

Catskill Town Board Committee Meeting

August 20, 2014

The Town Board of the Town of Catskill held their Committee Meeting on August 20, 2014 at 6:30 pm at Catskill Town Hall. The meeting was opened with a moment of silent prayer and the Pledge of Allegiance. The following members were present:

Joseph Leggio, Supervisor
Robert Antonelli, Councilman
Pat Walsh, Councilman
Gary Carlson, Councilman
Jared Giordiano, Councilman

Also Attending: Mary Beth Bianconi of Delaware Engineering

CONTINUING BUSINESS:

Ms. Bianconi approached the board regarding two resolutions that need to be passed to form the district, with a roll call vote and the second resolution, to send the application to the State Comptroller as we exceed the threshold of \$721 per user so we are required to do a Part 85 filing. This filing includes the map plan, Intermunicipal agreements, SEQRA, etc. The resolution states the Town Board has prepared and has determined the contents are accurate and it is in the public best interest. This resolution needs a roll call vote and follows the adoption of the resolution on the 5th.

The second resolution is the authorization and verification of the application for permission from the State Comptroller for the establishment of the district under Part 85. This is a required filing. After the adoption of this resolution there are ten calendar days to file the application with the State Comptroller. The Town Attorney as well as Town Supervisor should review the application. There is a statement of opinion for the Town Attorney. After the Comptroller review and permission the board will adopt the final order establishing the district.

Councilman Walsh stated we should have the attorney review the application and adopt the second resolution at our next meeting. Ms. Bianconi stated that can be done but the first resolution, adopting the establishment of the district should be passed tonight.

RESOLUTION # 74-2014

ESTABLISHING THE LEEDS AND JEFFERSON
HEIGHTS SEWER DISTRICT SUBJECT TO
PERMISSIVE REFERENDUM UNDER TOWN
LAW ARTICLE 12-A

Councilman Antonelli presented the following for consideration and adoption,

WHEREAS, the Hamlet of Leeds in the Town of Catskill are characterized by dense land use served by on-lot septic systems which have been identified by the New York State Department of Health and Department of Environmental Conservation as inadequate or with high potential for failure resulting in a threat to public health and environmental quality; and

WHEREAS, the Jefferson Heights area in the Town of Catskill is also characterized by dense land use with the eastern portion provided with public sewer services via a Greene County owned sewer line connected to the Village of Catskill sewerage system while the western portions relies on on-lot septic systems for wastewater disposal; and

WHEREAS, the Village of Catskill owns, operates and maintains a wastewater system consisting of a conveyance system and a treatment plant; and

WHEREAS, the Village and Town of Catskill have entered into an Intermunicipal Agreement which provides for the conveyance of wastewater from the proposed sewer collection system in the Town of Catskill to the Village of Catskill's sewer collection system and treatment plant as well as certain capital improvements to the Village of Catskill sewerage system to accommodate treatment of the wastewater from the Town of Catskill; and

WHEREAS, the Town of Catskill has caused the preparation of a Map Plan and Report by an Engineer licensed in the State of New York describing the boundaries of the proposed Leeds and Jefferson Heights Sewer District, a general plan of improvement and description of facilities including construction of a sewer collection and conveyance system in Leeds that would pass through Jefferson Heights and connect to the County-owned sewer line in Jefferson Heights that directs wastewater to the Village of Catskill sewer system as well as improvements to the Village of Catskill sewerage system required to accommodate the wastewater from the Town of Catskill, the maximum amount to be expended, regulatory review requirements, the cost of hook-up fees if any, the cost to the typical property, and method of financing the project, and a statement of benefit assessment; and

WHEREAS, the Town Board accepted the Map Plan and Report prepared by Delaware Engineering, DPC and dated July 16, 2014 as having been prepared in conformance with Section 209-c of Town Law Article 12-A; and

WHEREAS, a copy of the Map Plan and Report was made available for public inspection at the office of the Town Clerk in Catskill Town Hall, 439 Main Street, Catskill, New York during regular Town Hall business hours upon acceptance by the Town Board; and

WHEREAS, a Public Hearing on the proposal to establish the Leeds and Jefferson Height Sewer District was conducted on Tuesday, August 5, 2014 at 6:00 PM at Catskill Town Hall, 439 Main Street, Catskill, New York with all persons desiring to be heard on the subject of the proposed sewer district having been heard upon due posting and publication as required by Article 12A of the Town Law; and

WHEREAS, the Town Board has given due deliberation to the hearing and the testimony and allegations presented concerning the same; and

WHEREAS, the Town Board has issued a Negative Declaration under SEQR for this action;
NOW THEREFORE

BE IT RESOLVED,

1. The Town of Catskill finds:
 - a. The notice of public hearing was published and posted as required by law, and is otherwise sufficient;
 - b. All the property and owners within the proposed district extension are benefited thereby;
 - c. All property and property owners benefited are included within the limits of the proposed extension; and
 - d. The Leeds Jefferson Heights Sewer District is in the public interest.
2. The Town of Catskill approves the Leeds Jefferson Heights Sewer District as described in Attachment A.
3. The permission of the State Comptroller is required for the establishment of the Leeds and Jefferson Heights Sewer District authorization for the submission of such application for permission is the subject of a separate authorizing resolution.
4. This resolution is subject to Permissive Referendum as provided in Articles 7 and 12A of the Town Law. If after the expiration of the time for filing a petition requesting a permissive referendum, no such petition has been filed with the Town Clerk, the Town Clerk shall file a certificate stating such fact in the office of the Greene County Clerk and Office of the Department of Audit and Control in Albany, New York. If such a petition is filed and after the referendum held, the Town Clerk shall prepare and file a certificate stating that a petition was filed and a referendum was held and certifying the result of the vote in the office of the Greene County Clerk and the Office of the Department of Audit and Control in Albany, New York.
5. This resolution shall take effect immediately.

Councilman Walsh seconded this motion.

Which question was put to a Roll Call Vote:

Robert Antonelli Yes

Gary Carlson Yes

Jared Giordiano Yes

Joseph Leggio Yes

Patrick Walsh Yes

Ayes 5, Nays 0, Absent 0

Motion Carried

Supervisor Leggio stated he has received a number of phone calls from people in Athens off of Church St who wish to tie into the district. He is not sure of the process. Ms. Bianconi stated the TOA can form a district to cover these people or it can be by contract; however, someone else would be responsible for building the infrastructure. It would not be the Town. Supervisor Leggio stated he will get in touch with the Supervisor in Athens.

Supervisor Leggio stated to put the resolution in the legal section of the paper so everyone is aware it is subject to a permissive referendum.

NEW BUSINESS:

Supervisor Leggio asked Mr. Campisi of HOCA to speak next. Mr. Campisi stated HOCA is contemplating having fireworks next year and they are present tonight to gage the Town's interest in financial support. Councilman Carlson asked how much financial support. Mr. Campisi stated he is not sure yet as that would need to be determined. They will also looking into public business and community support. Councilman Carlson stated he could not commit without knowing the amount. If it is nominal and shows a benefit to the Town, it would seem ok but doesn't believe a government entity should be involved.

Councilman Walsh asked to come back with a budget and support for the event community wide. This would have to be in before we start next year's budget. Councilman Giordiano stated to have the amount of this and Music in the Park.

Mr. Campisi stated he believes the monetary support will be nominal but if they do not receive any support from businesses they won't do it. He stated he wants to get a feel to see if they should move forward or not. Supervisor Leggio stated the consensus of the board

doesn't mind supporting but not being the sole provider for the event. He also stated there are other hamlets to hold events other than the Village of Catskill. Ms. Young stated if businesses outside of the Village have an idea for an event and they will support that event to please let them know.

CORRESPONDENCE:

A letter from the Town Judge's requesting support of a JCAP grant. *Resolution # 75-2014 with motion by Councilman Antonelli second by Councilman Carlson supporting the Town Justice submission of a JCAP grant. Adopted 5 Yes*

Yearend report received from Michael DeBenedictus, Receiver of Tax.

Memo from Code Enforcement asking to schedule a public hearing for an unsafe building on Paul Saxe Road. *Resolution # 76-2014 with motion by Councilman Giordiano second by Councilman Walsh to schedule a public hearing for September 2, 2014 at 6:15 pm at Town Hall to hear comments and concerns regarding an unsafe building on property owned by DLM Group, at 140 Paul Saxe Rd, Catskill, NY. Adopted 5 Yes*

Memo from the Code Enforcement requesting an amendment to the fee schedule to double the permit fee for building without a permit as well as establishing a local law for control of brush and weeds. Both of these will need a public hearing.

Councilman Carlson expressed his frustration at the Code Office as they are having difficulty doing their job now and then throwing this on the table. Councilman Giordiano this would be to assess fines. Councilman Carlson stated they do not have anyone coming into court now. They aren't doing what we specifically bring to their attention. It is a problem. Supervisor Leggio stated to review and it will be discussed further at the next meeting.

With no further comment a motion to adjourn the meeting was made by Councilman Giordiano second by Councilman Carlson. Meeting ended 7:32 pm.

Respectfully submitted,

Elizabeth Izzo
Town Clerk

