

TOWN OF LLOYD
TOWN BOARD WORKSHOP MEETING
September 7, 2022

Present: Supervisor David Plavchak **Also present:** Sean Murphy, Attorney
 Councilmember Leonard Auchmoody Wendy D. Rosinski, Town Clerk
 Councilmember Michael Guerriero Margaret O'Halloran, Secretary
 * Councilmember Joe Mazzetti

Absent: Councilmember John Fraino
 * Councilmember Mazzetti arrived at 4:45 PM

4:00 PM – Supervisor opened the meeting with the Pledge of Allegiance

1. REPORTS

Assessor – Ann Feo

Budget – Margaret O'Halloran

The supervisor confirmed O'Halloran sent out all the budget sheets on August 31st.
O'Halloran added that there was a Department Head Meeting, on September 14th and she's going to need the completed budget sheets by September 20th.

Building & Zoning Department – David Barton

Permits	Building Permits Issued	36
	Total CO & CC Issued	45
	SFD Permits/ -CO's Issued	1/1
	Permits in Water/Sewer District <small>(new)</small>	1
	Burning Permits	0
Inspections	Field inspections (Regular)	50
	Field Inspections (Final)- CC/CO	57
Fire	Fire Safety Inspections	2
Stormwater	Field/Yearly	1
Total Inspections	(Include-Field, Final, Fire, Stormwater)	110
Complaints	Complaints	14
	Complaints Resolved	14
	Order to Remedy issued/Resolved	1/0
	Stop Work Orders issued/Resolved	0/0
	Appearance Tickets/Resolved	0/0
	Unsafe Structures	1
Stormwater	Complaints/Resolved	1/0
C.O. & Violation Searches	Received/Completed	31/24

Fees Collected

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<u>Building Dept.</u>	
Building Permit Fees (A2115)	\$7,166.80
Burn Permits (A2121)	\$0.00
Public Assembly / Multiple Dwelling Fire Inspections (A2123)	\$200.00
Certificate of Occupancy & Violation Search (A2125)	\$4,650.00
Map Copies	\$0.00
Parking Fees	\$0.00
Building	\$12,016.80
Planning Board	\$0.00
ZBA	\$0.00
Recreation Fees	\$7,500.00
<u>Grand Total</u>	\$19,516.80

Barton reported at the end of August they went live with Municipity, it's the parcel tracking software. It's a much more robust system than they had previously. It's accessible anywhere with an internet connection.

Barton thanked Giangrasso and the Police Department who assisted with the safety check of the Assisted Living facility on Grove Street. There were some doors and windows open, they went through the building and confirmed that no squatters were living in the vacant building. Last month he sent out three letters to properties that required significant cleanup.

69 North Road, 9 Commercial Avenue, and the old Mariners.

If the property owners don't clean up the properties, the town would act to do so and then assess the property owner the cost of that cleanup and if they don't pay, it would be put on their property taxes.

Guerriero asked Barton, how about the condemned house on Vineyard Avenue.

Barton said the Police department helped them with that matter. They went to check if there was anybody living in the house because it was in bad shape.

He placarded the building as an unsafe structure. There was a gentleman who wasn't living in the building but was living in his car. They remedied that.

They contacted his sister and with Guerriero's assistance, got together and he's no longer living in the car anymore or the house.

They are going to try and sell the house.

He actually talked to one developer already. A local guy who does some of these types of things.

He agrees that it's a demolition and that he would come and demolish the house and then rebuild in its footprint.

Dog Control – Andrew McKee

Received 16 calls this month including 3 calls to service from the New York State Police and Ulster County Sheriff.

2 active complaints and/or cases that are now closed or resolved

2 open cases or complaints.

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0 dogs this impounded.

0 appearance tickets were issued.

There were no dog bites reported.

If you own a dog, I strongly recommend that you invest time to learn basic first aid and common medical emergencies for dogs. Also, know whom you can contact for a medical emergency. Put this number on your phone and know where your closest emergency care facility is.

Finance – Kendra Minard

Highway – Superintendent Richard Klotz

Klotz reported they are out cleaning up. They have some swale work to do on North Road, Felsen Lane, and on upper North Road.

They have paving tomorrow and Friday for Esopus.

He has received one quote so far, for the electricity in the Salt Shed. He will go over it with Barton, he has some questions.

Historian – Joan Kelley

The number of active Covid-19 cases in Ulster County rose a bit; the number of active cases dropped from 148 to 119 at month's end. The number of deaths rose from 393 to 394.

I received several queries:

1) Pamela Poulin, a retired professor from John Hopkins, requested information on David DeVoe, a resident of Milton. I told her my job didn't include genealogical research, but I was able to suggest some sources she could research.

2) Fred Pizzuto asked for suggestions to help locate the gravestones of some of his ancestors. I showed him how to use find-a-grave and we found his ancestors in Poughkeepsie and Highland.

3) Kathy Hordyski, chairman of the Events committee at Vineyard Commons, requested that I give a presentation to their residents. I sent her a list of three topics for their consideration.

4) Phyllis (Terra) Kim requested help locating the house where her grandparents lived on Vineyard Ave in the 1930-40s. I couldn't readily find it, so asked her for more information.

I received two donations:

1) Leo Bozydaj presented the town with a wonderful wood carving of two trains which he created on a mahogany board. It now resides in the display cabinet in the meeting room where everyone can admire it. I sent him a thank-you note.

2) In appreciation for the research materials and photographs supplied by the Town of Lloyd, Historian, Elizabeth Clarke and Ann Sandri donated an autographed copy of their new book, Poughkeepsie Regatta 1891-1950.

Rail trail signage - no activity this month. I'm hoping to see mock-ups of the signs soon.

Abraham Elting Cemetery (aka the Slave Cemetery)

1) Work is ongoing for the construction of a split rail fence.

Research on the buildings in Franny Reese Park

1) No further contact from Scenic Hudson or the Walkway, but I'm working on the presentation/tour.

I participated in a meeting of the 250 Rev War committee. The Burning of Kingston was the most notable event in Ulster County, but we collecting ideas of other events that occurred

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along the Hudson River and the western borders.

Police – Chief James Janso

CALLS FOR SERVICE-----863

ACCIDENTS----- 36 (8 personal injury/ 1 fatal)
(28 property damage)

TICKETS (PARKING/UTT’S) ----- (0 parking)
(43 UTT’S)

ARRESTS-----15

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

SCHOOL (OFFICER/SGT)-----Approx. 0 hrs.

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

SCHOOLS (CHIEF/LT.)-----Approx. 0 hr.

Aug 02nd- Town of Lloyd Police delivered freshly picked corn and assorted vegetables to our seniors on our Project Care program. Thank you to our friends at Indian Ridge for your generosity!

Aug 23rd -The Ulster County Veterans Service Agency's monthly veterans' luncheon was held at the Highland Landing Park. The luncheon was sponsored by the Town of Lloyd PBA and it was a great way to honor our veterans. Officer Chris Miller was awarded the "Veteran of the Month" by the Ulster County Veterans Service Agency and New York Senator Hinchey.

Aug 25th- members attended the Supervisors Senior breakfast at the Bob Shephard Highland Landing Park.

Training:

-Officer Scott graduated on August 26th from the National Association of School Resource Officers School and will be the new school resource officer for the Highland School District. Officer Scott has already started making his rounds in the school's meeting staff and faculty.

-All officers were trained and certified on the police department's new upgraded Tasers

Narcen- 1 use, the subject was revived

Reynolds asked the Chief for an update on the SRO plan with the schools and how that's going. Chief answered it was in place. Brian Scott has been designated as the Student Resource Officer (SRO) and will divide up his three days between high school, elementary, and middle school. It's a work in progress.

Reynolds asked, is the goal five days a week?

Chief said the present SRO contract is for a single, part-time floating officer, that will expire in June 2023. The police department will pay for the officer through December 21, 2022, and starting in January, the Highland school district will cover the expenses through June 2023.

Reynolds asked what do you think the cost is.

Chief said he has had some preliminary discussions with the town and the school board about creating three full-time positions, one for each school, "but it's not a quick process to budget for that. This would involve not only salaries for the officers but also benefits, equipment, and vehicles, estimating that a price tag could top \$200,000 annually.

There are different scenarios that they can discuss as far as sharing expenses, and there are grants that the school and the police can look for. They want to go forward. It's not an overnight process but a long-term project that they are investing in. Between now and June they have the time frame to sit down and realistically look at finances on where they want

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to be in a year and in two years, but they couldn't do that without the SRO program actually up and running. There are many avenues that they can look into, but it will take meetings and logical planning.

Recreation/Buildings & Grounds – Frank Alfonso

Alfonso reported Youth Football has been using Tony Williams Park. They open up this Sunday. They lined the field today for them.

The adult baseball league finished up this past Sunday but there are some teams that will be practicing as long as the weather lets them for softball and baseball.

Berean Park closed for swimming this past Monday. There are events booked right up until the beginning of October on the weekends. He will make sure that the bathrooms are left open for the day while people are still using the park and the trails.

The Town Field: the School District will be using it for soccer games only for six dates. They will line it to get the goals up.

Summer Fun, he will give the numbers at budget time. He will have the expenditures and revenues.

The Recreation Department is doing Youth Soccer, one night a week at the High School. It would be starting this coming Monday. It's for kids that are in kindergarten to fifth grade.

The parents of this group are looking to start a united soccer club. 50-60 kids have been pre-registered.

The Adult Basketball Over 35, will start up in Mid-October. He just needs to write up the dates and everything and give it to Mr. Miller at the school for approval.

Wrestling Camp and Youth Basketball will start in October and November.

Tony Williams Park, a lighting update is that he spoke to a gentleman today; he did email him later this afternoon. He did not look at the email.

He asked them for pricing for the whole field and he asked them for pricing just for the three lights. The whole field for the material was over \$300,000 to light for the three poles was about \$115,000 and that's just material because he estimated eight poles for the whole field. He will forward to the Supervisor and then it could be discussed later.

Building and grounds, they have been keeping up and taking care of some things obviously the last couple of weeks, no one's really been mowing. They did paint Tony Williams Park concession standing Pavilion and they are looking to go up to Berean and get the two buildings up there in the pavilion painted this fall in yellow.

Also here at the Town Hall last week, they had a plumber come in and clean all the drains and everything and there were some issues where the pipe out here came together. There were some roots that took care of that. The run going down one of the pipes shifted a little bit he doesn't see it being a problem right now but it could be a problem down the road.

The last thing he has is the proposal for the concession stand.

Auchmoody asked about the fence by the basketball court. The kids are throwing their bodies against it and it's pulled off on the bottom.

Alfonso stated that he pushed it back and tied it back up.

Guerriero asked about the equipment inside the concession stand, like the refrigeration, who's going to be responsible for repairs.

Auchmoody added that he thinks everything inside belongs to him.

Alfonso replied, no, not everything. There is a basic stove in storage but the Concessionaire doesn't use it. There's a refrigerator and a small freezer belong to the town.

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Everything else is his.

Supervisor added that they will address all of that in the contract.

Town Clerk – Wendy Rosinski

Town Clerk

Our check scanner for Water bills is up and running. This saves a lot of time for check deposits as we can just scan the check as opposed to handwriting a deposit slip. We will also be using it during tax season.

They are answering a lot of questions on school taxes.

Supervisor – David Plavchak

Supervisor said they have applied for two new grants for water before the deadline of October 9th. Grants will cover 85% - 90% of the cost to rehab the three tanks in the water department. They have projected that this will be a three to five-year project, costing over eight million dollars. They have to take one tank off at a time and source the parts. They have to get engineering, labor and everything done.

He and Litman have been meeting with Bernie Larios.

They are putting in for a five-million-dollar grant. you'll see a resolution on tonight's agenda that shows they are applying for that grant and know they would have to cover 40% of it unless they get another grant. They have time to work on that so right now he will have to bond the 40% and get the grant for 60% unless they find other grants along the way.

For now, they know what they have to do and now it's a matter of finding the funding to do it.

Water & Sewer – Adam Litman

Water Department

1. River water is making up 90% of daily production, the remaining 10% comes from the wells.
2. Production time is varying between 11 & 12 Hrs. per day.
3. I am attempting to find a new waste hauler.

The water plant still needs to have the B backwash tank cleaned out so we can clear the clogged sludge line. The current waste hauler is now charging fuel recovery fees that are causing a significant price increase on pump station cleanouts.

Road Crew

1. The Road Crew has been busy with utility mark outs.
2. They worked with the Highway Department to repair the roads, a multitude of water main breaks over the past few years caused quite a bit of damage to the roads.
3. The valve maintenance program is temporarily on hold.

Sewer Department

1. Daily operations continue as usual.
2. Cleaning and maintenance increases significantly in the summer months at the wastewater plant and keeps the crew very busy.
3. Ruth Zaccardo started at the wastewater plant on August 1st and has now resigned.
4. Peak Power is the generator company that we have contracts with for maintenance & repairs on our generators.

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Peak Power was on site at the wastewater plant last month to evaluate the failed transfer switch. Also, the technician found an oil leak on the engine. He believed the leak was coming from a crack in the cylinder head.

Update.

The main board in the transfer switch has been replaced and is working properly. The technician also evaluated the oil leak and determined that the two-cylinder heads on the engine are not cracked. At the time he found that a few of the head bolts on one cylinder head had stretched and came loose, he tightened the ones he could reach.

It is recommended that a head gasket be changed. The cost of this repair is \$4110.44.

2. OLD BUSINESS

A. Barton & Loguidice Street Scape update

Peter J. Christiano, Managing Engineer with Barton & Loguidice, gave an update on the Pedestrian Improvements Project slated for the Hamlet. It is more commonly known as the Hamlet Street Scape Project.

Supervisor said the engineering firm has been working on it for some time and has to finalize the design so it can go out for bid at the beginning of next year.

W. Design is handling the graphic design and wayfinding signage and Brooks & Brooks is doing the survey work, while Michael Zamierowski is acting as the project liaison with the NYS Department of Transportation for Region 8.

Christiano said they are still keeping the sidewalk on Elting Place that leads from the Middle School over to the library, the planned intersection improvements at Vineyard Avenue and Main Street and a sidewalk along Vineyard between Church Street and Milton Avenue.

He said there will also be some sidewalk tie-ins along Milton Avenue.

In his presentation, Christiano pointed out that the project will implement recommendations from the Highland Hamlet Development analysis that will improve safety and accessibility for pedestrians and motorists and contribute to the economic revitalization of the hamlet. He said all sidewalks and crosswalks will meet the guidelines of the Americans with Disabilities ACT (ADA) and improvements to the signage will enhance links between the Hamlet and the Hudson Valley Rail Trail.

The total cost of the project is \$841,000, with the town's 20% share at \$168,200 and the Federal/State 80% share at \$672,800. The federal number is capped and any additional costs will be borne by the town.

Christiano provided the following estimates: \$586,000 for construction: \$71,000 for construction administration and \$182,838 for B&L's preliminary and detailed design along with a ground survey, a right-of-way boundary survey and way-finding signage.

The initial meeting with B&L was in October 2020, followed by last week's update. The design will be finished in the next few weeks and Christiano is hoping for Department of Transportation design approval in October 2022. By March 2023, B&L will have the project plans, specs, and estimates completed, leading to bids being sent out and opened in April 2023. Construction is scheduled to begin in June 2023 and be completed by September 2023.

Christiano said the sidewalks will be 5 ft wide with a 6-inch concrete curbing along with ADA compliant curb ramps and way-finding and pedestrian signage.

He showed slides of the existing conditions in the hamlet, with some areas having no

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sidewalks and poorly located crosswalks, confusing signage that lacks consistency and few signs to direct people to the rail trail and parking. He noted that Vineyard Avenue and Main Street has underutilized pedestrian space, faded crosswalks, incompatible amenities and tree stumps that need to be removed and new lower height vegetation planted.

Christiano knows the town is looking to have the Central Hudson power lines in the hamlet put underground as this project is being done.

Supervisor expects to hear back from the Department of Homeland Security in early 2023 about a grant the town applied for that would allow for the burying of power lines, which will significantly enhance the overall look of the hamlet.

Christiano said B&L is still discussing a design for the Hamlet center itself and provided suggestions for the town's consideration: expanding or reducing the plaza area in front of the main building, adding curb bumps out and adjusting crosswalk setbacks from the intersection. He also showed green-themed signage for the hamlet and the rail trail that is under consideration.

Christiano urged the Town Board to finalize their options in October so his firm can incorporate their chosen options in a final design report.

B. 69 North Road, 9 Commercial Ave, and the previous Mariner's site

Supervisor stated that they have been receiving property maintenance complaints. A few have been taking more than 6 to 8 months so they have decided to take a little more action on these three properties and he will let Barton describe what he's done and where they are at with it.

Barton reported, Mahadevan Venkatraman, who owns the building at **9 Commercial Avenue**, after much cajoling and patience on the part of the town, Venkatraman removed a section of the building that faces Meadow Street, this was last year. To date the building is still in serious despair and the yard is littered with metal scraps and debris.

He recommends that the board might act on the 21st to be more forceful in their enforcement actions by hiring someone to clean up the site. The cleaning action cost will be invoiced to them and they have to pay or the amount gets relieved on their taxes, that's a town board resolution.

69 North Road has been a problem for years and years. Property owner Macentee is in a nursing home and Mrs. Macentee is not able to use her faculties so their children are now in charge, they have power of attorney. They will get titles to the vehicles that are on site so they don't think they are stolen when they bring them to the scrapyard. The site is much cleaner. The front of the house has been weed whacked and the weeds have been removed; garbage has been removed from the rear of the building. There has been more progress on the property than there has been in the 10 years they have been chasing them around.

The **former Mariner's Harbor site on River Road**; the property owner and contractor are working on a contract to remediate the site. The contractor has experience with this type of cleanup.

He has to submit a plan to the department of labor and department of health just in case there's any lead or asbestos in the cleanup.

There's a 10-day waiting period. This is all based on the fact that he might hopefully sign a

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contract with the property owner to get this work done.

He does not have a contract to show them or a schedule, he would say at the board's discretion to set a final date that you would accept the contract and schedule for clean-up showing that there's good faith movement on it. Then after that date, the board can re-review to make a determination as to what you want to do.

Supervisor added that he knows it takes 10 days to get the things from the Department of Labor. His recommendation to the rest of the board will be that by the workshop meeting on October 5th, they should make a decision that if progress has not been made then whether or not they want to go forward and clean them up and then charge the property owner.

He is giving the same date for all three properties, October 5th.

Supervisor said he is ok with bringing 9 Commercials back on September 21st, which is two weeks from today to get Mr. Venkatraman's plan to finish the clean-up.

He thinks October 5th for all three of them to the checkpoint and makes sure they are still making progress. We need to let the property owners know.

69 North Road, wants to checkpoint on October 5th to make sure they are still making progress and he will be fine with it.

For Mariner's site, he would like to see a contract and a schedule ready for the workshop meeting, on October 5th.

Barton confirmed that he will let the owner of the old Mariners know that by October 5th they need to have a contract and schedule in hand. The other two must be more substantially complete or be cleaned up.

3. NEW BUSINESS

A. Willow Dock Road signage

The supervisor reported that they received a letter describing issues at Willow Dock Road where people park and disturb the residents by hanging out there. There are some that have trailers with boats and turn around.

They think they can access the river from there which they cannot do.

It's a one-lane road with a dead end at the end with a circle.

The Chief has been down there and suggested there could be a town speed limit.

He recommends that he and Klotz need to go down there and do a real assessment and meet with a couple of neighbors to get their input because this is one out of six or seven houses.

4. PRIVILEGE OF THE FLOOR

Daniel S. Beers, 7 North Road, spoke and said that he rents out his property. There has been water shooting out of his sewer grate into the air and then running down his driveway into his tenant's basement since last year and is seeking reimbursement for the dehumidifier and sump pump that add up to a grand total of \$724.00. He has the receipts. It's a sanitary sewer.

He also wants someone to come and assess the mold because it was not taken care of timely.

It's been over 12 months and he has called Klotz diligently. He even had his tenant call. He has received the same response that Klotz will be there this week, all summer.

There were like three feet of water that had to be pumped out of the basement from the Fire Department last year in September and it happened again recently when we had three-four inches of rain.

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He met with Mr. Klotz on September 2nd, 2021 and Klotz told him to give him a week or two, he came up with a little plan regrading part of the road and diverting the water from coming out of the sewer grate down the driveway and diverting it into the grass off to the side. A couple of weeks ago, they just had a storm.

Supervisor stated that Klotz did go out there and he said he was going to go on Friday to put that swale in. And he is going to ask Litman to check the sewer piece.

In the meantime, Klotz will build the swale that will help divert the water.

If it happens again they need figure out what's causing it.

Vicki Jackson, 11 Milton Ave., spoke regarding the debris in the Creek that runs by her building. She has called the town, the Highway Department, and the State. The State said it is not their responsibility, it's the town's responsibility due to the pipe coming out. She and her tenant have cleaned it up a little bit but the debris keeps coming back. She doesn't want the water backing up and wants the debris out.

The right of way belongs to the town.

It's on the opposite side of the street by M and T Bank.

There are also potholes in the Biancardi parking lot, she owns part of the right away on her and Verizon owns a part of the right away that leads to the parking lot.

She really can't afford to blacktop that whole thing.

Verizon patched it last summer because they were paving their lot and they asked them nicely to come over and fill in the holes but they didn't do a very good job, it didn't last. It needs to be done properly.

Supervisor concluded that they will do the research and find out if there's a maintenance agreement and who is responsible for maintaining the property and if they have the right of way.

Jackson also disclosed that she has an ugly wall in front of her building and would like to paint her wall. She asked if they would have a problem with her trying to get money to paint a mural.

Supervisor concluded that anytime you want to paint a state wall you have to get a permit from the State. That's the process from the State.

5. MOTIONS & RESOLUTIONS

A. MOTION made by Auchmoody, seconded by Guerriero to approve the Town Board Regular meeting minutes of August 17, 2022.

Four ayes carried

B. RESOLUTION made by Auchmoody, seconded by Guerriero to authorize the Supervisor to sign the School Resource Officer Agreement between the Town and the School District effective September 1, 2022, through June 30, 2022.

Roll Call; Plavchak, aye; Auchmoody, aye; Guerriero, ay' Mazzetti, aye

Four ayes carried

C. RESOLUTION made by Mazzetti, seconded by Guerriero

WHEREAS, on September 1, 2022, Anthony Solfaro, President of the New York State Union of Police Associations, Inc., Local 8, on behalf of the Lloyd Police

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Benevolent Association, Inc. and Town Supervisor, mutually agreed via email to extend the parties July 1, 2022, Pilot Memorandum of Agreement regarding twelve-hour tours of duty (Pilot MOA), without any modifications, except to extend the dates of said MOA to cover the period September 17, 2022 through December 31, 2022; and

WHEREAS, the parties, agree that their emails agreeing to extend the terms of the July 1, 2022 Pilot MOA until December 31, 2022, constitute the writing necessary to extend said Pilot MOA; and

THEREFORE, BE IT RESOLVED, that the Town Board, upon the recommendation of the Town Supervisor, hereby agrees to extend the Pilot MOA without any change to its terms except for the dates of its duration, from July 1, 2022 through September 16, 2022 to September 17, 2022 through and, including December 31, 2022.

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

Four ayes carried

- D. RESOLUTION** made by Mazzetti, seconded by Guerriero to accept the resignation of Tanesha Gooden, part-time Dispatcher, effective September 2, 2022 as the recommendation of Chief James Janso.

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

Four ayes carried

- E. RESOLUTION** made by Mazzetti, seconded by Auchmoody to accept the resignation of Ruth Zaccardo, Wastewater Treatment Plant Operator Trainee effective September 3, 2022.

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

Four ayes carried

- F. RESOLUTION** made by Auchmoody, seconded by Mazzetti to amend the working hours of the Town of Lloyd Highway Department from the current Spring/Summer hours of 6am to 2:30pm to the Fall/Winter hours of 7am to 3:30pm, effective September 5, 2022 at the recommendation of Highway Superintendent, Richard Klotz.

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

Four ayes carried

- G. BOND RESOLUTION OF THE TOWN OF LLOYD, NEW YORK, ADOPTED SEPTEMBER 7, 2022, APPROPRIATING \$2,525,000 FOR THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE HIGHLAND WATER DISTRICT, AND AUTHORIZING THE ISSUANCE OF BONDS OF SAID TOWN IN THE PRINCIPAL AMOUNT OF \$2,525,000 TO FINANCE SAID APPROPRIATION**

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Offered by: Auchmoody

Seconded By: Guerriero

Recital

WHEREAS following preparation of a map, plan and report and an estimate of cost for the increase and improvement of facilities of Highland Water District (herein referred to as the "District"), in the Town of Lloyd (herein called the "Town"), in the County of Ulster, New York, and after a public hearing duly called and held, the Town Board of the Town determined that it is in the public interest to increase and improve the facilities of the District, and ordered that such facilities be so increased and improved;

Now, therefore, be it RESOLVED BY THE TOWN BOARD OF THE TOWN OF LLOYD, IN THE COUNTY OF ULSTER, NEW YORK (by the favorable vote of not less than two-thirds of all the members of said Board) AS FOLLOWS:

Section 1. The Town hereby appropriates the amount of \$2,525,000 for the increase and improvement of facilities of the District, consisting of the replacement of the water storage tank and any and all necessary furnishings, equipment, machinery, apparatus, installations, appurtenances, accessories and related engineering and other costs in connection with the foregoing. The estimated total cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$2,525,000. The plan of financing includes the issuance of \$2,525,000 bonds of the Town to finance said appropriation, the collection of charges from water metering and/or the assessment, levy and collection of assessments upon the several lots and parcels of land within the District in the same manner and at the same time as other Town charges. The Town expects that grants and/or other funds will be available to pay all or a part of the cost of the project. Any such grant and/or other funds are hereby authorized to be applied toward the cost of said project or redemption of the Town's bonds or notes issued, therefore, or to be budgeted as an offset to the taxes to be collected for the payment of the principal of and interest on said bonds or notes; and

Section 2. Bonds of the Town are hereby authorized to be issued in the principal amount of \$2,525,000 pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and stated:

- (a) The period of probable usefulness of the object or purpose for which said \$2,525,000 Bonds are authorized to be issued, within the limitations of Section 11.00 a. 1 of the Law, is forty (40) years.
- (b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

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(c) The proposed maturity of the serial bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes issued in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form, and contents and as to the sale and issuance of the bonds herein authorized, and the renewals of said bond anticipation notes, and as to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with, and

an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution shall take effect immediately and the Town Clerk is hereby authorized and directed to publish the foregoing bond resolution, in summary, in the "*Southern Ulster Times*," a newspaper having a general circulation in said Town, which newspaper is hereby designated as the official newspaper of the Town for such publication, together with the Town Clerk's statutory notice in the form prescribed by Section 81.00 of the Local Finance Law of the State of New York.

The adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

Supervisor David Plavchak
Councilman Lenny Auchmoody
Councilman Mike Guerriero

voting__aye____
voting__aye____
voting__aye____

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Councilwoman Joseph Mazzetti
Councilman John Fraino

voting___aye___
voting___ABSENT___

The Resolution was declared adopted.

- H. RESOLUTION** made by Auchmoody, seconded by Guerriero to authorize Supervisor David Plavchak to sign to Supplemental Agreement No. 2 between the Town of Lloyd and Barton & Loguidice, Engineers PIN 8762.55 Streetscape Improvements. This contract is changed as follows: rescoping and coordination with Central Hudson Gas and Electric. In addition, the supplement includes the cost of the needed plan and design approval document revisions, as well as the requested added Public Outreach.

Previous Contract Total:	\$163,965.00
New Contract Total:	\$182,838.00

Roll Call; Plavchak, aye; Auchmoody, aye; Guerriero, aye; Mazzetti, aye
Four ayes carried

- I. RESOLUTION** made by Mazzetti, seconded by Guerriero
- 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 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 protect 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 inter-municipal 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 inter-municipal Council (the Hudson 7); and,
- Whereas** the 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 five years with an end date of approximately January 1, 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

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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, and have only been possible through the collective effort of members of the Hudson 7 and 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 for three years 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; and,

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

Whereas, the 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,

Therefore, the 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 municipalities, for purposes of hiring of a project coordinator; This revised IMA would go before each H7 Municipality first for a vote, and then the Counties will vote.

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; Plavchak, aye; Auchmoody, aye; Guerriero, aye; Mazzetti, aye

Four ayes carried

- J. RESOLUTION** by Mazzetti, seconded by Auchmoody to move Heather Blume to Senior Clerk at a base rate of \$21.50 effective 9/8/2022.

Four ayes carried

- K. RESOLUTION** motioned by Mazzetti, seconded by Auchmoody

**AUTHORIZING THE TOWN SUPERVISOR TO APPLY FOR A GRANT TO THE
NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION (EFC)**

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**UNDER THE NEW YORK STATE WATER INFRASTRUCTURE IMPROVEMENT
ACT (WIIA)**

WHEREAS, the Environmental Facilities Corporation is soliciting applications through the Water Infrastructure Improvement Act for clean and drinking water improvement projects; and **WHEREAS**, the Town of Lloyd has an identifiable need to upgrade its water filtration plant for the Highland Water District including filtration equipment, pumps, valves, controls and HVAC improvements.

WHEREAS, it is anticipated that costs for all work associated with completing these improvements will be \$8,837,400

WHEREAS, the Town of Lloyd is requesting \$5,000,000 in grant funding through the Environmental Facilities Corporation's WIIA Drinking Water Grant Program program with a committed 40% grant match of \$3,847,400 from municipal bonding; and

WHEREAS, the Town Board, acting as lead agency, has given due consideration to the impact that the Project described herein may have on the environment, and has determined that such projects constitute Type II actions pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law, and 6 N.Y.C.R.R., Regulations Part 617.5 (c), and therefore no further environmental review is required; and

THEREFORE, BE IT RESOLVED, the Town of Lloyd's Town Board does hereby authorize the Town Supervisor to submit an application to the Environmental Facilities Corporation through the Water Infrastructure Improvement Act's Drinking Water Grant Program to fund restorative work to be done on the Town's water filtration plant, and to execute any formal agreements and associated documents with EFC as part of the funding agreement.

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

Four ayes carried

L. RESOLUTION motioned by Mazzetti, seconded by Auchmoody

**AUTHORIZING THE TOWN SUPERVISOR TO APPLY FOR A GRANT TO
THE NEW YORK STATE ENVIRONMENTAL FACILITIES
CORPORATION (EFC) UNDER THE NEW YORK STATE WATER
INFRASTRUCTURE IMPROVEMENT ACT (WIIA)**

WHEREAS, the Environmental Facilities Corporation is soliciting applications through the Water Infrastructure Improvement Act for clean and drinking water improvement projects; and

WHEREAS, the Town of Lloyd has an identifiable need to replace its existing water storage tank for the Highland Water District; and

WHEREAS, it is anticipated that costs for all work associated with completing these improvements will be \$2,645,000; and

WHEREAS, the Town of Lloyd is requesting \$1,587,000 in grant funding through the Environmental Facilities Corporation's WIIA Drinking Water Grant Program program with a committed 40% grant match of \$1,058,000, consisting of \$438,000 from Town Budget Water Reserve funds held at the Bank of Greene County and \$500,000 from federal American Rescue Plan Act funds; and \$120,000 previously expended for Engineering costs.

WHEREAS, the Town Board, acting as the lead agency, has given due consideration to the impact that the Project described herein may have on the environment, and has determined that such projects constitute Type II actions pursuant to the State Environmental Quality

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Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law, and 6 N.Y.C.R.R., Regulations Part 617.5 (c), and therefore no further environmental review is required;

THEREFORE, BE IT RESOLVED, the Town of Lloyd's Town Board does hereby authorize the Town Supervisor to submit an application to the Environmental Facilities Corporation through the Water Infrastructure Improvement Act's Drinking Water Grant Program to fund the replacement of the water storage tank, and to execute any formal agreements and associated documents with EFC as part of the funding agreement.

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

Four ayes carried

M. MOTION by Auchmoody, seconded by Guerriero to Close 75 Haviland Road Parking lot for the following events and dates;

Walktoberfest (October 1st and 2nd) a joint event between the Walkway Over the Hudson and Hudson Valley Rail Trail

Saturday, October 1 at dawn through Sunday, October 2 at Dusk

Alzheimer's Walk (October 15th)

Friday, October 14th at Dusk through Sunday, October 15th at Dusk

At the request of Peter Belizzi, HVRA

Four ayes carried

MOTION by Mazzetti, seconded by Guerriero to adjourn at 6:00 PM.

Respectfully Submitted

Wendy D. Rosinski
Town Clerk