

The February 14, 2018 Town of Bethel regular 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
 Bernie Cohen
 Dawn Ryder
 Council member absent: Lillian Hendrickson

The meeting was opened with the Pledge of Allegiance.

Audit of Bills

Motion by Mrs. Simpson to approve audit of bills. Seconded by Mrs. Ryder, put to a vote and carried 4-0.

<u>Funds</u>	<u>Amount</u>	<u>Check #</u>
Town of Bethel General Fund	\$3,965,933.60	7469-7524
Town of Bethel Highway Fund	\$ 258,634.65	1712-1736
Kauneonga Lake Light District	\$ 2,443.01	1022
Planning & Zoning Fund	\$ 5,335.08	1142-1153

Supervisor’s Monthly Report

Motion by Mr. Cohen to receive and file verbal Supervisor’s Monthly Report as given. Seconded by Mrs. Ryder, put to a vote and carried 4-0.

Building Department Monthly Report

January 2018 Fees	\$ 3,300.
January 2017 Fees	\$ 1,143.
January 2018 Construction Total	\$286,550.
January 2017 Construction Total	\$350,000.

Motion by Mrs. Simpson to receive and file monthly Building Department Report as submitted. Seconded by Mrs. Ryder, put to a vote and carried 4-0.

Town Clerk’s Monthly Report

Total fees for January, 2018	\$4,961.96
State Share	\$ 221.10
Town Share	\$4,740.86

Motion by Mrs. Ryder to receive and file monthly Town Clerk’s Monthly Report as submitted. Seconded by Mrs. Simpson, put to a vote and carried 4-0.

Correspondence K.C. Engineering U.V. System

Email dated February 2, 2018 from KC Engineering explaining the outdated UV. The existing UV system is based on an outdated UV dosing standard which is 39% less than the proposed system that is designed to current standards for UV disinfection. Because of this standard the existing system uses less energy than the proposed system by 23% - 49% depending on flows. The existing system I estimate cost around \$5,000 a year in parts based on the price for bulbs being \$573 each vs the proposed system bulbs costing \$85 each currently. The proposed UV system when compared against other UV systems on the Market has the lowest energy demand since it is the only one able to modulate the number of bulbs based on flow. The proposed UV system blubs are rated at 12,000 hours of operation whereas the old system bulbs are rated at 5,000 hours of operation a 58% increase in life. This UV system was also the most economical solution

with the low upfront equipment cost and low operational cost due to turn down ability & ease of maintenance.

UV System Bids & Award

UV System bids were received at the town clerk's Office on January 9, 2018 as follows:

<u>Contractor</u>	<u>Bid Amount</u>
Witticon, Inc.	\$230,000.
Eventus Construction	\$305,500.
TAM Enterprises, Inc.	\$461,013.

KC Engineering is recommending Witticon as the lowest responsible bidder at \$230,000. Motion by Bernie Cohen to approve Witticon bid, seconded by Vicky Simpson, put to a roll call vote and carried 4-0 as follows:

Dawn Ryder	aye
Bernie Cohen	aye
Daniel Sturm	aye
Vicky Simpson	aye

Correspondence on Annual Budget Vote – MCSD

Motion by Mrs. Simpson to receive, file and approve letter dated 1/25/2018 from Monticello Central School District requesting to use a designated area in the Dr. Duggan Community Center for their 1) upcoming Annual Meeting and Election on 5/15/2018 from 8 am to 8 pm. 2) On 05/8/2018 for personal registration from 4 pm to 8 pm.. Seconded by Mr. Cohen, put to a vote and carried 4-0.

Junkyard License Renewal Hendrickson

Motion by Mr. Cohen to receive, file and forward to the Building Department for inspection of the property and report back to the Town Board on the status for a junkyard license renewal for Daniel Hendrickson, 24 Gabriel Road. Seconded by Mrs. Simpson, put to a vote and carried 4-0.

Liquor License Application for Barrio Kitchen

Motion by Mrs. Simpson to receive and file liquor license for Logan's Kitchen, LLC, trade name – Barrio Kitchen, 1 Horseshoe Lake Rd., Kauneonga Lake, New York. Seconded by Mrs. Ryder, put to a vote and carried 4-0.

Liquor License Application for Local Table and Tap

Motion by Mrs. Ryder to receive and file liquor license for Tap Tree, LLC, trade name – The Local Table and Tap, 3 Horseshoe Lake Road, Kauneonga Lake, New York. Seconded by Mrs. Simpson, put to a vote and carried 4-0.

Public Hearing #1 – 7:45 p.m. Proposed Local Law #1-2018

Motion by Mrs. Simpson to recess the regularly scheduled Town of Bethel Town Board meeting and enter into the scheduled public hearing at 7:45 p.m. Proposed Local Law #1-2018. Seconded by Mrs. Ryder, put to a vote and carried 4-0.

The legal notice was read in its entirety.

No comments.

Motion by Mrs. Ryder to close the public hearing and reenter into the regularly scheduled Town of Bethel Town Board meeting. Seconded by Mr. Cohen, put to a vote and carried 4-0.

Resolution to support the designation of Census Tracts as an Opportunity Zone

RESOLUTION OF THE TOWN OF BETHEL TOWN BOARD SUPPORTING THE NOMINATION AND DESIGNATION OF CENSUS TRACTS 9519 AND 9520 AS AN OPPORTUNITY ZONE UNDER THE FEDERAL TAX CUTS AND JOBS ACT

WHEREAS, the Town of Bethel is interested in promoting community and economic development, small business development, and neighborhood stability; and

WHEREAS, the 2017 Federal Tax Cuts and Jobs Act created the Opportunity Zone Program designed to drive long-term capital to distressed communities by providing tax benefits on investments in Opportunity Funds; and

WHEREAS, census tracts 9519 and 9520 in the Town of Bethel qualify for Opportunity Zone Program designation; and

WHEREAS, the Town of Bethel finds that having the aforementioned census tracts designated as an Opportunity Zone supports the Town’s mission to promote community and economic development, attract businesses, increase local job creation, and foster neighborhood stability; and

WHEREAS, New York State Governor Andrew Cuomo may nominate 25% of all eligible census tracts for Opportunity Zone designation,

NOW, THEREFORE, BE IT RESOLVED that the Town of Bethel supports the designation of census tracts 9519 and 9520 in the Town of Bethel as an Opportunity Zone; and

BE IT FURTHER RESOLVED that the Town of Bethel Town Board requests Governor Andrew Cuomo to nominate the aforementioned census tracts as an Opportunity Zone.

Motion by Councilwoman Dawn Ryder, seconded by Councilman Bernard Cohen, and duly adopted 4-0 on the 14th day of February, 2018.

Resolution to adopt negative declaration

**TOWN BOARD OF THE TOWN OF BETHEL
NEGATIVE DECLARATION UNDER SEQRA**

RESOLUTION DETERMINING SIGNIFICANCE UNDER SEQRA WITH RESPECT TO PROPOSED LOCAL LAW #1 OF 2018 TO AMEND CHAPTERS 310 REGARDING COLD WAR VETERANS’ REAL PROPERTY TAX EXEMPTION AND SOLAR ENERGY GENERATING SYSTEM EXEMPTION PILOT AGREEMENTS OF THE TOWN CODE OF THE TOWN OF BETHEL

WHEREAS, the Town Board of the Town of Bethel (“Town Board”) heretofore adopted a Chapter 310 Taxation of the Town Code of the Town of Bethel (the “Town Code”); and

WHEREAS, the Town Board has determined that revisions of Chapters 310 (Taxation) of the Town Code are desirable and necessary; and

WHEREAS, the Town Board, which declared itself to be lead agency under SEQRA by resolution, dated January 3, 2018, determined that the revisions to the Town Code (hereafter, the “action”) are subject to the State Environmental Quality Review Act (ECL, Article 8) and its implementing regulations (6NYCRR Part 617) (collectively, “SEQRA”) and determined further that the proposed action is an unlisted action under SEQRA; and

WHEREAS, the Town caused to be prepared a Short Environmental Assessment Form (“EAF”) for the proposed action, which EAF has been fully reviewed by the Town Board.

NOW THEREFORE, BE IT RESOLVED, that, pursuant to SEQRA, the Town Board of the Town of Bethel, based upon its review of the EAF, makes the determinations set forth below and as set forth in Part 3 of the EAF; and be it

FURTHER RESOLVED, that the Town Supervisor is authorized to execute the EAF on behalf of the lead agency; and be it

FURTHER RESOLVED, that the Town Board determines that according to its review of the EAF there will be no significant adverse impacts on the environment as measured against the criteria for determining significant under 6NYCRR 617.7(c); and be it

FURTHER RESOLVED, that this resolution is a Negative Declaration under SEQRA and the information required by 6NYCRR 617.12(a) is attached hereto and incorporated herein; and be it

FURTHER RESOLVED, the Town Board hereby directs that a copy of this resolution be filed with (a) the Supervisor of the Town of Bethel, (b) the lead agency, (c) any involved agencies, and (d) any person who has requested a copy; and be it

FURTHER RESOLVED, this Resolution shall become effective when adopted.

Motion by Town Board member Vicky Simpson,
 Seconded by Town Board member Barnard Cohen,
 and adopted upon a roll call vote as follows:

		AYE	NAY
Bernie Cohen	Voting	X	
Dawn Ryder	Voting	X	
Vicky Simpson	Voting	X	
Daniel Sturm	Voting	X	

Duly adopted by 4 ayes, 0 nays the 14th day of February, 2018.

Resolution adopt local law #1-2018

**RESOLUTION OF TOWN BOARD OF THE TOWN OF BETHEL
 TO ENACT LOCAL LAW 1 OF 2018 TO AMEND
 CHAPTERS 310 “TAXATION”
 OF THE TOWN CODE OF THE TOWN OF BETHEL**

WHEREAS, the Town Board of the Town of Bethel (“Town Board”) heretofore adopted Chapter 310 of the Town Code of the Town of Bethel (the “Town Code”) entitled Taxation; and

WHEREAS, it appears to be in the best interests of the Town to make amendments to Chapter 310 (Taxation) by amending Article VII to extend the Cold War Veterans’ Real Property Tax Exemption and by amending Article IX regarding Solar Energy Generating System Exemption PILOT Agreements; and

WHEREAS, it appears to be in the best interests of the Town to make amendments to Chapter 310 (Taxation) by adding 310-29(b) and repealing 310-39(a)-310-39(c) and enacting a new 310-39(a); and

WHEREAS, on January 3, 2018, the Town Board introduced the proposed local law, set a public hearing date and established itself as lead agency for State Environmental Quality Review Act (“SEQRA”) purposes; and

WHEREAS, on January 24, 2018, the Town Board introduced the proposed local law as amended; and

WHEREAS, the Town, acting as lead agency under SEQRA, has declared a negative declaration for the proposed legislation; and

WHEREAS, a public hearing was held on February 14, 2018 at 7:45 p.m. at which public comments on the local law were heard; and

WHEREAS, the Town received and reviewed all comments that were submitted.

NOW THEREFORE, BE IT RESOLVED, that the Town Board hereby enacts Local Law 1 of 2018; and be it

FURTHER RESOLVED, that a copy of local law as enacted shall be filed with the Department of State; and be it

FURTHER RESOLVED, that Local Law 1 of 2018 shall become effective upon filing with the Department of State.

Motion by Town Board member Vicky Simpson,
 Seconded by Town Board member Dawn Ryder,
 and adopted upon a roll call vote as follows:

		AYE	NAY
Bernie Cohen	Voting	X	
Dawn Ryder	Voting	X	
Vicky Simpson	Voting	X	
Daniel Sturm	Voting	X	

Duly adopted by 5 ayes, 0 nays the 14th day of February, 2018.

Monticello School District Bond Proposition Vote 4/5/18 8 a.m. – 8 p.m.

Motion by Mrs. Simpson to receive, file and approve correspondence dated 2/2/2018 from Monticello School District requesting to use the Town of Bethel’s Duggan Community Center for the upcoming referendum vote on Thursday, 4/5/2018 between the hours 8 a.m. to 8 p.m. Registration on Thursday, 3/22/2018 between the hours of 4 p.m. to 8 p.m. Seconded by Mrs. Ryder, put to a vote and carried 4-0.

Public Hearing 8:00 p.m. Bethel Motor Speedway License Renewal

Motion by Mrs. Ryder to recess the regularly scheduled Town of Bethel Town Board meeting and enter into the scheduled public hearing at 8 p.m. for renewal license for the Bethel Motor Speedway. Seconded by Mr. Cohen, put to a vote and carried 4-0.

The legal notice was read in it’s entirety.

Representing the Bethel Motor Speedway at the public hearing were: George Van Arsdall, Jr., General Manager, and Peter Reynolds, Promoter.

Mr. Sturm read two letters and entered into the records.

- 1) Letter dated 2/14/2018 from Kathy King, property owner near the speedway.

- 2) Letter dated 2/7/2018 from Richard Jones, property owner across the street from the speedway.

Motion by Mrs. Simpson to close the public hearing and reenter into the regularly scheduled Town of Bethel Town Board meeting. Seconded by Mr. Cohen, put to a vote and carried 4-0.

Bethel Motor Speedway License Renewal

Motion by Mr. Cohen to approve the following for the 2018 Bethel Speedway Events Schedule as follows:

Thursdays – one Thursday per month; May, June, July, August, and September. One car on the track at a time. Over at 8 p.m. **No Rain Dates.**

Sundays - July 15th 1 pm to 8 pm; September 30th – 1 pm to 8 pm **No Rain Dates;**
 November 3 (Saturday) 12 pm to 8 pm; November 4 (Sunday) 1 pm to 8 pm. **No Rain Dates.**

Seconded by Mrs. Ryder, put to a vote and carried 4-0.

Authorize Purchase of EV Car

Motion by Mrs. Simpson for the Town of Bethel to purchase Electric Vehicle, seconded by Dawn Ryder, as follows:

Vehicle cost		\$26,700.
Rebate	-\$1,700.	
DEC	-\$5,000.	
Cleaner Greener Comm.	-\$5,000.	
Cost to the Town of Bethel		\$15,000.

Appoint Dog Park Committee

Mr. Sturm read the list of applicants for the record.

Allan Wakstein, Ina Wakstein, Denise Connelly, Fran Miller, Caroline Akt, Krista Novella, Jessica Grund, Sammy Killalea, Bette Popovich, Michelle Albrecht, Tayla Schlang. Town of Bethel Town Board liaison members are Mr. Sturm - Chair and Mrs. Hendrickson.

Town Board Comments

Motion by Mrs. Simpson to send letter of recognition to Doris Brown who was 100 years old on February 7, 2018. Seconded by M. Cohen, put to a vote and carried 4-0.

Adjournment

There being no further items on the agenda, a motion by Mrs. Simpson to adjourn. Seconded by Mr. Cohen, put to a vote and carried 4-0.

Respectfully submitted,

Rita J. Sheehan, Town Clerk