

*******DRAFT*******

The Town of Forestburgh Town Board held their regular monthly meeting on **Thursday, November 3, 2011** at the Town Hall.

Please note the Planning Board members that were to attend and review the proposed changes were not in attendance and the meeting that was planned for 6:00 p.m. was not brought to order.

Supervisor Galligan called the meeting to order at 7:00 p.m.

Roll Call: Present – James P. Galligan, Supervisor
Eugene D. Raponi, Councilman
John W. Galligan, Councilman
William B. Sipos, Councilman
Michael Creegan, Councilman

Absent – None

Recording
Secretary – Joanne K. Nagoda, Town Clerk

Others
Present – David Bavoso, Attorney for the Town
Dan Hogue, Highway Superintendent

REPORTS –

Supervisor Galligan submitted the financial report for the month of October 2011.

Town Clerk, Joanne Nagoda submitted a report of clerk fees and activity for October 2011.

PUBLIC COMMENT – None.

MINUTES –

Town Clerk, Joanne Nagoda submitted minutes of the October 6, 2011 regular meeting and the Budget workshop of October 12, 2011. MOTION by Councilman Creegan, seconded by Councilman Galligan to accept the minutes of October 6, 2011. Vote: 5 ayes – 0 nays. MOTION by Councilman Sipos, seconded by Councilman Raponi to accept the minutes of the October 12, 2011 budget workshop. Vote: 5 ayes – 0 nays. Motion carried.

GENERAL FUND VOUCHERS - # 233 – 254 in the sum of \$19,667.09 as set forth in abstract # 11 were audited for payment. MOTION by Councilman Sipos, seconded by Councilman Galligan to pay all general fund vouchers with the exception of Barton & Loguidice in the amount of \$12,636.00 and further direct Attorney Bavoso to review said contract with Barton & Loguidice and sent a letter of explanation of non-payment. Vote: 5 ayes – 0 nays. Motion carried.

HIGHWAY FUND VOUCHERS - # 167 – 189 in the sum of \$40,598.13 as set forth in abstract # 11 were reviewed for payment. MOTION by Councilman Galligan, seconded by Councilman Creegan to accept highway fund vouchers including the invoice from Schoch which was held over from October. Vote: 5 ayes – 0 nays. Motion carried.

ESCROW FUND VOUCHERS - #25 – 27 in the sum of \$9,048.58 as set forth in abstract # 11 were reviewed for payment. MOTION by Councilman Sipos, seconded by Councilman Raponi to pay escrow fund vouchers. Vote: 5 ayes – 0 nays. Motion carried.

COMMUNICATIONS –

Town Clerk, Joanne Nagoda read a letter from Danielle Mack clerk to the assessor and building inspector requesting a one month unpaid leave of absence for the month of January 2012. This letter also contained a letter from Assessor, David Griffin that he requested that the leave be granted and a letter from Code Enforcement Officer Lorino also supporting approval of the request. MOTION by Councilman Galligan, seconded by Councilman Sipos to approve the requested, unpaid leave for January of 2012 for Danielle Mack. Vote: 5 ayes – 0 nays. Motion carried.

UNFINISHED BUSINESS

PRICE CONDEMNATION – Supervisor Galligan stated that after seeing the work that has progressed and the movement at the site, the board has decided to rescind the order to demolish the building. MOTION by Councilman Galligan, seconded by Councilman Creegan to rescind the order of demolition issued at the June 6, 2011 Town Board meeting which required the demolition of the structure located on the property. Vote: 5 ayes – 0 nays. Motion carried.

Supervisor Galligan requested that the code enforcement officer and the engineer meet to inspect the premises and report back to the Town Board and contact the NYS Department of Health and have a report to us by next month. We will have our code enforcement officer get in touch with you to schedule a time to meet and inspect.

JUSTICE COURT DOCKET AUDIT – Supervisor Galligan stated that at our 5:00 p.m. session, we audited the docket of the justice court. All accounting seems to be in order and accounted for. MOTION by Councilman Galligan, seconded by Councilman Creegan to approve and accept the audit of the justice court docket. Vote: 5 ayes – 0 nays. Motion carried.

PLANNING BOARD VACANCIES – The board has decided to review the applications currently on file from the previous applicants to the planning board and solicit letters of interest from residents. MOTION by Councilman Galligan, seconded by Councilman Sipos to advertise for interested parties in the town newsletter to fill vacancies on the planning board. Vote: 5 ayes – 0 nays. Motion carried.

LOST LAKE RESORT – Supervisor Galligan stated that our consultant, John Munsey of C.T. Male, has gone through the information submitted by Lost Lake, and it is his recommendation that we schedule a public hearing on their site plan application for phase one. Discussion was held between representatives of Lost Lake and the board with regard to dates for the hearing. MOTION by Councilman Sipos, seconded by Councilman Creegan to hold a public hearing on phase one of the Lost Lake Resort project on Monday, November 21, 2011 at 7:00 p.m. in the town hall. Vote: 5 ayes – 0 nays. Motion carried.

At 10:00 a.m. on Saturday morning, Tim Gottlieb, Dan Hogue, Susan Hawvermale and Councilman Sipos are meeting to tour the road cuts and rough centerlines of the roadways on four wheeler.

PRESENTATION – Supervisor Galligan introduced Carl Buckstad to the audience and unveiled a sculpture with a flag and a pine tree, which is lit and reads “Town of Forestburgh”, sculpted and donated to the Town by Mr. Buckstad, who also constructed the Veteran’s Memorial located at the Veteran’s Triangle. Supervisor Galligan presented Mr. Buckstad with a certificate of appreciation.

2012 TENTATIVE BUDGET – The town board has determined to hold a budget workshop and public hearing for the budget and including an executive session for union negotiations. MOTION by Councilman Sipos, seconded by Councilman Creegan to hold a budget workshop on Wednesday, November 9, 2011 at 6:00 p.m. in the town hall, preceded by an executive session at 4:30 for the purpose of union negotiations. Vote: 5 ayes – 0 nays. Motion carried. MOTION by Councilman Sipos, seconded by Councilman Galligan to hold a public hearing on the 2012 tentative budget on Tuesday, November 15, 2011 at 7:00 p.m. in the Town Hall. Vote: 5 ayes – 0 nays. Motion carried.

ZONING REVIEW – No members of the planning board attended this evening to review what was discussed at our last special meeting on this topic. There is no further discussion. Matter tabled.

NEW BUSINESS

SNOW AND ICE CONTRACT – Superintendent Hogue stated that our contract is up. The fee amount is negotiated by the Highway Superintendent’s Association and the County. It is based upon centerline mile of highway paid to the county by the state for the previous year.

WHEREAS, the County of Sullivan and the Town of Forestburgh entered into contract for Snow and Ice Control on County Roads from July 1, 2011 through June 30, 2012;

WHEREAS, the contract stated 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 the rate of the \$5,325.00 per centerline mile for the 2011 – 2012 contract year; and

WHEREAS, said section of 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 t he amount of \$5,325.00 per centerline mile for two land highways and \$7,987.50 for three lane highways to the Town for the contact year July 1, 2011 – June 30, 2012.

MOVED by Councilman Galligan.
Seconded by Councilman Sipos.

Supervisor Galligan voting aye.
Councilman Raponi voting aye.
Councilman Galligan voting aye.
Councilman Sipos voting aye.
Councilman Creegan voting aye.

Motion carried.

INSURANCE RENEWALS – Clerk, Joanne Nagoda stated that our insurance is due for renewal in February. Marshall & Sterling our insurance provided through Gersten-Hillman Agency will be sending us the valuations for review and needs to know if the board wishes to request proposals from other carriers this year. Discussion was held to get other proposals for the town’s insurance coverage. MOTION by Councilman Sipos, seconded by Councilman Raponi to request proposals for insurance coverage for the Town of Forestburgh. Vote: 5 ayes – 0 nays. Motion carried.

COMMITTTEE REPORTS

Planning Board – no report.
Historian – filed.
Building Inspector – filed.
Seniors – Going to the racino on the 11th.
Green Committee – the installation of the new energy saving light fixtures will begin shortly. We are awaiting a definite date.
Forestburgh Day – August 11, 2012

PUBLIC COMMENT –

Dan Hogue, Sr. – That snow and ice contract with the county, which they are always late on their payment for, which the county is what they are famous for, why don’t you add a late fee to the contract like they do with your property taxes. Councilman Galligan asked Attorney Bavoso if we could do such a thing, and it was his impression that you could try, but he highly doubted they would agree to it. Mr. Hogue then questions “bugs” on the agenda.

Supervisor Galligan stated that there have been issues about dogs being in the town hall and no more dogs or animals are permitted in the building.

EXECUTIVE SESSION – MOTION by Councilman Sipos, seconded by Councilman Galligan to enter into executive session for the purpose of union negotiations. Vote: 5 ayes – 0 nays. Motion carried.

MOTION by Councilman Sipos, seconded by Councilman Creegan to reconvene into regular session at 8:25 p.m.

ADJOURNMENT – MOTION by Councilman Creegan to adjourn at 8:26 p.m.

Respectfully submitted,

Joanne K. Nagoda, RMC
Town Clerk