



Town of Bethel
3454 Route 55, P.O. Box 300
White Lake, New York 12786-0300
Phone: (845) 583-4350 x11

Daniel Sturm
Town Supervisor

Rita J. Sheehan
Town Clerk

Town Council
Bernard Cohen
Lillian Hendrickson
Dawn Ryder
Vicky Simpson

PRELIMINARY AGENDA

Wednesday, March 25, 2015 – 7:30 p.m.
Dr. Duggan Community Center – Meeting Room

Pledge of Allegiance

Moment of Silence: Leon King, past Youth Board Member (1990-2000)

Presentation: Allyson Whitney Foundation

1. Bookkeeping

2. Building Department

2A. Building Department report for February

3. Highway Department

3A. Review purchase of new Mack Truck off of State Bid

4. Town Clerk

4A. Letter of resignation from Deputy Town Clerk

5. Justice Court

6. Sewer Department

7. Parks and Recreation

Town Website: www.town.bethel.ny.us

Fax: (845) 583-4710

Email: bethelclerk@hvc.rr.com

8. Town Board

- 8A. National Service Recognition Day Proclamation
- 8B. Correspondence Smallwood-Mongaup Valley FD – re: ATV Run
- 8C. Petition to form a private water works corporation
- 8D. Request for waiver of on-site wastewater treatment - Boymelgreen
- 8E. Create Climate Smart Community *Internal Green Team*

Town Board Comments

Public Comment

Announcements (All meetings held at Dr. Duggan Comm. Ctr. unless noted)

- 4/3 All Town Departments Closed for Good Friday
- 4/4 Easter Egg and Party 1 p.m.
- 4/6 Planning Board 7:00 p.m.
- 4/8 Town Board 7:30 p.m.
- 4/9 Rabies Clinic Liberty Firehouse 6 – 7:30 p.m. FREE
- 4/20 Zoning Board 7:30 p.m.
- 4/23 DMV (10 a.m. – 2 p.m.) check schedule may not be returning to Bethel.
- 4/25 NYC Bus Trip

Adjournment

S-B-L	Date	Name	Monthly Construction Cost 2015	Construction Jan - Present 2015	Monthly Comparison Construction Cost 2014	Total Construction Cost Jan - Present 2014	Type of Construction	Permit #
-08-1.2	1/1/15	Benowitz	\$32,000	\$32,000			Det Garage	2014-163
-08-1.2	1/1/15	Benowitz	\$56,000	\$88,000			Det Garage	2014-164
-1-7-10	1/2/15	Feldman, Lowell	\$30,000	\$118,000			Farm Bldg	2015-008
-08-12	1/5/15	Cinello	\$2,000	\$120,000			Resi - Alt	2015-003
F-2-17	1/6/15	Wink	\$6,400	\$126,400			Generator	2015-005
-1-19	1/9/15	Cooper		\$126,400			C/O	
-4-3.1	1/14/15	Holland, Justin	\$5,000	\$131,400			Generator	2015-006
-1-02.2	1/14/15	Sanford		\$131,400			Well	
-1-06	1/15/15	Hamner	\$20,000	\$151,400			COR	
-1-7-10	1/27/15	Feldman, Lowell		\$151,400			C/C	
-1-06	1/26/15	Dancing Cat	\$30,000	\$181,400			Barn & C/C	
		Total for January	\$181,400	\$181,400	\$227,000	\$227,000		
-1-87	2/1/15	Emmett, Casey		\$181,400			C/O	
-20-09	2/6/15	Maree, Wayne	\$50,000	\$231,400			Resi - Alt	2015-009
-1-66.1	2/11/15	Popilevskiy, LLC	\$10,000	\$241,400			Resi - Alt	2015-010
-1-14	2/26/15	Camp Chipinaw - Chefs	\$25,000	\$266,400			Resi - Alt	2015-001
-1-16.2	2/26/15	Silver Lake Realty	\$100,000	\$366,400			Replacement Picnic Pavillion	2015-014
		Total for February	\$185,000	\$366,400	\$384,000	\$611,000		

27

2:28 PM

03/11/15

Accrual Basis

Town of Bethel Building Department
Sales by Item Summary
February 2015

Feb 15

	Qty	Amount	% of Sales	Avg Price
Parts				
15603 - Busi, New	1	280.00	12.4%	280.00
15620 - Title Search	17	1,020.00	45.1%	60.00
15634 - Resi, Alter	3	260.00	11.5%	86.67
15647 - Permit Renewal	1	130.00	5.8%	130.00
15648 - Cert of Occupancy	1	30.00	1.3%	30.00
15649 - Cert of Compliance	1	30.00	1.3%	30.00
Total Parts	24.00	1,750.00	77.4%	72.92
Other Charges				
15702 - Penalty	3	510.00	22.6%	170.00
Total Other Charges	3.00	510.00	22.6%	170.00
TOTAL	27	2,260.00	100.0%	83.70

Town of Bethel Building Department
Profit & Loss Prev Year Comparison
February 2015

	Feb 15	Feb 14	\$ Change	% Change
Income				
A1560 · Safety Inspection Fees				
1560 · Busi				
15603 · Busi- New	280.00	0.00	280.00	100.0%
Total 1560 · Busi	280.00	0.00	280.00	100.0%
1562 · Letter				
15621 · Certificate of Occup...	0.00	120.00	-120.00	-100.0%
15622 · Street Report	0.00	120.00	-120.00	-100.0%
15623 · Violation	0.00	120.00	-120.00	-100.0%
1562 · Letter - Other	1,020.00	0.00	1,020.00	100.0%
Total 1562 · Letter	1,020.00	360.00	660.00	183.3%
1563 · Resi				
15632 · New Home	0.00	1,080.00	-1,080.00	-100.0%
15634 · Resi-Alteration	260.00	100.00	160.00	160.0%
15635 · Resi - Cost Over Run	0.00	171.00	-171.00	-100.0%
Total 1563 · Resi	260.00	1,351.00	-1,091.00	-80.8%
1564 · Misc.				
15647 · Permit Renewal	130.00	95.00	35.00	36.8%
15648 · Certificate of Occup...	30.00	120.00	-90.00	-75.0%
15649 · Certificate of Compl...	30.00	90.00	-60.00	-66.7%
Total 1564 · Misc.	190.00	305.00	-115.00	-37.7%
1565 · Plumbing Permits				
15651 · Well	0.00	40.00	-40.00	-100.0%
15652 · Septic	0.00	20.00	-20.00	-100.0%
Total 1565 · Plumbing Permits	0.00	60.00	-60.00	-100.0%
1568 · Non-Permits				
15681 · Alarm	0.00	25.00	-25.00	-100.0%
15682 · Demolition	0.00	50.00	-50.00	-100.0%
15683 · Logging	0.00	100.00	-100.00	-100.0%
15684 · Sign	0.00	30.00	-30.00	-100.0%
Total 1568 · Non-Permits	0.00	205.00	-205.00	-100.0%

Town of Bethel Building Department
 Profit & Loss Prev Year Comparison
 February 2015

	Feb 15	Feb 14	\$ Change	% Change
1570 · Other Public Safety				
15702 · Penalty	510.00	25.00	485.00	1,940.0%
Total 1570 · Other Public Safety	510.00	25.00	485.00	1,940.0%
Total A1560 · Safety Inspection ...	2,260.00	2,306.00	-46.00	-2.0%
Total Income	2,260.00	2,306.00	-46.00	-2.0%
Expense	0.00	0.00	0.00	0.0%
Net Income	2,260.00	2,306.00	-46.00	-2.0%

Beam Mack Sales Service, Inc.

6260 E Molloy Rd.

E Syracuse, NY 13057

ONONDAGA COUNTY HEAVY TRUCK CLASS 8 STATEWIDE

CONTRACT

7823

CONTRACT PRICING MATRIX FOR MACK GRANITE GU7, GU8

CUSTOMER: Town of Bethel

CHASSIS QUOTED: GU712 / 8LL/ FABCO AWD

MACK GRANITE, GU712 2016 model year

DISCOUNT FROM LIST 48.00%

CHASSIS PRICE less 48% DISCOUNT

OPTIONS LIST PRICE FROM MACK TRAC

OPTIONS DISCOUNT FROM LIST PRICE 38.75%

OPTION PRICE LESS 38.75%

=

CHASSIS BASE PRICE CHASSIS OPTIONS TOTAL

\$175,470.00

\$84,225.60

\$91,244.40

\$36,281.00

\$14,058.89

\$22,222.11

CHASSIS PRICE WITH CONTRACT OPTIONS AND DISCOUNT =

Net Contract items: FABCO 23K drive axle W/ TC180 single speed

TOTAL WITH NON CONTRACT OPTIONS =

~~LESS MUNICIPAL DISCOUNT~~

~~DELIVERY CHARGE FROM CHART~~

~~ALLISON TRANSMISSION NET PRICING~~

TOTAL PRICE FOR CHASSIS WITH ALL OPTIONS DELIVERED

~~LIST PRICE FOR BODY & Plow Equipment : TENCO~~

CONTRACT DISCOUNT 30%

TOTAL PRICE FOR BODY & Plow equipment : TENCO

\$113,466.51

\$42,400.00

\$155,866.51

\$0.00

\$290.00

\$0.00

\$156,156.51

\$143,856.16

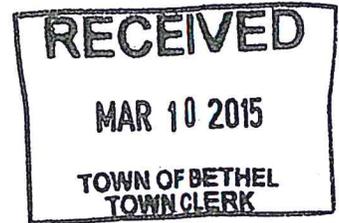
\$43,156.85

\$100,699.31

TOTAL PRICE FOR COMPLETE TRUCK:

\$256,855.82

Sincerely, Greg Angwin



March 10, 2015

Town of Bethel
Rita Sheehan
Town Clerk

Dear Rita,

I want to express my appreciation to you for giving me the opportunity to work in the Bethel Town Hall as your Deputy Clerk for the past 2 years.

You have been so kind and an absolute pleasure to work with. I will miss you!

I am giving notice that my last day of employment will be on 4/2/2015. I have taken a full time position at Crystal Run Health Care in Middletown, NY.

Sincerely,

A handwritten signature in cursive script that reads "Lori J. Hastings".

Lori J. Hastings



PROCLAMATION OF THE TOWN OF BETHEL,
SULLIVAN COUNTY, NEW YORK

WHEREAS, service to others is a hallmark of the American character, and central to how we meet our challenges; and

WHEREAS, the nation's Leaders are increasingly turning to national service and volunteerism as represented by our Retired Senior Volunteer ProgramRSVP as a cost-effective strategy to meet city needs; and

WHEREAS, national service participants address the most pressing challenges facing our cities, from assisting our seniors and frail elderly, educating students for the jobs of the 21st century and supporting veterans and military families to providing contact with needed health services and helping communities recover from natural disasters; and

WHEREAS, national service expands economic opportunity by creating more sustainable, resilient communities and providing education, career skills, and leadership abilities for those who serve; and

WHEREAS, national service participants serve in more than 60,000 locations across the country 300+ RSVP volunteers in 40 local Non-profit Agencies in Sullivan County alone. Thus bolstering the civic, neighborhood, and faith-based organizations that are so vital to our economic and social well-being; and

WHEREAS, national service participants increase the impact of the organizations they serve with, both through their direct service and by recruiting and managing millions of additional volunteers; and

WHEREAS, national service represents a unique public-private partnership that invests in community solutions and leverages non-federal resources to strengthen community impact and increase the return on taxpayer dollars; and

WHEREAS, national service participants demonstrate commitment, dedication, and patriotism by making an intensive commitment to service, a commitment that remains with them in their future endeavors; and

WHEREAS, the Corporation for National and Community Service shares a priority with elected officials nationwide to engage citizens, improve lives, and strengthen communities; and is joining with the National League of Cities, City of Service, and Elected officials across the country to recognize the impact of service on the County Day of Recognition for National Service on April 7, 2015

THEREFORE, BE IT RESOLVED that the Town of Bethel Town Board, White Lake, New York, do hereby proclaim April 7, 2015 , as National Service Recognition Day, and encourage residents to recognize the positive impact of national service in our city; to thank those who serve; and to find ways to give back to their communities.



**SMALLWOOD-MONGAUP VALLEY
VOLUNTEER FIRE COMPANY, Inc.**

Post Office Box 28
Smallwood, New York 12778

March 15, 2015

Daniel Sturm, Supervisor
Town of Bethel
PO Box 300
White Lake, N.Y. 12786

Re: ATV Run

Dear Supervisor Sturm,

On Saturday June 6, 2015 the Smallwood Mongaup Valley Volunteer Fire Company will be holding its eighth annual ATV Run. This ATV Run is being held in order to raise funds for the renovation of our firehouse.

The Run will begin at approximately 7:00AM and last most of the day. The Run will start and end at the Smallwood Firehouse. We expect up to 200 riders. The route will encompass property throughout the Town of Bethel. We have received permission to use all of the property that the riders will be crossing.

It would be appreciated if you could alert the constables of our run so that they may be prepared for increased traffic.

Should you have any questions regarding this ATV Run please do not hesitate to contact myself or the Chief, Tim Morey. I can be reached during the day at (845) 866-9098 and the Chief's number is (845) 701-3468.

Very truly yours

Robert Bonacci
SMVFD
Co-Chairman

RB

PETITION FOR MUNICIPAL CONSENT
TO FORMATION OF WATER-WORKS CORPORATION

TO: THE TOWN BOARD OF THE TOWN OF BETHEL, NEW YORK

Petitioners, proposing to incorporate for the purpose of forming a water-works corporation to supply a portion of the Town of Bethel and its inhabitants with a water system, hereby represent and set forth:

1. The entities proposing to form such corporation is Keily, LLC, with an address for doing business at 4 Hopel Lane, Monsey, New York 10952, and The New Sunflower LLC, 199 Lee Avenue, Unit 693, Brooklyn, New York 11211.

2. The capital stock is to be divided into 200 shares of common stock, without par value, of which 50% will be owned by each of the Petitioners.

3. The name of the herein proposed water-works corporation is Keily/Sunflower Water-Works Corp., and a copy of the proposed Certificate of Incorporation is annexed hereto as Exhibit "A".

4. An application for approval of the engineering plans for the proposed water supply system has been submitted to Sullivan County Department of Health, the agency with jurisdiction, which application has been approved by that agency.

5. The Town Board of The Town of Bethel is hereby requested to consider this application and to consent to the formation of the proposed water-works corporation.

Dated: Bethel, New York
March __, 2015

Keily, LLC

By: _____
Ben Halberstam, Operating Manager

The New Sunflower LLC

By: _____
Yoel Goldman, Sole Member

8C

CERTIFICATE OF INCORPORATION
OF
KEILY/SUNFLOWER WATER-WORKS CORP.

PURSUANT TO SECTION 3 OF THE TRANSPORTATION CORPORATIONS LAW:

The undersigned, for purposes of forming a Water-Works Corporation pursuant to Section 3 of the Transportation Corporations Law, hereby certifies:

1. The name of the corporation shall be Keily/Sunflower Water-Works Corp. (the "Corporation").
2. The purposes for which it is formed are: to supply water by wells, mains and pipes to the portions of towns or villages specified herein and to the inhabitants thereof to wit, THE TOWN OF BETHEL; to lay and maintain pipes and hydrants for delivering and distributing water, to own, lease, hold and maintain wells, reservoirs, plants, lands, equipment, franchises, and appurtenances incidental to the supply of water, and to cause examinations and surveys to be made to determine the proper location of its waterworks and for such purpose to enter upon any lands or waters, to acquire real estate, or any interest therein, and if unable to agree upon the terms of purchase of any such property or rights, to acquire the same by condemnation, to lay, relay, repair and maintain conduits and water pipes with connections and fixtures, in, through and over the lands of others, to intercept and direct the flow of water from the lands of riparian owners and from persons owning or interested in any waters, to prevent the flow or drainage or noxious or impure matters from the lands of others into its reservoirs or sources of supply, to enter into agreements with the Secretary of Agriculture of the United States Department of Agriculture under the Consolidated Farmers Home Administration Act of 1961, and such further and additional powers as are now or hereafter provided for in Article 4 of the Transportation Corporations Law.
3. The office of the Corporation is to be located in the Town of Bethel, County of Sullivan, State of New York.
4. The aggregate number of shares the Corporation is authorized to issue is 200 shares, to consist of common shares without par value.
5. The Secretary of State of the State of New York is designated as the agent of the Corporation upon whom process against it may be served, and the post address to which the Secretary of State shall mail a copy of any such process served upon him is:

Kalter, Kaplan, Zeiger & Forman
6166 State Route 42, PO Box 30
Woodbourne, New York 12788

6. The subscriber hereof is of the age of twenty-one years or over.

7. The Town of portion thereof to be serviced by this Corporation is certain properties within the TOWN OF BETHEL, designated as Section 40, Block 1, Lots 6 and 7.

8. Annexed hereto is the certificate executed on behalf of the local governing body named herein, consenting to the formation of this Corporation for the area therein described.

IN WITNESS WHEREOF, this Certificate has been signed by the subscriber on this 15th day of March, 2015.

Ben Halberstam, Subscriber

VERIFICATION

Rita J. Sheehan, being duly sworn, deposes and says:

1. Deponent is the Town Clerk of the Town of Bethel, a municipal corporation existing under the Constitution and Laws of the State of New York.

2. Deponent has read the foregoing Municipal Consent to the Formation of Water-Works Corporation and knows the contents thereof and the same is true to deponent's own knowledge.

3. A Resolution of the Town Board of the Town of Bethel was adopted at its meeting on February __, 2015, by virtue of which the Town Board consented to the filing of the Certificate of Incorporation of Keily/Sunflower Water-Works Corp. and said Resolution has been entered in the minute of said Town Board.

Rita J. Sheehan, Town Clerk
Town of Bethel

Sworn to before me this ____
day of February, 2015

Notary Public, State of New York

TOWN OF BETHEL
MUNICIPAL CONSENT TO FORMATION
OF WATER-WORKS CORPORATION

WE, the undersigned members of the Town Board of the Town of Bethel, County of Sullivan, New York, do hereby consent to the formation of a water-works corporation under the provisions of Article 4 of the Transportation Corporations Law of the State of New York for the purpose of servicing a portion of the Town of Bethel with a water system effective at such time as the Sullivan County Department of Health approves the maps, plans and certifications of the proposed water system or issues notice of its intent to grant such approval, and we consent to the filing of the annexed Certificate of Incorporation of the Keily/Sunflower Water-Works Corp. at that time.

IN WITNESS WHEREOF, we have made and subscribed this consent in triplicate this ___ day of February, 2015.

Daniel Sturm, Supervisor

Lillian Hendrickson, Councilperson

Vicky Simpson, Councilperson

Bernard Cohen, Councilperson

Dawn Ryder, Councilperson

A majority of the Town Board of the
Town of Bethel

**RESOLUTION OF TOWN BOARD OF THE TOWN OF BETHEL
REVIEWING AN APPLICATION FOR A WAIVER
SUBMITTED PURSUANT TO TOWN CODE §257-62(G)**

WHEREAS, the Town Board of the Town of Bethel (the “Town Board”) is in receipt of an application for a waiver submitted on behalf of Boymelgreen Developers (the “Developers”) pursuant to Town Code §257-62(G) in connection with a minor subdivision application pending before the Town of Bethel Planning Board (the “Planning Board”); and

WHEREAS, the waiver sought seeks relief from certain requirements of Chapter 257 of the Town Code that apply to on-site wastewater treatment systems; and

WHEREAS, the real property that is the subject of the minor subdivision application consists of approximately 28.3 acres located on Lakeview Drive in the Town of Bethel (the Project”); and

WHEREAS, it appears the Planning Board has designated itself as lead agency for environmental review of the Project in accordance with 6 NYCRR §617.6 and determined that the minor subdivision is an “unlisted action” under the State Environmental Quality Review Act (“SEQRA”); and

WHEREAS, the Town Board is an involved agency for environmental review purposes due to its review of the requested waiver and will undertake a coordinated environmental review with the Planning Board for SEQRA purposes.

NOW THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Bethel agrees that the proposed action is an unlisted action under SEQRA and requests copies of all SEQRA-related documents submitted to or issued by the Planning Board in connection with the Project; and be it

FURTHER RESOLVED, that the Town Board provides that it has reviewed the application for a waiver submitted on behalf of the Developers and finds that the application is not complete for the following reasons:

1. Town Code § 257-62(A) provides, in part, “Locations of all tests shall be depicted on the plans for the on-site individual wastewater treatment system and on each lot in connection with subdivision plan.” The plans accompanying the application do not show the locations of all tests.
2. Town Code § 257-62(D) provides, “An additional 100% of the required absorption field area shall be available for future expansion and replacement. Such area shall be depicted on the plans for the on-site individual wastewater treatment system and on each lot in connection with any subdivision plan.” The plans accompanying the application do not show the expansion and replacement areas.
3. Town Code § 257-62(F) provides, in part,

“The design professional’s report shall contain an estimate of the average gradient of the groundwater table toward or away from the nearest point of water use or the nearest surface water body such as a stream, pond, lake or wetland in the vicinity of each deep test pit location. An estimate shall also be made of the distance from the deep test pit location to the nearest point of water use or nearest surface water body. The design professional’s report shall address the potential for groundwater quality degradation due to subsurface sewage disposal in the vicinity of the test pit locations.” The engineering report submitted with the application does not provide the required estimates or address the potential for groundwater quality degradation.
4. Town Code § 257-62(G)(3)(a)[2] provides, in part, the engineering report submitted with the application must identify “... all other laws applicable to absorption trench systems or other alternative systems and [certify] that the

proposed systems meet or exceed the requirements thereof". The engineering report does not include the required certification.

5. Town Code § 257-62(G)(3)(a)[3] provides, "The applicant shall identify all neighboring parcels that may be impacted by the use of an alternative system as well as any applicable mitigation measures." Potential impacts (or the lack thereof) have not been addressed in the application; and be it

FURTHER RESOLVED, that further review of the application will be held in abeyance until such time as the application is deemed complete by the Town Board.

Motion by Town Board member _____, seconded by Town Board member _____, and adopted upon a roll call vote as follows:

	_____ AYE _____	_____ NAY _____
Bernie Cohen	Voting	
Lillian Hendrickson	Voting	
Dawn Ryder	Voting	
Vicky Simpson	Voting	
Daniel Sturm	Voting	

Duly adopted by ____ ayes, ____ nays the ____ day of March, 2015.