

TOWN OF LLOYD
TOWN BOARD WORKSHOP MEETING
OCTOBER 2, 2019

Present: Supervisor Paul Hansut
Councilmember Leonard Auchmoody
Councilmember Michael Guerriero
Councilmember Claire Winslow
Councilmember Mazzetti

Also present: Sean Murphy, Attorney
Wendy D. Rosinski, Town Clerk

5:00 PM – Deputy Supervisor, Lenny Auchmoody, opened meeting with Pledge of Allegiance.

1. REPORTS

Assessor

Building & Zoning Department – David Barton
Monthly Report September, 2019

Dave Barton, Director of Planning, Building and Code Enforcement

Permits	Building Permits Issued	31
	Total CO & CC Issued	43
	SFD permits/ -CO’s Issued	2/3
	Permits in Water/Sewer District <small>(new)</small>	0
	Burning Permits	6
Inspections	Field inspections (Regular)	18
	Field Inspections (Final)- CC/CO	52
Fire	Fire Safety Inspections	3
Stormwater	Field/Yearly	3/1
Total Inspections	(Include-Field, Final, Fire, Stormwater)	77
Complaints	Complaints	15
	Complaints Resolved	13
	Order to Remedy issued/Resolved	2/1
	Stop Work Orders issued/Resolved	0/0
	Appearance Tickets/Resolved	0/0
Stormwater	Complaints/Resolved	0/0
C.O. & Violation Searches	Received/Completed	22/21

Fees Collected

Building Dept.	
Building Permit Fees (A2115)	\$6,742 .00
Burn Permits (A2121)	75.00
Public Assembly / Multiple Dwelling Fire Inspections (A2123)	150.00
Certificate of Occupancy & Violation Search (A2125)	3,300.00
Map Copies	00
Parking Fees	00
Building	\$10,267.00
Planning Board	1,800.00
ZBA	200.00
Recreation Fees	\$12,500.00
<u>Grand Total</u>	\$24,767.00

OCTOBER 2, 2019

Dog Control – Andrew McKee
September 2019 Monthly Report

Received a total of 14 calls this month including 6 calls to service from the New York State Police and Ulster County Sherriff.
Responded to 4 active complaints and/or cases which are now closed or resolved.
Currently have 0 open cases or complaints.
Impounded 0 stray dogs.
No appearance tickets were issued.
There were no dog bites reported.
There were in excess of 8 dogs reported loose in the Town this month. This is unusually high. I would like to urge residents to keep their dogs tied up.

Highway – Superintendent Richard Klotz

Klotz reported that they are finished paving for the year. The highway department has paved five miles of road at a cost of \$500,000.
He received a bid for the gate at the highway garage, a project that is mandated by NYMIR, and is still waiting for bids on the opener and the electric. The entire project should cost about \$22,000.
There is also \$22,000 left in the capital project for the transfer station, which he will use to pave over bad parts of the road going up to the transfer station. They will do more in a couple of years as funds allow.
They have done some work on Mile Hill Road where there was wash out and the road was beginning to sag. They used concrete to correct the problem. Klotz would like to repave that road next year.

Justice – Eugene Rizzo/Terry Elia

Police – Chief Daniel Waage

Recreation/Buildings & Grounds – Frank Alfonso

Alfonso reported that Tony Williams Park is still getting lots of use by youth football, travel softball (for a small fee), UCCC, the school district, and people having parties.
The school is also using the tennis courts at the park, and the rail trail for cross country.
The town field was used by the Highland Business Association to hold the Harvest Fest on Sat., Sept. 28. The field is used for lacrosse practices, and modified soccer uses it for games.
People are still using the trails and the playground at Berean Park.
Youth basketball is scheduled for Saturdays at the middle school beginning in December.
Adult open basketball will be held on Tuesdays and Thursdays at the middle school.
Youth wrestling will be scheduled in January or February.
A senior trip is scheduled for October 20th. Alfonso asked Wendy Rosinski, Town Clerk, to speak about the trip.
Rosinski reported that she and a small committee got together with Alfonso to plan an activity for seniors and decided on a trip to the Clove Creek Dinner Theater in Fishkill. The show, Chapter Two, will take place on Sunday, Oct. 20th at 1:00 pm, and includes lunch. The cost to the seniors is \$25, with the balance being funded by the recreation department. Fifty tickets were originally purchased, but the response has been so positive that they are currently up to 68 tickets.
Regarding buildings and grounds, cleaning and painting is ongoing, and the windows and floors have been cleaned in the town hall.
Winslow asked if they could talk about upgrades to Berean Park.
Alfonso said they just completed work on the courts at Tony Williams Field. Those courts had spider cracks and needed to be done or they would have lost the courts.
At Berean Park, the courts have paving cracks, which are easier to fix. That court was resurfaced in 2011. The question now is how much do they want to invest. The third court, which is basketball, has one end that needs to be milled out. It has roots growing underneath and it cannot be refurbished with what is there. Also, the trees have grown so tall that no sunlight gets to the one section of the court, it grows moss and becomes very slippery. Highway said they can mill it out and perhaps put in lawn and more picnic tables.
For the tennis and pickleball courts it will cost approximately \$33,000.00 to fix the cracks, resurface and line. The basketball court will cost another \$4,500 to \$5,000 and the fence work approximately \$25,000. When they replaced the fence in 2010, they used a less expensive fence and it needs to be done correctly. These are estimates and the work

would not happen until 2020.

Supervisor asked what other activities go on at the park.

Alfonso said there is basketball, but he would make it a half court and remove the part that does not get sun. The tennis court lines are official but to make it an official court, it would need 20 feet beyond those lines and there is not enough room for that. It is a good practice court.

Winslow said they have the money and some grants coming to do this.

Alfonso said they have \$199,000.00 in capital improvement money for recreation.

Supervisor said the Board and Recreation Director should come up with a vision for Berean Park and a five-year plan, and not just throw \$100,000.00 at it. He also suggested getting input from a couple of community members.

Alfonso said \$165,000 was spent on Berean in 2012. This included repaving, striping and fencing in the parking lot; refurbishing the wall; doing work on the beach area; painting the buildings; and doing some work on the tennis and pickleball courts. Since then, with capital improvement money, the bathrooms were updated with new sinks and toilets, and a new raft was installed. They also put in a new sewer system. The mulch in the playground area was replaced a couple of years ago, and the swings are due this year.

Alfonso said he feels the capital improvement money was well spent addressing the major needs of the parks. And if the board decides that additional work needs to be done on the courts at Berean he will follow through in 2020.

Winslow indicated that fixing the tennis courts, and the fence surrounding them at Berean so the residents can play pickleball is a reasonable request.

Alfonso will look into what has to happen with the third court, and then maybe they can fix the fence this calendar year. But the court fix won't happen until June of 2020.

Liz Weisz, resident, said she doesn't think it's a good idea to get rid of the full basketball court at Berean because when they play pickleball in the evening there are always kids playing basketball. She feels all the courts need to be resurfaced, not patched, so they can be used.

Alfonso said the first two courts are repairable and can be resurfaced for \$35,000, the third court is not salvageable the way it currently sits. There are tree roots growing under it, and the trees block the sun on one end so moss grows on the court. It would be a waste of money to resurface.

Alfonso clarified for Mazzetti and Winslow that there would be either two courts for tennis/pickleball, and one-half court for basketball, or one court for tennis/pickleball, one multi-use court, and one-half court for basketball.

Weisz wanted to know what was spent on the Tony Williams courts. Alfonso checked, and said they spent \$23,975 on the three tennis courts, and \$9,900 on the basketball court.

Town Clerk – Wendy Rosinski

- Tentative 2020 Town of Lloyd budget has been prepared; I have emailed copies to each Board member and have additional hard copies in our office.
- Deer Management permits were issued until October 1st. If there is an excess in any deer management unit the NYSDEC will notify us and we will be allowed to issue deer management permits for those DMU's.
- 605 Transfer Station permits have been issued to date.
- CSC Holdings first half payment received \$88,450.00 (Cablevision)
- The Deputy Town Clerks attended the Ulster County Town Clerks' and Tax Collectors' Meeting on September 19th in the Town of Esopus. The topic was waving the fee for marriage licenses for Active Duty Military Personnel. The state is waving their fee of \$22.50 and the Clerk's office has decided to wave our fee of \$7.50.

Water & Sewer – Adam Litman

Supervisor – Paul Hansut

Supervisor stated that early voting will be held at the American Legion on Grand Street beginning Saturday, October 26 at 10:00 am, and will be held daily through Sunday, November 3rd.

2. OLD BUSINESS

Joe Mazzetti addressed a letter from the Police Benevolent Association posted on Facebook.

3. NEW BUSINESS

A. Town of Lloyd Court Clerk’s Office hours will be Monday through Friday 8:00 - 4:00 pm.

4. PRIVILEGE OF THE FLOOR

Gordon Hamilton, a resident who lives on Macks Lane, addressed the board for the residents of Macks and Sherwood Lanes who are concerned about the negative impact the number and types of projects proposed in the immediate vicinity will have on their community. Their primary concerns are traffic, noise, lights, safety and the removal of natural barriers.

Macks Lane and Sherwood Lane Petition

We, the undersigned residents of the Town of Lloyd, Macks Lane and Sherwood Lane neighborhood, wish to ensure that the following considerations take precedence during the review of the construction of a multi-structure/multi-purpose development at the proposed location on the eastern side of Route 9W in Highland, south of the intersection with Macks Lane and Chapel Hill Road (hereafter referred to as the project). We respectfully request that the planning board consider the following:

- Maintain and improve the safety and privacy of our community.
- Ensure that property values are maintained.
- Ensure that the project pays its fair share of taxes for the repair and renewal of the community infrastructure (e.g. roads, utilities) and if appropriate, expansion of school facilities.
- Aggressively address the added light, noise and environmental pollution issues that will result from the project.
- Protect the peace and privacy between our homes and the development.
- Ensure the continued, unimpeded access to and from Route 9W.
- Assure that all Planning Board final decisions regarding the impact of this project on traffic, environment, utilities, property values and the quality of life of current residents are based on evaluations from entities with no direct or associated vested monetary interest in the project.

Overall, we feel this development would negatively impact the quality and safety of our neighborhood and directly affect our children and families who reside in the Macks Lane and Sherwood Lane neighborhood in the Town of Lloyd. It is certain that there will be added noise and light pollution as the result of this project. 9W traffic at the Macks Lane intersection will be markedly impacted by this project and the multiple other proposed projects in this small area. In addition, the potential impact of the proposed businesses on ground water safety is of great concern, as all the homes in this neighborhood depend on well water. The residents respectfully request to be notified of any Department of Transportation, Department of Environmental Protection, Water and Sewer and other relevant studies used to evaluate this project. The residents would also like a timeline in terms of building for the project.

	Name of Eligible Resident	Signature of Eligible Resident	Address of Resident
1.	Katherine Ann Hamilton	Katherine Ann Hamilton	160 Macks Lane
2.	Gordon Hamilton	Gordon Hamilton	160 Macks Lane
3.	ROBERT DELOW	Robert Delow	1948 RWOOD AVE
4.	Christopher Calimano	Christopher Calimano	18 Sherwood Lane
5.	Megan Heagle	Megan Heagle	18 Sherwood Lane
6.	KEVIN S. L. L. L.	Kevin S. L. L. L.	3 Sherwood Lane

7	Melissa Surpiza	Melissa Surpiza	151 Macks Lane
8	Jesse Surpiza	Jesse Surpiza	151 Macks Lane
9	Dean Raffaele	Dean Raffaele	130 Macks Lane
10	Carol Raffaele	Carol Raffaele	130 Macks Lane
11	Paula Fabbri	Paula Fabbri	140 MACKS LANE
12	George A. Williams	George A. Williams	140 MACKS LANE
13	Patricia Pezzo	Patricia Pezzo	131 Macks Lane
14	Joseph P. Lehman	Joseph P. Lehman	111 Macks Lane
15	Glenn J. Lehman	Glenn J. Lehman	111 Macks Lane
16	Diane Wittmer	Diane Wittmer	90 Macks Lane
17	Donald VANTASSEL	Donald Vantassell	90 MACKS LANE
18	ELISSA TOCCHINO	Elissa Tocchino	91 MACKS LANE
19	Troy Tortorella	Troy Tortorella	48 Macks Ln
20	Alicia Tortorella	Alicia Tortorella	48 Macks Ln
21	Vanessa Tortorella	Vanessa Tortorella	48 Macks Lane
22	Brad Stofa	Brad Stofa	48 Macks Lane
23	Anthony Tortorella	Anthony Tortorella	48 Macks Ln.
24	Brittany Decker	Brittany Decker	78 Macks Ln
25	Patrick Decker	Patrick Decker	78 Macks Ln
26	Richard L. Bolstad	Richard L. Bolstad	80 Macks Ln
27	Melanie Bolstad	Melanie Bolstad	80 Macks Ln
28	Gina Edwards	Gina Edwards	5 Sherwood Lane
29	Michael Edwards	Michael Edwards	5 SHERWOOD LANE
30	Barbara Slakoper	Barbara Slakoper	171 MACKS LANE
31	Philip Slakoper	Philip Slakoper	171 Macks Lane
32	Michael McGrath	Michael McGrath	141 Macks Lane
33	Michelle M McGrath	Michelle M McGrath	141 Macks Lane
34	Mary Ellen Franklin	Mary Ellen Franklin	170 MACKS Lane
35	Jim Dagata	Jim Dagata	170 macks Lane
36	Michelle Pregno	Michelle Pregno	81 MACKS LANE
37	Adam Pregno	Adam Pregno	81 MACKS LANE
38	Laura Odo-Kelly	Laura Odo-Kelly	50 Macks Lane
39	John C. Kelly	John C. Kelly	50 macks Ln
40	Peter W. Kelly	Peter W. Kelly	50 Macks Lane
41	Shawn Feeney	Shawn Feeney	16 Sherwood Ln
42	Nirmala Nataraj	Nirmala Nataraj	16 Sherwood Lane
43	Amy E Lazaroff	Amy E Lazaroff	26 Marie Rd
44	Dagmar Kelly	Dagmar Kelly	26 Marie Rd
45	Erin Baran	Erin Baran	26 Marie Rd
46	Chris VANTASSEL	Chris Vantassell	90 MACKS RD
47	Margorie di Girolamo	Margorie di Girolamo	100 MACKS LANE
48	Joseph E. Kunka	Joseph E. Kunka	100 MACKS LANE
49	Julie Kulaga	Julie Kulaga	100 MACKS Lane
50			

September 26, 2019

Town of Lloyd Planning
Board
12 Church Street
Highland, NY 12528

Town of Lloyd Planning Board:

Thank you for allowing me to speak today on behalf of residents in the Highland Hills development. We have been attending these meetings since late March! early April with our neighbors to learn more about the projects that were happening on either side of the entrances to our community. At that point in time, there were only 2. Now, just 6 months later, there are a total of 6 big projects that will directly affect our quality of life.

Auto Zone
Stewart's
Views
Villages
Highland Estates
Golden View II

OCTOBER 2, 2019

Residents of Macks Lane have approached the Highland Hills community for help with a petition they created to ask the town board to put a moratorium on these projects until a plan for the massive infrastructure that will be needed is figured out as well as safety of the residents and the environment surrounding these areas. With the amount of traffic and people that will be added to this area safety is also a huge concern. The chief of police has said in meetings with residents from Highland Hills as well as in town board meetings that he only has two officers out to patrol and they rely immensely on the state police.

With the almost 50 residents on Macks Lane, the 169 in Highland Hills and the fact that these petitioners are approaching those that have signed past petitions against projects in the Brookside development, the total is close to 300 voters who are nervous about how fast and close together these projects are arising.

Even as of last week when the Golden View project was announced at the planning board meeting traffic, infrastructure and the environment didn't seem to be a concern, just that some of the board members liked the idea.

We as a community understand that the planning board's job is to review the plans and make sure they are met to code, not to judge what is being built. But we also know that something can be done when it affects quality of life. To the board this may just be 6 separate projects, but to us, the residents that currently reside around this area it represents a big mess. The majority of these projects don't even directly benefit the community living around them. With the Walkway over the Hudson, the town could be benefiting from inviting tourists into our town instead of focusing on storage, Dollar Generals and Auto Zones. We ask you to please consider what these projects will do to our community and if needed create a policy to slow down these project developments so it can be insured that the safety, quality of life and the environment for those currently living in that area are protected. I would like to submit this letter as public record to go into the minutes of tonight's meeting.

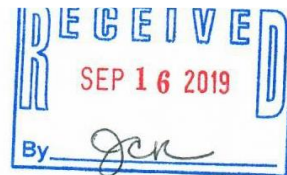
Thank you,

Highland Hills Residents



Concerned Citizens of Lloyd

Highland, New York 12528 / (845) 691-8650



September 10, 2019

Lloyd Town Board
Lloyd Town Hall
12 Church Street
Highland, NY 12528

RE: Berean Park Tennis, Pickleball, and Basketball Courts

Dear Town Board Members:

On September 4, 2019, a group of Highland residents attended a Town Board Workshop to request that improvements be made to the tennis, pickleball, and basketball courts at Berean Park. The courts are cracked, worn, faded, and need to be resurfaced. In addition, the fencing is no longer effective.

As you well know, Berean Park is located in a large residential area of the town, and can be easily and safely accessed by children, other residents, and visitors alike. In addition, it is the site for the Town of Lloyd Summer Youth Recreation Program, for which local pickleball players acquired a donation to pay for the purchase of pickle ball racquets and balls to add to the program's offerings.

In 2013, the Town Board adopted the Town of Lloyd Comprehensive Plan, which is still in effect. Chapter One, page 16 of the plan highlights the need for improvements to the Berean courts, and implementation of the improvements to be completed within two years.

It is now many years since the Comprehensive Plan was created. Yet, very little has been done to address the poor conditions of the Berean courts—in spite of numerous requests to Town Board Members and the Recreation Department.

The courts at Tony Williams Field were resurfaced just this past month, even though they were in far better condition to begin with than the Berean courts. Pickle ball is not permitted on the Tony Williams courts. So, pickleball players have no recourse but to play at Berean Park. In addition, the use of the Tony Williams courts is limited at times even for tennis players, because the Highland High School Tennis Team has priority. Also, the youth living in other sections of the town can not easily access the Tony William tennis and basketball courts without imposing on their parents for transportation. (Continue on page 2)

OCTOBER 2, 2019

Concerned Citizens Letter to the Town Board — Page 2

Our inquiries indicate there is currently \$190,000 in the town recreation budget. Improving the conditions of the Berean Park tennis, pickleball, and basketball courts will be a great service to community members of all ages. We request that the Town Board give serious consideration to this matter and appropriate the funds necessary to make the greatly needed and long overdue improvements to the Berean Park courts. We look forward to your response to our request in the very near future.

(See Attachment A and Attachment B)

Sincerely,

Concerned Citizens of Lloyd

Elizabeth M. Weiss
Jeannette O'Connor
Tiffany Bennett
Don Stetson
Paul Stetson
John Jackson
Phyllis Stetson

CONCERNED CITIZENS LETTER TO THE TOWN BOARD - ATTACHMENT A

Town of Lloyd Comprehensive Plan: Chapter One - Page 16

10.2.9 BEREAN PARK

- Repair of the tennis courts, resurface the basketball courts, and install light for evening activities.
- Add a beach volley ball area, a water slide, paddle boats, and a small concert shell
Town Board and Recreation Commission / within 2 years

CONCERNED CITIZENS LETTER TO THE TOWN BOARD - ATTACHMENT B

The Benefits of Offering Pickleball In Our Community:

According to the United States Pickleball Association, pickle ball is the fastest growing sport in America. Many neighboring towns and educational institutions, including the City of Kingston, Ulster County Community College, and SUNY New Paltz, have recently increased their number of pickle ball courts, and opened them to the public. The number of participants in our local playing group has increased from four to approximately 40, with the ages of players ranging up to 85. In our community, pickle ball is one of the few, if not only, activities that enables people of all ages to participate together in a cardiovascular sport, while also providing multigenerational socialization that fosters respect for one another. Pickleball courts are a large draw for communities as well. People seek homes and vacation opportunities where courts are available. Berean Park's close proximity to the Lloyd business district is also a plus. Before and after play, participants frequently patronize local stores and restaurants.

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Mark Reynolds, reporter, asked where each of the board members stand on the issue of a moratorium on building projects in the town.

Winslow said she is apprehensive about agreeing to a moratorium. She wants to trust the planning board to keep looking into it, and she speaks to Fred Pizzuto, Chairman of the Planning Board, frequently about her concerns with these projects. She certainly does not want to hurt neighbors, or have another situation like what happened on Toc Drive. She wants to know all the facts before making a decision.

Mazzetti wants to make sure he has all the answers to questions before moving forward with a moratorium. He thinks they should rely on the planning board to come up with a comprehensive plan, but if the plan isn't done quickly enough, and he does not receive something of substance from the building department, then he feels a moratorium may be the only answer, and he will support it.

Guerriero said he thinks traffic is a major concern and can be a nightmare if a traffic study is not done properly. That short span sees heavy traffic as it is, with the bridge traffic, maybe the county or DOT needs to get involved. Rather than look at one project at a time, all projects should be looked at collectively to better see the entire impact. He would support a moratorium to have a traffic study.

Supervisor said it's the board's obligation to create a moratorium which has been discussed for the last two years. It only takes a majority to pass a moratorium, and there is more building going on now than there was two years ago. He would not be in favor of a moratorium without a vision moving forward.

Auchmoody said he believes there is currently a height restriction of 37 ½' on the books.

We don't do traffic studies, that would be DOT, the county and state. He doesn't think we can pass a moratorium on projects that are already on the books.

Winslow said we can.

Sean Murphy, attorney, said he believes nothing on the books has a vested right., so a moratorium could be passed.

Auchmoody continued by acknowledging that he must rely on the planning board to make recommendations to the board because he doesn't have the expertise. He doesn't see a moratorium happening, but if the board members convince him it is necessary then he would consider it.

Mazzetti asked Murphy if a draft for a moratorium can be written if he has board support for a moratorium.

Murphy replied that the earliest a moratorium could be voted on would be the next meeting, but before it is written it must be decided what exactly the moratorium will be for; either town wide, or a specific area. Also, a public hearing would have to be held.

Mazzetti said he would want to look at density, height maximum's, setback requirements, buffer zones when a development is infringing on a residential neighborhood, and traffic patterns.

Murphy stated that some of these issues are already addressed by law and the process that's currently in place. The purpose of a moratorium is to make revisions to the law.

Mazzetti asked Pizzuto to discuss this with the planning board members to finalize if this is what they want the board to do.

Pizzuto recommended asking the state and county to do a complete traffic study to see how the traffic flow from these projects around Chapel Hill Road can best be managed. He said they are not looking to stop projects, just slow it down to mitigate the traffic. He's not sure the town can absorb 10% growth in a year or two when it is accustomed to 1% annual growth.

Sal Cuciti, Planning Board member, indicated that they have been discussing residential density in relation to the Comprehensive Plan. He had suggested a moratorium on larger multi-family, mixed use projects, not 1 or 2 family homes or renovations.

Rick Bolstad, resident of Macks Lane, said he's in support of a traffic study.

Joe Kulaga, resident of Macks Lane, wanted to know if the projects can proceed without a traffic studies.

Supervisor said a traffic study must be completed and submitted to the Planning Board.

Melanie Bolstad, resident of Macks Lane, said she has been hit twice on Macks Lane because of the way the entrances and exits are situated for Rite Aid and Wingate. Her child was hit head on in that area. She thinks further development in that area is only going to make things worse.

Murphy said he spoke to NYS Parks counsel who assured him they would not hold the town responsible for any title issues regarding the strip of land located behind the western Walkway welcome center. Parks would also not hold the town responsible for any debris that needed to be removed. They would purchase it as is.

5. MOTIONS AND RESOLUTIONS

- A. **MOTION** made by Winslow, seconded by Mazzetti to approve the September 2019 Supervisors Report.

Five ayes carried

OCTOBER 2, 2019

- B. MOTION** made by Winslow, seconded by Mazzetti to approve Town Board Regular Meeting Minutes of September 18, 2019.

Five ayes carried

- C. RESOLUTION** made by Mazzetti, seconded by Winslow

WHEREAS, a local law, being proposed as Local Law D-2019, was introduced at this meeting as follows:

“Local Law D–2019, a Local Law to override the Tax Levy limit established in General Municipal Law Section 3-C.

(copy of Local Law attached)

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

NOW, THEREFORE, BE IT RESOLVED that a Public Hearing will be held by the Town Board with respect to the adoption of the aforesaid local law at the Town Hall on the 16th day of October 2019 at 7:00 p.m.

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

Local Law D of the year 2019

Town of Lloyd, County of Ulster

A local law to override the tax levy limit established in General Municipal

Law § 3-c

Section 1. Legislative Intent

It is the intent of this local law to override the limit on the amount of real property taxes that maybe levied by the Town of Lloyd pursuant to General Municipal Law § 3-c, and to allow the Town of Lloyd to adopt a budget for the fiscal year 2020 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law § 3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law § 3-c, which expressly authorizes the town board to override the tax levy limit by the adoption of a local law approved by vote of sixty percent (60%) of the town board.

Section 3. Tax Levy Limit Override

The Town Board of the Town of Lloyd, County of Ulster is hereby authorized to adopt a budget for the fiscal year 2020 that requires a real property tax levy in excess of the amount otherwise proscribed in General Municipal Law, §3-c.

Section 4. Severability

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date

This local law shall take effect immediately upon filing with the Secretary of State.

Roll call: Winslow, aye Mazzetti, aye; Guerriero, aye; Hansut, aye; Auchmoody, aye

Five ayes carried

- D. RESOLUTION** made by Auchmoody, seconded by Winslow to create Inflow and

Infiltration Reserve to improve the existing Sewer infrastructure (lining the existing sewer mains) which should include but not limited to engineering, bidding, contracting, and the cost of borrowing of funds for this type of improvement. This will be funded by fund balance of \$66,000 (8120.30 budget in 2017 & 2018) and from \$33,000 from line 8120.30 from the 2019 budget and the remaining funds from Mountainside Woods gift of \$12,725.29. Funds will be added as available and budgeted for annually.

Roll call: Winslow, aye Mazzetti, nay; Guerriero, aye; Hansut, aye; Auchmoody, aye

Four ayes carried

- E. RESOLUTION** made by Auchmoody, seconded by Winslow to accept the resignation of Karen McPeck, Bookkeeper to the Supervisor, effective October 18, 2019.

OCTOBER 2, 2019

Roll call: Winslow, aye Mazzetti, aye; Guerriero, aye; Hansut, aye; Auchmoody, aye

Five ayes carried

Auchmoody said it is with a heavy heart.

Guerriero added she did a wonderful job.

Hansut said during Karen's 16 years as bookkeeper, even during some difficult and heated conversations, her first priority was always the residents of the town. She will be sorely missed.

- F. RESOLUTION** to establish the position of full-time Municipal Bookkeeper, a competitive Civil Service position, to work the hours of 8:00 am - 4:00 pm.

No motion made

- G. Resolution** made by Auchmoody seconded Mazzetti to establish the position of full-time Water/Waste Water Maintenance Worker, a full-time non-competitive Civil Service position, to work 40 hours per week at the rate of \$22.06.

Roll call: Winslow, aye Mazzetti, nay; Guerriero, aye; Hansut, aye; Auchmoody, aye

Four ayes carried

- H. RESOLUTION** made by Auchmoody, seconded by Mazzetti

Authorizing the implementation, and funding in the first instance 100% of the federal aid and State Marchiselli Program aid eligible costs, of a transportation federal-aid project and appropriating funds therefore.

WHEREAS, a Project for the Streetscape Improvements in Highland Hamlet in the Town of Lloyd, Ulster County, PIN 8762.55 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, the Town of Lloyd desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of preliminary engineering and right of way incidentals work.

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

RESOLVE, the Lloyd Town Board hereby approves the above-subject project; and it is hereby further

RESOLVED, that the Lloyd Town Board hereby authorizes the Town of Lloyd to pay in the first instance 100% of the federal and non-federal share of the cost of preliminary engineering and right of way incidentals work for the Project and portions thereof; and it is further

RESOLVED, that the sum of \$131,000.00 is hereby appropriated from unexpended and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Lloyd Town Board shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Supervisor thereof; and it is further

RESOLVED, that the Town of Lloyd Supervisor be and is hereby authorized to execute all necessary Agreements, certifications of reimbursement requests for Federal Aid and/or applicable Marchiselli Aid on behalf of the Town of Lloyd with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

RESOLVED, that in addition to the Supervisor, the following municipal titles: Building Department Director are also hereby authorized to execute any necessary Agreements or certifications on behalf of the Municipality/Sponsor, with NYSDOT in connection with the advancement or approval of the project identified in the State/Local Agreement;

RESOLVED that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the project, and it is further

RESOLVED, this Resolution shall take effect immediately.

Roll call: Winslow, aye Mazzetti, aye; Guerriero, aye; Hansut, aye; Auchmoody, aye

Five ayes carried

OCTOBER 2, 2019

- I. RESOLUTION** made by Winslow seconded by Mazzetti authorizing the Supervisor to sign the Master Federal-Aid Local Project Agreement for Streetscape Improvement Grants, PIN 8762.55.

Roll call: Winslow, aye Mazzetti, aye; Guerriero, aye; Hansut, aye; Auchmoody, aye
Five ayes carried

Supervisor said the town's portion will come from unexpended funds.

- J. RESOLUTION** made by Winslow, seconded by Mazzetti
WHEREAS New York State Parks, Recreation and Historic Preservation on behalf of the Palisades Interstate Park Commission has offered the Town of Lloyd \$510.00 for the purchase of 0.14 acres vacant land tax parcel 88.17-5-5.11 on the south side of Mile Hill Road to serve as a buffer along the north side of the Welcome Center and the Town's parent parcel.

NOW, THEREFORE, it is resolved, as follows

Paul J. Hansut, Town Supervisor, is authorized on behalf of the Town of Lloyd to sign said agreement on behalf of the Town.

Roll call: Winslow, nay Mazzetti, nay; Guerriero, nay; Hansut, aye; Auchmoody, nay
RESOLUTION FAILED

MOTION made by Mazzetti, seconded by Winslow to go in to executive session at 6:25 PM with Sean to discuss litigation.

Five ayes carried

MOTION made by Hansut, seconded by Auchmoody to come out of executive session at 7:10 PM.

Five ayes carried

RESOLUTION made by Auchmoody, seconded by Mazzetti to establish the position of full-time Senior Account Clerk, a competitive Civil Service position.

Roll call: Winslow, aye Mazzetti, aye; Guerriero, aye; Hansut, aye; Auchmoody, aye
Five ayes carried

RESOLUTION made by Auchmoody, seconded by Guerriero to hire Elaine Rivera as Part-time bookkeeper at a rate of \$25.00 per hour.

Roll call: Winslow, aye Mazzetti, aye; Guerriero, aye; Hansut, aye; Auchmoody, aye
Five ayes carried

MOTION made by Hansut, seconded by Auchmoody to adjourn at 7:20 PM.

Respectfully submitted,

Wendy D. Rosinski
Town Clerk

