above. v. No vehicle shall be parked in the same location in any of the Town's municipal parking lots referenced above for a period in excess of 72 hours. B. Any vehicle found in violation of this section shall be subject to removal pursuant to the provisions of Article V of this chapter and/or penalized pursuant to the provisions of Article VII of this chapter." Section 2. The Code of the Town of Lloyd, Chapter 96, entitled "Vehicles and Traffic," Article V, "Removal and Storage of Vehicles From Streets and Public Places", Section 96-11A. is hereby rescinded and replaced with the following new Section 96-11A as follows: 2 "§ 96-11.A. Any vehicle parked or abandoned on any street, highway or municipal parking lot within the Town during a snow storm/ice storm, flood, fire or other public emergency or found unattended on any street, highway or in any municipal parking lot where said vehicle constitutes an obstruction to traffic or is impeding the removal of snow, or the salting or sanding of the public highway or municipal parking lot or found unattended on any such street, highway or municipal parking lot where stopping, standing or parking of vehicles is prohibited or in violation of any of the provisions of Chapter 96 of the Code of the Town of Lloyd may be removed by any codes enforcement officer or police officer, or by any employee or agent of the Town. Such removal by the Town shall be done without incurring any liability for damages to the vehicle, provided that reasonable care has been taken in its removal. The Town's Code Enforcement Officer, police officer or any employee or agent of the Town duly designated by the Supervisor may engage the services of a towing company listed on the Town's "Towing List" pursuant to Chapter A110 of this code." Section 3. 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 4. Authority This Local Law is enacted pursuant to the Municipal Home Rule Law. This Local Law shall supersede the provisions of Town Law to the extent it is inconsistent with the same, and to

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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 take effect upon filing with the New York State Secretary of State pursuant to the Municipal Home Rule Law.

### 1. REPORTS – Town Board Liaisons

#### A. Town Board Liaisons

**Audit – January 1 – June 30, 2022: Councilmembers Auchmoody and Mazzetti**

**July 1 - December 31, 2022: Councilmembers Fraino and Guerriero**

**Beautification – Councilmember Auchmoody**

The Beautification Committee is looking to put all of the Veterans banners on Milton Ave. and add the name Veterans Way to the street.

**ECC (Environmental Conservation Committee – Councilmember Guerriero**

**Events Committee – Councilmember Fraino**

The Committee is holding its first 5K Walk, Run this weekend at Tony Williams Field.

**Highland Fire District/ Ambulance – Councilmember Fraino**

**Ambulance** had 161 calls and there is still approximately a 30% refusal of transport.

**Highland Fire District**

Fire alarms dispatched 45

Average firefighters per call 12 +highest was 22 (X2)

Total Number of apparatus responses 107

Manhours for alarms 377

Manhours for meetings 92

Manhours for training 457

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TOTAL manhours 926 February 2023

\*\* Total manhours do not include officer's administrative work, planning for training and/or the attending of the Highland Fire District Commissioners meetings by Officers and members.

The Highland Fire District responded to 462 alarms in 2022

Fraino completed the Ulster County EMS Survey and submitted it.

Supervisor said he believe the County is doing this survey because so many communities do not have their own ambulance service and have no funding.

**Highland Central School District – Councilmember Mazzetti**

Mazzetti reported the Educational Foundation is having their Hall of Fame Gala on April 15<sup>th</sup> and the venue, Indian Ridge, is being donated by Ricky Auchmoody. This year's inductees are Teacher/Coach Carl Relyea, the late Paul Hansut; former Town Supervisor and community leader and Substitute teacher Angela Greco.

April 17<sup>th</sup> is the PTSA BBQ Fundraiser.

HCS D had its Annual Scholarship Concert.

April 25<sup>th</sup> is the High School College Fair. Trade Schools will also be included.

This year's Senior trip is to Disney on March 24-27<sup>th</sup>.

Petitions are available if you would like to run for school board.

The district is working on its budget. The vote is May 2<sup>nd</sup>. There will be informational meetings held.

**Highland Landing Park – Councilmember Auchmoody**

Docks at Highland Landing will be installed the 2<sup>nd</sup> week in April.

**Lights – Councilmember Fraino**

Received complaints from Gregory Court but they are not ours, they are the Homeowners Association.

**Lloyd Community Development Committee – Supervisor**

They will be meeting in April to review the by-laws.

**Planning Board – Councilmember Auchmoody**

They are very busy. The Planning Board is doing a great job getting the Short-Term Rental approvals and bringing neighbors and owners together.

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Hudson Valley Rail Trail – Councilmember Auchmoody

Zoning Board of Appeals – Councilmember Guerriero

A house on Upper North Road was denied registration of 2 STR. They purchased the unit prior to the law so they are now in front of the zoning board to appeal.

2. OLD BUSINESS

A. Tony Williams Parking Lot Additional Parking

Supervisor reported they have received a preliminary engineer report and design and will be able to add 61-65 new parking spaces and improve drainage.

B. Town Field Pavilion update

Supervisor reported they have met with the architect and a supplier that produces the timber and have been able to tweak the design to make it more affordable. The target cost is \$350-\$400,000 will look at it at the next workshop and hopefully go out to bid soon after. We have \$125,000 from Jacobson, and are applying for a \$100,000 Grant. Highway will do the site work, which will be considered our in-kind match and we have Recreation Fees.

3. NEW BUSINESS

4. PRIVILEGE OF THE FLOOR

Mark Reynold inquired about the status of burying the powerlines in the Village.

Supervisor he spoke with Homeland Security Grants and they said they are way behind. He said we may not get an answer about our grant until late summer. Supervisor said he does not want it to hold up the street scape project.

Jamie Anson, from Walkway Over the Hudson introduced Lori Robertson the new Executive Director.

The Walkway season is opening on March 25<sup>th</sup>. The elevator will open, the free tram ride for the elderly and handicap will start running and the shops will open.

May 7<sup>th</sup> is the Hudson Valley Marathon, they are partnering Alpha Win. The finish line is on the Hudson Valley Rail Trail.

May 20-21<sup>st</sup> is Mayfest, which the vendor spaces are already sold out. There will be 180 vendors.

Mark Elia asked about bicycle safety on the Walkway and Rail Trail.

They suggested he join the NYS Parks Committee.

Donna Balint, Tillson Ave. asked about the progress of the Tillson Project.

Supervisor said they will have a schedule by the 27<sup>th</sup>. They had to make sure the emergency access road was in place before construction starts. It is for Emergencies only.

Supervisor said he is still working on getting a temporary light at the Chapel Hill, Vineyard Ave. intersection.

5. MOTIONS AND RESOLUTIONS

A. RESOLUTION motion by Fraino, seconded by Auchmoody to authorize the payment of vouchers as audited by the Audit Committee.

GENERAL	G.174		G.224	\$55,824.20
HIGHWAY	H.57		H.85	\$25,028.98
MISC	M.36		M.38	\$338,491.24
PREPAYS	P.131		P.287	\$301,947.92
SEWER	S.37		S.54	\$5,590.63
WATER	W.47		W.63	\$39,428.83

\$766,311.80

Roll call; Fraino, aye; Plavchak, aye; Auchmoody, aye; Guerriero, aye; Mazzetti, aye

Five ayes carried

B. MOTION by Auchmoody, seconded by Fraino to appoint Stefan Bolz to the Board of Assessment Review Committee effective October 1, 2022 for a term of 5 years to expire on September 30, 2027.

Five ayes carried

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- C. **RESOLUTION** by Auchmoody, seconded by Guerriero to accept the resignation of Brady Robin as Part Time Dispatcher effective 3/15/2023 as the recommendation of Police Chief James Janso.

**Roll call;** Fraino, aye; Plavchak, aye; Auchmoody, aye; Guerriero, aye; Mazzetti, aye

**Five ayes carried**

- D. **RESOLUTION** by Mazzetti, seconded by Fraino to hire Brady Robin as Full-Time Police Officer (Provisional) at a salary of \$54,500 with a start date of 3/16/2023 at the recommendation of Police Chief James Janso.

**Roll call;** Fraino, aye; Plavchak, aye; Auchmoody, aye; Guerriero, aye; Mazzetti, aye

**Five ayes carried**

- E. **RESOLUTION** by Mazzetti, seconded by Guerriero to accept the resignation of Barron D. Rockwell, MEO, from the Town of Lloyd Highway Department effective March 15, 2023.

**Roll call;** Fraino, aye; Plavchak, aye; Auchmoody, aye; Guerriero, aye; Mazzetti, aye

**Five ayes carried**

- F. **RESOLUTION** by Fraino, seconded by Mazzetti to hire Barron Rockwell as Full-Time Police Officer (Provisional) at a salary of \$54,500 with a start date of 3/16/2023 at the recommendation of Police Chief James Janso.

**Roll call;** Fraino, aye; Plavchak, aye; Auchmoody, aye; Guerriero, aye; Mazzetti, aye

**Five ayes carried**

- G. **RESOLUTION** moved by Auchmoody, seconded by Fraino for signatory approval of the annual 284 Agreement for 2023 as submitted by Richard Klotz, Town of Lloyd Highway Superintendent as required by NYS Highway law.

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

**Five ayes carried**

- H. **RESOLUTION** by Auchmoody, seconded by Guerriero to approve the following budget amendments to the 2022 budget:

Highway Department Improvement/Emergency Repairs	5132.40	+\$19,348.00
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Unexpended Balance 2022 (Town's General Fund)	00-770	-\$19,343.00
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(Capital Improvements to the Highway Garage for replacement of deteriorated and faulty heating unit as Requested by Richard Klotz, Highway Superintendent)

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

**Five ayes carried**

- I. **RESOLUTION** by Mazzetti, seconded by Guerriero to approve the following budget amendments to the 2022 budget:

Highway Department Improvements	5132.40	+\$13,295.00
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Unexpended Balance 2022 (Town's General Fund)	00-770	-\$13,295.00
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(Capital Improvements to the Highway Departments 2 Aboveground Fuel Oil Hopper Tanks per NYS DEC Regulations by **OPTIMA Environment Services**)

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

**Five ayes carried**

- J. **RESOLUTION** by Mazzetti, seconded by Guerriero to approve the following budget amendments to the 2022 budget:

Transfer Station roadway paving & repairs to Elmer Lane Capital Project

8260.50	+\$95,000
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Unexpended Balance 2022 (Town's General Fund)

00-770	-\$95,000
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**Roll Call:** Fraino, aye; Plavchak, aye; Auchmoody, aye; Guerriero, aye; Mazzetti, aye

**Five ayes carried**

- K. **RESOLUTION** by Mazzetti, seconded by Auchmoody to hire the following;

Arts and Crafts Director, Rose Ann Saso

Arts and Crafts Assistant Director, Alyssa Iorlano

Summer Fun Sports Camp Director, John Kenney

Summer Fun Sports Camp Director, Frank Alfonso Jr

Berean Park Water Front Director, Chris Hammond

At the recommendation of Frank Alfonso, Recreation Director

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

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**Five ayes carried**

### **Mountain Side Woods Road Dedications**

**L. WATER** At a regular meeting of the Town Board of the Town of Lloyd, Ulster County, New York, held at the Town Hall 12 Church Street, in Highland, New York, in said Town on the 15<sup>th</sup> day of March, 2023, at 7:00 o'clock P.M.

The following resolution was moved for adoption by Mazzetti, and, seconded by Fraino:

**WHEREAS**, Mountainside Woods LLC. Having previously dedicated to the Town of Lloyd, Ulster County, New York, for all lawful municipal and Water district purposes, all pumps, pipes, lines, connections, conduits, and other equipment (the "improvements"), and offered to convey and assign all rights, title, and interest to said improvements installed by or on behalf of Mountainside Woods LLC. in the course and in furtherance of the development of the Mountainside Woods subdivision as set forth on a filed map entitled "Mountainside Woods Section 1a, Vista Drive, Town of Lloyd, Ulster County, New York" dated July 18, 2012 and filed in the Office of the Ulster County Clerk on May 27, 2014 as Map no. 14-68, said property located in the Town of Lloyd, Ulster County, New York; and

**WHEREAS**, Mountainside Woods LLC, is the owner of all right, title and interests in and to the aforesaid improvements; and

**WHEREAS**, said improvements have been installed pursuant to the requirements of the Town of Lloyd, the Town Board as Commissioners of the Highland Water; and

**WHEREAS**, representatives from the office of the town's engineers, CPL have inspected and approved the improvements in the company of the Towns Water Administrator Adam Litman and have reviewed and approved the as-built drawings submitted to the Town on behalf of Mountainside Woods LLC and have verified that all "Improvements" required by the Town are complete and ready for acceptance by the Town Board of the Town of Lloyd as Commissioners of the Highland Water District; and

**WHEREAS**, the Town of Lloyd is in receipt of a Bill of Sale in the form attached hereto and duly executed on behalf of the owner thereof and approved as to sufficiency by the attorney for the town,

**NOW, THEREFORE**, based upon the foregoing recitals the Town Board of the Town of Lloyd as Commissioners of the Highland Water District finds and determines as follows:

**RESOLVED** that the Town of Lloyd and the Highland Water District hereby accepts the aforesaid improvements described in this resolution and in the attached Bill of Sale, which said improvements shall hereinafter be the sole and exclusive property of the town; and it is further

**RESOLVED** that the Town of Lloyd and the Highland Water District accept said improvements subject to Mountainside Woods LLC providing a maintenance bond valid for a period of one year in the amount of \$135,100.00 and the Town obtaining a title insurance policy showing all the improvements are free and clear of all liens and encumbrances; and it is further

**RESOLVED** that the supervisor be and the same hereby is, authorized to sign such other and further documents as are necessary to accept the improvements and to give full force and effect to this resolution.

The vote:        5 AYES        0 NAYS    0 ABSTENTIONS

**M. SEWER** At a regular meeting of the Town Board of the Town of Lloyd, Ulster County, New York, held at the Town Hall 12 Church Street, in Highland, New York, in said Town on the 15<sup>th</sup> day of March, 2023, at 7:00 o'clock P.M

The following resolution was moved for adoption by Mazzetti, and seconded by Guerriero

**WHEREAS**, Mountainside Woods LLC. having previously dedicated to the Town of Lloyd, Ulster County, New York, for all lawful municipal and Sewer district purposes, all pumps, pipes, lines, connections, conduits and other equipment (the "improvements"), and offered to convey and assign all rights, title and interest to said improvements installed by or on behalf of Mountainside Woods LLC. in the course and in furtherance of the development of the Mountainside Woods subdivision as set

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forth on a filed map entitled "Mountainside Woods - Section 1a, Vista Drive, Town of Lloyd, Ulster County, New York" dated July 18, 2012 and filed in the Office of the Ulster County Clerk on May 27, 2014 as Map no. 14-68, said property located in the Town of Lloyd, Ulster County, New York; and

**WHEREAS**, Mountainside Woods LLC, is the owner of all right, title and interests in and to the aforesaid improvements; and

**WHEREAS**, said improvements have been installed pursuant to the requirements of the Town of Lloyd, the Town Board as Commissioners of the Highland Sewer; and

**WHEREAS**, representatives from the office of the town's engineers, CPL have inspected and approved the improvements in the company of the Towns Sewer Administrator Adam Litman and have reviewed and approved the as-built drawings submitted to the Town on behalf of Mountainside Woods LLC and have verified that all "Improvements" required by the Town are complete and ready for acceptance by the Town Board of the Town of Lloyd as Commissioners of the Highland Sewer District; and

**WHEREAS**, the Town of Lloyd is in receipt of a Bill of Sale in the form attached hereto and duly executed on behalf of the owner thereof and approved as to sufficiency by the attorney for the town,

**NOW, THEREFORE**, based upon the foregoing recitals the Town Board of the Town of Lloyd as Commissioners of the Highland Sewer District finds and determines as follows:

**RESOLVED** that the Town of Lloyd and the Highland Sewer District hereby accepts the aforesaid improvements described in this resolution and in the attached Bill of Sale, which said improvements shall hereinafter be the sole and exclusive property of the town; and it is further

**RESOLVED** that the Town of Lloyd and the Highland Sewer District accept said improvements subject to Mountainside Woods LLC providing a maintenance bond valid for a period of one year in the amount of \$135,100.00 and the Town obtaining a title insurance policy showing all the improvements are free and clear of all liens and encumbrances; and it is further

**RESOLVED** that the supervisor be and the same hereby is, authorized to sign such other and further documents as are necessary to accept the improvements and to give full force and effect to this resolution.

The vote:      5 AYES      0 NAYS      0 ABSTENTIONS

**N. RESOLUTION** moved by Mazzetti, seconded by Guerriero In the Matter of

Laying out of a portion of lands known as Asher Way, in the Town of Lloyd, Ulster County, New York for Highway Purposes Upon reading the dedication in the above-entitled matter, dated 15<sup>th</sup> day of March, 2023, wherein the owner of lands described therein has released the same to the Town of Lloyd and its Highway Superintendent for highway purposes;

**NOW, THEREFORE**, be it resolved that consent be, and the same hereby is, given to the Town Superintendent of Highways of the Town of Lloyd to make an Order laying out the lands described in said dedication dated 15<sup>th</sup> day of March, 2023, for highway purposes, in accordance with the provisions of the Highway Law and other statutes applicable thereto; and it is further

**RESOLVED** that this consent is contingent upon Mountainside Woods LLC providing a maintenance bond valid for a period of one year in the amount of \$135,100.00 and the Town obtaining a title insurance policy showing all the improvements are free and clear of all liens and encumbrances.

The vote:      5 AYES      0 NAYS      0 ABSTENTIONS

**O. RESOLUTION** moved by Mazzetti, seconded by Guerriero In the Matter of

Laying out of a portion of lands known as Emerson Terrace, in the Town of Lloyd, Ulster County, New York for Highway Purposes Upon reading the dedication in the above entitled matter, dated 15<sup>th</sup> day of March, 2023, wherein the owner of lands described there in has released the same to the Town of Lloyd and its Highway Superintendent for highway purposes;

**NOW, THEREFORE**, be it resolved that consent be, and the same hereby is, given to the Town Superintendent of Highways of the Town of Lloyd to make an Order laying out the lands described in said dedication dated 15<sup>th</sup> day of March, 2023, for highway purposes, in accordance with the provisions of the Highway Law and other statutes applicable thereto; and it is further

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**RESOLVED** that this consent is contingent upon Mountainside Woods LLC providing a maintenance bond valid for a period of one year in the amount of \$135,100.00 and the Town obtaining a title insurance policy showing all the improvements are free and clear of all liens and encumbrances.

The vote:      5 AYES          0 NAYS          0 ABSTENTIONS

**P. RESOLUTION** moved by Mazzetti, seconded by Guerriero In the Matter of

Laying out of a portion of lands known as Vista Circle, in the Town of Lloyd, Ulster County, New York for Highway Purposes Upon reading the dedication in the above entitled matter, dated 15<sup>th</sup> day of March, 2023, wherein the owner of lands described there in has released the same to the Town of Lloyd and its Highway Superintendent for highway purposes;

**NOW, THEREFORE**, be it resolved that consent be, and the same hereby is, given to the Town Superintendent of Highways of the Town of Lloyd to make an Order laying out the lands described in said dedication dated 15<sup>th</sup> day of March, 2023, for highway purposes, in accordance with the provisions of the Highway Law and other statutes applicable thereto; and it is further

**RESOLVED** that this consent is contingent upon Mountainside Woods LLC providing a maintenance bond valid for a period of one year in the amount of

\$135,100.00 and the Town obtaining a title insurance policy showing all the improvements are free and clear of all liens and encumbrances.

The vote:      5 AYES          0 NAYS          0 ABSTENTIONS

**MOTION** by Mazzetti, seconded by Fraino to adjourn at 8:10 PM.

**Five ayes carried**

Respectfully submitted,

Wendy D. Rosinski  
Town Clerk

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DATE