

The April 10, 2019 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
Lillian Hendrickson

The meeting was opened with the Pledge of Allegiance.

Moment of Silence - Mr. Sturm gave condolences to the family of Harold E. Russell, Jr.

Resolution of Respect - Harold E. Russell, Jr.

*Resolution of Respect
In Memoriam to*

Harold E. Russell, Jr.
July 18, 1948 – March 30, 2019

Whereas, Almighty God in his wisdom has seen fit to call from our midst one of our public officials who served the Town of Bethel with honor and dignity, ***Harold E. Russell, Jr.*** and

Whereas, ***Harold*** was a member of the Town of Bethel Planning Board (10 years); Town of Bethel Town Board as Councilman (10 years); and Town Supervisor (2 years) and served as Youth Board Liaison for many years. He served his community as a member of the Jeffersonville-Youngsville School Board, Sullivan County Farm Bureau, Sullivan County Soil & Water Conservation, Sullivan County Land Protection Board, Cornell Cooperative Extension, Farm Credit Financial Board and the Sullivan County Farmer's Home Administration, and

Whereas, during his years of service as Town Supervisor and Town Councilman he served his constituents with honor, dedication and high values. He was well-respected in the community by his peers; and

Harold was a devoted family man to his wife, Lynn, of 49 years; his children and grandchildren. He will always be remembered for his advocacy for our youth and his unconditional support of many projects; and

Now Therefore Be it Resolved, that the Town of Bethel Town Board express their most sincere sympathy at the passing of ***Harold E. Russell, Jr.*** on March 30, 2019, and extends their condolences to his family and friends and in respect of his memory cause this Memorial Resolution to become a part of the official minutes of the Town of Bethel and to be published in the Sullivan County Democrat.

Dated: April 10, 2019

Daniel Sturm, Town Supervisor
Rita J. Sheehan, Town Clerk
Bernard Cohen, Councilman
Lillian Hendrickson, Councilwoman
Dawn Ryder, Town Councilwoman
Victoria Simpson, Councilwoman

Presentation – David Bodenstein, Mike Preis, Inc. 2019-2020 Insurance Renewal

The 2018-2019 premium was \$125,719.89.
 The 2019-2020 premium will be \$129,438.89
 There are \$508,000 closed losses and \$24,000 current open claims.

Motion by Mrs. Simpson to approve the 2019-2020 insurance renewal policy in the amount of \$129,438.89.

Seconded by Mr. Cohen, put to a vote and carried 5-0.

Audit of Bills

Motion by Mrs. Simpson to approve audit of bills, seconded by Mr. Cohen, put to a vote and carried 5-0 as follows:

<u>Funds</u>	<u>Amount</u>	<u>Check</u>
General Fund	\$1,655,413.60	8356-8419
Highway Fund	\$1,126,698.29	2149-2150, 2155-2188
Kauneonga Lake Sewer District	\$ 40,038.18	1710-1728
Kauneonga Lake Light District	\$ 2,145.64	1037
Trust & Agency P & Z	\$ 5,211.25	1189-1192

Supervisor’s Monthly Report

Mr. Sturm reported the General Funds is up 5.3% in revenue and down 5% in expenses. To date the Town has received 89% of revenue; 25.6% of the budget is spent. Highway Fund 5.7% incurred in expenses. The Highway Department just purchased a new truck and paid for it in operating revenue, did not need to bond. 27.5% of the budget is spent. Motion by Mrs. Ryder to receive and file, seconded by Bernie Cohen, put to a vote and carried 5-0.

Building Department Monthly Report

March, 2019 Fees	\$,368.
March, 2018 Fees	\$,436.
March, 2019 Construction Totals	\$668,500.
March, 2018 Construction Totals	\$366,465.

Motion by Mrs. Simpson to receive and file Building Department Monthly Report as submitted. Seconded by Mrs. Ryder, put to a vote and carried 5-0.

Unsafe Structure - SBL #9.-1-4 (192 Lee Cole Road) – Lee Cole Home Corp.

Motion by Mrs. Simpson to seek an asbestos report on SBL# 9.-1.4 Lee Cole Home Corp. Note, asbestos report must be by a certified asbestos consultant/firm. Engineering report is on file from 2016.

Seconded by Mrs. Hendrickson, put to a vote and carried 5-0.

Unsafe Structure - SBL #41.-25-18 (9 Thompson Place) – Eugene Hafner

Motion by Mrs. Ryder to seek asbestos report and engineering report on SBL#41.-25-18, Eugene Hafner. Note asbestos report must be by a certified asbestos consultant/firm. Seconded by Mrs. Simpson, put to a vote and carried 5-0.

Unsafe Structure - SBL #43.-6-28 (96 E. Thompson Place) – Leventures, LLC

Motion by Mrs. Simpson to seek asbestos report and engineering report on SBL #43.-6-28, Leventures, LLC. Note asbestos report must be by a certified asbestos consultant/firm. Engineering report is on file. Seconded by Mrs. Hendrickson, put to a vote and carried 5-0.

Unsafe Structure - SBL #42.-8-8 (13 W. Sullivan Place) – Kurt Althaus

Motion by Mrs. Hendrickson to seek asbestos report on SBL #42.-8-8, Kurt Althaus. Note asbestos report must be by a certified asbestos consultant/firm. Engineering report is on file. Seconded by Mrs. Ryder, put to a vote and carried 5-0.

Clerk’s Monthly Report4A. Town

Total fees for March, 2019	\$4,325.88
State Share	\$ 173.46
Town Share	\$4,152.42

Motion by Mrs. Ryder to receive and file Town Clerk’s Monthly Report as submitted. Seconded by Mr. Cohen, put to a vote and carried 5-0.

Approve 2018 Bethel Vol Ambulance LOSAP Sponsor Approval Form

**RESOLUTION OF THE TOWN OF BETHEL TOWN BOARD
APPROVING THE 2018 SERVICE AWARD PROGRAM POINTS FOR
THE BETHEL VOLUNTEER AMBULANCE CORPORATION**

WHEREAS, the Town of Bethel as the governing sponsor of the Bethel Volunteer Ambulance Corp. (BVAC) Service Award Program has received the 2018 list of members who have earned service credit, and

WHEREAS, the Town Board at their April 10, 2019 meeting has reviewed and approved the 2018 service credit list.

NOW THEREFORE BE IT RESOLVED, the Town Board has directed the Town Clerk to certify the attached list and forward to the BVAC so they may post for thirty days as required by the Pen Flex Data Request Package (DRP).

Motion by Mrs. Simpson to receive and approve the 2018 Bethel Volunteer Ambulance LOSAP Sponsor Approval Form as submitted.

Seconded by Mrs. Ryder, put to a vote and carried 5-0,

Approve ad for Sullivan Democrat – Woodstock 50th

On July 19 the Sullivan County Democrat will be publishing a full color glossy tribute celebrating the 50th Anniversary of the Woodstock Festival held in Bethel, NY in 1969. Motion by Mrs. Simpson to approve the Town of Bethel to advertise in this publication as follows: 2 3/8” wide x 3 13/16 high at a cost of \$249. Seconded by Mrs. Hendrickson, put to a vote and carried 5-0.

Junkyard Application – Charles Hendrickson – 24 Gabriel Rd.

Motion by Mr. Cohen to receive and file application for a license to operate an automobile junk yard business. This items is on this agenda later in the meeting. Seconded by Mrs. Simpson, put to a vote and carried 5-0.

Approve Road Closure for 2019 Kauneonga Block Party on 6/23

Motion by Mrs. Hendrickson to receive and approve request from the Kauneonga Block Party Committee requesting street closures from 7 am to 5 pm on June 23, 2019. Road closures include Mall Road and 141 West (near 1 Horseshoe Lake) to the corner of West Shore Road. Also, requesting to use the parking lot at the Duggan School for public parking. Seconded by Mrs. Simpson, put to a vote and carried 5-0.

Introduce Proposed Local Law #1-2019 Zoning Change SBL #34.-2-4.2 and Set Public Hearing 5/22/19

**RESOLUTION OF TOWN BOARD OF THE TOWN OF BETHEL
TO INTRODUCE A LOCAL LAW TO AMEND CHAPTER 345 “ZONING”
OF THE TOWN CODE OF THE TOWN OF BETHEL**

WHEREAS, the Town Board of the Town of Bethel (“Town Board”) heretofore adopted a Zoning Code under the authority of the NY Town Law § 261, which Zoning Code appears as Chapter 345 of the Town Code of the Town of Bethel (the “Town Code”); and

WHEREAS, the Town Board has been requested by the owner of a parcel of land, commonly known as SBL 34.-2-4.2 on the tax map for the Town, to amend the official zoning map for the Town so that said parcel of land would be located in the RS zoning district. Said parcel of land is currently located in the H-17B zoning district but adjacent to the RS zoning district; and

WHEREAS, in conformance with the Comprehensive Plan the Town seeks to amend the zoning map for the Town by altering the boundary line of the RS zoning district so as to include the parcel of land commonly known as SBL 34.-2-4.2, on the tax map for the Town; and

WHEREAS, this Resolution introduces Proposed Local Law No. 1 of 2019 which, if enacted, will amend Chapter 345 of the Town Code by alteration of the official zoning map for the Town; and

WHEREAS, the action contemplated by this Resolution is subject to the State Environmental Quality Review Act (“SEQRA”) and the Town will seek to act as lead agency for environmental review purposes.

FURTHER RESOLVED, that a public hearing on the proposed introductory Local Law shall be scheduled for May 22, 2019 at 7:45 p.m. which public hearing shall be conducted at the Dr. Duggan Community Center, Meeting Room, 3460 Route 55, White Lake, NY 12786 and proper notice of the public hearing shall be duly given; and be it

FURTHER RESOLVED, that a copy of the introductory Local Law No. 1 of 2019 and a copy of the revised Zoning Map shall be forwarded to the Town of Bethel Planning Board for its review and recommendation in accordance with Town Code § 48-2.B; and be it

FURTHER RESOLVED, that a copy of the introductory Local Law No. 1 of 2019 and a copy of the revised Zoning Map shall be forwarded to the Sullivan County Department of Planning and Environmental Management, along with a full statement of the proposed action, for review and recommendation in accordance with New York State General Municipal Law § 239-m; and be it

FURTHER RESOLVED, that the Town Board of the Town of Bethel intends to become lead agency under SEQRA and provide notice of its intent to any other involved agencies; and be it

FURTHER RESOLVED, that the SEQRA materials prepared in support of Local Law No.1 of 2019 shall be prepared and delivered to the Town Board for review and consideration; and

FURTHER RESOLVED, this Resolution shall become effective when adopted.

On a motion by Vicky Simpson, seconded by Lillian Hendrickson

And duly enacted upon a roll call vote as follows:

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

Junkyard Inspection Report Lema Irrevocable Trust – Gale Road

Motion by Mrs. Hendrickson to approve Junkyard Fire Inspection Report submitted by the Building Department listing an inspection was done on 04/05/2019 and recommend approval. Seconded by Mr. Cohen, put to a vote and carried 5-0.

Junkyard Inspection Report Shapiro & Sons – West Shore Road

Motion by Mrs. Simpson to approve Junkyard Fire Inspection Report submitted by the Building Department listing an inspection was done on 04/05/2019 and recommend approval. Seconded by Mrs. Ryder, put to a vote and carried 5-0.

Junkyard Inspection Report Yeomans – Horseshoe Lake Road

Motion by Mrs. Hendrickson to approve Junkyard Fire Inspection Report submitted by the Building Department listing an inspection was done on 04/05/2019 and recommend approval. Seconded by Mr. Cohen, put to a vote and carried 5-0.

Junkyard Inspection Report Lymar – Route 55

Motion by Mr. Cohen to approve Junkyard Fire Inspection Report submitted by the Building Department listing an inspection was done on 04/05/2019 and recommend approval. Seconded by Mrs. Simpson, put to a vote and carried 5-0.

Junkyard Inspection Report Hendrickson – 24 Gabriel Road

Junkyard Fire inspection Report submitted by the Building Department listing an inspection was done on 04/05/2019 and before the Town Board grants final approval conditions need to be discussed on reducing the fire hazards and clean up. At this time I am recommending a 30-Day Temporary License with one of the conditions being that a Fire Access Lane be established and maintained.

Motion by Mrs. Simpson to table for 30 days with the following conditions:

1. Reducing the fire hazards
2. Clean up
3. Fire access lane to be established and maintained

The Building Department needs to report back to the Town Board after thirty days with a follow up report as to corrections.

Seconded by Mrs. Hendrickson, put to a vote and carried 5-0.

Junkyard Inspection Report 7-X Motors (Route 17B)

Motion by Mrs. Hendrickson to approve Junkyard Fire Inspection Report submitted by the Building Department listing an inspection was done on 04/05/2019 and recommend approval.

Seconded by Mr. Cohen, put to a vote and carried 5-0.

Junkyard Inspection Report Ross (Martin Lane)

Junkyard Fire Inspection Report is submitted by the Building Department listing an inspection was done of 04/05/2019.

Motion by Mrs. Simpson to approve with conditions per B. J. Gettel. Speak with about the expanding onto the Flea Market property. Mr. Sturm said the fire lanes must be keep open.

Seconded by Mr. Cohen, put to a vote and carried 5-0.

Assessor request to attend annual convention for certification

Motion by Mrs. Ryder to receive, file and approve Dan Gettel, Assessor to attend the Annual Assessors Convention in Ithaca, NY, 7/14 – 7/29/2019.. The class is Three Approaches to Value which is continuing education for certification by the State of NY as Assessor.

Seconded by Mr. Cohen, put to a vote and carried 5-0.

Public Comment

Steve White - How was the BLDC Manager picked? How much does he get paid? Is it tax payer money? Steve White - Was the position advertised in the paper? Mr. Sturm - BLDC is a consulting fee of \$3,000 a year. He said the appointment is in the minutes.

Judith Maidenbaum - I'm working on a project for people to swim across the lake Sullivan 180 is on board. Mrs. Simpson suggested to wait until after Labor Day.

Adjournment

There being no further items on the agenda, Mrs. Simpson made a motion to adjourn. Seconded by Mrs. Ryder, put to a vote and carried 5-0.

Respectfully submitted,

Rita J. Sheehan, Town Clerk