

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

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

The meeting was opened with the Pledge of Allegiance.

Moment of Silence – Roy Van Fradenburg 2/9/1926 - 10/28/2014

***Resolution of Respect In Memoriam to
 Roy D. Van Fradenburg***

February 9, 1926 – October 28, 2014

Whereas, Almighty God in his wisdom has seen fit to call from our midst one of our past public officials who served the Town of Bethel with honor and dignity, ***Roy D. Van Fradenburg***, and

Whereas, Roy served his Country during World War II serving in the U.S. Navy in New Guinea, was a past member of the Sgt. Andrew Brucher VFW Post 5499, and past chief and life member of the Kauneonga Lake Fire Department. He was elected to the Town Board from 1982-1991, and

Whereas, during his years of service he served our community with a strong work ethic, and had always exhibited those qualities essential as a public servant, and he worked with dedication and devotion in all aspects of his life. Roy had the respect and admiration of all who worked or who became associated with him and he will always be remembered for his true gentlemen qualities; and

Now Therefore Be it Resolved, that the Town of Bethel Town Board express their most sincere sympathy at the passing of ***Roy D. Van Fradenburg*** on October 28, 2014, 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.

Dated: November 12, 2014

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

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

Audit of Bills

<u>Fund</u>	<u>Amount</u>	<u>Check Number</u>
General Fund	\$233,740.05	4702 – 4808, 4811
Highway Fund	\$ 306,134.15	2983 - 3031
Sewer Fund	\$58,152.68	2117 & 2118, 2121 - 2141
Light District	\$2,303.14	1089
Sewer Rehab	\$26,097.13	1081 - 1082
Planning & Zoning	\$2,905.00	1053 - 1056
Capital Special Projects	\$70,126.25	1025 – 1026

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

Supervisor’s Monthly Report - October

Supervisor’s monthly report for October has been filed. Motion by Lillian Hendrickson to receive and file, seconded by Vicky Simpson, put to vote and carried 5-0.

Building Department Monthly Report - October

2014 Oct. Fees: \$6,435.	2013 Oct. Fees: \$9,021.
2014 Construction Totals: \$1,165,000	2013 Construction Totals: \$1,721,800

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

Resolution to authorize 2014-2015 Ice/Snow Contract with County

RESOLUTION OF THE TOWN OF BETHEL TOWN BOARD TO APPROVE A CONTRACT AMENDMENT FOR THE 2012 – 2015 COUNTY SNOW AND ICE CONTRACT REMOVAL

WHEREAS, the county of Sullivan and the Town of Bethel entered into contract for Snow and Ice control on County Roads from July 1, 2012 through June 30, 2015.

WHEREAS: the contract states the Town will be paid the amount Sullivan County received from the State of New York for snow and ice control on state highways the previous snow and ice season; and

WHEREAS, the County of Sullivan was paid \$5,657.38 per centerline mile for 2013 -2014 contract year; and

WHEREAS, said section of the Highway Law of the State of New York requires the approval by resolution of each of the legislative bodies of such County, Towns;

NOW, THEREFORE, BE IT RESOLVED, that the County of Sullivan pay the amount of \$5,657.38 per centerline mile for two lane highways and \$8,486.07 for three lane highways to the Town for the contract year July 1, 2014 – June 30, 2015.

Motion by Dawn Ryder to adopt resolution, seconded by Bernie Cohen, put to a vote and carried 5-0.

Town Clerk’s Monthly Report - October

Total Revenue: \$6,922.15
Town Share: \$5,192.80
State Share: \$1,729.35

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

Cancel 11/26 Town Board Meeting

Motion by Lillian Hendrickson to cancel November 26th Town Board meeting, seconded by Vicky Simpson, put to vote and carried 5-0.

Public Hearing: 7:45 p.m. Bethel Motor Speedway 2015 License Renewal

Town Clerk read legal notice. Motion by Dawn Ryder to open Public Hearing at 7:45 pm, seconded by Vicky Simpson. Mr. Sturm read correspondence from Bethel Motor Speedway as follows:

I would like to thank you in advance for your time at our upcoming public hearing on November 12th to discuss the permit for Bethel Motor Speedway for the 2015 season. Having finished my fourth season as the Business Operations Manager, I am pleased with the efforts that have been made on everyone’s behalf as the speedway has become an active participant in the local community. This past year alone, we hosted free admission nights for Boy and Girl Scouts,

Bethel Youth Recreation participants, and members of the Cohecton Youth Committee. We sponsored a child to race in the Port Jervis Soap Box Derby in a car that we purchased in 2013, and we were also a sponsor for the Matt McCauley Tae Kwon Do Tournament. Our racers and fans took part in a successful school supply drive, with the donated supplies being distributed to children in three of the Monticello Central School District elementary schools through the EPIC Program. Four local children were presented with new bicycles as part of our "Bike Night" festivities.

As we look towards the future, we intend to remain involved in the community while keeping prices affordable for local residents and visitors, providing a source of local entertainment in a family-friendly setting. In order to ensure the sustainability of our business and our vision, we would like the Town Board to consider a few addendums to our existing permit.

Last year, we addressed the question of periodic (twice a month) Thursday practices, intended to provide local community members with an opportunity to gain seat time and experience. We feel this would be beneficial in particular to youth who live locally and are just getting started in the sport. We would like to open the gates at 1 pm, and run practice from 2 pm until 8 pm on those days, which we are requesting to be in the months of May through September.

We also addressed the question of a Friday practice prior to our nationally acclaimed LegendStock event. LegendStock is currently scheduled for Saturday, August 1st, so we would be looking to open for a practice on Friday, July 31st. This year, LegendStock drew in 46 competitors from nine states, many of whom had never been at the speedway before. The ability to allow practice on Friday would make for a better and safer racing environment for Saturday's event. We would like to open the gates at 12 noon, and run practice from 2 pm until 8 pm. We successfully hosted a similar practice prior to Bandolero Nationals in 2013.

On the day of LegendStock, we would like the ability to open the pit gates one hour earlier – at 11 am instead of 12 noon. The sole purpose for this is to allow more time for safety and tech inspections, which must be completed on every car prior to it being able to take part in any practice or race. This year, we were able to open the gates at 12 noon and begin practice at 1 pm; however, many of the 46 cars were still in tech and were unable to make effective use of the extra practice time.

This past season, we successfully hosted a Sunday autocross event, which consisted of a single car on the track at a time. The event drew several visitors into the Town, many of whom took advantage of the day to patronize other business within the Town as well. There were also numerous local residents who took part in the event, providing them with the opportunity to get on the track in a safe and controlled environment. For the 2015 season, we would like to add two additional Sunday dates for this type of event. Pending approval of the addition of the dates, we would contact the hosting club (High Point Cruisers) to schedule dates that would be mutually agreeable.

Our present permit allows for a two-day show on 4th of July weekend. We would like to move the two-day weekend from 4th of July weekend to Memorial Day weekend. Since the July 4th changes days from year to year, the use of Memorial Day weekend would ensure that neighbors, racers, and fans have a day to celebrate the holiday, as Memorial Day remains on Monday every year.

Finally, we would like the Town to consider an adjustment to our curfew that would more closely reflect the restrictions placed on other New York tracks, including Accord Speedway, Orange County Fair Speedway, and Riverhead Raceway. At these tracks, as long as a race is started prior to a specific time, the curfew can be extended to ensure the completion of the event. In the specific instance of the final night of our season, the failure to be able to complete the final event of the night due to curfew would require us to reopen the speedway on another date, bearing the full cost of a race night, without being able to collect any fees from those who already paid their admission but were unable to complete their race event.

I thank you for your time and consideration of these requests, and I look forward to further discussing them with you.

Respectfully yours,
Tracy Chirico
Business Operations Manager

Ron Weiss, 12 Lynn Drive – has problem with lighting, need fence to keep people out. Thursday – no way; kids have two times months for 1 hour. Lighting is terrible.

John Van Fradenburgh – Dad’s house on Lynn Drive was before racetrack. Agreed for extra practice years ago, but don’t agree with Thursdays. Don’t agree with extended curfew, cut intermission session shorter. Will keep going later and later. Excellent job. Already midnight now when they get out of there. Doing a much better job than years past.

Tracy Chirico – curfew only for final race. Race will be over by 11:30 pm.

There were no further comments.

Motion by Lillian Hendrickson to close Public Hearing at 7:55 pm, seconded by Bernie Cohen, put to vote and carried 5-0.

Approve Bethel Motorspeedway 2015 License

Mr. Sturm – not approving Thursdays. Mrs. Simpson – agrees, Saturday & Sunday sufficient. Friday practice prior to Legendstock, no issues. Mr. Sturm said no extra hours on top of 10 hour day. Mr. suggested only one Sunday autocross, not two. Labor Day Saturday & Sunday (August 29th & 30th) instead of Memorial weekend.

Motion by Lillian Hendrickson to approve Bethel Motor Speedway 2015 license, seconded by Vicky Simpson, put to vote and carried 5-0.

Resolution to adopt the Unified Solar Permit for Small-Scale

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF BETHEL TO ADOPT THE UNIFIED SOLAR PERMIT AND EXPEDITED PERMITTING PROCESS

WHEREAS, as part of New York State’s Cleaner, Greener Communities Program, NYSERDA is encouraging municipalities to adopt a streamlined permitting process for photovoltaic (PV) systems of 12 kW or less by offering incentive payments of \$2,500 for a municipality of the Town of Bethel’s population; and

WHEREAS, adoption of New York State’s Unified Solar Permit and expedited solar permitting process offers numerous benefits including simplifying, and making consistent, permitting requirements in municipalities across the State, increasing the quality and accuracy of installer applications, and ensuring that fair, flat fees are set for small-scale PV installations; and

WHEREAS, adoption of the New York State Unified Solar Permit and permitting process demonstrates that the Town is open for solar business and serves to facilitate PV installations.

NOW THEREFORE, BE IT RESOLVED, that the Town hereby adopts the Expedited Solar Permit Process for Small-Scale Photovoltaic Systems outlined in the “Requirements for Application Submittal-Step 1” and including the Unified Solar Permit for Small –Scale Photovoltaic Systems Eligibility Checklist-Step 2, both as attached hereto and incorporated herein by reference; and be it

FURTHER RESOLVED, that the Town hereby adopts the Unified Solar Permit for Small-Scale Photovoltaic Systems Application-Step 3, in the form attached hereto and incorporated by reference, as the Permit to be utilized for all installations of grid-tied photovoltaic systems of 12 kW or less and otherwise complying with the requirements for expedited permitting; and be it

FURTHER RESOLVED, the Town Board of the Town of Bethel authorizes the Town Supervisor or his designee acting on behalf of the Town, to sign all necessary documents and to perform all acts required to participate in the referenced expedited permitting program and to obtain the incentive; and be it

FURTHER RESOLVED, that the action contemplated under this Resolution involving the implementation of a permitting program is a type II action under the State Environmental

Quality Review Act and its implementing regulations (“SEQRA”) for which no environmental review is required (6 NYCRR §617.5 [c][20]); and be it

FURTHER RESOLVED, this Resolution shall become effective when adopted.

Motion by Town Board member Dawn Ryder, seconded by Town Board member Bernie Cohen, and adopted upon a roll call vote as follows:

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

Resolution to relevy cost of engineering services (Panaro) #46-16-3

RESOLUTION OF THE TOWN OF BETHEL TOWN BOARD TO AUTHORIZE SPECIAL RELEVY ON THE TOWN OF BETHEL 2015 TAX ROLL FOR ENGINEERING SERVICES

WHEREAS, the Town Board of the Town of Bethel hereby adopts the following resolution to relevy the costs for engineering services as authorized by the Town of Bethel Code Chapter 113-10, Buildings, Unsafe,

BE IT RESOLVED, that the Sullivan County Legislature relevy the following property in the amount specified on the Town of Bethel 2015 Tax Roll, and

BE IT FURTHER RESOLVED, that the Town Clerk file this resolution with the Sullivan County Legislature with the 2015 Budget and the Sullivan County Clerk.

<u>Owner</u>	<u>S-B-L</u>	<u>Amount</u>
Susan Panaro and Robert Benamou 738 Rose Valley Road Monticello, NY 12701	46.-16-3	\$430.75

Motion by Lillian Hendrickson to approve resolution, seconded by Bernie Cohen, put to a vote and carried 5 ayes and 0 nays.

Resolution to relevy cost of removal of unsafe structure (Zgrda) #40-1-33

RESOLUTION OF THE TOWN OF BETHEL TOWN BOARD TO AUTHORIZE SPECIAL RELEVY ON THE TOWN OF BETHEL 2015 TAX ROLL FOR REMOVAL OF UNSAFE STRUCTURE

WHEREAS, the Town Board of the Town of Bethel hereby adopts the following resolution to relevy the costs for removal of unsafe structure as authorized by the Town of Bethel Code Chapter 113, Buildings, Unsafe,

BE IT RESOLVED, that the Sullivan County Legislature relevy the following property in the amount specified on the Town of Bethel 2015 Tax Roll, and

BE IT FURTHER RESOLVED, that the Town Clerk file this resolution with the Sullivan County Legislature with the 2015 Budget and the Sullivan County Clerk.

<u>Owner</u>	<u>S-B-L</u>	<u>Amount</u>
Suzana Zgrda 3072 Route 55 White Lake, NY 12786	40.-1-33	\$13,440

Motion by Lillian Hendrickson to approve resolution, seconded by Vicky Simpson, put to a vote and carried 5 ayes and 0 nays.

Resolution to relevy cost of removal of solid waste (Baer) #42-21-7

**RESOLUTION OF THE TOWN OF BETHEL TOWN BOARD TO AUTHORIZE
SPECIAL RELEVY ON THE TOWN OF BETHEL 2015 TAX ROLL FOR REMOVAL
OF SOLID WASTE**

WHEREAS, the Town Board of the Town of Bethel hereby adopts the following resolution to relevy the costs for removal of solid waste as authorized by the Town of Bethel Code Chapter 279-4, Solid Waste

BE IT RESOLVED, that the Sullivan County Legislature relevy the following property in the amount specified on the Town of Bethel 2015 Tax Roll, and

BE IT FURTHER RESOLVED, that the Town Clerk file this resolution with the Sullivan County Legislature with the 2015 Budget and the Sullivan County Clerk.

<u>Owner</u>	<u>S-B-L</u>	<u>Amount</u>
Jean Baer and Dolores Schulhoff P.O. Box 528 Kauneonga Lake, NY 12749	42.-21-7	\$1800

Motion by Lillian Hendrickson to approve resolution, seconded by Vicky Simpson, put to a vote and carried 5 ayes and 0 nays.

Resolution to relevy unpaid sewer rents Kauneonga Lake Sewer Dist.

**RESOLUTION TO AUTHORIZE RELEVY OF UNPAID SEWER RENTS FOR
KAUNEONGA LAKE CONSOLIDATED SEWER DISTRICT ON THE 2015 TAX ROLL**

WHEREAS, that the Town Board of the Town of Bethel has adopted the following resolution for the relevy of unpaid sewer user charges in the Kauneonga Lake Consolidated Sewer District,

RESOLVED, that the Town Board of the Town of Bethel does hereby authorize the Supervisor to transmit to the Sullivan County Legislature for presentation the following list of properties against which there are past due sewer user charges owed to the Kauneonga Lake Consolidated Sewer District for 2014,

FURTHER, that the County Legislature relevy as unpaid sewer user charges the sum specified against the properties as identified by section, block and lot number preceding the amount of arrears on the 2015 Tax Roll of the Town of Bethel as attached.

Kauneonga Lake Consolidated Sewer District \$59,019.06

Motion by Vicky Simpson, seconded by Lillian Hendrickson and unanimously adopted this 12th day of November, 2014.

Resolution to relevy unpaid sewer rents Kauneonga Lake Sewer Dist. Ext

**RESOLUTION TO AUTHORIZE RELEVY OF UNPAID SEWER RENTS FOR
KAUNEONGA LAKE SEWER DISTRICT EXTENSION ON THE 2015 TAX ROLL**

WHEREAS, that the Town Board of the Town of Bethel has adopted the following resolution for the relevy of unpaid sewer user charges in the Kauneonga Lake Sewer District Extension,

RESOLVED, that the Town Board of the Town of Bethel does hereby authorize the Supervisor to transmit to the Sullivan County Legislature for presentation the following list of properties against which there are past due sewer user charges owed to the Kauneonga Lake Sewer District Extension for 2014,

FURTHER, that the County Legislature relevy as unpaid sewer user charges the sum specified against the properties as identified by section, block and lot number preceding the amount of arrears on the 2015 Tax Roll of the Town of Bethel as attached.

Kauneonga Lake Sewer District Extension \$8,094.08

Motion by Lillian Hendrickson, seconded by Vicky Simpson and unanimously adopted this 12th day of November, 2014.

Resolution to relevy unpaid water rents Stevensville Water District

RESOLUTION TO AUTHORIZE RELEVY OF UNPAID WATER RENTS FOR OUT OF DISTRICT USERS OF THE STEVENSVILLE WATER DISTRICT ON THE 2015 TAX ROLL

WHEREAS, that the Town Board of the Town of Bethel has adopted the following resolution for the relevy of unpaid water rents for out of district users in the Stevensville Water District,

RESOLVED, that the Town Board of the Town of Bethel does hereby authorize the Supervisor to transmit to the Sullivan County Legislature for presentation the following list of properties against which there are past due water rents owed to the Stevensville Consolidated Water District for 2014,

FURTHER, that the County Legislature relevy as unpaid water rents the sum specified against the properties as identified by section, block and lot number preceding the amount of arrears on the 2015 Tax Roll of the Town of Bethel as attached.

Stevensville Water District \$471.40

Motion by Vicky Simpson, seconded by Lillian Hendrickson and adopted this 12th day of November, 2014.

Resolution to relevy unpaid sewer rents Swan Lake Briscoe Rd Sewer

RESOLUTION TO AUTHORIZE RELEVY OF UNPAID SEWER RENTS FOR OUTSIDE USERS SWAN LAKE/BRISCOE ROAD CONSOLIDATED SEWER DISTRICT ON THE 2015 TAX ROLL

WHEREAS, that the Town Board of the Town of Bethel has adopted the following resolution for the relevy of unpaid sewer rents for outside users in the Swan Lake/Briscoe Road Consolidated Sewer District,

RESOLVED, that the Town Board of the Town of Bethel does hereby authorize the Supervisor to transmit to the Sullivan County Legislature for presentation the following list of properties against which there are past due sewer rents owed to the Swan Lake/Briscoe Road Consolidated Sewer District for 2014,

FURTHER, that the County Legislature relevy as unpaid sewer rents the sum specified against the properties as identified by section, block and lot number preceding the amount of arrears on the 2015 Tax Roll of the Town of Bethel as attached.

Swan Lake/Briscoe Road Consolidated Sewer District \$97.24

Motion by Lillian Hendrickson, seconded by Dawn Ryder and duly adopted this 12th day of November, 2014.

Property Maintenance Updates

Mr. Sturm thanked the office staff for all their hard work on the re-levies.

Mr. Sturm updated on properties in violation:

W. Walnut – Town served ticket today, DEC has issued fines.

Taconic issued appearance tickets for unregistered vehicles, property maintenance.

Sgt. Andrew has unlicensed vehicles.

Overlook unlicensed vehicles.

Re-appoint Charles Foster to Board of Assessment Review

Motion by Bernie Cohen to re-appoint Charles Foster to the Town of Bethel Board of Assessment Review for a term to commence on October 1, 2014 through September 30, 2019, seconded by Lillian Hendrickson, put to vote and carried 5-0.

Executive Session

Motion by Bernie Cohen to go into Executive Session to discuss a personnel matter in regards to Sewer Superintendent, seconded by Lillian Hendrickson, put to a roll call vote and carried 5-0 as follows:

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

Motion by Lillian Hendrickson to come out of Executive Session, seconded by Vicky Simpson, put to vote and carried 5-0.

Adjournment

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

Respectfully submitted,

Rita J. Sheehan, Town Clerk