

The February 12, 2014 Bethel Town Board meeting was called to order by Supervisor Daniel Sturm at 7:30 p.m. at the Dr. Duggan Community Center, Meeting Room.

Council members present: Vicky Simpson
Bernard Cohen
Lillian Hendrickson
Dawn Ryder

The meeting was opened with the Pledge of Allegiance.

Presentation to Robert Brown

The Town Board presented Robert Brown, life-long resident and 28-year member of the Zoning Board of Appeals, a plaque for his years of service.

Mr. Sturm commented that Mr. Brown has served on the Zoning Board since 1986, he is a home-grown, lifelong resident, hard-working farmer and very well-known individual. His wife has been a town employee for over 30 years as our Assessor. His daughter, Susan, is a member of our Planning Board, what a great family! Bob has served on our Zoning Board of Appeals for over 28 years. I have seen his work on the ZBA, he is knowledgeable, diligent, polite and an asset to our town. He symbolizes what community service really means. Nowadays, if there are openings on our Town Board, you post it, put out an ad, get a few people to apply and you choose. That has not always been the case. It is not easy to fill these necessary Boards; which are needed to conduct business. On cold January and February meetings he was always there to help our town. Tonight, I am most proud to recognize and personally thank him for his years of service to the Town of Bethel.

Presentation to Leon Smith

The Town Board presented Leon Smith, BLDC Manager, with a plaque for his 8 years as BLDC Manager and for his commitment in revitalizing our town.

During the 8 years 3 of which he was Chairman of the Town Planning Board and your 8 years as BLDC Manager our town has been in a transition from economic downturn to revitalization upswing. In 2004 through 2009 our growth surpassed many communities in our State by single family sales and construction, subdivision of land and commercial development. It was only the beginning for us. From there we adopted our new zoning and comprehensive plan to lead our future growth.

Mr. Smith was a great help in the community visioning meetings, successful grant-writing for our two Main Street corridor grants that totaled \$200,000 equaling over \$400,000 invested with property owner match, decorative street lighting and banner placement. He also spear-headed and directed the numerous Sullivan Renaissance and Bethel First projects including hamlet signs, Town Square revitalization, landscaping of our public places, creation of the Community Gazebo Park, historical markers, among a few of the major projects. His dedication was surmount in seeing our projects through successful completion.

New BLDC Member

Mr. Sturm announced new BLDC Manager: Christopher Cunningham. Mr. Cunningham was a previous Town Board Member, Chairman of the Sullivan County Legislature, Commissioner of the Sullivan County Department of Social Services, and lifelong resident of our Town.

1A. Audit of Bills

<u>Fund</u>	<u>Amount</u>	<u>Check Nos.</u>
General	\$1,676,608.61	4123 - 4199
Highway	\$389,748.11	2607 – 2656
Sewer District	\$53,548.26	1909 - 1920
Sewer Rehab	\$6,477.50	1074
Planning & Zoning Escrow	\$8,265.50	1032 - 1033
Light District	\$4,026.63	1070 - 1073

Motion to approve monthly audit of bills, seconded by Dawn Ryder, put to vote and carried 5-0

1B. Supervisor's Monthly Report

Supervisor's report for the month of January has been filed. Motion by Lillian Hendrickson to receive and file, seconded by Bernie Cohen, put to vote and carried 5-0.

Public Hearing Continued 7:45 p.m. – Unsafe Structure 48.-1-3 (Altman/Carp)

Motion by Lillian Hendrickson to open at 7:45 p.m., seconded by Dawn Ryder, put to vote and carried 5-0. B.J. Gettel, Code Enforcement Officer indicated that the property owner hired a contractor to remove house. Due to weather plans were delayed.

Motion to close Public Hearing by Vicky Simpson, seconded by Lillian Hendrickson, put to vote and carried 5-0.

Building Department Monthly Report

2014 January Fees \$3,440.
2013 January Fees \$1,900.

2014 January Construction Fees \$227,000.
2013 January Construction Fees \$ 35,600.

Motion by Lillian Hendrickson to receive and file, seconded by Dawn Ryder, put to vote and carried 5-0.

Memo to Businesses from Building Department

Copy of memo from Building Department to all businesses has been received by the Town Board. The Building Department is requesting the sidewalks be cleared of all snow after each storm. Mrs. Lillian Hendrickson has been checking, it looks good except for some that are closed.

Motion by Lillian Hendrickson to receive and file, seconded by Vicky Simpson, put to vote and carried 5-0.

Approve request for Hwy Super. to attend Conference

Request has been received from Highway Superintendent to attend *Local Roads Matter Grassroots Campaign* sponsored by the NYS Highway Superintendents Assoc. in Albany on March 4th and 5th

Motion by Lillian Hendrickson to approve, seconded by Bernie Cohen, put to vote and carried 5-0.

Town Clerk’s Monthly Report

Town Clerk’s monthly report for January has been filed with the Town Supervisor.

Total: \$4,858.56
State: \$ 535.81
Town: \$4,322.75

Motion by Lillian Hendrickson to receive and file, seconded by Vicky Simpson, put to vote and carried 5-0.

Advertise for Justice Court Clerk position

Motion by Lillian Hendrickson to approve posting for Justice Court Clerk position, seconded by Bernie Cohen, put to vote and carried 5-0. Mr. Cohen will sit in on interview process.

Appointment to SC Fire Advisory Board

Motion by Bernie Cohen to appoint George Roosevelt of the Smallwood-Mongaup Valley Fire Co. to the Sullivan County Fire Advisory Board, seconded by Lillian Hendrickson, put to vote and carried 5-0.

Junkyard License application renewal – Yeomans, Shapiro, Lyman

Junkyard License renewal applications have been received from Yeomans and Sons, Shapiro and Sons and Irma Lyman. Motion by Vicky Simpson to authorize Building Department to inspect the properties of Yeomans, Shapiro, and Lyman, seconded by Lillian Hendrickson, put to vote and carried 5-0.

Light Iron/Scrap Metal Bid Results

Sealed bids were publicly open and read at the Town Clerk’s Office on February 6 2014 at 11 a.m. with Lori Hastings present as follows:

Mobile Metal			
40-yard container	.11 cents per pound	\$220 net ton	\$246.40 gross ton
Sims Metal Mgmt.		\$192.85 net ton	\$216 gross ton
40-yard container			
Ben Weitsman		\$240 net ton	
80-yard container			

Mr. Sturm discussed with Town Attorney to reject all bids due to disparity in the bids. Re-bid with the following specs: 40 yards containing, Net and Gross price and 1 year pricing.

Motion by Lillian Hendrickson to reject all bids and to re-bid with revised specifications, seconded by Dawn Ryder, put to vote and carried 5-0.

2014 Bethel Woods Traffic Management Plan

RESOLUTION TO ADOPT AN ORDER OF THE TOWN BOARD OF THE TOWN OF BETHEL TO REGULATE AND RESTRICT VEHICLE TRAFFIC WITHIN CERTAIN AREAS OF THE TOWN BETWEEN MAY 1, 2014 AND SEPTEMBER 30, 2014 ON SPECIFIED DATES AND AT SPECIFIED TIMES

WHEREAS, the Town Board of the Town of Bethel created the PA - Performing Arts Center Development District within an area of approximately 634 acres to facilitate the approval and construction of a performing arts center and related uses near and around the original site of the 1969 Woodstock Music and Arts Fair Festival; and

WHEREAS, pursuant to the regulations promulgated for the PA - Performing Arts Center Development District, The Bethel Performing Arts Center, LLC received approvals from the Town of Bethel Planning Board to construct a performing arts center to be known as the Bethel Woods Center For the Arts; and

WHEREAS, Bethel Woods Center for the Arts will commence operation of its 2014 Pavilion performance season on May 1, 2014; and

WHEREAS, a Traffic Management Plan has been prepared for Bethel Woods Center For the Arts which recommends the implementation of certain vehicle traffic restrictions on certain roads for events in excess of 6,000 attendees; and

WHEREAS, the Town Board of the Town of Bethel concurs with the recommendations contained in the Traffic Management Plan; and

WHEREAS, to promote sound government and to further the health, safety and welfare of persons and property within the Town and in accordance with the authority vested in the Town, including but not limited to applicable provisions of the Vehicle and Traffic Law, the Town Board of the Town of Bethel adopts this Order.

NOW THEREFORE BE IT RESOLVED THAT THE TOWN ADOPTS THE FOLLOWING ORDER, and it is hereby

ORDERED, that the Town Board of the Town of Bethel establishes motor vehicle traffic restrictions on the following roadways in the manner and at the locations, dates and times set forth on Schedule "A" annexed hereto:

- Hurd Road
- West Shore Road
- New York State Route 17B
- New York State Route 55
- Perry Road
- Happy Avenue;

and be it further

ORDERED, that the Supervisor of the Town of Bethel is hereby authorized to request the NY Department of Transportation to provide that there shall be no parking, stopping or standing of any motor vehicle, except those vehicles on official business, along both sides of NYS Route 17B from a point 800 feet east of its intersection with NYS Route 55 to its intersection with Perry Road during the Category B concert events described in the attached Schedule A; and be it further

ORDERED, that signs and markings shall be posted on all affected roads and highways affected by this Order to be displayed on the dates and at the times set forth in Schedule A giving notice of the restrictions set forth in this Order including signs indicating "No Parking," "No Standing," "No Stopping," and "One Way" as may be appropriate; and be it further

ORDERED, that vehicles in violation of the no parking, stopping or standing restrictions set forth in Schedule A may be removed from the roadway and stored at a site designated by the Supervisor of the Town of Bethel and reasonable charges for the removal and storage of such motor vehicles shall be paid by the owner/operator of such motor vehicles, said charges shall be paid prior to the release of such motor vehicle to the owner/operator thereof; and be it further

ORDERED, that any person violating any terms or conditions of this ORDER shall be guilty of a violation pursuant to the Vehicle and Traffic Law/or the Penal Law of

the State of New York, punishable by such fines and penalties as prescribed therein, said fines and penalties shall be in addition to the costs of any motor vehicle towing and storage charges set forth herein above; and be it further

ORDERED, that the provisions of this ORDER shall not affect any powers conferred upon any police officer to regulate motor vehicle and pedestrian traffic or to exercise his/her powers under the Vehicle and Traffic Law §1602 regarding the closure of roads and exercise of emergency powers; and be it further

ORDERED, that by delegation of the Town Board of the Town of Bethel, the terms of this ORDER regarding restrictions of vehicle traffic may be revised and further amended by the Supervisor of the Town of Bethel (and in his absence, any other member of the Town Board)

during the dates and times set forth in Schedule A as traffic conditions may require to preserve the health, safety and welfare of persons and property within the Town or to impose greater or lesser vehicle restrictions in the event anticipated attendance rises above or drops below category A attendance thresholds as those thresholds are defined in Schedule A; and be it further

ORDERED, that in the event that any provision of this ORDER is declared to be invalid or unconstitutional, such declaration shall not affect the validity of the ORDER as a whole or any part thereof, other than the part so declared to be invalid or unconstitutional; and be it further

ORDERED, that this ORDER shall take effect immediately upon its adoption by the Town Board of the Town of Bethel.

Motion by Town Councilwoman Lillian Hendrickson to adopt Resolution and Order, seconded by Town Councilwoman Vicky Simpson, duly adopted this 12th day of February, 2014 upon a roll call vote with 5 ayes, 0 nays voting as follows:

Daniel Sturm	aye
Bernard Cohen	aye
Lillian Hendrickson	aye
Victoria Simpson	aye
Dawn Ryder	aye

Remedy, modify or remove unsafe structure #48.-1-3

As previously stated, the property owner is contracting for removal of the structure. Mr. Sturm will review in 60 days. Motion by Vicky Simpson to table, seconded by Lillian Hendrickson, put to vote and carried 5-0.

Approve attendance of Assoc. of Towns Annual Training School

Motion by Lillian Hendrickson to approve attendance of Bernie Cohen at the Association of Town Training School in New York City on February 16-18, 2014, seconded by Dawn Ryder, put to vote and carried 5-0.

Appoint voting delegate and meal allowance at the annual business meeting

Motion by Vicky Simpson to appoint Bernie Cohen as voting delegate at Town of Association Annual meeting, seconded by Lillian Hendrickson, put to vote and carried 5-0. Motion by Lillian Hendrickson to approve \$150. meal allowance each day, seconded by Dawn Ryder, put to vote and carried 5-0.

Free Quit Smoking Classes with CSA Coach March

Mr. Sturm announced that Sullivan County Rural Health Network will be hosting Free Smoking Cessation classes at the Dr. Duggan Community Center at March 6, 13, and 27th. Motion by Lillian Hendrickson to receive and file, seconded by Vicky Simpson, put to vote and carried 5-0.

Correspondence from Antony Cordovano – Pres. Beechwood Club

Correspondence has been received from Anthony Cordovano, President of the Beechwoods Club, regarding the Boymelgreen lawsuit where the Beechwood residents won and spent over \$50,000 defending themselves. Mr. Cordovano feels the suit was a waste of time and money and if the Town Planning board had not approved the subdivision they would not be out this money. Motion by Lillian Hendrickson to receive and file, seconded by Vicky Simpson, put to vote and carried 5-0.

Planning Board does not determine Property Owner/Property Line disputes. Planning Board did a good job. Planning Board followed the law and the Planning Board attorney. There are no pending lawsuits. The matter is over.

Sullivan County Area Farmer's Market (SCAFA) – Kauneonga Lake

Jane Burns, The Bakehouse, was present representing 4 farmers that were at the 2013 Kauneonga Lake Farm Market. SCAFA was to provide a report in January regarding feedback of successes/failures of the 2013 market. Farmers are booking markets for summer and need to know what their plans are this year for Kauneonga Lake. Mr. Sturm explained that the Town and BLDC are no longer involved as part of the operation of the market and fully support the market.

Adjournment

There being no further business, Lillian Hendrickson moved to adjourn the meeting at 8:45 p.m., seconded by Dawn Ryder, put to vote and carried 5-0.

Respectfully submitted,

Rita J. Sheehan, Town Clerk