

DRAFT MINUTES

September 13, 2021

A Public Hearing and regular meeting of the Town Board was held September 13, 2021 at 6:45 pm at the Town Hall and via Zoom. Present were: Supervisor Allen Hinkley, Councilmen Edward Raeder, Kenneth Davie, Michael Hynes and Deanna Osborn, Highway Supt. William Sprague, Assessor Clerk Stephanie Seminara and 8 residents. Present on Zoom: Attorney Kevin Young and 48 others.

The Public Hearing was called to order at 6:45 pm. The purpose of the Hearing was to gather comments on a proposed Community Development Block Grant (CDBG), in an amount up to \$500,000, for the Roxbury Food Pantry. Margaret Ellsworth of the MARK Project, Inc. explained the application that would allow for expanded hours, delivery of food, etc. The Hearing closed at 6:52 pm.

The regular meeting was called to order at 7:00 pm with the Pledge of Allegiance. Three additional residents arrived.

Councilwoman Deanna Osborn requested the August 9, 2021 Minutes be amended regarding Short-Term Rentals to reflect a change from “application” to “registration”.

On motion of Deanna Osborn second by Michael Hynes the Minutes of the August 9, 2021 meeting were approved as amended.

AYES-5 Osborn, Hynes, Raeder, Davie, Hinkley

NAYS-0

Margaret Ellsworth reported the following:

*The Downtown Revitalization Initiative (DRI) grant joint application for the Village of Margaretville and Roxbury has been completed and thanked all who helped. The same steering committee was used as before and a Zoom meeting was held yesterday with 40 attendees to finish the application. Mrs. Ellsworth discussed the many items the funds would cover if awarded. A resolution of support from the Town Board was requested for submittal. The Town Board thanked all who helped with the application.

*Requests for Proposals received for the website overhaul are being reviewed by Supervisor Hinkley, Councilman Hynes and Margaret Ellsworth and they will be contacting submitters for presentations.

A letter was received from Velga Kundzins requesting the Town Board not authorize submission of the Downtown Revitalization Initiative (DRI) application due to concerns that it was done at the last minute and did not have meaningful community input.

Highway Supt. William Sprague reported crews are busy preparing roads for 2022, cleaning ditches, shimming roads, stone & oil has been completed for the year and he will have two men leaving this month due to retirement and resignation. Councilman Hynes questioned dealing with the upcoming staff shortage where it was stated applications have been received for filling the positions.

Councilwoman Deanna Osborn questioned why there is still a patch of County Hwy 41 that didn't get stone & oil. Supervisor Hinkley will check with the County.

Councilman Edward Raeder requested a bigger flag for the Grand Gorge Civic Center. Supervisor Hinkley will speak with the VFW Commander about getting one.

Supervisor Hinkley stated the renovation plans for the new Town Hall have been finalized and Requests for Proposals will be gotten from contractors.

The Assessor's office submitted a written monthly report and Assessor Clerk, Stephanie Seminara,

expressed concerns with a lot of building going on without permits, how it affects assessing properly, a matter which she has spoken with Attorney's Kevin Young and Allison Phillips about, and requested Jay Gula be appointed for the upcoming 9/30/21 vacancy on the Board of Assessment Review since Henry Gockel does not wish to be re-appointed to the position.

Michael Harrington of Lamont Engineers was present via Zoom and submitted a written report on updates to the Water Projects:

Denver

*Contract 5 (Hinkley) controls start-up is substantially complete but a few issues need to be resolved

*Contract 6 (Hubbell) there are two change order approvals needed: Wellfield Access Road \$35,825 and Booster Pump #2 Replacement \$7,500. Attorney Young questioned where the additional funds would come from to do the access road. Harrington stated to do the access roads they will not be able to replace valves in the basements of the housing units

*The wellfield check valve issue has yet to be fully diagnosed due to wellfield access issues

Roxbury/Grand Gorge

*The following work has been accomplished:

*Wellfield building slab has been cast & framing work has begun

*Foundation for the Springs filtration building has been cast

*24" chlorine contact main has been completed

*Work on final connection of PW-3 has begun

*Groundwater continues to be a challenge at the wellfield

*Evergreen has submitted Pay App #4 – no other contractor pay apps were received

*DEC has reviewed a preliminary submission for the WQIP funding disbursement. Feedback was positive, we just need to confirm all costs have been included prior to finalizing the reimbursement request. Once funds are received, they need to be quickly turned over to EFC.

*A 50% deposit is needed for the propane tanks in order to proceed. The correct total for the tanks is \$12,079 which is \$509 more than previously reported.

*The Roxbury reservoir was cleaned of silt by Underwater Solutions. Divers temporarily capped the 8" reservoir pipe so Hubbell could install a replacement valve which is a vital element of the water system. The valve will also allow the water main relocation work by DePodwin to proceed without draining the reservoir. Hubbell's work will be processed as Change Order #7 (hydrant replacement project)

*Easements for the water main to the Roxbury Water reservoir still need to be discussed with the Town Attorneys

*Request #17 should be submitted to EFC this week

An updated Water Project Cost Summary was distributed to the Town Board.

Sewer Operator, Alex Yacobucci of LVDV Operations reported the following:

*Roxbury Sewer – had a DEP inspection and equipment has been moved off the right-of-way (ROW) in Grand Gorge, pumps are scheduled to be rebuilt this month Requests for Proposals have been distributed for clearing the overgrown ROW

*Denver Sewer – tests all came back okay, the plant had to be shutdown periodically due to the severe storms but are back online and doing okay and reported membranes and seals need replacement on the microfiltration equipment which he has been discussing with NYCDEP

Water Operator, Chris Mattice of LVDV Operations reported the following:

Roxbury Water - he has been busy with leaks due to the aging infrastructure, two leaks on Lake Street have been repaired, is replacing bad water meters and an extra person has been brought in to help.

Mike Harrington stated Lake Street water main replacement can be covered with Project funds, even though there are issues with asbestos pipe, and stressed good records need to be kept.

Denver Water - Aqualogics is here to repair the booster pumps and telemetry and requests the Town Board approve the wellfield access road work to be done.

Supervisor Hinkley stated he will speak with the Building Inspector to submit clearer monthly reports.

Discussion took place on the rat issue in the square in Roxbury. NYS Dept. of Health has inspected

the matter and Town Health Officer, Rose Wright, and Town Building Inspector, Tomi Tompkins, have also been involved. The matter continues to be worked on.

Councilwoman Deanna Osborn said the Short-Term Rental (STR) Committee will look into the Margaretville STR registration being used. Supervisor Hinkley stated the Town Board will hold a Special Meeting to meet with the STR Committee to discuss issues and added, the meeting will be open to the public to listen to but no public comments will be taken regarding the STR matter during the meeting.

Teresa Borst, STR Committee member, submitted a letter to the Town Board regarding STR issues.

Regarding the Hughes Energy matter, Supervisor Hinkley stated the Town review is being done by the Planning Board, not the Town Board and it is currently under SEQR Review by NYSDEC and NYCDEP. Several letters have been received from residents regarding the project. Attorney Young explained the NYSDEC permit process in terms of environmental impacts and added an adverse draft environmental impact statement takes a long time to get through. No Planning Board decision can be made on the Site Plan Review until the SEQR process has been completed.

Parks Clerk, Denise Johnston was not present but submitted a written monthly report for the Town Board:

- *Barn event scheduling and rental events
- *A camera has been installed in the kitchen
- *RHPC Applications have been dealt with
- *Three more bad trees were removed by the vehicle bridge
- *Fireworks were held Sept. 5
- *Historic plaques have been ordered for a few homeowners
- *Park clean-up, gardening, weeding
- *Kitchen Contract – waiting on Attorney for a contract
- *Summer youth program workers (CDO Workforce) are finished for the summer
- *In the planning stages with the MARK Project to hold a fall Haunted theme at the park with scarecrows, etc.
- *A reading and craft activity was held at the park on August 26th
- *An electric car charger is being stored at the barn that may be permanently housed there in the future
- *Long term – general maintenance of doors, etc., tree removal, pathway work, trail work, thorough cleaning of the back room of the barn including clothing from the Turn of the Century Days

The Town Board acknowledged and thanked the following people for painting the Grand Gorge Fire Hydrants: Jane Madore, Kathy Alle, Adam Cook and Brady Pickett.

Notice has been received the Town's ARPA funds have been increased \$960.86 for a total of \$236,306.98.

Letters regarding issues with the music on the porch and veteran's memorial were received from Harry Anifantakis, Kevin Moore, Meredith Rush-Bell, John Leder, Charles Leighton, Lewis Wendell, Barbara Weston-Robinson and Jeffrey Tichenor.

A letter was received from Sakura Akiyama requesting a speed reduction for a portion of State Highway 23. No action taken.

Supervisor Hinkley stated the contents of the Hughes Energy letter would be made public after speaking with the Town Attorney.

Supervisor Hinkley reported high water pressure issues were experienced after water repair work on Lake Street that caused damage to some owner's water heaters. The matter will be looked into.

Diane Pickett submitted a letter of resignation as Roxbury and Grand Gorge Water Clerk effective November 4, 2021.

Councilwoman Deanna Osborn requested electronic speed signs due to speeding issues in the Town. Supervisor Hinkley has been pushing for the signs for several years and stated seven are needed for various areas in Town. To install, a permit is needed from NYSDOT. Councilman Raeder questioned getting a mobile one to move around to different locations on Town roads as well.

Michael Feldman of Teichmann Rd. discussed issues he has been having with STR's, speeders on his road and people not using recycling measures when dumping at the Transfer Station. Supervisor Hinkley responded there are cameras at the Transfer Station now and feels they are making a difference.

Renee Barchitta requested a committee be formed to come up with ideas on what's happening in the Town or other topics to notify the public and questioned if the Town Board would be "opting out" regarding the cannabis matter which she felt should go to a public vote. Supervisor Hinkley responded the new website redesign will have a social media presence. Attorney Young explained the process with "opting out" of cannabis or doing nothing and explained the process. If the Board "opts out" by a Local Law, it would require a public hearing and explained the permissive referendum process.

A letter was received from Judith Maguire and Allan Aujero and they were vis Zoom to discuss those issues: they thanked the Town Board for supporting the Food Pantry application, requested the Town Board continue with Zoom meetings and expressed concerns with sidewalk clearing with the onset of winter and concerns with the condition of the Reed's Hotel property without anything being really being done about it. Supervisor Hinkley and Attorney Young discussed the process for creating a sidewalk district, the need for an engineer plan and who would be responsible for cost if created. The process is very expensive to do and requires property owner support. The Town Board will look further into the matter.

Ms. Maguire also asked a question on behalf of Missy DelVecchio who requests public input in the Minutes and starting a social media page prior to website redesign.

A letter was received from Velga Kundzins requesting the Town Board not go forward with "opting out" of the Marijuana Regulation & Taxation Act (MRTSA).

When questioned about reading all letters at the meeting, it was stated that all letters can be obtained by submitting a Freedom of Information Law (FOIL) request with the Town Clerk.

Hughes Energy

*Ralph DellaCava submitted four emails to the Town and questioned who initiated the process. Supervisor Hinkley responded Hughes Energy submitted a Site Plan Review application to the Town Planning Board.

*Robin Factor requested the Hughes letter be read now and questioned what Supervisor Hinkley spoke to Hughes about for community assistance. Supervisor Hinkley said the Town Board needs to speak with the Town Attorney first regarding the letter and added that he did not speak of any specific items with Hughes.

*Amy Srebnick requested to see the Hughes Energy letter requesting Town support of the project, expressed concerns with NYSDEC response on the project, concerns with no questions being allowed from the audience at the info meeting and because it's a huge project it should have a more open process of transparency.

*Walter Srebnick agreed with Amy's concerns, requested more discussion by the Town before the DEC review ends and being more open with the public.

*Barry Banks, per a comment at the info meeting, questioned Hughes' community support for a favorable outcome. Attorney Young responded big project developers will often offer community project support but it doesn't sway local Board's decisions as they must adhere to the law.

*Other letters received against the Hughes Energy Project were from Frank Lippman, Lewis Wendell, Sakura Aikiyama and Perrone.

RESOLUTION #78 – RESOLUTION TO ENTER EXECUTIVE SESSION

On motion of Kenneth Davie second by Deanna Osborn the following resolution was offered and adopted:

“RESOLVED, motion made and seconded for the Town Board, Highway Supt. William Sprague and Attorney Kevin Young to enter into Executive Session at 8:32 pm to discuss a contract dispute and personnel issues.”

AYES-5 Davie, Osborn, Raeder, Hynes, Hinkley

NAYS-0

Highway Supt. William Sprague exited Executive Session at 9:04 pm.

RESOLUTION #79 – RESOLUTION TO EXIT EXECUTIVE SESSION

On motion of Deanna Osborn second by Kenneth Davie the following resolution was offered and adopted:

“RESOLVED, motion made and seconded for the Town Board and Town Attorney to exit Executive Session and return to the regular meeting at 9:14 pm.”

AYES-5 Osborn, Davie, Raeder, Hynes, Hinkley

NAYS-0

RESOLUTION # 80 – HUGHES ENERGY PROJECT SUPPORT LETTER

On motion of Kenneth Davie second by Deanna Osborn, the following resolution was offered and adopted:

“WHEREAS, Hughes Energy has requested a letter from the Town Board supporting their project as a US Dept. of Energy Program;

RESOLVED, the Town Board agreed to not send a letter of support for the project.”

AYES- 5 Davie, Osborn, Raeder, Hynes, Hinkley

NAYS-0

Supervisor Hinkley requested a motion from the Town Board to schedule a Public Hearing for a Local Law to “opt out” of the Retail Dispensary License and On-Site Consumption License Provisions of the Marijuana Regulation and Taxation Act / New York Cannabis Law. No motion was made by any Town Board member.

On motion of Deanna Osborn second by Edward Raeder the Town Board approved the following Department Reports:

*Town Clerk monthly report for August 2021 in the amount of \$3,432.75 (Town Clerk \$1,132.75 and Building Permits \$2,300.00)

*Supervisor’s monthly report for July 2021

*Assessor’s monthly report for August 2021

*Building Inspector’s monthly report for August 2021

*Water District’s monthly report for August 2021 reflecting receipts in the following amounts: Denver \$1,960.42; Grand Gorge \$262.94 and Roxbury \$964.77)

*Justice Court monthly report for July 2021 in the amount of \$3,932.00

*Parks Dept status report for September 2021

AYES-5 Osborn, Raeder, Davie, Hynes, Hinkley

NAYS-0

On motion of Michael Hynes, second by Kenneth Davie the Town Board regretfully accepted the resignation of Collin Oliver, Deputy Highway Supt., with a last day of work September 20, 2021.

AYES-5 Hynes, Davie, Raeder, Osborn, Hinkley

NAYS-0

Highway Supt. William Sprague requested purchasing a 2022 International truck with plow and sander in the amount of \$236,014.25. He would like to purchase it this year because the price will increase 20% in 2022. The Budget Officer has confirmed there are funds available to purchase this year due to additional CHIP’s funding to be received and unexpended funds.

RESOLUTION #81 – PURCHASE 2022 INTERNATIONAL TRUCK

On motion of Deanna Osborn second by Kenneth Davie the following resolution was offered and adopted:

“WHEREAS, the Highway Supt. has requested the purchase of a 2022 international Dump Truck with plow and sander at a cost of \$236, 014.25; and

WHEREAS, said truck is under an Onondaga County bid; and

WHEREAS, there are funds available this year due to additional CHIP’s funding to be received this year and unexpended funds;

BE IT RESOLVED, the Town Board approves the purchase of a 2022 International Dump Truck with plow and sander, this year, in the amount of \$236,014.25 using additional CHIP’s funding and unexpended funds.”

AYES-5 Osborn, Davie, Raeder, Hynes, Hinkley

NAYS-0

The Highway Supt. is not ready to appoint a new Deputy Highway Supt. to replace Colin Oliver.

On motion of Kenneth Davie second by Edward Raeder the Town Board authorized advertising for No. 2 Fuel Oil and Winter Blend for the 2021 / 2022 heating season with a bid opening date of October 8, 2021 at 2:00 pm at the Town Hall.

AYES-5 Davie, Raeder, Hynes, Osborn, Hinkley

NAYS-0

No applications have been received for the School Crossing Guard position.

RESOLUTION #82 – CAPITAL PROJECTS PRE-APPROVAL BILLS

On motion of Michael Hynes second by Kenneth Davie the following resolution was offered and adopted:

“RESOLVED, the Town Board has audited the following vouchers and invoices and approves payment to the vendor prior to the next Town Board meeting, should funds be received from the funding source, with said vouchers to be included on the next abstract of bills after payment:

Project	Req #	Vendor	Amount	Total
Grand Gorge Water Project	17	Evergreen Mtn Contr Inc.	\$43,606.47	
		Lamont Eng	\$4,963.74	
		Lamont Eng	\$12,703.25	
		Lamont Eng	\$4,728.85	
		Young & Sommer	\$346.75	
		Main Care Energy	\$3,019.75	\$69,368.81
Roxbury Water Project	17	Evergreen Mtn Contr Inc.	\$43,606.46	
		Lamont Eng	\$10,332.74	
		Lamont Eng	\$11,368.75	
		Lamont Eng	\$8,605.97	
		Young & Sommer	\$346.75	
		Main Care Energy	\$3,019.75	\$77,280.42
Roxbury Water Project	18	Underwater Solutions Inc.		\$4,340.00

AYES-5 Hynes, Davie, Raeder, Osborn, Hinkley

NAYS-0

RESOLUTION #83 – UNPAID WATER TO TAXES

On motion of Edward Raeder second by Kenneth Davie the following resolution was offered and adopted:

“WHEREAS, pursuant to Subdivision 3 of Section 198 of the Town Law, any unpaid water payments to be billed October 1, 2021 and not received by November 1, 2021 shall be put on the 2022 tax bills; and

WHEREAS, due to the Covid Pandemic, Section 32 of the Public Service Law, Section 89-b of the Public Service Law and Section 89-1 of the Public Service Law have been revised whereby utilities cannot be shut off due to non-payment for the period June 23, 2021 – December 21, 2021 provided a Self-Certification is submitted by the owner stating they have experienced a change in financial circumstance due to the COVID-19 state of emergency; and

WHEREAS, if a Deferred Payment Agreement (DPA) is received, all penalties for non-payment of water must be waived for the same period;

BE IT RESOLVED, the Town of Roxbury shall abide by the laws stated above when submitting unpaid water amounts to be put on the 2022 taxes provided a self-Certification is received prior to November 1, 2021; and

FURTHER RESOLVED, all penalties shall be waived if a Deferred Payment Agreement (DPA) is received on or before November 1, 2021 .”

AYES-5 Raeder, Davie, Hynes, Osborn, Hinkley

NAYS-0

RESOLUTION # 84 - COMMUNITY DEVELOPMENT BLOCK GRANT CARES ACT APPLICATION

On motion of Kenneth Davie second by Deanna Osborn the following resolution was offered and adopted:

“WHEREAS, the Town of Roxbury wishes to apply for Community Development Block Grant Cares Act funding for the 2021 Fiscal Year under the Housing and Community Development Act of 1974, as amended; and

WHEREAS, the application proposes funding to assist the Town with the further development and support of the Roxbury Food Pantry;

NOW, THEREFORE BE IT RESOLVED, that the Town of Roxbury will apply for up to \$500,000 in Cares Act Block Grant Funds to undertake the development and enhancement of the Food Pantry which is noted as a public facility; and

BE IT FURTHER RESOLVED, the Town Supervisor is hereby authorized and directed to sign any and all documents necessary for the submission.”

AYES- 5 Davie, Osborn, Raeder, Hynes, Hinkley

NAYS-0

RESOLUTION #85 - RESOLUTION BY THE TOWN OF ROXBURY APPROVING AND ENDORSING AN APPLICATION FOR DOWNTOWN REVITALIZATION INITIATIVE FOR A JOINT PROGRAM FOR THE HAMLET OF ROXBURY IN PARTNERSHIP WITH THE VILLAGE OF MARGARETVILLE

On motion of Deanna Osborn second by Michael Hynes the following resolution was offered and adopted:

“WHEREAS, Town of Roxbury seeks to apply for \$20,000,000 in funding assistance through the Downtown Revitalization Initiative to assist both communities with projects to enhance and improve their downtown Main Streets as well as a transformative shovel ready project in Roxbury and one in Margaretville.

WHEREAS, the Town board recognizes that a comprehensive and cohesive revitalization program for both communities will greatly benefit the Catskill Region and Southern Tier as a whole.

WHEREAS, the vision for Roxbury’s and Margaretville Downtown Revitalization is to leverage an already robust hospitality and tourism industry in two communities that celebrates its deeply rooted history, pulses with the arts, supports local agriculture, and fosters opportunities to attract new business and cultivate a skilled workforce and pool of entrepreneurs.

WHEREAS, the Town of Roxbury and Village of Margaretville also looks to ensure the community continues to welcome visitors and forever strives to improve the quality of life and sense of place for full and part time residents alike.

THEREFORE, BE IT RESOLVED, that the Town of Roxbury approves and endorses the application for assistance and will work in collaboration and partnership with the Village of Margaretville on all components of this program.”

Passed by the following vote of all Town of Roxbury Members voting in favor thereof:

AYES-5 Osborn, Hynes, Raeder, Davie, Hinkley

NAYS-0

ABSTAIN-0

RESOLUTION #86 – ROXBURY/GRAND GORGE WATER PROJECT MAIN CARE PROPANE TANKS

On motion of Kenneth Davie second by Michael Hynes the following resolution was offered and adopted:

“WHEREAS, at the August 9, 2021 Town Board meeting, the Town Board approved the purchase and installation of two propane tanks for the Roxbury/Grand Gorge Water Project in the amount of \$11,570; and

WHEREAS, the cost of piping and all necessary fittings is an additional \$509;

BE IT RESOLVED, the Town Board approves the additional amount of \$509 for the piping and all necessary fittings bringing the total amount to \$12,079; and

FURTHER RESOLVED, the Supervisor is authorized to sign the contract for the tanks.”

AYES-5 Davie, Hynes, Raeder, Osborn, Hinkley

NAYS-0

RESOLUTION #87-APPOINT GULA TO BOARD OF ASSESSMENT REVIEW

On motion of Deanna Osborn second by Michael Hynes the following resolution was offered and adopted:

“RESOLVED, the Town Board appoints Jay Gula to the Board of Assessment Review for a 5-year term 10/1/2021-9/30/2026.”

AYES-5 Osborn, Hynes, Raeder, Davie, Hinkley

NAYS-0

On motion of Deanna Osborn second by Michael Hynes the Town Board scheduled a Budget Workshop on the 2022 Tentative Budget for October 5, 2021 at 5:00 pm at the Town Hall and to discuss any other business that may come before the Town Board.”

AYES-5 Osborn, Hynes, Raeder, Davie, Hinkley

NAYS-0

RESOLUTION #88-RENEW HEALTH INSURANCE

On motion of Edward Raeder second by Deanna Osborn the following resolution was offered and adopted:

“RESOLVED, the Town Board approves renewing the Excellus BlueCross BlueShield Bronze with HRA health insurance plan, effective 12/1/21, with the following premium amounts per month: Single \$518.30; 2 Person \$1,036.60 and Family \$1,477.16 and deductible amounts per year: Single \$7,000 and 2 Person/Family \$14,000.”

AYES-5 Raeder, Osborn, Davie, Hynes, Hinkley

NAYS-0

A letter of resignation was received from Diane Pickett as Roxbury and Grand Gorge Water Clerk effective November 4, 2021.

On motion of Michael Hynes second by Deanna Osborn the Town Board accepted the resignation of Diane Pickett as Roxbury and Grand Gorge Water Clerk effective November 4, 2021.

AYES-5 Hynes, Osborn, Raeder, Davie, Hinkley

NAYS-0

RESOLUTION #89 – DENVER SEWER MEMBRANES & SEALS

On motion of Kenneth Davie second by Edward Raeder the following resolution was offered and adopted:

“RESOLVED, the Town Board accepted the proposal of Filmtec Corporation for replacing membranes and seals at the Denver Sewer plant in the amount of \$24,262.80; and

BE IT FURTHER RESOLVED, said cost shall be the expense of NYCDEP as being part of the

microfiltration system.”

AYES-5 Davie, Raeder, Hynes, Osborn, Hinkley

NAYS-0

RESOLUTION #90-ROXBURY SEWER PUMP SERVICE CONTRACT

On motion of Edward Raeder second by Michael Hynes the following resolution was offered and adopted:

“RESOLVED, the Town Board approves a five-year contract with Siewart Equipment for annual service of the Gorman Rupp pumps at the Roxbury Sewer Plant; and

FURTHER RESOLVED, Alex Yacabucci, Sewer Operator for the Town is authorized to execute the contract on behalf of the Town of Roxbury.”

AYES-5 Raeder, Hynes, Davie, Osborn, Hinkley

NAYS-0

RESOLUTION #91-DENVER WATER ACCESS ROAD REHAB

On motion of Kenneth Davie second by Deanna Osborn the following resolution was offered and adopted:

“RESOLVED, the Town Board approves the proposal of Hubbell, Inc. for rehabilitating the Denver Water wellfield access road in the amount of \$35,825.00 as an eligible cost under the Denver Water Project ; and

FURTHER RESOLVED, the Town Supervisor is authorized to execute the proposal on behalf of the Town.”

AYES-5 Davie, Osborn, Raeder, Hynes, Hinkley

NAYS-0

RESOLUTION #92-ROXBURY SEWER DIALER

On motion of Edward Raeder second by Michael Hynes the following resolution was offered and adopted:

“RESOLVED, the Town Board approves the proposal of AquaLogics Systems, Inc. to install a Raco Verbatim 16 channel alarm dialer at the Roxbury Sewer plant and connect to existing wiring at a cost of \$5,300.”

AYES-5 Raeder, Hynes, Davie, Osborn, Hinkley

NAYS-0

It was stated Christopher Kratochvil, HEO at the Highway Dept. for several years, is retiring and his last day of work will be September 20, 2021.

The Town Board reviewed the abstract of bills and Supervisor Hinkley requested removing Grand Gorge Water bill #88 for David A. Bresee in the amount of \$861.72 as he would like to speak with him about it first.

On motion of Kenneth Davie second by Michael Hynes Grand Gorge Water bill #88, David A. Bresee in the amount of \$861.72 was removed and the remainder of the bills were audited and ordered paid in the following amounts:

General #347-392	\$33,444.10	Special Lights #11	\$1,156.38
Highway #186-215	\$228,318.03	Capital Projects:	
Roxbury Water #80-92	\$12,798.85	Denver Water Proj #65	\$9,960.75
Grand Gorge Water #82-91	\$4,639.65	Grand Gorge Water Proj #66-67	\$32,081.50
Denver Water #60-67	\$7,780.78	Roxbury Water Proj #68-69	\$32,081.49
Roxbury Sewer #64-74	\$27,716.10	Grand Gorge Water Proj #70-71	\$401.02
Denver Sewer #87-94	\$13,419.39	Roxbury Water Proj #72-73	\$401.01

AYES-5 Davie, Hynes, Raeder, Osborn, Hinkley

NAYS-0

On motion of Edward Raeder second by Kenneth Davie the meeting adjourned at 9:30 pm.

THIS IS A TRUE COPY

Diane Pickett, Town Clerk
Allen Hinkley, Supervisor
Edward Raeder, Councilman
Kenneth Davie, Councilman
Michael Hynes, Councilman
Deanna Osborn, Councilwoman

September 22, 2021

A Special Meeting of the Town Board was held September 22, 2021 at 5:00 pm at the Town Hall and via Zoom. Present: Supervisor Allen Hinkley, Councilmen Edward Raeder, Kenneth Davie, Michael Hynes and Deanna Osborn, Short-Term Rental (STR) Committee people Richard Cafiero, Teresa Borst and Esther DeJong and four residents. Present on Zoom: Town Attorney Lindsay Dodd and 15 others.

Supervisor Hinkley stated the purpose of the meeting was for the Town Board and STR Committee to discuss the status of the draft proposed law to see if the process will continue to be developed or not and to discuss any other business that may come before the Town Board.

The meeting was opened with the Pledge of Allegiance.

Supervisor Hinkley stated no public comments would be taken regarding the STR matter, and added, public comments will be allowed during public hearings should the Town Board decide to continue with the Local Law process for regulations.

Councilwoman and STR Committee person, Deanna Osborn, stated the Committee has reviewed all public comments to develop the proposed law and application, discussed the application/registration process, and not being able to go any further until it is decided how the proposed law would be enforced. She also clarified, in the interest of the safety of the STR owner, renter and local emergency agencies, an application requesting information on the STR would be needed if a local law is passed for the regulations or a voluntary registration would be requested if a local law is not adopted. Attorney Lindsay Dodd supplied a sample application/registration that can be revised to the specific needs of the Town of Roxbury. Complaints that have been raised include higher traffic amounts, noise, speed on roads, disrespect of renters with neighbors and late hours. Many STR's are okay but there have issues with others.

Discussion from the Town Board included:

- *who would enforce the proposed law
- *who would accept and document application/registration info and distribute it to local emergency agencies and the County for the Bed Tax
- *would applications/registrations need to be renewed annually or not
- *would a fee be required to cover the cost of someone to catalog the information and get it to enforcement personnel
- *will there be any fee imposed
- *possibly limiting the number of STR's in the Town as people buying up all houses and turning them into STR's so it's making it hard for younger people to afford a house here and continue to live here
- *with currently being an estimated 111 STR's registered for the County Bed Tax, how would it be handled to make sure all STR's apply/register
- *the Town does not have zoning, but if it did, zoning only deals with land issues so a separate law

would still be needed for STR regulations

Comments from STR Committee people:

Richard Cafiero

- *does not feel the need for any regulations as STR's may not be here in the future
- *acknowledges that information on the STR may help emergency agencies responding to situations but still does not see how it will make any difference
- *is against revealing an insurance policy number on the application/registration
- *questioned how many actual complaints have been received and police reports filed regarding STR's that a law even needs to be looked into
- *feels STR's are a viable and necessary for the Town because additional places are needed to stay due to a rise in tourism in the area which in turn is bringing in needed revenue to the Town thereby benefitting businesses in Town
- *STR's must have insurance inspections
- *STR's pay their fair share of taxes.

Teresa Borst

- *feels there are issues that exist with STR renters
- *feels the Town Board either needs to ban STR's or request information regarding STR's for emergency information to make it fair for homeowners, public safety and emergency crews
- *feels the only way to know an accurate number of STR's in the Town is to adopt regulations

Esther DeJong

- *feels comparing an STR with a house or affordable housing is not connected
- *this is a second home area and is therefore against limiting the number of STR's

All agreed if situations come up with the above- mentioned complaints, owners should contact local police authorities.

The Town Board agreed to keep the Committee in place and continue with research to see what other Towns/Villages have adopted and fees if any. The Committee was thanked for their work with this matter.

All residents left the meeting at 6:04 pm.

Supervisor Hinkley stated having received one quote on electronic speed signs. A total of seven would be needed and the price was \$39,000, the Highway Dept. could do the installation, a NYSDOT permit would be required and costs would be eligible under ARPA Funds. Three more quotes are pending.

RESOLUTION #93 – RENEW MVP DENTAL PLAN

On motion of Ken Davie second by Michael Hynes the following resolution was offered and adopted: "RESOLVED, the Town Board renews the 2021 / 2022 MVP Dental plan, effective December 1, 2021 in the following monthly premium amounts: Single \$42.81; 2 Person \$87.55 and Family \$157.50."

AYES-5 Davie, Hynes, Raeder, Osborn, Hinkley

NAYS-0

RESOLUTION #94 – DENVER WATER BOOSTER PUMPS

On motion of Michael Hynes second by Kenneth Davie the following resolution was offered and adopted:

"RESOLVED, the Town Board approves the proposal of Hubbell, Inc. to remove and replace the existing booster pump #1 at the Denver Water Pump House at a cost of \$7,360.00; and BE IT FURTHER RESOLVED, said costs shall be covered by Denver Water Project funds."

AYES-5 Hynes, Davie, Raeder, Osborn, Hinkley

NAYS-0

RESOLUTION #95– RESOLUTION TO ENTER EXECUTIVE SESSION

On motion of Kenneth Davie second by Deanna Osborn the following resolution was offered and adopted:

"RESOLVED, motion made and seconded for the Town Board, Highway Supt. William Sprague to

enter into Executive Session at 6:10 pm to discuss personnel issues.”

AYES-5 Davie, Osborn, Raeder, Hynes, Hinkley

NAYS-0

One resident arrived.

RESOLUTION #96– RESOLUTION TO EXIT EXECUTIVE SESSION

On motion of Kenneth Davie second by Michael Hynes the following resolution was offered and adopted:

“RESOLVED, motion made and seconded for the Town Board and Highway Supt. to exit Executive Session and return to the regular meeting at 6:41 pm.”

AYES-5 Davie, Hynes, Raeder, Osborn, Hinkley

NAYS-0

It was stated no decisions were made.

RESOLUTION #97 – HIRE BRAND ON HIGHWAY DEPT.

On motion of Kenneth Davie second by Deanna Osborn the following resolution was offered and adopted:

“RESOLVED, the Town Board approves the hiring of Thomas Brand as full-time HEO on the Highway Dept. effective October 4, 2021 at a rate of pay and benefits as applicable in the Highway Contract and/or Employee Handbook.”

AYES-5 Davie, Osborn, Raeder, Osborn, Hinkley

NAYS-0

On motion of Edward Raeder second by Michael Hynes the meeting adjourned at 6:43 pm.

THIS IS A TRUE COPY

Diane Pickett, Town Clerk
Allen Hinkley, Supervisor
Edward Raeder, Councilman
Kenneth Davie, Councilman
Michael Hynes, Councilman
Deanna Osborn, Councilwoman