

TOWN OF LLOYD
TOWN BOARD REGULAR MEETING
May 18, 2022

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

Live in Town Hall, WebEx, live stream access channel 22.

7:00 PM – Supervisor opened meeting and Pledge of Allegiance led by Auchmoody

Public Hearings will remain opened February 16, 2022

- **The Views Water District extension**
- **Stewarts Water and Sewer District extension**
- **The Villages Water District extension**

Public Hearings opened April 20, 2022

- **Amend Sewer Rates**
- **Amend Agriculture Buffer Definition**
- **Amend Water Rates**
- **Package Plants (leave open)**

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

Building Department – Supervisor

Supervisor reported that the building department continues to be busy with permits and new applications. Barton is out on his planned vacation for two weeks. They have been working with Giangrasso and Harney on a couple complaints that they are trying to get resolved.

ECC (Environmental Conservation Committee) – Councilmember Guerriero

Guerriero reported that the Monday night meeting was canceled due to the storm, but they have finished with their Lloyd Leaf, it's being distributed throughout the town. There are probably some right here in this building.

The ZBA left the public hearing open for Pepino's Foods. - They're applying for an area variance.

EDC (Economic Development Committee)- Supervisor

Supervisor stated that they met last Tuesday. They are getting ready to distribute the updated brochures and they also have some updates to their website about coming into Highland to start a business, and what the process is.

Highland Fire District/ Ambulance – Councilmember Fraino

Fraino reported that the fire district commissioners met last Tuesday May 10th. It was a pretty routine meeting. This Sunday is their 200 Club at station 2. They still have some tickets available if anyone is interested.

They received a couple of phone calls; he thinks the police received one or two calls that they were flying a Ukrainian flag, and a few people complained. The reason for that was in memory of 12 Ukrainian firefighters who died in Ukraine. It was a professional courtesy.

The ambulance report came in very quickly after the end of the month. They had 170 calls. 72 of them were alpha calls. They had two standbys for special events and the number of no transports still remain high. For some reason the Town of Lloyd is higher than the neighboring communities. 51 of the 170, once they went there, they said, no, I am fine, I don't want to go anywhere so there's no billing involved. There's just time, but they have to respond.

The average response time was 5 minutes and 24 seconds.

May 18, 2022

In June, as put in the contract, they will have annual review with them.

If you have any input, anything you want to question, he will be scheduling a meeting with the Supervisor and the management of Mobile Life.

Highland Central School District – Councilmember Mazzetti

Mazzetti reported that the HCSD budget vote held last night passed. For Board of Education Trustees, four people ran. Thomas Miller and newcomer Jeanine LaManna Gemmel won. The school bus purchase proposition passed.

Highland Landing Park – Councilmember Auchmoody

Auchmoody stated they have already purchased everything to complete the bathrooms as far as fixtures. Hopefully it gets delivered tomorrow so Giangrasso can rough everything in. He is going to take the rest of the stuff out of there until they finish with the insulation and the sheetrock.

The insulation is closed cell foam which will be installed in early June. He is hoping to have the bathrooms open by the end of the summer and then continue to work on the interior of the building.

There's been some landscaping done. There's more grass to add on the northeast corner of the building.

Lights – Councilmember Fraino

Fraino stated that Bridgeview has been hit with another roadblock. Apparently, they do not qualify for the 70 -75 % incentive they thought they were going to get from Central Hudson. Brian Finn is working on the exact kilowatt usage for the 37 lights.

Planning Board – Councilmember Auchmoody

At the meeting on the 28th, they discussed the lot line revision for the Elms apartments, and the Town of Lloyd Frank Lombardi parking lot.

The public hearing is still open for Guardian Self Storage until next month. The site plan at 50 North Roberts Road - they want to do an interior climate control.

The commercial site plan for 180 South Street is continuing.

There's a public hearing on Mazzella. He wants to harvest on Tricia Boulevard. He has to mark out all the boundaries to make sure that the logger doesn't go on somebody else's property.

The Villages on 9W - utilities for the assisted living facility passed, but they are still working on a developer's agreement between three or four people before they can get any permits to start on that project.

Police – Supervisor

Chief Janso stated that they had some activity in the hamlet yesterday. They had two drug task forces come down. They did a search warrant on a residence. One of the apartments over here was a heroin dealer. He's on Federal probation right now and will be going back to Federal prison. He was a main dealer here, in Newburgh and in Poughkeepsie. They have been working on the case for several months, it's still ongoing. There won't be any press releases on it but it was a major case. They took him off the street. Urgent, Dutchess County Drug Task Force and members of our police force were involved. It's a good case.

Supervisor commented it was interesting, it was right across the street from the Town Hall. They walk by that apartment every day.

Hudson Valley Rail Trail – Councilmember Auchmoody

They had a meeting last night and went through everything for this coming weekend's May Fest. Everything was laid out and covered. Jami Anson has done a wonderful job.

Water and Sewer – Councilmember Auchmoody

The Views now wants to put in a pump station instead of using gravity from their property down to the boundary line for the Village, the assisted living facility.

Auchmoody asked the Water/Sewer and Drainage Study Committee for a cost analysis, one versus the other, a mechanical station or gravity. Gravity doesn't present any problems in the future, but that pump station would be owned by them.

The line was also discussed for Stewart's.

The committee also talked about a hotel but nothing definite. It was just a discussion at the meeting.

Zoning Board of Appeals – Councilmember Guerriero

2. OLD BUSINESS

- A. Supervisor stated that they received a letter from the Parkinson's Disease support group thanking them for proclaiming April Parkinson's Awareness Month and for joining New York State and a growing number of other Mid-Hudson Valley cities and towns. They are taking positive educational steps to raise awareness.
- B. Supervisor stated that they have a Senior Citizen luncheon tomorrow at Bob Shepard Highland Landing Park at 12 noon. They have almost 200 people signed up. It will be catered by Sal's Place. Rosinski added that the desserts are being donated by the Baker's Tale.
- C. Supervisor thanked the Events Committee, SpringFest was a huge success this past weekend. Everyone he has talked to has been very pleased with SpringFest, they had a lot of people in town. He gave a BIG thanks to Reggie Osterhoudt, Julie Scoba Kulaga, Carissa Parise, Lauren Montgomery, Lindsay Idol and Krista Nutson, they were the six people from the Events Committee who did all the coordination and spent the entire day there and cleaning up after. They are highly appreciated and wanted them to be recognized.
- D. Mazzetti stated that a woman came up in front of the Town Board with a concern about Route 299 turning lanes. Although they have no ability to implement turning lanes, the Board did in fact write a letter to various councilmen, senators, assemblyman, and D.O.T requesting this, and it was a joint effort by the Board so he wanted to make that public.
- E. Supervisor also added that they did clean out the drainage ditch on Smith Terrace that was in front of them a few weeks ago.
- F. Auchmoody added that the PBA put on a fishing tournament for the kids on Saturday at Berean Park, and it was outstanding. They had 158 kids registered and they had prizes, trophies, and medallions. All the kids went home with something. There were so many kids up there that caught their first fish.

3. NEW BUSINESS

- A. Patti Brooks, Brooks & Brooks – Lot line revision for Frank Lombardi Municipal Parking Lot

Brooks stated that there is a lot line revision that's currently being reviewed by the Planning Board, and during the course of the survey, they discovered that part of the overhang and wood deck and planters of the existing laundromat are located on property of the Town of Lloyd municipal parking lot. They have proposed to the Town Board, and the applicant has agreed, to land swap with the Town of Lloyd to convey the amenities that are on the laundromat property to Elms Main Street, and to convey a triangular shaped parcel of land to the Town of Lloyd - just northerly and parallel to the pine trees that are at the corner of the parking lot by where the athletic field is. She is aware that there are plans to put a pavilion there and they think that will be a win-win situation for both the Town and the applicant and that this will eliminate the encroachments and give a little bit of extra land to the Town in the area of the proposed new pavilion.

Supervisor added if you read the letter, it's 0.03 acres that they are getting and 0.03 that they are giving, so it's an even exchange for it.

Mazzetti asked if it would affect any of their roads or anything by giving them the 0.03.

Brooks stated that it would not. The boundary line will go along the edge of the planter that is already the edge of the parking lot. One of the things that they were very sensitive to is that the property originally was conveyed to the Town of Lloyd for municipal use. They are being very careful to make sure that it is an even swap so there would be no benefit to Elms Main Street without there being a mutual benefit to the Town of Lloyd, so this is an even swap.

Fraino added that they realized working with Brooks and her staff trying to fit the pavilion in, they were encroaching on his land and this frees it up so it's a benefit for both parties.

Murphy disclosed we'll have to do a couple of deeds because this map will get approved and filed to facilitate the exchange. He asked Brooks if she will be coming before the planning board.

Brooks said that they are before the Planning Board now and this land swap was actually a suggestion of the consultant for the Planning Board. They will be reviewing it tomorrow night at their workshop meeting. She's hopeful that the Town Board will

May 18, 2022

not have any opposition to the lot line revision so that they will schedule it for a public hearing next month.

Murphy asked who is going to pay for the deeds because you are going to need two deeds.

One for the town and one for the owner. He asked if the owner is a corporation.

Brooks answered, yes, the Main Street LLC.

Murphy said you are going to need to do the deeds from the town and then there are going to be filing fees associated with that also.

Brooks stated that they will have to work that out with the landowner to see how that's going to be handled.

B. Millennium Strategies – Grant writing proposal

Supervisor stated that he has been chasing grants. With the new infrastructure plans, there is a great deal of funding available right now. No one at Town Hall is skilled at grant writing and he doesn't like doing billable hours every time they try to get a grant because part of the grant goes to pay for those hours.

He contacted Millennium Strategies, because they work on a retainer. He wants Dave Jenkins to take them through his proposal and then he will answer questions.

Dave Jenkins, Director of New York Operations, was on WebEx with his colleague Peter Blanos, who is the Director of Business Development at Millennium.

Jenkins manages the office out of Nanuet. Blanos did a quick overview of the company and he explained their approach to grant writing for local governments.

Blanos stated that he is the Director of Business Development for Millennium Strategies, which is a full-service grants consulting firm. They have been in operation since 2005, working specifically in the state of New York since 2015, providing grant research and grant writing services on behalf of local government agencies. They presently represent approximately 22 local government agencies throughout the state of New York. The majority of their client base is located directly within the Hudson Valley area. They work to secure grants from all sources, including both governmental and non-governmental. They pursue funding from federal, state and county government, and on the private side, through corporations and philanthropic, non-profit agencies.

They also specialize in writing grants across a broad array of municipal focus areas.

They like to think that they specialize in all areas of municipal grant writing, everything from water and sewer to roadway infrastructure, parks, public safety, police, fire, EMS, and health and human services. If there is a grant opportunity that is out there and it is applicable to their clients and they are able to identify it, they are actively researching those possibilities, and presenting them on an ongoing basis.

They have been very successful working with the local governments throughout the state of New York. They have been successful securing over 80 million dollars in both public and private sector grant funding on their client's behalf.

They have developed a strong reputation in a very short period of time and they are looking to continue to build upon their efforts up to date.

They have two offices within the state of New York. Their corporate headquarters for New York operations is located in Nanuet. They also have an office in White Plains. They have a strong presence in the region that Jennings leads the operations on.

Jenkins stated that they have a unique approach. He spoke with the Supervisor previously. They try to be as proactive as possible and have a team of grant writers as well as a grant research department. All the grant research department does on a daily basis, three of them at present, is constantly search for federal, state and foundation-based grants that may be a fit.

They have two non-profits at this point.

99% of their business model is focused on local government grant writing. It's their job to expose you and make sure that you are being notified of new opportunities as they come about.

They meet internally every Monday and walk through typically 10 to 15 new opportunities. They pull out those they feel are a potential fit for the Town. From there they work directly with the department heads as well as the administration.

They typically have one direct point of contact who they keep in the loop, relative to all projects they have in motion all grants that they are notifying the Town about for consideration, and when a department head or their direct point of contact indicates an interest in pursuing a particular opportunity for a project.

They moved a ballpark and it's their responsibility to write the application in full, and follow up and track its status with the funding agency.

If an application is submitted but gets denied, it's then incumbent upon them to follow

May 18, 2022

up with the grant agency and find out what they can improve for the next cycle, and to see if it's worthy to pursue again or it just was not a fit for different reasons. Now is a very good time to be thinking about grants. They have never seen this much Federal funding available to state and local governments. About 350 billion dollars of the 1.3 trillion-dollar infrastructure bill. They anticipate they will cycle down and filter through the state governments down to local governments in some form or fashion. Many of those programs are either supplementing existing grants or they are going to become their own programs, brand new. So, they have their eyes on that as well. Right now, the state's consolidated funding application cycle is out. Applications are due for a variety of programs in different categories at the end of July. They are going through planning with each of their clients right now to identify what projects should be pursued and what applications they are moving forward with. At the start of any arrangement with a new client, they like to meet directly with department heads to introduce themselves and make sure they know who they are so if they get a phone call or an email and they don't think it's spam, and they know their role in the Town. They also want to get to know the projects, and they look through the capital plan if they have one, and talk through existing initiatives. Then they align those with federal, state and charitable grants that they know are going to be available, either at present or during the course of the year. Their retainer is renewed every year, so they are evaluated on their success. It's a very black and white industry in terms of what they do. At the end of the day, they want to see a significant return on the investment. They see the projects as their projects, the grant awards that come through are your grant awards. Their job is the labor that comes along with identifying the right grant, the right funding program and trying to get that funding to come down in the form of an award for the Town. He mentioned that they provide a monthly report. On that report is a listing of all applications that they have in progress at that time and all applications that have been awarded during that contract period, all applications that were submitted that remain under review, a listing of grants, and hopefully at the end of each year, a very small list of grants that were denied. They also provide a listing of grant opportunities that were not pursued for whatever reason. That gets updated each month over the course of the 12-month term. It's very clear, and the Board has line of sight, into what they are working on and what they are producing on behalf of Lloyd. He said it would be a privilege to work with the Town and get to know your team. Their standard grant consulting retainer is three thousand dollars per month, and their goal is to multiply that figure in terms of the return multiple times over, or they would not be around for years to come. They want to develop long-term relationships with the clients that they service. They have been able to do so based on the success they have had and that's the way they structured it - they want to be part of the team. They want to be the grants operation at the end of the day. Guerriero asked Blanos, is there a percentage that you would get on any grant that you were able to obtain for the town? Blanos answered, no, he wishes that would be the case but the answer to that is no. They are providing a service at the front-end. Guerriero asked if this contract would be a yearly contract or month to month. Blanos replied by saying that the contract is structured for a 12-month term, and then they will be re-evaluated at the end of that 12-month term based on activity and success. Their retention rate is very high with their client base. They have not lost a client. Their goal is to become part of your team and in order for that to be the case, the results have to be there. The pressure is on them. The majority of the time the reporting element is at the end of each year. They wipe the report clean so all of the grant awards from the previous 12 months are removed and they start from scratch relative to what they are working on and what they are submitting. Mazzetti wanted to know what would cause that retainer to exceed the \$36,000, what's covered and what's not covered in that \$3,600 per month retainer. Blanos replied it includes all grant research and all grant writing so the entirety of their work. It's full service relative to the pursuit and procurement of grants on behalf of the Town. They are not limited in their scope; they can be used for as many applications as the Town desires. They really need to be proactive. They need to be writing and want that to be the case with all of their service agreements. There's an opt-out clause which requires a 30-day notice. They have not had clients use it but the reality is it's there if needed. If the relationship is

May 18, 2022

not right, they have that opportunity as well. They see it as a situation where their brand is important and performance is ultimately how they are going to grow down the line.

Mazzetti asked if there's any guarantee that they will get X amount in grants per year or it's just \$36,000 if they get it or they don't.

Blanos replied, essentially yes, there's no guarantee that's given. The effort and the labor that goes into the work that they are providing is what they are paying for. Their job is to be successful and get that money for the Town.

Supervisor added that they actually project manage the grant through - project manage a list of four or five grants if they have that many. He doesn't understand the process but it's either himself, O'Halloran or Minard or somebody chasing down the consultants, whether it's BL or CPL or whoever they hired for it. They are spending a lot of their time trying to find data on the system, trying to go in the state system and the federal system, and they would have to learn how to use them and it is very time consuming.

This would free up a lot of their time on researching. Getting somebody to do the work, to write the grant and then follow it through to find out if they got it, and if not, why. He likes this concept better than some of the other ones that he and Guerriero have seen in the past.

Guerriero said it could be money well spent for the Town.

Supervisor added that they can use the ARP money to pay for this.

Mazzetti added that with the opt-out clause, he doesn't see how they would lose.

Supervisor concluded by stating the Town Board agrees to try this. They will have to get the contract from Millennium Strategies and give it to Murphy.

Murphy said Millennium Strategies can send them the contract, he will review it and then the Town Board can do a resolution to approve it.

Mazzetti wondered if Millennium Strategies has contracted with a similar size town and if Blanos knows what that town has received in grants per year.

Blanos answered that it depends on what their responsibilities are. A good example would be the Town of Harrison in Westchester County. The first couple of years of service they had ROI (return on investment) that was good. It was typically three to four to one and then the year following they received upwards of 10 million dollars in awards not through the downtown revitalization initiative, but a variety of different wins that came through. Water and sewer is an enormous focus right now.

Knowing the Town's water and sewer needs is a tremendous opportunity to tap into grant funds to pay for some of those projects. Obviously, stormwater and sustainability are another major focus.

The biggest year for a client was in the neighborhood of 11 million and then their smallest year ROI was typically in hundreds of thousands. Their goal is to be busy and successful.

Fraino asked what time frame the recent grant awards listed on page four refers to.

Blanos said that is a sample from the last two years of awards just to provide some examples of different grants from different programs - to give you an idea of the type of awards they are securing.

Auchmoody added that he called Norm Rosenbloom, former Mayor of the Village of Mamaroneck who said most of the grants they got were for the town, but they got them a lot of money.

Blanos said the village had a very good year, last year. They started work for the town recently but have been with the Village of Mamaroneck for four years and last year in particular was a very good year for them. They're working with Jerry Babario and Dan Sarnoff over there.

Supervisor asked for the contract to be given to O'Halloran and they will go through it and then bring it into one of their next meetings. Then they will proceed to connect with the department heads to see what projects they are looking at. He knows there are a ton of them in water and sewer. They have not invested in their water infrastructure in a few years and it's time for them to really make that more efficient, more effective.

Mazzetti asked Murphy if he would review the contract.

Murphy confirmed that he will review the Town contract.

Guerriero commented that they took a great initiative to move forward with this.

C. Locox Restaurant

Supervisor said that they are looking to get their liquor license and this is the 30-day notice they give to the Town Board. Locox is located in the old Prime Time on Route 9W north of 299 and he asked if anybody has an issue with them getting their liquor license.

Rosinski said this is waiver of the 30-day advance notice so they can move forward to get their liquor license.

4. PRIVILEGE OF THE FLOOR

5. MOTIONS AND RESOLUTIONS

A. Payment of Vouchers; all vouchers were audited by the audit committee and all abstracts were signed by all Counsel Members. The resolution was accidentally deleted from the agenda. See June 15, 2022 for resolution.

GENERAL	G - 363	to G - 551	\$ 121,216.86
HIGHWAY	H - 180	to H - 233	\$ 56,859.22
MISC	M - 062	to M - 088	\$ 57,726.71
PREPAYS	P - 309	to P - 375	\$ 149,977.57
SEWER	S - 152	to S - 180	\$ 16,510.84
WATER	W - 176	to W - 212	\$ 30,348.88
		TOTAL	\$ 432,640.08

B. RESOLUTION made by Auchmoody, seconded by Mazzetti, to hire Sandra Ksar as a part-time Dispatcher at a rate of \$18.65 per hour with a start date of May 19, 2022, at the recommendation of Chief James Janso.

Roll Call: Fraino, aye; Plavchak, aye; Auchmoody, aye; Guerriero, aye; Mazzetti, aye
Five ayes carried

C. RESOLUTION made by Guerriero, seconded by Fraino, to hire Tanesha Gooden as a part-time Dispatcher at a rate of \$18.65 per hour with a start date of May 19, 2022, at the recommendation of Chief James Janso.

Roll Call: Fraino, aye; Plavchak, aye; Auchmoody, aye; Guerriero, aye; Mazzetti, aye
Five ayes carried

D. RESOLUTION made by Mazzetti, seconded by Fraino, to accept the resignation of Francis M. Piscopo, dispatcher, effective May 26, 2022.

Roll Call: Fraino, aye; Plavchak, aye; Auchmoody, aye; Guerriero, aye; Mazzetti, aye
Five ayes carried

E. RESOLUTION made by Auchmoody, seconded by Fraino, to hire the following staff for the 2022 Berean Park and SummerFun season, Camp Counselors: Cameron Adoma, Zachary Angelone, Kayla Feo, Natalia Feo, Zachary Haeser, Tyler Johnston, Brendan Kerr, Savannah Kerr, Mitchel Neer, Michael Secor, Chelsea Strika, Casey Vogel, Cooper Vogel, Leah Klotz, Dean Klotz, Osei Adoma, Kaitlin Becker at a rate of \$13.50 per hour at the request of Frank Alfonso.

Roll Call: Fraino, aye; Plavchak, aye; Auchmoody, aye; Guerriero, aye; Mazzetti, aye
Five ayes carried

F. RESOLUTION made by Fraino, seconded by Mazzetti, to hire Zach Angelone as Seasonal Part-time Buildings and Grounds starting May 19, 2022 at \$15.67/hour, 20 hours/week at the request of Frank Alfonso.

Roll Call: Fraino, aye; Plavchak, aye; Auchmoody, aye; Guerriero, aye; Mazzetti, aye
Five ayes carried

G. RESOLUTION made by Auchmoody, seconded by Guerriero, to hire up to 2 part-time paid summer interns to assist in clerical/administrative cleanup ahead of the fall Shred event at the rate of \$14.50 per hour, budget supported at the recommendation of David Plavchak, Supervisor.

Roll Call: Fraino, aye; Plavchak, aye; Auchmoody, aye; Guerriero, aye; Mazzetti, aye
Five ayes carried

H. MOTION made by Fraino, seconded by Guerriero, to move the current UCAT bus stop location (and bus stop sign) from Vineyard Ave. in front of 71-79 Vineyard Ave. to the Stop sign on the corner of Main St. and Vineyard Ave. along the property of Highland United Methodist Church with the support of Ulster County Transit.

Roll Call: Fraino, aye; Plavchak, aye; Auchmoody, aye; Guerriero, aye; Mazzetti, aye
Five ayes carried.

May 18, 2022

I. RESOLUTION made by Auchmoody, seconded by Fraino, WHEREAS the Town of Lloyd Building department has Deputy Building Inspectors who must respond to any emergency, during and after normal work hours, which involves building safety issues in the Town of Lloyd.

THEREFORE, The Town of Lloyd Town Board authorizes Deputy Building Inspectors to take Building Department Town vehicles to their residence in order for them to respond to any building Emergency or Safety issue within the Town of Lloyd after normal work hours.

Roll Call: Fraino, aye; Plavchak, aye; Auchmoody, aye; Guerriero, nay; Mazzetti, nay
Three ayes carried

J. RESOLUTION made by Mazzetti, seconded by Fraino, to amend the working hours of the Town of Lloyd Highway Department from the current hours of 7am to 3:30pm to the Summer Hours of 6:00am to 2:30pm effective Tuesday May 31st 2022, at the recommendation of Highway Superintendent, Richard Klotz.

Roll Call: Fraino, aye; Plavchak, aye; Auchmoody, aye; Guerriero, aye; Mazzetti, aye
Five ayes carried

K. MOTION made by Fraino, seconded by Guerriero, to authorize closing the following streets: Phillips Avenue north to New Paltz Road easterly to Main Street, along Vineyard Avenue south to Milton Avenue to Van Wagner Avenue to Vineyard Avenue north into the hamlet of Highland for the Memorial Day Parade on Monday May 30, 2022 from 8:00 AM to approximately 11:00 AM.

Five ayes carried

L. MOTION made by Auchmoody, seconded by Guerriero, to host MayFest along the Hudson Valley Rail Trail at 75 Haviland Road, including 75 Haviland Road parking lot and 100 Haviland Road parking lot, on Saturday, May 21st and Sunday, May 22nd at the request of Peter Bellizzi, President HVRTA.

Five ayes carried

M. MOTION made by Fraino, seconded by Guerriero, to approve Town of Lloyd Film Permit for High Roller Productions, LLC to film a TV Series, Poker Face, at 601 Main St. New Paltz, NY, the Roadway Inn.

Five ayes carried

N. MOTION made by Mazzetti, seconded by Fraino, to authorize Highland Rotary Bike Safety Day on the Hudson Valley Rail Trail on June 5, 2022 from 10 AM – 1 PM at 101 New Paltz Rd. to Commercial Ave. Rail Trail will remain open.

Five ayes carried

O. MOTION made by Mazzetti, seconded by Guerriero, to close Public Hearing to Amend Sewer Rates **Local Law B-2022**

Five ayes carried

P. RESOLUTION made by Auchmoody, seconded by Fraino,

WHEREAS, a proposed **Local Law B – 2022**, a local law to amend the Code of the Town of Lloyd, Chapter 85, Article X, entitled “Sewer Charges” by canceling the existing subsection 85 Section 85-48 B. (1), to amend the rates charged for sewer, was introduced at a meeting of the Town Board held on the 6th day of April, 2022 at 4:00 P.M.; and,

WHEREAS, the within local law is a Type II action pursuant to the State Environmental Quality Review Act (SEQRA) and is exempt from further proceedings under such act; and,

WHEREAS, a public hearing has been held thereon on the 20th day of April, 2022 at 7:00 P.M., and continued on the 18th day of May, 2022 at 7:00 P.M., at which time all interested parties were given an opportunity to be heard thereon; and,

NOW, THEREFORE, BE IT RESOLVED that **Local Law 2 – 2022** be enacted as in the form attached hereto as Schedule “A” as fully as if set forth herein, being a local law to amend the Code of the Town of Lloyd Chapter 85, Article X, Sections 85-48 B. (1), to amend the rates charged for sewer.

Roll Call: Fraino, aye; Plavchak, aye; Auchmoody, aye; Guerriero, aye; Mazzetti, aye
Five ayes carried

May 18, 2022

Q. MOTION made by Auchmoody, seconded by Fraino, to close Public Hearing Agricultural Buffer language **Local Law C-2022**

Roll Call: Fraino, aye; Plavchak, aye; Auchmoody, aye; Guerriero, aye; Mazzetti, aye
Five ayes carried

R. RESOLUTION made by Auchmoody, seconded by Fraino,

WHEREAS, proposed **Local Law “C” of 2022**, a local law to amend Chapter 100, “Zoning”, Article II entitled “Definitions” to add a definition for “Agricultural Buffer”, was introduced at a meeting of the Town Board held on the 6th day of April, 2022, at 4:00 p.m.; and,

WHEREAS, the Town Board of the Town of Lloyd, having determined that this matter constitutes an Unlisted action under the State Environmental Quality Review Act (SEQRA), and a Short Form EAF having been prepared on behalf of the Town, and the Board having issued its declaration of non-significance in this matter; and

WHEREAS, a public hearing was opened on the 20th day of April, 2022, at 7:00 p.m. and continued on the 18th day of May 2022 at 7:00 p.m., at which time all interested persons were given an opportunity to be heard thereon; and

WHEREAS, the Town Board previously proposed and circulated said local law pursuant to law; and

WHEREAS, the Town Board made revisions to the previously introduced local law pursuant to the recommendation of the Ulster County Planning Board, to clarify that said definition shall apply to lands in Ulster County, New York- Certified Agricultural Districts and/or "Farm Operation" consistent with the New York State Agricultural and Markets Law and to remove the prohibition of allowing septic systems in the buffer area.

NOW, THEREFORE, it is resolved that **Local Law “4” of 2022** be enacted as in the form attached hereto as Schedule “A” as fully as if set forth herein, being a local law to amend Chapter 100, “Zoning”, Article II entitled “Definitions” to add a definition for “Agricultural Buffer” of the Code of the Town of Lloyd.

Roll Call: Fraino, aye; Plavchak, aye; Auchmoody, aye; Guerriero, nay; Mazzetti, nay
Three ayes carried

LOCAL LAW C- 2022

A LOCAL LAW TO AMEND THE CODE OF THE TOWN OF LLOYD, CHAPTER 100, ARTICLE II, SECTIONS 100-8, TO A NEW DEFINITION

Section 1

Purpose. The purpose of this local law is to add a definition for “Agricultural Buffer” in Chapter 100 (Zoning) of the code.

Section 2

The Town of Lloyd Code, Chapter 100, Article II, entitled "Definitions" be and the same hereby is amended by adding the following definition;

“AGRICULTURE BUFFER” An area of land intended to protect uses on an adjoining lot from the impacts of agricultural uses. Such buffer shall be created during subdivision, site plan, or site plan amendment and shall include natural or planted vegetation or fencing, or both, sufficient to provide a visual and noise buffer as required by this chapter and shall not be paved nor used for buildings, accessory buildings, parking or storage. For purposes of this section the term “agricultural uses” shall apply to lands in Ulster County, New York- Certified Agricultural Districts and/or “Farm Operation” consistent with the New York State Agricultural and Markets Law.

Section 3

This local law will take effect when filed with the Secretary of State in accordance with the Municipal Home Rule Law.

S. MOTION made by Mazzetti, seconded by Guerriero, to close Public Hearing to Amend Water Rates **Local Law E-2022.**

Five ayes carried

T. RESOLUTION

May 18, 2022

WHEREAS, a proposed **Local Law E – 2022**, a local law to amend the Code of the Town of Lloyd Chapter 98, Article IV, Sections 98-13 and 98-15, to amend the rates charged for water, was introduced at a meeting of the Town Board held on the 6th day of April, 2022 at 4:00 P.M.; and,

WHEREAS, the within local law is a Type II action pursuant to the State Environmental Quality Review Act (SEQRA) and is exempt from further proceedings under such act; and,

WHEREAS, a public hearing has been held thereon on the 20th day of April, 2022 at 7:00 P.M., and continued on the 18th day of May, 2022 at 7:00 P.M., at which time all interested parties were given an opportunity to be heard thereon; and,

NOW, THEREFORE, BE IT RESOLVED that **Local Law 3 – 2022** be enacted as in the form attached hereto as Schedule “A” as fully as if set forth herein, being a local law to amend the Code of the Town of Lloyd Chapter 98, Article IV, Sections 98-13 and 98-15, to amend the rates charged for water.

Roll Call: Fraino, aye; Plavchak, aye; Auchmoody, aye; Guerriero, aye; Mazzetti, aye
Five ayes carried

U. RESOLUTION

WHEREAS, a local law, being proposed as **Local Law No. F – 2022**, was introduced at this meeting by Guerriero, and seconded by Fraino, as follows:

Local Law No. F – 2022, a local law to revise Chapter 100 of the Town Code Entitled “Zoning” to add a Provision to Chapter 100 “Zoning” Article VII “Special Use Permits to add 100-53 Entitled “Cannabis/marijuana Retail Sales and Lounges”.
(copy of Local Law attached)

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

WHEREAS, the Town Board is determined that this is a Type I action under the New York State Environmental Quality Review Act (SEQRA), and Part I of a Full Environmental Assessment Form has been prepared on behalf of the Town Board, with the Town Board assuming lead agency to do all necessary reviews in this matter; and

WHEREAS, the Town Board desires to hold a public hearing with respect to the adoption of said local law.

NOW, THEREFORE, BE IT RESOLVED, the Town Board hereby declares itself lead agency to do all necessary reviews in this matter; and it is further

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 15th day of June, 2022, at 7:00 P.M.; and it is further

RESOLVED, that the Town Clerk is directed to publish and post a notice of said public hearing in accordance with law, and circulate pursuant to the Town of Lloyd Code and the New York State General Municipal Law, to the Town of Lloyd Planning Board, the Ulster County Planning Board, and any other interested agencies, for response prior to the public hearing.

Roll Call: Fraino, aye; Plavchak, aye; Auchmoody, aye; Guerriero, aye; Mazzetti, aye
Five ayes carried

TOWN OF LLOYD LOCAL LAW F - 2022

A LOCAL LAW TO REVISE CHAPTER 100 OF THE TOWN CODE ENTITLED “ZONING” TO ADD A PROVISION TO CHAPTER 100 “ZONING” ARTICLE VII “SPECIAL USE PERMITS TO ADD 100-53 ENTITLED “CANNABIS/MARIJUANA RETAIL SALES AND LOUNGES”
Section 1.

The Town of Lloyd Code, Chapter 100, is hereby amended to add a new section 100-53 as follows:

“Cannabis/Marijuana Retail Sales and Lounges

Definitions:

MARIJUANA ESTABLISHMENT:

A marijuana retailer or any other type of licensed marijuana-related business, or any combination thereof at a single location.

MARIJUANA LOUNGE:

An entity or individual licensed for the sale and on-site consumption of marijuana products.

MARIJUANA PRODUCTS:

Products that have been manufactured and contain marijuana or an extract from marijuana, including concentrated forms of marijuana and products composed of marijuana and other ingredients that are intended for use or consumption, including edible products, beverages, topical products, ointments, oils and tinctures.

MARIJUANA RETAILER:

An entity or individual licensed to purchase and deliver marijuana and marijuana products from marijuana establishments and to deliver, sell or otherwise transfer marijuana and marijuana products to marijuana establishments and to consumers.

A. Findings. The Town of Lloyd finds that the orderly development of commercial business is essential to maintaining and protecting the health, safety and welfare of the residents of the Town. Businesses which cater to adults should be located and regulated in order to minimize the impact to residents.

B. Purpose:

- a. To provide for the placement of marijuana establishments in appropriate places.
- b. To minimize the adverse impacts of marijuana establishments on residential neighborhoods, schools, and other places where children commonly congregate.
- c. To regulate the siting, design, placement, security, safety, monitoring, and modification of marijuana establishments.

C. Applicability. These regulations shall apply to all structures and uses of retail sales and/or consumption lounges where marijuana can be purchased or consumed.

- a. No marijuana establishment shall be established except in compliance with the provisions of this chapter.
- b. When a marijuana establishment is created in an existing building, regardless of prior site plan (including approval for retail sales on the property), that establishment will apply to the Planning Board for Special Use Permit/Site Plan approval for that use.
- c. Location. A marijuana establishment may be located in those zones indicated in the Use Table (attachment 1).

D. Special permit approval criteria.

- (a) All marijuana establishments shall be contained within a building or structure.

May 18, 2022

(b) The hours of operation of marijuana establishments shall be set by the special permit granting authority, which shall be the Planning Board.

(c) Marijuana establishments shall not be located within a 500-foot radius from:

a Any school pre-k through 12;

b. Any daycare center, or any facility where children commonly congregate. A facility is not, however, limited to a building. A "facility where children commonly congregate" includes, but is not limited to facilities in which children gather for particular purposes in a structured and scheduled manner, or which are dedicated to the use by children, such as playgrounds, youth service programs, day care centers, youth sports facilities, dance schools, and gymnastic schools;

i. Exception: The Hudson Valley Rail Trail is not included in the restrictions noted above.

c. Any other marijuana establishment;

d. Any drug or alcohol rehabilitation facility;

e. Any correctional facility, half-way house or similar facility.

f. Any building containing a place of worship.

(d) No marijuana establishment shall be located inside a building containing residential units, including transient housing such as motels and dormitories.

(e) Marijuana establishments shall be located within a permanent building and may not be located in a trailer, cargo container, motor vehicle or other similar nonpermanent enclosure.

(f) No outside storage of marijuana, related supplies or promotional materials is permitted.

(g) No smoking or consumption of any product containing marijuana or marijuana-related products shall be permitted on the premises of a marijuana retailer. No burning of any product containing marijuana or marijuana-related products shall be permitted on the premises of a marijuana retailer;

E. Site Plan review shall be required along with Special Use Permit and shall include appropriate elements from section §100-53 of this Town of Lloyd Code.

F. Signs

a. Size of sign shall be dictated relative to the zone where the marijuana establishment is located per section 100-28 of this Town of Lloyd Code.

b. No image depicting any part of a marijuana plant or any product or use of the marijuana plant shall be allowed on the sign."

May 18, 2022

Section 2.

This local law shall take effect when filed with the Secretary of State pursuant to the Municipal Home Rule Law.

V. RESOLUTION made by Mazzetti, seconded by Fraino,

WHEREAS, a Project for Tillson Avenue: Route 44/55 (Vineyard Avenue) to Route 9W in the Town of Lloyd, Ulster County, identified as **PIN 8757.81** (the "Project") opened bids publicly on March 15, 2022 at 2:00 PM; and

WHEREAS, the Project received three (3) bids, the first from is A. Colarusso & Son, Inc., the second from A. Servidone, Inc./B. Anthony Construction Corp. JV, and the third from Kingston Equipment Rental, Inc.; and

WHEREAS, prior to publicly opening the bid packages, the Town declared the project funding amount, in accordance with the Contract Specifications, to be \$4,260,000.00. In accordance with the Contract Specifications Section 00100, if the bid amounts from all bidders for the Base Bid plus Add Alternate #1, is greater than the announced funded amount, the low bidder is based upon the lowest Base Bid amount; and

WHEREAS, A. Colarusso & Son, Inc. was the low bidder for the Base Bid portion of the Project; and

WHEREAS, the Town of Lloyd's project design consultant, Barton & Loguidice, D.P.C. (B&L) has performed a bid analysis in accordance with Chapter 14 of the New York State Department of Transportation's Local Project Manual; and

WHEREAS, B&L has not identified any discrepancies in the bid received from A. Colarusso & Son, Inc. or identified anything that suggests A. Colarusso & Son, Inc. is incapable of satisfactorily completing this project; and

WHEREAS, the Town of Lloyd desires to complete the Base Bid portion of this project; and

WHEREAS, the Town of Lloyd requires Award Notification from the New York State Department of Transportation prior to awarding the project to A. Colarusso & Son, Inc. and entering into a contract with A. Colarusso & Son, Inc. to complete the Project.

NOW, THEREFORE, the Lloyd Town Board, duly convened does hereby

RESOLVE, that the Lloyd Town Board hereby contingently approves the above-subject project, pending Award Notification from the New York State Department of Transportation; and it is hereby further

RESOLVED, that the Lloyd Town Board hereby authorizes the Town of Lloyd to complete the Base bid portion of this project; and it is further

RESOLVED, that the Town Supervisor of the Town of Lloyd is hereby authorized to execute all necessary Agreements, certifications or approvals to award the project to A. Colarusso & Son, Inc. on behalf of the Town of Lloyd once the New York State Department of Transportation provides Award Notification, and it is further

RESOLVED, this Resolution shall take effect immediately.

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

Five ayes carried

W. RESOLUTION made by Auchmoody, seconded by Guerriero,

WHEREAS, the Town of Lloyd Town Board as commissioners of the Highland Water District have previously authorized a project known as the "Town of Lloyd Water Storage Tank Replacement- Reservoir Road"; and,

WHEREAS, CPL, Architects, Landscape Architect and Surveyor, D.P.C. d/b/a CPL, Andrew Learn, P.E., have prepared the required construction, specification and bid documents for public bid of the project; and,

WHEREAS, this is a replacement project and is exempt from further proceedings pursuant to the requirement of the State Environmental Quality Review Act (SEQRA) being a Type II action consisting of a replacement, rehabilitation or reconstruction of a structure or a facility, in kind, on the same site which does not exceed the thresholds in Section 617.4 of 6 NYCRR Part 617 and no environmental proceedings are necessary.

NOW, THEREFORE, BE IT RESOLVED that the Town Board as

May 18, 2022

Commissioners of the Highland Water District hereby authorize the advertisements and bidding of this project in accordance with Town Law and other State requirements.; and it is further

RESOLVED, that separate sealed bids will be received by the Town Clerk at Town Hall, 12 Church Street, Highland, New York 12528 until 1 p.m., local time on June 29th, 2022, at which time they will be publicly opened and read aloud.

Roll Call: Fraino, aye; Plavchak, aye; Auchmoody, aye; Guerriero, aye; Mazzetti, aye
Five ayes carried

MOTION made by Mazzetti, seconded by Guerriero, at 8:15 PM to adjourn.
Five ayes carried

Respectfully submitted,

Wendy D. Rosinski
Town Clerk