

Town of Callicoon
Regular Town Board Meeting
Monday, December 14, 2020

The Town Board, Town of Callicoon, County of Sullivan, State of New York, at the Town Hall, Jeffersonville, NY, held a Regular Town Board Meeting on Monday, December 14, 2020, at 7:30p.m., with the following present:

Supervisor T. Bose, Councilman C. Schadt, Councilman D. Kuebler, Councilman S. Gaebel, and Councilman C. Hubert

Also Present:

Kim Klein, Town Clerk
Christine Olsen, Bookkeeper
Kris Scullion, Highway Superintendent
Kevin Zieres, Code Enforcement Officer
Marvin Newberg, Town Attorney

Audience: As Attached.

Supervisor Bose called the meeting to order with the Pledge to the Flag at 7:30pm.

On a motion by Councilman Schadt, seconded by Councilman Kuebler to accept the minutes of the November 9, 2020, Public Hearing. Motion Passed – 5 Ayes.

On a motion by Councilman Kuebler, seconded by Councilman Gaebel to accept the minutes of the November 9, 2020, Regular Town Board Meeting. Motion Passed – 5 Ayes.

FINANCIAL REPORTS

On a motion by Councilman Schadt, seconded by Councilman Gaebel to accept the Monthly Statement of the Supervisor. Motion Passed – 5 Ayes.

On a motion by Councilman Kuebler, seconded by Councilman Schadt to accept the Town Clerk (\$3,737.27) and Code Enforcement (\$2,975.00) reports as read. Motion Passed – 5 Ayes.

On a motion by Councilman Schadt, seconded by Councilman Hubert to pay the bills as follows:

General A Fund	-Vouchers #312-355	\$67,520.37
General B Fund	-Vouchers #38-42	2,345.35
Hwy DA Fund	-Vouchers #130-144	17,882.94
Water District	-Vouchers #35-38	701.75
Youth Program	- Voucher #8	100.00
Capital Project	- Voucher #2	647,536.35

Motion Passed – 5 Ayes.

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Warrants

On a motion by Councilman Kuebler, seconded by Councilman Gaebel to approve the November Payroll checks #22800 – 22811 & the Direct Deposits in the amount of \$39,830.53. Motion Passed – 5 Ayes.

On a motion by Councilman Schadt, seconded by Councilman Hubert to approve the November Trust & Agency checks #5677 – 5684 & the Electronic Transfers in the amount of \$307,950.59. Motion Passed – 5 Ayes.

REPORTS

Highway Superintendent, Kris Scullion reports that they finished paving on Pleasant Valley Road, Sommers Road, Poley Road, Grebel Road, and Bethlehem Road. They did not finish everything they had planned on the other roads but the company will hold the price for the Spring. He also reported that they took delivery of the new 5500 truck, he stated that they have not put the old truck up for sale as of yet due to the fact that they have a big truck down with a blown motor, once that is fixed they will put the old truck up for sale. The other Dodge 5500 truck was down for repairs also but they got that back today. Kris Scullion reported that he is down one man. Councilman Schadt asked if we still hire part-time employees for the winter and Kris stated that we have in the past and if I knew I would be down a man for a period of time then it's something to consider but this was a spur of the moment situation, but I think we will be ok with one man down, if two men were down that would be another story.

Code Enforcement Officer, Kevin Zieres reports that it is a record year for writing permits, I am still writing permits for new houses, and the Planning Board has a few sub-divisions. Kevin stated that they completed their training last month.

The Supervisor addressed the Air BnB situation. He stated that it would be a good idea to put a notification in the Democrat. Kevin noted that there are a lot of new owners and they may not be aware of the Short Term Residential Rental Law. The Board discussed sending something out with the tax bill. Town Attorney, Marvin Newberg noted that contacting the Board of Realtors and the MLS Listings would be more effective as they have a pamphlet they give out to potential buyers.

On a motion by Councilman Kuebler, seconded by Councilman Gaebel to allow the Town Clerk to place a one-time ad in the Democrat to notify homeowners of the Short Term Residential Rental Law. Motion Passed – 5 Ayes.

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The Supervisor updated the Town Board about a situation with the Code Enforcement Officer and a land owner on Blackberry Lake Road. Code Enforcement Officer, Kevin Zieres explained that a landowner bought a portable building (shed), did upgrades and electric. He told the owner he needed house plans and a site plans. Kevin stated that he wrote the permit for the electric but the work was done by the owner and there has been no electrical inspection. Kevin states that they are living in the structure. Kevin also states that he contacted the contractor and asked them not to hook them up. The landowner is now mad at Kevin and left a very nasty message on his machine. Town Attorney, Marvin Newberg advised that we could issue a violation or an injunction to cease and desist. The Board decided that Kevin will check the Building Code for the definition of an unsafe building or check into the Sanitary Code, or write up a violation for no permit and no Certificate of Occupancy.

Public Comment on Agenda Items

No Comment

Business items

On a motion by Councilman Kuebler, seconded by Councilman Gaebel to set Monday, January 11, 2020, at 7:30pm., to run concurrent with the January Regular Town Board Meeting, as the date and time for the Re-Organizational Meeting. Motion Passed – 5 Ayes.

On a motion by Councilman Schadt, seconded by Councilman Hubert to approve and allow the Town Clerk to advertise the 2021 Tax Collection Legal Notice. (See Attached) Motion Passed – 5 Ayes.

On a motion by Councilman Hubert, seconded by Councilman Kuebler to appoint Councilman Schadt as the Court Auditor. Motion Passed – 5 Ayes.

On a motion by Councilman Kuebler, seconded by Councilman Gaebel to approve the end of year budget transfers and to pay the bills. Motion Passed – 5 Ayes.

On a motion by Councilman Kuebler, seconded by Councilman Gaebel to increase the Return Check Fee to \$25.00 from \$10.00 for any returned check. Motion Passed – 5 Ayes.

On a motion by Councilman Kuebler, seconded by Councilman Gaebel to approve the Shared Services Agreement with the NYSDOT for a four (4) year term with the addition of “The State agrees to defend and indemnify the Municipality for any and all claims arising out of the State’s acts or omissions under this Agreement.” (See item number four (4) of the Agreement. (See Attached) Motion Passed – 5 Ayes.

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The Supervisor advised the Public that the Town has been actively applying for Grant Funding for the Youngsville Water District. He read aloud a letter from Delaware Engineering which also came with a spread sheet. (See attached) He noted that the holding tank (storage tank) has been leaking and eventually has to be replaced. The Board and the Engineer Company does not feel that it is a dire emergency but looking for funding has been an issue. Supervisor Bose noted he was going to look for funding through Assembly Women Aileen Gunther's office or Senator Elect Mark Martucci's Office. He also noted that he would like to have a meeting with the Youngsville Water District users and the Water Advisory Board, to which he noted that the Advisory Board has not met in many years. Also discussed was the billing and the re-levy of the delinquent bills and a 10% increase in the Water District rates. The proposed rates discussed were \$60.00 for minimum usage which is 6250 gallons per quarter and \$9.50 per 1000 gallons used over the minimum usage. Due to our low rates it makes the Water District unfavorable for funding. The Supervisor noted a letter will be drafted to go out to the Water District Users and we will have to have a future meeting. He also noted that in calculating the extra income with the increases it will put us in line with neighboring districts. Also discussed was projection of budgets and reviewing of the district more often possibly Bi-Annually.

The Supervisor also addressed the Policy on Control of Backflow to prevent contamination of the water system known as the Cross Connection Program that the Youngsville Water District has to follow as per the New York State Health Department. Through our inspection it was noted that there is two (2) commercial buildings that require the installation of the backflow preventer. They must be inspected annually and proof of the annual inspection must be sent to the Town.

Public Comments

Public Comments included a resident asked about the backflow program and the house discussed on Blackberry Lake Road.

The Supervisor wished everyone a Merry Christmas and to enjoy their holidays.

On a motion by Councilman Kuebler, seconded by Councilman Hubert to adjourn the meeting at 8:37pm. Motion Passed – 5 Ayes.

Respectfully Submitted,
Kim Klein
Town Clerk
Town of Callicoon