

TOWN OF LLOYD

TOWN BOARD MEETING

October 20, 2021

Present: Supervisor Frederick Pizzuto
Councilmember Leonard Auchmoody
Councilmember Michael Guerriero
Councilmember Claire Winslow
Councilmember Joseph Mazzetti

Also present: Sean Murphy, Attorney
Wendy D. Rosinski, Town Clerk
Margaret O'Halloran, Secretary

Meeting was in person at Town Hall, live streamed on Channel 22 and WebEx

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

MOTION made by Winslow, seconded by Auchmoody, to **OPEN** Public Hearing on Local Law A-2021, a Local Law to override the Tax Levy limit established in General Municipal Law Section 3-C

Five ayes carried

1. REPORTS – Town Board Liaisons

EDC (Economic Development Committee) - Councilmember Auchmoody

Highland Central School District – Councilmember Mazzetti

Mazzetti reported that October is Breast Cancer Awareness month, and to help spread the word and raise awareness about the disease the Highland Husky Varsity Volleyball team hosted their annual “Dig Pink” fundraising event during their home match against Saugerties on October 5. The Varsity team really wanted to support something local so that the money could help people in communities nearby and found Camp Lighthouse, which supports children. The camp serves children who have a parent with breast cancer, or have lost one to the disease. The Camp Lighthouse program supports children whose families are experiencing the stress of illness.

Ulster County will participate in the New York State Health Department’s “Vax to School” initiative by conducting vaccination PODs (participating point of dispensing) in the Highland High School gymnasium on November 14, 10:00 a.m. – 5:00 p.m. This is a state initiative to make vaccination convenient for those who wish to participate. Anyone between the ages of 12-17 are eligible but registration is mandatory if anyone wants to attend, register for an appointment at [VaccinateUlster.com](https://www.vaccinateulster.com) and it’s also posted on the Highland Central School website.

The Highland Central School District will be honoring its 2021 Husky Hall of the Fame Inductees at a special dinner on November 3rd. The event will be held at the Bad Seed Cider Taproom in Highland, beginning at 6 PM. This year’s inductees include retired Highland Elementary School Kindergarten teacher, Darlene Spizzo Plavchak; Highland graduate and NBC News correspondent Scott MacFarlane; and the late Hobart “Hobie” Simpson, a successful business and community leader. Tickets for the event are \$25 per person and include dinner and dessert. A cash bar will be available. To reserve your ticket, please call or text Luke Sukunda at (845) 430-5679 by Friday, October 22nd.

Winter season sports begins November 15th and registration is now open. Students participating in winter JV/Varsity sports for the 2021/2022 school year must have a sports physical on file with the high school nurse. Practice calendars will be posted in the district website the week of November 8th.

Highland Landing Park – Councilmember Auchmoody

Last Wednesday night, October 13, they had the dedication ceremony for Bob Shepard. The plaque is on a large stone. There were about 50 people in attendance. A lot of the people that were there commented he worked tirelessly. Bob’s son, Gary, and his wife Judy and his two grandsons were there. The plaque was unveiled by Shepard’s grandsons Adam and Ryan.

The sewer line is connected. It has to be pressure tested. The water line needs to be flushed. The highway department has to get with Green Meadows about repaving the road. He knows everybody is fed up with driving across the dirt, but he is grateful for everybody dealing with it so they could get this job done.

Lights – Councilmember Auchmoody

Auchmoody stated he is working with the New York Power Authority to try to get 34 lights up at Bridgeview. There's one down in the parking lot. They are on two by fours and two by sixes. They all need to be replaced. If anyone has a light out near their house, they should get the poll number and call him at (914) 474-7050. His number is also on the Town website. Give him the poll number and he will call it in.

Mazzetti asked Auchmoody if he has a rough estimate of the cost to replace all those poles at Bridgeview that could be considered in the budget planning process.

Auchmoody stated that they have to check the wires before they can come up with a price. They are looking at least \$130,000.

Mazzetti understands that they are about \$57,000 under the cap. That might be something they want to plan. Maybe replace half of them. He then asked Supervisor if he had taken that into consideration.

Supervisor answered that they talked about it. They are looking into grants or other options to pay for it. They haven't finalized the real numbers yet. Auchmoody is working with the Power Authority to get exact numbers so they can go forward.

Mazzetti also asked about the ambulance contract. He doesn't understand how they are going to settle a budget without knowing what that cost is going to be.

Supervisor stated that they prepared for \$350,000. He doesn't have an unknown.

Mazzetti stated that they have known about this for two years. They should have had it out to bid already so we would have that number.

Auchmoody stated that he is going defend Pizzuto. He said that part of this is because he fell a month and a half behind due to the death of his wife. He apologized for that. It's coming in so late is his fault.

Mazzetti stated that he appreciates that, but he is not the Supervisor. The Supervisor is the leader of the town and should have known about that when he took office. This is something that he should have been aware of and they should have had those bids.

Planning Board – Councilmember Winslow

Winslow reported that the Planning Board meeting is tomorrow night at 5:30 PM.

Old Business:

Peppino's Foods: Amended Site Plan: 304 Station Rd. SBL: 86.4-1-22

Applicant is seeking an amended site plan originally approved on 3/21/02 to delete the 12 parking spaces on the north side of the building and add 18 parking spaces on the east side of the building.

New Business:

Suleiman, Saman: Subdivision: 465 Red Top Rd. SBL: 88.1-2-4.110

Applicant is seeking a subdivision of a 36.6-acre parcel into a 7.02-acre lot and a 29.5-acre lot. Proposed lot 1 will be a 7.02-acre lot with an existing house, well and septic system. Proposed lot 2 will be the remaining lands, a 29.5-acre vacant lot upon which no construction is proposed at this time.

2007 Route 9W LLC: Commercial Site Plan: 10 Lumen Lane, SBL: 88.1-6-1.100

Applicant is proposing an expansion of use at the commercial site at 10 Lumen Lane., Highland, NY, SBL 88.1-6-1.100. The proposal includes the addition of a 15,000 sq. ft. warehouse building to the parcel existing office/warehouse use on site. The new building shall be accessed through the existing parking area and be provided with additional parking. The site is serviced by municipal water and on-site subsurface sanitary treatment facilities. An expansion of the existing sanitary facilities is proposed to accommodate the connection of bathroom facilities and additional staffing requirements.

Lombardo, David: Special Use Permit: 8 Sheep Ln. SBL: 95.2-3-7.100

Applicant is proposing a small-scale ground mount solar, hidden from the neighborhood on a 7-acre parcel. Array will be 20' x 40'.

Public Hearings

Stewart's: Site plan review: 3733 Route 9W: SBL: 96.9-1-33.100 in Highway Business District

Applicant is proposing a new typical Stewart's Shops convenience store (3,850 sq. ft.) with self-service gasoline.

Rozzi, Thomas-Subdivision; Station Rd., SBL # 86.4-3-3.1

Applicant is seeking a 3-lot subdivision on existing 26 acres on Station Rd.

Mountainside Woods-Lot Line Revision, 1 & 3 Emerson Terrace, SBL # 87.21-1-25 & 87.21-1-26

Applicant is seeking a two-lot subdivision if a 7.43-acre vacant lot to create a 2.76 acre,

and a 4.67-acre parcel with a proposed house, well and septic system on each lot.

Police – Chief James Janso

Chief introduced two of three of his candidates on the agenda tonight.

Hudson Valley Rail Trail – Peter Bellizzi

Bellizzi reported that the Rail Trail applied for a grant for interpretive signage on either end of the trail, the caboose and some of Black Creek. It's a matching \$10,000 Grant. They hope to get started on it this winter.

The Jolly Rovers (skilled stonecutters and trail-builders) are working on the stairs coming up from the old 1889 rail bed to the current 1907 trail. They are pretty much to the top. They have a little more work to do. They finished their work out at Lenape by the Mohonk Preserve so now they'll be back.

Friends of the Walkway have a grant to help improve the area around the Walkway. It includes the Hudson Valley Rail Trail parking lot improvements and the other parking lot as well. They are working on the map and the Town is listed as the lead agency.

There's been a lot of new graffiti on the Rail Trail and in Tony Williams bathrooms lately. He's asking for everyone to be aware if they see something, to say something, call the Town or call him at (845) 691-8588.

Mazzetti commented to families - if your child is doing this graffiti, please keep in mind a lot of the things that are being defaced are dedicated to the memory of someone. They are paid for through donations, some through tax payer's dollars and they don't really have the money to replace them. Talk to your children and tell them how important it is not to mar any property. It costs a lot of money and it also hurts families who have dedicated something special in the memory of a loved one.

Bellizzi introduced Walkway's Director of Special Events, Jami Anson. She stated that WalktoberFest was a great success and a joyful event. Perfect weather weekend. It rained Monday when they were packing down. She and Bellizzi were soaked but the weekend itself was beautiful. The count that they were getting from parks is averaging between 24,000 – 27,000 on the weekend. Last year was eighteen thousand so it's growing and that's with social distancing. Anson thanked Mark Reynolds, reporter, for the article he did this week on Walktoberfest. It's a true partnership. There was a definite net for both organizations. They are both happy with the partnership and they are already making plans for next year. She will be loading photo albums up this upcoming week. They had a wonderful Rail Trail meeting last night to bring up the details of WalktoberFest and some things she would change about it. She's excitedly looking to the west side improvement project, which they are working on with Supervisor and Bellizzi. They are getting closer and closer and will see a big improvement in the parking lot. She's very excited about this.

Anson added that the Supervisor got her in touch with the car dealership where you will see their lovely little banner up on the front of the building. He's allowing them to put another banner up there for the Rail Trail and the Walkway so they are in the process of designing another big banner that's going to go up and beautify that building for a while.

There were 225 booths this time and vendors are already asking to be in for next year.

Save the dates, Mother's Day weekend next year and the first weekend in October.

She also shared that they received a huge grant at the Walkway to put solar lights on the bridge so when you walk by, the lights will light up and they will be able to open the bridge up more at night.

They are going to have a blacksmith work on the sizing of the brackets to fit on the railings. They have the lights, and they are just fine-tuning the brackets. She said it's going to be in the next few months.

There's another "save the date." The Walkway hopes to open their gift shop by October 25th. And on October 29th, they are opening up the Walkway at night for "Halloween Edition" so all of you could show up in costume and she'll have a little gift for you.

Mazzetti inquired if they could have bike rentals so people could rent them and go into the village to patronize the stores.

Anson answered that they were there. Parks contracted with Shamrock liquor to have a bike trailer on the Highland side so Shamrock has rented a bike trailer that they keep there and they are open sporadically. She has been talking to Cheyenne about setting it up similar to Hudson bikes. Hudson bikes can't be on the West side because their local Highland business is doing it.

Water and Sewer – Councilmember Auchmoody

Auchmoody reported the last water and sewer meeting they had was with CPL, and the Fire Chief went over the water extension for Stewart's and he requested an additional fire hydrant and believes that's all-in place. They are going to vote on moving forward tonight.

Zoning Board of Appeals – Councilmember Guerriero

Guerriero reported the Public Hearing is still open and is set for December 9th for ADC Ulster (Falcon Ridge) – 301 Upper North Rd. & 357 Upper North Rd., SBL #: 80.3-1-18.110 & 80.3-1-31 Applicant is seeking a use variance to create a road in the L1 zone. They are landlocked to get to their property.

Assessor - Supervisor

Audit – January 1 – June 30, 2021: Councilmembers Auchmoody and Mazzetti

July 1 - December 31, 2021: Councilmembers Winslow and Guerriero

Building Department – Supervisor

Highland Fire District – Supervisor

Supervisor added that he had a conversation with State Assemblyman Jonathan Jacobson. They've been working on some degree of rent stabilization. There's a process out there, and there's a bill called "Good Cause Eviction Notice". The City of Kingston, the Town of Woodstock, the Town of New Paltz and now Ulster County have a law. The Ulster County legislature is now working on a law. He had a conversation with Deputy County Executive John Milgram. His secretary has now reached out to the respective towns in the county and the Ulster County legislature to get copies of their laws and the total bill. Moving forward they can look at the Good Cause Eviction Notice. Part of that bill deals with rent and what can happen when leases expire, and how much rent can go up and various degrees of that. They're looking forward to working on that. Supervisor will set up a committee and put that together as they go forward.

Mazzetti asked what RUPCO's (Rural Ulster Preservation Company) next move is.

Supervisor answered by stating when they finish the budget, they will be setting up a meeting to discuss what projects they have going forward and what past projects they have, so RUPCO can see the entire issue. They have their law and they are proceeding with that.

2. OLD BUSINESS

A. Ambulance Service RFP (Request for Proposal)

Supervisor stated the Ambulance Service RFP is on the agenda. They have questions, they will do that under discussion.

3. NEW BUSINESS

A. Town's options under the New York State "Marijuana Regulation and Taxation Act"

Supervisor stated the way he understands it, if the town opts out, they have to do something prior to December 31st of this year. If they like the law the way it is, aside from how they may or may not want to make adjustments to it through their zoning or special use, it just becomes law on January 1, 2022. At this point, he has heard lots of positive reports from citizens and from committees from DEC (Department of Environmental Conservation), so if there's anybody here tonight that would like to speak to it, the Board would certainly consider their comments.

Timmie Elsner, of 30 Gabriety Road, introduced herself and stated that her husband is Bill Meltzer. They bought their home in Highland in October 2012 and she wants to thank the Board for letting her speak. At the time she moved here, she was working as a Judge in New York City and her Husband was working as a lawyer. They both retired since then. They are really happy here. They were attracted to the beauty of the farmland and the sense of peace that the natural landscape provided and once they moved into their home, they realized how lucky they were to be here with their friendly neighbors. The small-town atmosphere gave them comfort and the sense of place that they were missing in the city. Over the years they were excited by the success of local businesses like Dubois Farms and the Bad Seed Cider Company and all the improvements in the Walkway over the Hudson and the Rail Trail, which have attracted many visitors according to the Walkway fact sheet. There have been over 600,000 people in the last year who are using the walkway. They haven't noticed any negative effects from the crowds and they have noticed that their downtown has become more vibrant with new restaurants and an art gallery. The things that drew them to the town of Lloyd and its

proximity to the Walkway and Metro North make it uniquely positioned to benefit and prosper from the opportunities afforded from the Marijuana Regulation and Taxation Act. Many visitors to the town arrive by public transportation when they come up on the MTA and they walk across the bridge which mitigates some traffic impacts. They have well established business corridors on Route 9W and 299 which would allow for separation of these businesses from home schools and houses of worship, and zoning laws limiting the location of dispensaries. Licensed, on-site consumption businesses in these corridors would enable the village of Highland and the Town of Lloyd to maintain its small-town atmosphere. The financial benefits for their town are obvious under the marijuana act. Towns which participate receive 4% of the 13% tax collected by the state from local dispensaries and licensed on-site consumption businesses. These funds can be utilized however the Town of Lloyd sees fit. For instance, she just heard mention for the first time, since this is her first Town meeting, about the ambulance and the light poles and all these things that they may or may not have money to fund. This tax revenue from the sales of cannabis could be used for that. In great Barrington, Massachusetts, a town of seven thousand, the tax revenues reportedly total in excess of 6.7 million dollars since fiscal year 2019 for monies generated from sales tax from increased restaurant and hotel occupancy and also cannabis related sales. That town is contemplating how to spend this money in ways that benefit not only visitors but its residents. Rather than raising taxes to fund school and municipal projects it has enough revenue to support improvements and establish a rainy-day account. Their window to reap the benefits of the law is closing. The towns of Kingston, Newburgh, Poughkeepsie and New Paltz, as she understands it are opting to take advantage of the law. The state is offering a limited number of licenses. Opting out, even temporarily, may foreclose their chance to gain, while towns around them prosper.

Darlene Spizzo Plavchak, 135 Vineyard Avenue, spoke as a stage 4 pancreatic cancer survivor of 30 months. She uses medical marijuana to help her with cancer. Having it locally would benefit all of those that have cancer and use medical marijuana. And not just for those that have cancer, but for anyone that has medical needs desiring to use it. Right now, she has to either go to Newburgh, Ellenville or Massachusetts. Having it locally would benefit her greatly and she just feels that the positives outweigh the negatives. She feels that the council should definitely look at all the positive benefits.

Audi Martel, 213 Pancake Hollow Road, is a landowner and owns an investment property on Woodside Place. She's in favor of the dispensaries. She has that investment property because she hopes to have a business in Highland. She would like to see growth in this hamlet. She thinks this Town is unique and special. Unlike other towns around, they have a beautiful riverfront and landing park. They are so close, they can literally ride a bike to the train station, tourists coming from the city. She feels that the dispensaries would be a destination, on top of all the assets that they have in this adorable town that has two art galleries and mom and pop restaurants. She has spoken to members of the community, some of whom voice a concern for their children and if it's a good idea. She pays a lot of school taxes and she would love to see their ratings in the Highland School District, which affects their property values, go up. And she feels like Timmie Elsner stated, that this increased revenue would help their school district and all of the things that they need money for. That said, that is her argument on behalf of children. She feels if you are a teenager, you are going to find it in New Paltz or Poughkeepsie. You are going to find it anywhere. They all did when they were teenagers, at least she did. She just loves this town and she thinks it's a great opportunity.

B. Discuss Washington Estates Transport request by Anthony Furnari and Scenic Hudson for debris clean up.

Supervisor stated that he and Bellizzi had this discussion. There's a piece of property that's being sold to Scenic Hudson. They would like to do some cleanup on it and they want to access it via the Rail Trail. Auchmoody, Bellizzi and Supervisor are going to meet with them this week so they can give them some idea what they are looking to do, and whether they need to let them use the Rail Trail or if they can use an alternate means of access. The next three items are on the agenda.

C. Stewart's Shops request to be included in the water and sewer districts.

D. The Village in the Hudson Valley request to be included in the water and sewer districts.

E. Stormwater Easement for The Village in the Hudson Valley

4. PRIVILEGE OF THE FLOOR

Mark Reynolds, reporter for *Southern Ulster Times*, asked about the old Mariner's Harbor building, on the Hudson River, that was torn down. He FOILED and received a lot of documents on it, but he didn't see a document that could tell him if it's required or not, that a check should be completed to see if there's any asbestos or chemicals? Is that required prior to tearing a building down.

Supervisor stated that he doesn't know the answer. That would be a question for Barton. He knows there's a statute out there by the state. He doesn't know whose responsibility it is and when it needs to be done. That would be a planning question.

Reynolds claimed that he didn't see one in there. He's assuming that maybe that was not looked at.

Supervisor stated that that's his understanding at the moment. They are looking at it. The state is looking at it.

Reynolds asked if there has been any fine levied.

Supervisor stated not to his knowledge.

Reynolds asked if there was any against the town.

Winslow added that she had a conversation with the old property owner and he said there was no asbestos in that building. She called him about it. He actually said that the part that they took down was the back end, the offices and just a tiny shell was left. That's what came down. She called him after the last meeting.

Robert L. Pardy, 4 Tina Dr., stated that he was here two months ago inquiring about the incident they had on Tina Dr. where the ambulance took, he thinks it was 34 or 36 minutes to arrive. He FOILED the County and got redacted information which he's going to have to FOIL again, but the bottom line is that they had no ambulance in the Town of Lloyd for over three hours on that Sunday. And to the best of his knowledge, even after they picked up his neighbor and took her to the hospital, there was no ambulance routed back to Highland for coverage. The question he has, since the contract is up for renewal and will be decided on tonight, is if any fine has been assessed or if any administrative action has been taken to punish or make Mobile Life accountable, because basically he thinks that they are just using them as a hub. The county, when he asked for the information, redacted where the ambulances were going when they left Highland. They leave, they don't get replenished, and he wants to know if the Town Board fine them or is anybody going to fine them or make them accountable. He met with Auchmoody and he met with the Supervisor and he appreciates that they didn't have an answer at that time. He is just wondering if they have an answer now?

Pardy asked what is meant by weighted average. The national standard is eight minutes for an ambulance to respond.

Supervisor asked Auchmoody to explain how that works.

Auchmoody replied, initially it was 8 minutes, 59 seconds, but then when we tried to finish off this year, with the amount of money that they had, it went to an overall average. He's sure that as late as that response was, there is probably a penalty due. But again, with everything else that's going on at the moment, they haven't looked into it. Now that it's public information, he thinks it is important that they do.

Pardy agreed because the national standard is eight minutes, we give them 8.59. They showed up 34 - 36 minutes later and from what he sees, this is not just an isolated incident.

Mazzetti asked Auchmoody what we pay them for this service.

Auchmoody replied \$236,350.

Mazzetti then asked what Mobile Life wants to raise it by.

Auchmoody replied \$105,000.

Mazzetti said it's sad. This company has them over a barrel. When the Town didn't give them the extra \$105,000, Mobil Life told the Town that they were going to pull the ambulance out of the Rt. 299 location - on the border of New Paltz. They did not pay the extra \$105,000 and the ambulance is still sitting there. The other thing they wanted to do when they didn't get the extra \$105,000 was to remove the lateness clause so there would be no penalty. The Board said "No." They really need to put out the PRD which he is glad they are doing and they need to get the other estimates from other ambulance companies, and one of the companies that is bidding told them that they are going to actually give them their own ambulance - to be strictly for Highland.

Auchmoody added that one of the reasons the ambulance is still on Rt. 299 is because of Mr. Bragg. He told him they were going to get it straightened out, and you guys can stay there for free. We need to be grateful to him for that. This is going to go out to RFP. They are hopefully going to get a few ambulance companies to bid, so everybody's got to sharpen a pencil, and they need to straighten this out come January first - whoever is in there. The current contract was written by our attorney, not by the ambulance company. That is to protect the Town.

Supervisor asked Murphy when it goes out to bid, how long before the bids can be opened. Murphy answered that they have to decide that tonight. Usually, you open the bids within 30 days.

Mazzetti commented that sometimes two eyes are better.

Murphy said they have the RFP. This isn't the contract.

Mazzetti then inquired, can we have Steve Lee, Fire Commissioner, review the contract.

Supervisor answered, sure, once they get the RFPs back. When they go to contract.

Auchmoody said, maybe they can shorten that 30-day time up a little bit.

Mazzetti said, it used to not be the average. They added that average to it.

Pardy stated that he has a bit of knowledge because he did risk management for a major insurance company for 22 years. Specifically for Fire Departments and ambulances. The national standard is eight minutes. He talked to a person who worked for the department of health who did reviews and he said, based on his information, for a district their town's size to have a dedicated ambulance which will be replaced by another ambulance when one goes out on a call, we should expect to pay about \$350,000. That would be about the average, give or take. He said what you are paying now is cheap and that's why they are jumping other calls, and that's why you are not being back-filled.

5. MOTIONS AND RESOLUTIONS

A. MOTION made by Winslow, seconded by Auchmoody, to approve the minutes of the Regular Town Board meeting on September 15, 2021, and the Special Town Board meeting on September 29, 2021.

Three ayes carried

B. RESOLUTION made by Winslow, seconded by Auchmoody, to authorize the payment of vouchers as audited by the Audit Committee.

GENERAL	G - 860	to G - 953	\$ 49,737.06
HIGHWAY	H - 417	to H - 454	\$ 21,914.02
MISC	M - 198	to M - 206	\$ 34,776.02
PREPAYS	P - 638	to P - 709	\$ 552,777.79
SEWER	S - 334	to S - 353	\$ 15,752.64
WATER	W - 344	to W - 368	\$ 7,200.61
TOTAL:			\$ 682,157.14

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

Five ayes carried

MOTION made by Winslow, seconded by Auchmoody, to **CLOSE** public hearing Local Law A-2021; A local law to override the tax levy limit established in General Municipal Law § 3-c

Five ayes carried

Mazzetti stated that he is concerned about this budget. He was concerned about the one last year because there were a lot of inaccuracies. He asked for meetings to be held when all of them could make it. Some Board members have full-time jobs. He understands that some are retired and things are easier for them. However, there's the ambulance contract that they talked about. You know \$350,000 has been put aside. He doesn't know if that's enough or not enough. Were approximately \$51,000 under the cap. It's telling him already that there's mistakes in this budget.

Supervisor then stated, why would he say that? You did not participate in one meeting.

Winslow added that Mazzetti wasn't there at Monday's meeting.

OCTOBER 20, 2021

Mazzetti stated that he broke his tooth and was getting emergency root canal. The last Wednesday of the month is reserved for Wednesday Special Meetings. They are just making up whenever they are having board meetings when it's supposed to be the last Wednesday.

Winslow added that there are time constraints.

Mazzetti then stated that he has not received an agenda since Mr. Pizzuto has taken Office as Supervisor.

Supervisor stated that Mazzetti has a problem with his email. Everybody else gets them but you. You are the only one that doesn't get them.

Mazzetti does request to have meetings after five o'clock. Not one meeting was held after five o'clock for budget. As a Town official, he can request that, so it's not that he doesn't want to participate. He does have a full-time job and he did request for the meetings to be held after five. Not one was held after five so therefore he couldn't make them. He did read the information and reviewed the budget. He is concerned that this budget is just maybe thrown together.

Winslow added that as sick as she was, she called Minard and had conversations with Minard, and then she called Barton and had a conversation with Barton. She called the Police Chief and had a conversation with him. She called the Highway Department and had a conversation with them. As your due diligence, you should call them and see what's really going on with the budget. It's important to find out what everyone's opinion is on their particular part of the budget and then go to Kendra and then weigh it all out. To say that she's done things haphazardly, mistakes.

Mazzetti then said we all know that the Chief Financial Officer, the person responsible for the budget, is the Supervisor.

Winslow added that they have done a fine job.

Rosinski add that it is actually the Town Board's budget.

Mazzetti then said, he's the one that's responsible.

Supervisor added the Town Board's responsible for the budget. That's right, that's why.

Winslow added you do what you can for the town and addressed Auchmoody, he goes on about the ambulance but I think he doesn't understand how much you, Auchmoody, and the Supervisor do all the time and what you saved the town, both of you.

Auchmoody stated that he has sat in on three budget meetings. He went over everything with the Bookkeeper and Budget Officer and watched what they did. He was the one, last year, that said wait a minute, we have new people doing this and he was afraid. He doesn't want to get in trouble later. He has nothing but the utmost respect for both of them and everything that they have done. He has faith in the budget that she did and he is voting "Yes".

Winslow stated that she has faith in O'Halloran.

Mazzetti then stated that he is not voting on a budget. They are voting to exceed the cap. He believes in Kendra. Nothing he is saying is directed towards her. Thank God we have her. He is really confident in her abilities, but it's not Kendra he's questioning.

Winslow stated that she would say that O'Halloran, Supervisor and Kendra have done an excellent job. She has been doing these budgets for four years now. And she pays attention. And she has gone through the budgets with them and when she had questions everybody seemed to have the right answer of what they should do. She has faith in the people that do the budget.

C. RESOLUTION made by Winslow, seconded by Auchmoody,

WHEREAS, a proposed Local Law A – 2021, a local law to Override a Tax Levy Limit established in General Municipal Law, Section 3-c, was introduced at a meeting of the Town Board held on the 6th day of October, 2021 at 5:00 p.m.; and, **WHEREAS**, the within local law is a Type II action pursuant to the State Environmental Quality Review Act (SEQRA) and is exempt from further proceedings under such act; and,

WHEREAS, a public hearing has been held thereon on the 20th day of October, 2021 at 7:00 p.m., at which time all interested parties were given an opportunity to be heard thereon; and,

NOW, THEREFORE, BE IT RESOLVED that Local Law A-2021 be enacted as in the form attached hereto as Schedule "A" as fully as if set forth herein, being a

OCTOBER 20, 2021

local law to amend Override the Tax Levy Limit Established in General Municipal Law, Section 3-c.

Roll call: Pizzuto, nay; Winslow, aye; Auchmoody, nay; Guerriero, nay; Mazzetti, nay
Four nays Resolution Failed

D. RESOLUTION made by Winslow, seconded by Auchmoody, to accept the resignation of part time Police Officer Kaylee Gannon effective October 31, 2021.

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

Five ayes carried

E. RESOLUTION made by Auchmoody, seconded by Winslow, to hire Kevin Doyle as part-time Police Officer effective October 21, 2021 at a rate of \$21.20 per hour at the recommendation of Chief James Janso.

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

Five ayes carried

F. RESOLUTION made by Winslow, seconded by Mazzetti, to hire Nathan Spencer as part-time Dispatcher effective October 21, 2021 at a rate of \$18.45 per hour at the recommendation of Chief James Janso.

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

Five ayes carried

G. RESOLUTION made by Mazzetti, seconded by Winslow, to hire Amber Ackert as part-time Dispatcher effective October 21, 2021 at a rate of \$18.45 per hour at the recommendation of Chief James Janso.

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

Five ayes carried

H. RESOLUTION made by Auchmoody, seconded by Winslow, to close Main Street, from Church Street to the intersection of Woodside Place, and Vineyard Avenue from Main Street to Milton Avenue on Saturday October 30, 2021 from 3pm to 9:30pm with no parking on those streets after 2pm for the celebration of Halloween in the Hamlet.

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

Five ayes carried

I. RESOLUTION made by Winslow, seconded by Auchmoody, to authorize Supervisor Pizzuto to approve Barton & Loguidice proposal for professional consulting services to assist the Town with grant funding administrative support and assistance for the remainder of 2021 and all of 2022. Amount not to exceed \$17,500.

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

Five ayes carried

J. RESOLUTION made by Winslow, seconded by Auchmoody, to authorize Supervisor Pizzuto to sign the Supplemental Agreement No 1 – Architectural/Engineering Consultant Agreement for Streetscape Improvements in the Highland Hamlet which was sent to Board members on 10/21:

Original MAP: \$128,417.00

Supplemental Agreement #1 \$ 35,548.00

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

Five ayes carried

K. RESOLUTION made by Auchmoody, seconded by Winslow, to approve the 2022 Tentative Budget as the 2022 Preliminary Budget.

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

Three ayes carried

OCTOBER 20, 2021

L. RESOLUTION made by Winslow, seconded by Auchmoody, to set the Public Hearing on the 2022 Town of Lloyd Preliminary Budget for November 3, 2021 at 5:00 PM at the Town Hall.

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

Five ayes carried

M. RESOLUTION made by Auchmoody, seconded by Winslow, to authorize Supervisor to send out RFP (Request for Proposal) for Ambulance Service Contract and is due back November 5th.

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

Five ayes carried

Town of Lloyd Town Board

Resolution Approving a Stormwater Control Facility Maintenance Easement Agreement

for the Proposed Assisted Living Facility on NYS Route 9W and Mayer Drive to be undertaken by The Village in the Hudson Valley, LLC

October 20, 2021

N. RESOLUTION made by Winslow, seconded by Auchmoody, **WHEREAS**, on September 23, 2021 the Town of Lloyd Planning Board (“Planning Board”) granted Special Use Permit/Site Plan Review approvals to The Village in the Hudson Valley, LLC (the “Applicant”) for the construction of an Assisted Living Facility with approximately one hundred and twenty beds and an Adult Day Care Center on NYS Route 9W and Mayer Drive in the Town of Lloyd, Ulster County, New York (the “Project”); and

WHEREAS, the Planning Board’s approvals authorized certain site construction and preparation activities to be undertaken for the Project upon the fulfillment of conditions including, but not limited to proof of recording in the Ulster County Clerk’s Office of a Stormwater Control Facility Maintenance Easement Agreement for the Project approved by the Town of Lloyd Town Board (“Town Board”); and

WHEREAS, the attached Stormwater Control Facility Maintenance Easement Agreement provides the Town with necessary legal authority to ensure the construction, long term maintenance and continuation of stormwater control measures approved by the Planning Board for the Project in accordance with the approved Project site plans, including the Storm Water Pollution Prevention Plan contained therein; and

WHEREAS, the Planning Board’s counsel and engineer have developed the attached Stormwater Control Facility Maintenance Easement Agreement, obtained agreement from the Applicant to its terms, and now recommend it for approval by the Town Board.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board approves the attached Stormwater Control Facility Maintenance Easement Agreement and authorizes the Town Supervisor sign it on behalf of the Board; and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

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

Four ayes carried

- O. RESOLUTION** made by Winslow, seconded by Auchmoody, **WHEREAS**, Stewart's Shops (hereinafter "Stewart's") has requested that the Town extend the Highland Sewer District to provide service to a proposed facility to be located at 3733 U.S. Route 9W (S-B-L: 96.9-1-33.100), 4 S Chapel Hill Road (SBL: 96.9-1-32.100) and 6 S Chapel Hill Road (SBL: 96.9-1-32.200); and

WHEREAS, Stewart's has requested that the Town provide sewer service to said parcels; and

WHEREAS, said service would necessitate an extension of the Highland Sewer District to extend the District to include the subject premises; and

WHEREAS, a Map, Plan and Report needs to be prepared before the Town proceeds with said request; and

WHEREAS, Stewart's has agreed to fund an escrow account to pay for the preparation of the Map, Plan and Report and engineering fees and legal fees associated with the proposed extension.

NOW, THEREFORE, IT IS RESOLVED AS FOLLOWS:

The Town hereby refers the application of Stewart's for an extension of the Highland Sewer District to CPL for the preparation of a Map, Plan and Report, said work to commence upon Stewart's submitting the amount of \$3,250.00 to the Town to establish an escrow account to pay for the preparation of the Map, Plan and Report and engineering fees and legal fees associated with the proposed extension.

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

Five ayes carried

- P. RESOLUTION** made by Winslow, seconded by Auchmoody, **WHEREAS**, The Village in the Hudson Valley, LLC (hereinafter "The Village") owner of a certain premises located within the Town located off Route 9W (S-B-L: 95.2-2-10 and SBL: 95.2-2-9); and

WHEREAS, said service would necessitate an extension of the Highland Water District to extend the District to include the subject premises; and

WHEREAS, a Map, Plan and Report needs to be prepared before the Town proceeds with said request; and

WHEREAS, The Village has agreed to fund an escrow account to pay for the preparation of the Map, Plan and Report and engineering fees and legal fees associated with the proposed extension.

NOW, THEREFORE, IT IS RESOLVED AS FOLLOWS:

The Town hereby refers the application of The Village in the Hudson Valley, LLC for an extension of the Highland Water District to CPL for the preparation of a Map, Plan and Report, said work to commence upon The Village in the Hudson Valley, LLC submitting the amount of \$4,500.00 to the Town to establish an escrow account to pay for the preparation of the Map, Plan and Report and engineering fees and legal fees associated with the proposed extension.

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

Five ayes carried

- Q. RESOLUTION** made by Auchmoody, seconded by Winslow, to authorize Supervisor to sign the lease with the Highland Fire District for the Police Department, in the total amount of \$60,000 (\$48,000 out of General plus \$12,000 out of Police Contractual).

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

Three ayes carried

- R. RESOLUTION** made by Winslow, seconded by Auchmoody, **WHEREAS**, Stewart's Shops (hereinafter "Stewart's") has requested that the Town extend the Highland Water District to provide service to a proposed facility to be located at 3733 U.S. Route 9W (S-B-L: 96.9-1-33.100), 4 S Chapel Hill Road (SBL: 96.9-1-32.100) and 6 S Chapel Hill Road (SBL: 96.9-1-32.200); and

WHEREAS, Stewart's has requested that the Town provide water service to said parcels; and

OCTOBER 20, 2021

WHEREAS, said service would necessitate an extension of the Highland Water District to extend the District to include the subject premises; and

WHEREAS, a Map, Plan and Report needs to be prepared before the Town proceeds with said request; and

WHEREAS, Stewart's has agreed to fund an escrow account to pay for the preparation of the Map, Plan and Report and engineering fees and legal fees associated with the proposed extension.

NOW, THEREFORE, IT IS RESOLVED AS FOLLOWS:

The Town hereby refers the application of Stewart's for an extension of the Highland Water District to CPL for the preparation of a Map, Plan and Report, said work to commence upon Stewart's submitting the amount of \$3,250.00 to the Town to establish an escrow account to pay for the preparation of the Map, Plan and Report and engineering fees and legal fees associated with the proposed extension.

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

Five ayes carried

MOTION made by Winslow, seconded by Auchmoody, to adjourn at 8:18 PM

Five ayes carried

Respectfully submitted,

Wendy D. Rosinski
Town Clerk

TOWN OF LLOYD
TOWN BOARD MEETING
October 20, 2021