

Catskill Town Board Monthly Meeting
Catskill Town Hall
April 6, 2010 6:30 pm

Attendance: Peter Markou, Supervisor
Robert Antonelli, Councilman
Patrick Walsh, Councilman
Michael Smith, Councilman
Kevin Lennon, Councilman
Elizabeth Izzo, Town Clerk

Supervisor Markou opened the meeting with a moment of silent prayer and the Pledge of Allegiance. He welcomed all in attendance.

The following minutes were accepted:

03/02/2010 Catskill Town Board Monthly Meeting
Motion Councilman Antonelli
Second Councilman Lennon & Walsh
Ayes 5 Nays 0 Absent 0

03/10/2010 Government Operations Meeting
Motion Councilman Antonelli
Second Councilman Lennon
Ayes 5 Nays 0 Absent 0

03/17/2010 Town Board Committee Meeting
Motion Councilman Antonelli
Second Councilman Walsh
Ayes 5 Nays 0 Absent 0

03/17/2010 Public Hearing #1-2010 JUNK
Motion Councilman Antonelli
Second Councilman Smith
Ayes 5 Nays 0 Absent 0

03/17/2010 Government Operations Meeting
Motion Councilman Antonelli
Second Councilman Smith
Ayes 5 Nays 0 Absent 0

03/22/2010 Government Operations Meeting
Motion Councilman Antonelli
Second Councilman Smith
Ayes 5 Nays 0 Absent 0

The following resolutions were passed:

RESOLUTION # 37-2010

TRANSFER OF FUNDS
LANDFILL ADMINISTRATION

Councilman Antonelli presented the following for consideration and adoption,

WHEREAS, the Highway Superintendent is also the Landfill Administrator, and

WHEREAS, the Landfill Administrator's salary is paid from the Joint Landfill Account, a self-sustaining fund used to maintain and monitor the closed Joint Town of Catskill Landfill, and

WHEREAS, the Town Board wishes to transfer from the Landfill Account # 5201733210 the amount of \$5,000.00 for salary and \$384.00 for Social Security to the 2010 "A" Fund account # A8160.1 (Landfill Administrator PS) and account number A9030.8 (Social Security) to budget for the Landfill Administrator's salary, and

WHEREAS, the Town Board will also increase the 2010 Budget Revenue Account A5031 (Interfund Transfers) by \$5,384.00, so

THEREFORE WE, the Catskill Town Board hereby approve the transfer from the Joint Landfill Account of \$5,384.00 and authorize modification to the 2010 "A" Fund Budget Appropriation by \$5,384.00.

Councilman Smith seconded this motion.

Ayes 5 Nays 0 Absent 0 Carried

RESOLUTION # 38-2010

AUTHORIZE HIGHWAY SUPERINTENDENT
TO SOLICIT QUOTES FOR SURPLUS
HIGHWAY EQUIPMENT

Councilman Antonelli presented the following for consideration and adoption,

WHEREAS, the Town of Catskill Highway Superintendent has declared a 1993 Ford F-150 Vin # 1FTDF15Y6PNA18407, a 1986 Alamo Mower, and a 1985 Koehr Gradall as surplus equipment, and

WHEREAS, the mower and gradall plan on being replaced, so

THEREFORE WE, the Catskill Town Board do hereby authorize the Highway Superintendant to accept quotes from either an on-line source or in person source for the aforementioned surplus items.

Councilman Smith seconded this motion.

Ayes 5 Nays 0 Absent 0

Carried

RESOLUTION # 39-2010

PAYMENT FOR IMPROVEMENT
TO CEMENTON WASTEWATER
PLANT

Councilman Antonelli presented the following for consideration and adoption,

WHEREAS, the Town of Catskill is making improvements to its Cementon (Sewer District No. 4) Wastewater Plant using a combination \$231,000 in loans and grants from New York State, and

WHEREAS, the Town has entered into a Contract with J. Myers Water Services in the amount of \$148,000, and

WHEREAS, J. Myers has completed a significant portion of the work including the replacement of sand and commencement of construction of a disinfection building, for which has been submitted Payment Application No. 1 for \$43,277.0, and

WHEREAS, Delaware Engineering has inspected this work and found it to be of good quality and meeting the DEC approved plans and specifications and recommended payment contingent on receipt of the MWBE Plan and Certified Payrolls, so

THEREFORE WE, the Catskill Town Board authorize the Supervisor to make payment of this Contractor Invoice upon receipt of the MWBE Plan and Payrolls in the amount of \$43,277.00.

Councilman Smith seconded this motion.

Ayes 5 Nays 0 Absent 0

Carried

RESOLUTION # 40-2010

PURCHASE HIGHWAY EQUIPMENT

Councilman Antonelli presented the following for consideration and adoption,

WHEREAS, the Highway Superintendent, Mr. Alfie Beers, has stated his department is currently repairing roads due to the winter weather, and

WHEREAS, to repair these roads he uses a Gradall, and

WHEREAS, the current Gradall has been taken out of service due to extensive repair work required, and

Supervisor Markou thanked them for their presentation.

Supervisor Markou then asked Christine Clark to speak before the Board. She and her husband Michael Clark are residents of Palenville and own a bed and breakfast there (Clark House). She stated that she loves the richness of the area and needs help as a resident and business owner with an issue she is having with her neighbor. She stated she needs immediate action as this problem has been going on for quite some time. She stated her neighbor is operating an illegal repair shop. She states he has no license or insurance and she is concerned for her and her husband's safety as well as his (the neighbor's family's safety). She stated the problem is affecting their livelihood. She stated there is excessive noise and junk all over and that it is also ruining/polluting their septic.

Councilman Antonelli asked if Code Enforcement has been there. Mr. Clark stated they have gone through every legal channel they possibly could. He stated the office visited the site and sent a citation to clean it up but didn't follow up. Councilman Antonelli asked if the owners were allowed on the property. Mr. Clark stated the site dismantles cars to put on other cars and that they have unregistered vehicles on a 35 foot lot. He stated the barn is full and it is across from their house. They share a driveway.

Councilman Smith stated the Clark House Bed and Breakfast promotes tourism in the area and that the structure is supportive of the resurgence of the Palenville hamlet. He stated he is sensitive to what they are saying and the issue is if their use is illegal or legal where the Town can/cannot act. How should it be addressed and is there a violation of the law.

Councilman Lennon stated he has been working on this for two years and with the Clark's the last three months and it seems to be in violation of Town law. He stated we need to work with the Code Enforcement Officer and our attorneys to see what can be done. He stated the Clark House is important to Palenville.

Supervisor Markou stated to Mrs. Clark that she indicated an environmental issue. She stated there is pollution; exhaust systems and spillage. Supervisor Markou stated to contact DEC. Mr. Clark stated they had and were told unless it is running into a stream or if they are dumping it in the forest they cannot help.

Councilman Antonelli stated the Board is currently in the process of hiring a Code Enforcement Officer and that this is the first time they have been to the Town Board. He stated we should look at the file and once a new Code Officer is hired have this person go out.

Mr. Clark stated it is a catch 22 because the only business they have is the house and they dread having customers at the house. It has become a nightmare. This is a serious problem and they keep hitting brick walls.

Joe Izzo stated it is in the Board's rights if in fact the place is working on automobiles and repairs and if they are polluting the land to have a soil test done to see if there are any environmental issues. He stated the Code office can do this. If it is found to be polluted then DEC will need to be involved. If the COE is out there and issued a violation, find out what happened to the violation and bring before the judge. He stated if there are health issues then you can have the Town's Health officer involved.

Mr. Clark asked why the Junk code of the Town of Catskill can't be applied. Supervisor Markou stated he will meet with the Code office to get everything started and once a new Code officer is on board this will be their first item to deal with.

Supervisor Markou reviewed the correspondence and reports.

He opened the floor to public comment. Larry Federman asked when the Board will review the out door wood boiler information. Supervisor Markou stated the Board has the information but that it hasn't been discussed or will give a time frame when it will be discussed. He stated a Board member can take the ball and carry.

With no further comment a motion to enter into executive session to discuss an employment matter was made by Councilman Lennon & Antonelli and seconded by Councilman Walsh. Executive session began 7:45 pm.

A motion to end executive session made by Councilman Antonelli and seconded by Councilman Lennon. Meeting ended 8:30 pm.

Respectfully submitted,

Elizabeth Izzo
Town Clerk