**Present:** Supervisor David Plavchak **Also present:** Sean Murphy, Attorney

 \* Councilmember Leonard AuchmoodyWendy D. Rosinski, Town Clerk

 Councilmember Michael Guerriero Margaret O’Halloran, Secretary

 Councilmember John Fraino

Councilmember Joe Mazzetti

Meeting was held live in Town Hall, streamed on Channel 22 and \*Web-Ex.

**4:00 PM** – Meeting was opened with the Pledge of Allegiance led by Councilmember Guerriero

Town Clerk presented the 2023 Tentative Budget to the Town Board.

The Town Board has received the Tentative Budget by email and their budget books are available for them in Town Hall.

**IMPORTANT BUDGET DATES:**

Wednesday, October 12th at 5:00 PM Preliminary Budget review

Wednesday, October 19th at 7:00 PM Set Public Hearing

Wednesday, November 2nd 4:00 PM Public Hearing on 2023 Budget

Wednesday, November 9th 4:00 PM Adjourn Public Hearing

Wednesday, November 16th 7:00 PM ADOPT 2023 Final Budget

**1. REPORTS**

**Assessor –** Ann Feo

**Budget –** Margaret O’Halloran

**Building & Zoning Department –** David Barton

69 North Road. The son of the previous owners had done a substantial improvement with clean-up. There is more to do such as septic issues but the son will figure that out. The Town Board can hold off action.

9 Commercial Ave. The owner of 9 Commercial Ave was sent his last warning letter. He was told to be at this meeting but did not show. Nothing has changed on the site since the last time he was spoken to. There are more pallets stacked up on the property on Commercial Ave. It is a dangerous sight because you cannot see coming up Commercial Ave. past those pallets. The next meeting will be his hearing. A request for a Motion to set a decision on the unsafe building conditions and the things he must do to remediate it. A motion was set for 10/19/2022 at 7:00 PM Town Board meeting for the owner to plead his case.

Former Mariners Harbor site on River Road. There has been some progress toward cleanup. They have a signed and notarized contract with Bova Construction Inc. There are two state permits required. One for asbestos that goes through the Department of Labor and one for lead that goes through the Health department. There is no schedule at the current moment. A schedule has been requested for the next meeting.

Finally, concerns regarding the Assistant Living home on Grove Street. The lawn has not been cut and the driveway is in rubble. It has become an eye sore and could also be a potential hazard for kids that happen to wander onto the property or people going on the property.

Two enforcement actions have been initiated against the property with the assistance of the police.

The other concern is that they had issues before they approached us about a permit and we want to make sure they are doing everything correct, whether to reopen or sell.

Current problems with the building are windows are open, doors on the far new side are unsecured, sprinkler is offline at least half the building, the old half, has a fair bit of the ceiling on both floors on the floor leaving the floor soaking wet. There is an extensive list that will be required of either the present owner or future owner of what they have to do. They will be required to bring the whole section entirely to the new code.

* Attended Association of Town’s Training seminar, Hyde Park. Had interesting information related to short term rentals, amongst other things.

• Triboard meeting: Supervisor asked for ideas related to the upcoming Comprehensive Plan Review (on agenda this evening).

* Going forward, have a meeting scheduled Thursday Oct 6th to discuss plans for that review with David Gilmour of Laberge Group who will help in the review.
* Also discussed STR. Building Department has started crafting an application for STR’s SUPs. Also creating a Planning Board checklist

• Have created a street map with all new roads using ArcGIS Pro.

• 9 Commercial Ave: final email sent. Order for Town Board to pass out for consideration. Must set a hearing.

• 69 North Road: Substantial progress made on the clean-up.

• Mariner’s: Owner has allegedly contracted with a firm to do the cleanup at the site. Two State permits need to be in hand before work begins. No schedule at present.

• Avoidable Alarms: 3 in last month, warning sent after FD reports.

• Meat truck sales in Tractor Supply parking lot: Worked with Chief Janso on a viable solution to the issue, issued a complaint to the operator who evidently decided pursuing a permit from the Town would be too onerous and packed up and left. Thanks to Chief.

• More PD/Building department activity: responded to police and fire dept to a intentional fire of construction debris, which is illegal. Also happened during the burn ban we put into effect during the drought. Issued a complaint with fine which the property owner promptly paid. Good to have an excellent rapport with the Police Department and Fire Department. Thanks to Chief and his team, and the fire department personnel who extinguished the fire on site.

**Dog Control –** Andrew McKee

Received a total of 22 calls this month including 4 calls to service from the New York State

Police and Ulster County Sherriff.

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

2 open cases or complaints.

Impounded 0 dogs

2 appearance tickets were issued

no dog bites

Halloween is approaching! Hundreds of masked children roam the neighborhoods entering yards looking for candy! Please have a Halloween plan for your Dogs!!!

If you are taking children out trick or treating, please leave your dog at home. It is a scary unfamiliar environment for them and does not aid them in their socializing skills. Thank You!!!

**Finance –** Kendra Minard

**Highway –** Superintendent Richard Klotz

**Historian –** Joan Kelley

The number of active Covid-19 cases in Ulster County more than doubled; the number of active cases rose from 119 to 285 at month's end. The number of deaths rose from 394 to 396.

I received several queries:

1. Using land deeds and the 1932 Tax Assessment maps, I found the location of the house where Phyllis (Terra) Kim's grandparents lived on Vineyard Ave in the 1930-40s.
2. Someone on Facebook requested a photo of Nick Pape. I located his obituary which mentioned a portrait of him which was unveiled in the town hall. I learned the portrait had been moved to the police station. Margaret got a photo of the painting and updated Facebook.
3. Pat Klemens from Illinois came to Ulster County to research his ancestor, James Norton, who lived here in the late 1700s. I helped him locate the land that James owned (east end of River lot 2, on Perkinsville Road).
4. Nancy Bonar requested information and photographs which would help in her renovation of 383 Upper North Road. I found several photographs from the 1940s when it was the Affron turkey farm. More recent photos in the assessor's file were also helpful.
5. To assist with a fuel oil remediation, Rick Parry requested information of a basket factory that once existed on his neighbor's property. I found deeds referring to a "crate and cup" factory [part of apple shipping] and, with the assessor's help, we determined its size and location.
6. Dr. Catherine Tinker is researching Timothy Jayne who lived in River Lot 1 from 1780-1800. I was able to direct her to several relatively unknown sources for this time period.

I received one donation:

1. Elaine Harney donated advertising memorabilia from the Hudson Valley Winery.

Rail trail signage – I researched several questions from Matt and scanned additional photographs. Two signs are finished and he's actively working on the remaining two.

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 discovered a water leak in the records room. I moved the 1932 tax assessment maps to the historian's office. They appear to be undamaged by the moisture, but they aren't in great shape. I am investigating options to digitize them. They fill a large gap in our set of town maps.

I participated in a meeting of the 250 RevWar Committees and attended the first TOLHPS in-person meeting of 2022.

**Police –** Chief James Janso

CALLS FOR SERVICE---------------------985

 ACCIDENTS--------------------------------35 (6 personal injury) (29 property damage)

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

 (59 UTT’S)

 ARRESTS-------------------------------------24

 FOOT PATROL------------HAMLET (OFFICER/SGT) ------Approx. 155 hrs.

 SCHOOL (OFFICER/SGT) ------Approx. 15 hrs.

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

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

**Sept.06th-**Cops and Coffee took place at Hudson Place Apartments Community Room.

**Sept. 07th-**1st day of school. Officers were at all three schools to welcome the students to the new school year as well as our new School Resource Officer Brian Scott.

**Sept. 11th -**Chief Janso and Lt. Roloson participated in the Rt. 299 cleanup with the Adonai Masonic Lodge.

**Sept 11th –** members attended the9/11 Memorial Service at the Highland Fire Department.

**Sept 27th-** Chief Janso and Lt. Roloson presented a class on social media/cyber bullying to the Girl Scouts**.**

**Sept 28th-**Lt. Roloson, Officer Day and former Town of Lloyd Police Officers Mike Henry and Nick Paradise were presented Meritorious Lifesaving Award from The Ulster County Police Chiefs Association for their lifesaving actions in 2020.

**Sept 29th-** Lt. Roloson attended the Downtown Business Association meeting/mixer. He spoke about situational awareness and safety.

**Narcan Use- 1 Non-fatal (7 year to date)**

The Town of Lloyd Police would like thank Mark Owen Sanderson and Paul Cohen from the “Village in the Hudson Valley” for their donation of $19,305 to the police department. This donation will make it possible to upgrade the department’s computer system, new Body Cameras and supply all of our officers with new body armor outer carrier vests and we will be able to replace all the department firearms with new ones. These important safety and equipment upgrades could not have been done without their generous donation and support.

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

Youth soccer has been very successful on Mondays and Saturdays. The group is going to move forward and try to get the Highland United Soccer Club up and running.

The paperwork for the adult basketball to be held on Tuesday and Thursday nights at the middle school has been submitted and will start at the end of the month.

Youth basketball paperwork has been submitted to the school district ahead of the start date in December to secure the space.

Two other programs that are to start in December/January are youth wrestling and youth cheerleading.

All the Parks are still very busy with residents, schools, and leagues.

Supervisor complimented Alfonso on the great condition of the parks.

**Town Clerk –** Wendy Rosinski

**Town Clerk**

As you will see on the agenda Vera is retiring and I am moving Maribel to 1st Deputy Clerk. Vera has done an amazing job training her and I anticipate a smooth transition.

We are making some changes to improve the space in our office. It is a slow process.

**Records Management**

After reviewing our disposition schedule, and speaking with the Assessor and NYS Archives I have found there are several shelves of records I can destroy at the Shred-it. This will free up valuable space in my large safe and small safes.

The air conditioner in the records room had a leak and several boxes and other items got wet. Most were salvaged, and there were no historical or permanent records destroyed. It also caused some mold on the wall which we found was strictly on the surface and easily remedy with bleach and a rag. But we will continue to watch it.

**Tax Collector**

This is the last month to pay any water bills that are due by October 31st after that, any unpaid water bills are relieved onto the 2023 Land Tax bills.

**Supervisor –** David Plavchak

Thanked Margaret and Kendra for the time they spent putting the budget together.

**Water & Sewer –** Adam Litman

 **Water Department**

1. River water is making up 90% of daily production, and the remaining 10% comes from the wells.

2. Production time is varying between 11 & 12 Hrs. per day.

3. We rented an electric lift and we are cleaning all the elevated areas inside the water plant.

4. Last week the crew pull a 500-pound clear well pump motor and we sent it out to have it rebuilt.

 **Road Crew**

1. The Road Crew has been busy with utility mark outs.

2. They have assisted with and installed water & sewer services on North Road & Roberto Drive.

3. The crew is overseeing some of the utility work on Tillson. Ave.

4. Truck repairs & maintenance.

 **Sewer Department**

1. Daily operations continue as usual.

2. The cooler weather over the past few weeks has helped to stabilize the wastewater plant. The sludges are beginning to settle, this allows the 2-man crew to catch up on other maintenance needs.

Littman said he hasn’t had any luck with Civil Service filling the position of Water/Waste Water Maintenance Worker and would like to post it internally and to the public.

Water tank is getting ready to break ground.

**2. OLD BUSINESS**

1. **69 North Road, 9 Commercial Ave., Former Mariner’s Harbor Restaurant site on River Road.** Discussed under Building Department report.
2. **Methodist Church Contract**

Attorney Sean Murphy said the church wanted a 5-year lease but the Town only wants 1 year. The cost of the yearly lease is going from $5,500 to $1.00**.** The church recognizes the town maintains the road and sidewalk and trees and that is a value for the church.

**3. NEW BUSINESS**

**4. Privilege of the Floor**

**5. MOTIONS & RESOLUTIONS**

1. **MOTION** by Mazzetti, seconded by Guerriero to approve minutes of September 7, 2022, Workshop Town Board meeting and September 21, 2022 Regular Town Board meeting.

 **Five ayes carried**

1. **Resolution** by Auchmoody, seconded by Mazzetti to authorize the payment of vouchers as audited by the Audit Committee. *Should have been approved at the 9.21.22 meeting.*

GENERAL G - 768 to G - 840 $ 92,350.62

HIGHWAY H - 313 to H – 342 $ 34,316.97

MISC M - 152 to M - 171 $ 371,172.96

PREPAYS P - 649 to P - 792 $ 191,550.18

SEWER S - 287 to S - 306 $ 21,801.17

WATER W - 307 to W - 334 $ 27,140.37

 TOTAL $ 738,332.27

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

 **Five ayes carried**

1. **RESOLUTION Supplemental Agreement #4**

**Motion** by Mazzetti, seconded by Guerriero

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 Tillson Avenue: Route 9W to Route 44/55 in the Town of Lloyd, Ulster County, PIN 8757.81, identified as PIN 8757.81 (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** a resolution adopted by the Town of Lloyd on October 12, 2011 approved and agreed to advance the Project by making a commitment of 100% of the non-federal share of the costs of preliminary engineering.

**WHEREAS**, it was subsequently found necessary to undertake additional preliminary engineering work not contemplated in the original agreement authorized by the previous Resolution; and

**WHEREAS** it has been found necessary to increase the federal and non-federal share of costs for the additional preliminary engineering work for the project; 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 construction and construction inspection work for the Project or portions thereof.

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

**RESOLVE**, that 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 the additional preliminary engineering, construction, and construction inspection work for the Project or portions thereof; and it is further

**RESOLVED,** that the sum of $6,846,001, ($7,684,001 minus previous $838,000) is hereby appropriated from [or, appropriated pursuant to ] and made available to cover the cost of participation in the above phases of the Project; and it is further

**RESOLVED**, that in the event the full federal and non-federal share costs of the project exceed 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 Town Supervisor thereof, and it is further

**RESOLVED**, that the Town Supervisor of the Town of Lloyd be and is hereby authorized to execute all necessary Agreements, certifications or 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 Town Supervisor, the following municipal titles: Commissioner of Public Works, Town Engineer, Town Comptroller, 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**; Auchmoody, aye; Fraino, aye; Plavchak, aye; Guerriero, aye; Mazzetti, aye

 **Five ayes carried**

1. RESOLUTION Supplemental Agreement #5

Motion by Mazzetti, seconded by Guerriero

WHEREAS, a Project for the Tillson Avenue: Route 9W to Route 44/55 in the Town of Lloyd, Ulster County, identified as PIN 8757.81 (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**, a resolution adopted by the Town of Lloyd on October 12, 2011 approved and agreed to advance the Project by making a commitment of 100% of the non-federal share of the costs of preliminary engineering.

**WHEREAS**, a resolution adopted by the Town of Lloyd on \_\_\_\_\_\_\_\_\_ approved and agreed to add additional preliminary engineering funds to the Project by making a commitment of 100% of the non-federal share of the costs of preliminary engineering.

**WHEREAS,** it was subsequently found necessary to undertake additional preliminary engineering work not contemplated in the original agreement authorized by the previous Resolution; and

**WHEREAS**, it has been found necessary to increase the federal and non-federal share of costs for the additional preliminary engineering work for the project; and

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

RESOLVE, that 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 Llyod to pay in the first instance 100% of the federal and non-federal share of the cost of the additional preliminary engineering work for the Project or portions thereof; and it is further

**RESOLVED,** that the sum of $74,999 ($7,759,000 minus previous $7,684,001) is hereby appropriated from \_\_\_\_\_\_\_\_\_\_\_ [or, appropriated pursuant to \_\_\_\_\_\_\_\_\_\_\_\_\_] and made available to cover the cost of participation in the above phases of the Project; and it is further

**RESOLVED**, that in the event the full federal and non-federal share costs of the project exceed 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 Town Supervisor thereof, and it is further

**RESOLVED**, that the Town Supervisor of the Town of Lloyd be and is hereby authorized to execute all necessary Agreements, certifications or 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 Town Supervisor, the following municipal titles: Commissioner of Public Works, Town Engineer, Town Comptroller, \_\_\_\_\_\_\_\_\_\_\_\_\_ 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**; Auchmoody, aye; Fraino, aye; Plavchak, aye; Guerriero, aye; Mazzetti, aye

 **Five ayes carried**

1. **RESOLUTION** by Fraino, seconded by Mazzettito accept the resignation of Vera Lawrence due to her retirement effective October 14, 2022.

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

 **Five ayes carried**

 *Wendy D. Rosinski, Town Clerk appoints Maribel Gabiger to First Deputy Clerk effective October 17, 2022.*

1. **MOTION** by Auchmoody, seconded by Fraino to designate the following appointments for the Comprehensive Plan Review Study Committee:

 VISIONING

 John Litts - ZBA

 Charly Long – Planning Board

 David Mendelsen and/or Charles Glasner - EDC – will be based on availability

 Scott Anzalone – Agricultural Rep

 Resident Volunteers - Eric Norberg,

 Mike Rosinski

 Thomas J Rozzi

 **Five ayes carried**

1. **MOTION** by Guerriero, seconded by Fraino to close Vineyard Ave. from Milton Ave. to Main St. on Saturday, October 15, 2022 from 5 PM to 9:00 PM for the Highland Business Association Block Party.

 **Five ayes carried**

1. **RESOLUTION** by Guerriero, seconded by Fraino the Town authorizes the Town of Lloyd Justice Court to apply for the 2022-2023 JCAP Grant up to the maximum amount of $30,000.

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

 **Five ayes carried**

1. **RESOLUTION** by Mazzetti, seconded by Auchmoody to approve the following budget amendment to the 2022 budget

Highway

Machinery Equipment 01-04-5130.20 Expenditure $36655.00

Unexpended Balance 01-770 Balance Sheet $36655.00-

*Reestablish expense from PO HWY 0422 from 2020 for 2022 Falcon RME 4 Ton Asphalt Hot Patcher Dump Trailer INV 20220941 Approved on Resolution 4/20/2022.*

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

 **Five ayes carried**

1. **RESOLUTION** by Fraino, seconded by Guerriero to purchase the following equipment:  2022 Vibro Tech SCM40C Deck Screener through a shared services agreement with the Town of Esopus at a total cost of $106,347**.**  The cost and financing at 50% for the Highway Department will be provided through the use of Highway’s 2021 unexpended funds totaling $53,173.50, which is budget supported and at the recommendation of Richard Klotz, Highway Superintendent effective immediately.

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

 **Five ayes carried**

**MOTION** by Guerriero, seconded by Mazzetti to go into executive session to discuss contracts.

 **Five ayes carried**

**MOTION** by Mazzetti, seconded by Guerriero to come out of executive session

 at 5:10 PM.

 **Five ayes carried**

**MOTION** by Fraino, seconded by Guerriero to adjourn at 5:15 PM.

 **Five ayes carried**

 Respectfully submitted,

 Wendy D. Rosinski

 Town Clerk