

The February 26, 2014 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

Inspection report for Lymar Junkyard

Inspection report has been from the Building Department recommending approval of the junkyard license for Lymar. Motion by Bernie Cohen to receive, file and approve, seconded by Dawn Ryder, put to vote and carried 5-0.

Inspection report for Shapiro Junkyard

Inspection report has been from the Building Department recommending approval of the junkyard license for Shapiro. Motion by Lillian Hendrickson to receive, file and approve, seconded by Vicky Simpson, put to vote and carried 5-0.

Inspection report for Yeomans Junkyard

Inspection report has been from the Building Department recommending approval of the junkyard license for Yeomans. Motion by Vicky Simpson to receive, file and approve, seconded by Lillian Hendrickson, put to vote and carried 5-0.

Highway Superintendent request to attend Seminar

Correspondence has been received from Highway Superintendent requesting to attend the Disaster Preparedness and Hazard Mitigation Seminar in Albany, NY on March 25th and 27th. The town will need to cover the cost of the hotel, classes, tolls and meals (except lunch). Motion by Bernie Cohen to approve, seconded by Lillian Hendrickson, put to vote and carried 5-0.

Request to attend Town Clerk's Conference

Correspondence has been received from Town Clerk to attend the 32nd annual Town Clerk's Conference in Saratoga, NY on April 27th – 30th. The cost is \$549 included lodging, conference and all meals. The conference has been allocated in the 2014 budget. Motion by Vicky Simpson to approve, seconded by Lillian Hendrickson, put to vote and carried 5-0.

Certification of Training – Constable Ketcham and Constable McCarthy

Certificates of Training for Constable Ketcham and Constable McCarthy have been received from *Driver to Survive* training program. Motion by Bernie Cohen to receive and file, seconded by Lillian Hendrickson, put to vote and carried 5-0.

Junkyard License Renewal Application Ross

Junkyard license renewal applications have been received from William Ross and Cecil Hendrickson. Motion by Vicky Simpson to receive, file and approve Building Department to inspect Ross & Hendrickson. Seconded by Bernie Cohen, put to vote and carried 5-0.

Bid results unsafe structure – Taconic Trail (Panaro/Benamou)

Sealed bids were received and publicly opened and read at the Town Clerk's Office for the unsafe structure located at 21 Taconic Trail, SBL #46.-16-3 assessed to Susan Panaro and Robert Banamou on February 20, 2014 as follows:

Poley Paving	\$6,989.
Gary Myers	\$8,200.

Motion by Lillian Hendrickson to award low bid to Poley Paving, seconded by Bernie Cohen, put to vote and carried 5-0. Town Clerk mentioned over 25 contractors were contracted to bid and only two responded. Ms. Sheehan noted she will send the bids results to the owner.

Appoint Daniel Sturm as Marriage Officer 1/1/2014-12/31/2017

Motion by Lillian Hendrickson to appoint Daniel Sturm as Marriage Officer for a term to commence 1/1/2014-12/31/2017, seconded by Lillian Hendrickson, put to vote and carried 5-0.

Resolution to support A1715-A and S200A (Paula's Law)

RESOLUTION OF THE TOWN OF BETHEL, SULLIVAN COUNTY, NEW YORK IN SUPPORT OF SENATE BILL S2000-A AND ASSEMBLY BILL A1715-A TO REQUIRE VIDEO CAMERAS TO BE PLACED ON THE ENTRANCE/EXITS OF ALL FACILITIES RUN BY THE NEW YORK STATE OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES (A/K/A PAULA'S LAW)

WHEREAS, Paula's Law was introduced in 2011, named after a developmentally disabled woman, who in 2009 was raped multiple times in her New York state-operated group home, which led to her death in 2011, and

WHEREAS, Paula's Law has been stalled in the Finance Committee and Mental Health and Codes committees, and

WHEREAS, when it comes to protecting our most vulnerable and loving members of society, the state of New York and the Office for People with Developmental Disabilities has been negligent, and

WHEREAS, the legislation is a necessary step to protect developmentally disabled people, and

WHEREAS, Paula's Law would require video cameras to be placed at the entrances and exits of all facilities run by the NYS Office for People with Developmental Disabilities

NOW THEREFORE BE IT RESOLVED, that the Town of Bethel Town Board supports the adoption of S2000-A and A1715-A and to send a certified copy of this resolution to NYS Governor Andrew Cuomo, NYS Assemblywoman Aileen Gunther, NYS Senator David Carlucci, NYS Senator John J. Bonacic, Sullivan County Legislature, and Sullivan County Supervisors Association.

Motion by Councilwoman Dawn Ryder, seconded by Bernard Cohen and duly adopted on the 26th day of February, 2014, upon a roll call vote:

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

Resolution to approve payment for removal of unsafe structure

Mr. Cohen asked if anyone from Bethel was called. Mr. Cohen and Mrs. Ryder were concerned about being out \$6700.00. Mr. Sturm stated we will get it back in 2015.

**RESOLUTION OF TOWN BOARD OF THE TOWN OF BETHEL
AUTHORIZING THE LEVYING OF COSTS FOR THE REMOVAL OF AN
UNSAFE STRUCTURE ON THE 2015 TAX ROLL**

WHEREAS, it appears that on or about January 28, 2014 a fire occurred at the premises known as 926 Bender Highway, Ferndale, NY and known on the tax map for the Town of Bethel as SBL #19.-1-21.6 assessed on the 2013 tax roll to :

Jong Il Chun and Sookyung Lee
55 Berkman Dr
Middletown, NY 10941

WHEREAS, it appears the fire damaged structure was badly damaged and posed an imminent danger to the health and safety of the community. The Town of Bethel Code Enforcement Officer was contacted by the Smallwood-Monguap Valley Fire Department requesting immediate assistance in the demolition and removal of the fire damaged structure; and

WHEREAS, based upon the request of the Smallwood-Monguap Valley Fire Department and authorization from the homeowner's insurance carrier's representative that the insurance carrier would provide coverage for the demolition and removal of the fire damaged structure, the Code Enforcement Officer contracted with J. Hughson Excavating Inc. to demolish and remove the fire damaged structure; and

WHEREAS, it appears now that the insurance carrier for the homeowner is delaying or denying coverage for the work contracted by the Town and J. Hughson Excavating Inc. has not been paid; and

WHEREAS, the Town of Bethel Town Board declares itself to be the lead agency for the purposes of environmental review under State Environmental Quality Review Act ("SEQRA") for the action contemplated by this Resolution.

NOW THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Bethel authorizes payment owed to J. Hughson Excavating Inc. for the cost of services related to the demolishing and removal of the fire damaged premises described herein; and be it

FURTHER RESOLVED, that pursuant to Town Code §113-11 the Code Enforcement Officer is authorized to cause the immediate demolition of the unsafe structure in question, *nunc pro tunc*, and the actions of the Town Code Enforcement

Officer with respect to the requested work that was performed are hereby ratified; and be it

FURTHER RESOLVED, that pursuant to Town Code §113-10, the costs of demolishing and removal of the fire damaged premises in the amount of \$6,200 are hereby assessed against the premises in question and shall be levied and collected in the same manner as provided in Article 15 of the Town Law; and be it

FURTHER RESOLVED, that the assessment of costs is a type II action under the State Environmental Quality Review Act (*see*, 6 NYCRR 617.5[c][20]) and no environmental review is required.

Motion by Town Board member Vicky Simpson seconded by Town Board member Lillian Hendrickson and adopted upon a roll call vote as follows:

		<u>AYE</u>	<u>NAY</u>
Bernie Cohen	Voting	X	
Lillian Hendrickson	Voting	X	
Dawn Ryder	Voting	X	
Vicky Simpson	Voting	X	
Daniel Sturm	Voting	X	

Duly adopted by 5 ayes, 0 nays the 26th day of February, 2014.

Effective Date: This Resolution shall take effect upon its adoption.

Town Board Comments

Mrs. Simpson reviewed the 6 proposals that were presented to the Monticello Central School District for the overcrowding. Four of the 6 proposals were to re-open Dr. Duggan. Next meeting March 6, 2014 at 7:30 pm. Proposals are on the School District Website.

Mrs. Ryder announced the next Zoning Board meeting is March 24, 2014. Conducting interviews for alternate positions

Adjournment

Motion by Vicky Simpson to adjourn the meeting, seconded by Bernie Cohen, put to vote and carried 5-0.

Respectfully submitted,

Rita J. Sheehan, Town Clerk