

Town of Callicoon
Regular Town Board Meeting
Monday, September 12, 2022

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, September 12, 2022 at 7:30p.m., with the following present:

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

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 Hubert to accept the minutes of the August 8, 2022, Regular Town Board Meeting. Motion Passed – 5 Ayes.

FINANCIAL REPORTS

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

On a motion by Councilman Gaebel, seconded by Councilman Hubert to accept the Town Clerk (\$8,414.02) and Code Enforcement (\$7,725.00) reports as read. Motion Passed – 5 Ayes.

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

General A Fund	-Vouchers #244-270	\$12,192.38
General B Fund	-Vouchers #21-24	1,350.15
Hwy DA Fund	-Vouchers #115-127	37,086.57
Hwy DB Fund	-Voucher #21-26	24,834.73
Water District	-Vouchers #24-26	1,347.98
Youth Program	-Vouchers #18-22	2,347.45

Motion Passed – 5 Ayes.

Regular Town Board Meeting – September 12, 2022 – Page Two

Warrants

On a motion by Councilman Gaebel, seconded by Councilman Kuebler to approve the August Payroll checks #23119 – 23127 & the Direct Deposits in the amount of \$46,408.91. Motion Passed – 5 Ayes.

On a motion by Councilman Kuebler, seconded by Councilman Gaebel to approve the August Trust & Agency checks #5874-5882 & the Electronic Transfers in the amount of \$106,435.57. Motion Passed – 5 Ayes.

REPORTS

Highway Superintendent, Kris Scullion reports that they finished the paving before school started, they did stone work at the Earl Myers bridge before the rain, and finished up at the gravel bank. Kris stated that he spoke with Ryan Doke who took over for Helena Duda from the DEC and he will be back to inspect the next time he is in the area. He wanted give time for the grass to start growing. The permit expires in August of 2023, hopefully he will sign off and we will not have to renew it. Kris also reports that they are finishing up the driveways from paving. Supervisor Bose addressed the fuel tank. Kris stated that he had an inspection done on the tank and Optima came and took measurements for a new tank. We will have to get quotes on replacing the tank. The Supervisor also brought up the unloading of machines by contractors on the Town roads.

Code Enforcement Officer, Kevin Zieres reports that he had another busy month, there were three new houses last month and a few more coming in and they also have a lot of permits and c/o searches. The supervisor addressed the property located on Gulf Road where the owners are using the property for an unpermitted use. He stated that they will go into executive session at the end of the meeting. The Town Board discussed the unsafe building letter that Kevin had submitted for the property located on 7 Anawanda Lake Road which is on the agenda as agenda item #4.

Public Comment on Agenda Items

Public comments included a request from an agent for the owner who expressed interest in restoring the structure located on the property at 7 Anawanda Lake Road in Callicoon Center, in regards to Agenda Item #4.

Business items

On a motion by Councilman Hubert, seconded by Councilman Kuebler to set Tuesday, October 4, 2022 at 2:30pm, as the date and time to hold a Special Meeting for the 2023 Budget Presentation. Motion Passed – 5 Ayes.

Regular Town Board Meeting – September 12, 2022– Page Three

On a motion by Councilman Gaebel, seconded by Councilman Schadt to approve the Inter-Municipal Agreement to reflect the following changes:

The Town of Callicoon contribution will change to \$4,000.00 from \$3,750.00.

The Sullivan West Central School District contribution will change to \$2,000.00 from \$1,500.00.

The Village of Jeffersonville contribution will change to \$1,000.00 from \$750.00.

Motion Passed – 5 Ayes.

On a motion by Councilman Kuebler, seconded by Councilman Schadt to table the Jeffersonville Volunteer Ambulance Corp. Agreement to the October 10, 2022, Regular Town Board Meeting.

Motion Passed – 5 Ayes.

RES#14-2022, on a motion by Councilman Gaebel, seconded by Councilman Kuebler to accept the recommendation of Kevin Zieres, Code Enforcement Officer, of the Unsafe Building on 7 Anawanda Lake Road , SBL #15.-3-2 in accordance with Section 97-11 of the Code of the Town of Callicoon and to allow the Code Enforcement Officer to go forward with the process of the Unsafe Building Law and to allow the Code Enforcement Officer to hand deliver a notice of hearing to the Agent (Mike Donohue) of 7 Anawanda Lake Road and to set a hearing date for October 10, 2022 at 7:00pm., in regards to the Unsafe Building. Motion Passed – 5 Ayes.

RES#15-2022, on a motion by Councilman Kuebler, seconded by Councilman Schadt to approve placing the demolition charge of the unsafe structure on SBL #18.-1-24.2 in the amount of \$10,000.00 and to levy said charges as an ad valorem fee on the real property tax bill of the property at 66 J. Menges Road, owned by Susie Cuttler.

Roll Call Vote:

Councilman Gaebel – Aye

Councilman Kuebler – Aye

Supervisor Bose – Aye

Councilman Hubert – Aye

Councilman Schadt – Aye

Motion Passed – 5 Ayes.

Code Enforcement Officer, Kevin Zieres addressed the partially collapsed barn on Hemmer Road, formerly owned by the Bargfrede family, and asked if the Supervisor had talked to anyone at the Youngsville Fire Department, as he heard they were going to burn it. The Supervisor will check into this.

Regular Town Board Meeting – September 12, 2022– Page Four

The Supervisor reminded everyone about the Fall Clean-up which will be held on Friday, September 23, 2022 and Saturday, September 24, 2022, from 8:00AM to 5:00PM, with the Shred Day, Co-hosted by the Town of Callicoon and Jeff Bank which will be held on Saturday, September 24, 2022, from 9:00AM to 12:00PM.

The Town Supervisor addressed the agenda item #7, explaining that Kevin Zieres will be retiring as of September 29, 2022. He explained the complex position of the job changing from Building Inspector to Code Enforcement Officer once Code was adopted. Supervisor Bose thanked Kevin for his years of service and noted that they had asked Kevin to stay on per-diem to help with the transition. He also added that Kris Scullion will be resigning his role as Highway Superintendent as of September 29, 2022 and assuming the position of Code Enforcement Officer as of September 30, 2022. Supervisor Bose thanked Kris and stated that he truly appreciated his service. Councilman Kuebler thanked both Kevin and Kris and commended their work. Councilman Schadt also thanked Kevin.

On a motion by Councilman Schadt, seconded by Councilman Hubert to accept the Retirement Letter from Code Enforcement Officer, Kevin Zieres to be effective as of September 29, 2022, and to accept the Resignation Letter from the Highway Superintendent, Kristofer Scullion of the position of Highway Superintendent and to appoint Kristofer Scullion to the position of the Code Enforcement Officer to be effective as of September 30, 2022. Motion Passed – 5 Ayes.

The Supervisor added that Sullivan County Department of Public Works will be holding a Household Hazard Waste Clean-up event on Sunday, September 18, 2022 at the transfer station in Monticello from 9:00AM to 3:00PM. He stated that this Saturday, September 17, 2022, the Jeff Jamboree will be held along with a tractor parade, and the Sullivan County Volunteer Firefighter Association will be having their Annual Fireman's Parade in White Lake, and there is a Memorial Benefit for Chris Pekny, holding a Car Show in his memory on Saturday, September 17, 2022 at the Robin Hood Diner in Livingston Manor.

Public Comment:

Public Comment included the work by the bridge in Jeff by the old bowling alley.

On a motion by Councilman Schadt, seconded by Councilman Hubert to allow the Town Board to go into Executive Session for the purpose of discussing litigation at 8:23pm. Motion Passed – 5 Ayes

On a motion by Councilman Hubert, seconded by Councilman Schadt to allow the Town Board to come out of Executive Session at 8:51pm. Motion Passed – 5 Ayes.

Regular Town Board Meeting – September 12, 2022 – Page Five

On a motion by Councilman Kuebler, seconded by Councilman Gaebel to authorize the Code Enforcement Officer to provide information necessary to the Town's Attorney and for the Town's Attorney to seek an injunction in Sullivan County Supreme Court, in order to prevent the owners of SBL 1.-1-21 (located at 819 Gulf Road), from continuing the unpermitted use of said property, until such time the owners apply for and receive a Conditional Use Permit from the Town of Callicoon's Planning Board. Motion Passed – 5 Ayes.

On a motion by Councilman Kuebler, seconded by Councilman Gaebel to adjourn the meeting at 8:52pm. Motion Passed – 5 Ayes.

Respectfully Submitted,

Kim Klein
Town Clerk
Town of Callicoon