

August 9, 2022 – Monthly Meeting

The monthly meeting of the Gardiner Town Board was held this evening at 7 PM. This meeting was conducted as a hybrid - in person and on Zoom. Present were Supervisor Majestic, Councilmembers Carucci, Richman, Walls & Wiegand. There were approximately 17± audience members.

ANNOUNCEMENTS

Sept. 5 – Town Hall & Highway Department will be closed in observance of Labor Day
Sept. 25 – 1st Annual Gardiner Dump Run at Riverbend Trails behind the transfer station.
Signup is at www.runsignup.com

ELECTION INSPECTORS

The Board of Elections is in urgent need of election inspectors for the primary on August 23, 2022. Anyone interested will earn \$15 per hour and will receive training as required. Contact Board of Elections for more information.

MOHONK PRESERVE

The Town of Gardiner is in receipt of the annual donation from Mohonk Preserve in the amount of \$5,000.

UPDATE ON AUDIT

Supervisor Majestic has received an e-mail from UHY updating the Town regarding the audit. They are working on several items received from the Town and have a rough draft of a financial statement. The timeline for completion has been adjusted due to the start date delay. Councilmember Walls asked if the Town Board will be meeting in person with the auditor. She feels it is important to meet with them. It was suggested that they come to the next meeting in September.

TRANSFER STATION EMERGENCY REPAIRS

The replacement of the decking and railings has been completed.

TERRY DEPIERO – RETIREMENT

On July 29 longtime employee of the Highway Department Terry DePiero retired. He served the residents of Gardiner for 20 years and was a dedicated employee with a gentle disposition. We thank him for his service and wish him well in his retirement.

ENVIRONMENTAL CONSERVATION COMMISSION (ECC) VACANCIES

Councilmember Richman asked the status on appointments to the ECC. Supervisor Majestic stated that there are 5 applicants. The Town Board would like to conduct interviews on both Sept. 6 and Sept 13 prior to the regular meetings scheduled.

COMPLAINT

The Town Board received an anonymous complaint with regard to a piece of property that someone believes the owner is building without permits. The Board is questioning whether or not the Building Inspector/Code Enforcement Officer can enter the property to investigate without permission.

LAZY RIVER UPDATE

Town Board members scheduled a special meeting for discussion of the Lazy River applications and waiver requests. A tentative date of August 24 at 7 pm was scheduled. Councilmember Richman asked if prior to the meeting, a few days prior, if possible, that the Board hold an executive session for client/attorney legal analysis discussion on the waivers. Supervisor Majestic will poll the Board on which date and time would be best. Board members will address the June 14 memo.

GARDINER DAY MASS GATHERING PERMIT

Resolution No. 130-Offered by Councilmember Walls

Whereas, the Town of Gardiner has adopted certain rules and regulations governing mass gatherings pertaining to outdoor musical entertainment, amusement and assemblies in order to provide for public order and the protection of safety, health and well-being of persons and property within the Town known as Chapter 107 of the Municipal Code, and

Whereas, the Gardiner Day Committee has proposed to hold an event known as “Gardiner Day on Saturday October 1, 2022 at different Majestic Memorial Park which is reasonably expected to attract more than 1000 persons, and

Whereas, the applicant has provided the Town Board with information concerning the purpose of the event, the hours of operation, the provision of adequate off-street parking, the provision of fire lanes and toilet facilities, evidence of compliance with the Health Department regulations, proof of adequate liability insurance and copies of notice sent to area police agencies, fire departments and rescue squads, and

Whereas, the Town Board is satisfied that adequate provisions have been made by the applicant and that planned event will not disturb the public order and safety, then

Resolved, the Town Board of the Town of Gardiner hereby grants a permit for a mass gathering known as “Gardiner Day” to be held on Saturday October 1, 2022, between the hours of 11:00 A.M. and 4:30 P.M. in accordance with the application presented to the Town.

Seconded by Councilmember Wiegand and carried.

MEMORANDUM OF UNDERSTANDING – GARDINER TRAILS ALLIANCE (GTA)

The Town is in receipt of a draft Memorandum of Understanding from the Gardiner Trail Alliance (GTA). Board members are concerned that this is drafted between the GTA and Town of Gardiner. They believe that it should be between Parks & Recreation and the Town. The agreement will be forwarded to the attorney for review.

AWOSTING CLUB UPDATE

Board members discussed engaging special counsel for Awosting Club. Councilmember Richman believes it would be good to have fresh eyes on this issue.

The Board voted to seek special counsel for Awosting Club. Motion was made by Councilmember Richman, seconded by Councilmember Walls and carried. Councilmember Richman along with Councilmember Walls will work together to develop a list of firms the Town Board can consider.

WALLKILL VALLEY LAND TRUST LAND STEWARDSHIP

Board members are in receipt of a land stewardship agreement between the Wallkill Valley Land Trust and the Town of Gardiner for monitoring the Town’s conservation easements. A motion was made by Councilmember Richman, seconded by Councilmember Carucci and carried,

authorizing the Supervisor to sign the agreement. The agreement is effective on August 10, 2022 for a one-year period.

TOWN VEHICLE PURCHASE

The Town Board is considering the purchase of a vehicle for the Town. A 2015 Jeep Grand Cherokee is available at a cost of \$20,000. Board members discussed electric vs gas powered vehicles and suspending the Procurement Policy to be able to purchase this vehicle. A motion was made by Councilmember Walls, seconded Councilmember Wiegand and carried, to suspend the Procurement Policy with regard to this specific purchase and authorize the Supervisor to purchase the vehicle.

2023 BUDGET

Supervisor Majestic has provided the Town Board with a budget timeline and process. This year the Board will need to make a decision on how to use the ARPA Funds. Instead of budgeting for certain items, determine if these expenses can be covered with the funding. Supervisor Majestic suggested that each Board member choose departments and meet with department heads to review their requests.

MINUTES

Minutes of June 14, July 12, July 20, July 27 and August 2 were approved as written on motion of Councilmember Wiegand, seconded by Councilmember Walls and carried.

REVERSAL OF SUPPLEMENTAL APPROPRIATION IN HIGHWAY FUND

Resolution No. 131-Offered by Councilmember Wiegand

Whereas, the Town Board of the Town of Gardiner inadvertently adopted a resolution at its July 2022 meeting which was duplicative of an identical resolution previously adopted at its June 2022 meeting, which resolution authorized a supplemental appropriation in the Highway Dept of \$150,000 in Acct No. 01.04.5112.397 Clove Rd.

Now therefore be it: Resolved, that the Town Board reaffirms the June Resolution and declares the redundant July resolution null and void. Seconded by Councilmember Richman and carried. Councilmember Walls was absent

REVERSAL OF TRANSFER IN HIGHWAY FUND

Resolution No. 132-Offered by Councilmember Wiegand

Offered by Councilmember Wiegand

Whereas, the Town Board of the Town of Gardiner inadvertently adopted a resolution at its July 2022 meeting which was duplicative of an identical resolution previously adopted at its June 2022 meeting, which resolution authorized the transfer to the Highway Dept of \$15,000 from Acct 01.04.5110.400 CE Contract Expenses to Acct No. 01.04.5110.400 CE Bridges and Culverts, \$80,000 from Acct No. 01.04.5112.336 Permanent Improvements to Acct No. 01.04.5112.396 Trapps Road and \$70,000 from Acct No. 01.04.5112.336 Permanent Improvements to Acct No. 01.04.5112.397 Clove Road.

Now therefore be it:

Resolved, that the Town Board reaffirms the June Resolution and declares the redundant July resolution null and void.

Seconded by Councilmember Carucci and carried. Councilmember Walls was absent.

SUPERVISOR REPORT

On motion of Councilmember Wiegand, seconded by Councilmember Richman and carried, the Supervisors Report for the month of July was accepted as presented.

CLAIMS

Claims for the month of July were approved on motion of Councilmember Wiegand, seconded by Councilmember Carucci and carried. They are listed on Abstract #7 as follows: General Fund voucher #368-426 \$45,847.25; Highway Fund voucher #121-139 \$ 22,187.37; Sewer Fund voucher #26-31 \$23,008.64.

BUDGET TRANSFERS AND SUPPLEMENTAL APPROPRIATIONS

Resolution No. 133– Supplemental Appropriation in Sewer Fund – Offered by Councilmember Wiegand

Resolved, pursuant to Section 112, Town Law, the 2022 Annual Budget, Sewer Fund, is hereby amended to provide for a supplemental appropriation in the amount of \$6,770.40 in Acct No. 03.07.8110.472 CE I&I Study.

Further Resolved, said money to be taken from the Unexpended Balance in the Sewer Fund. Seconded by Councilmember Carucci and carried. Councilmember Walls was absent.

Resolution No. 134– Supplemental Appropriation in General Fund – Offered by Councilmember Wiegand

Resolved, pursuant to Section 112, Town Law, the 2022 Annual Budget, General Fund, is hereby amended to provide for supplemental appropriations in the amount of \$19,478.33 in Acct No. 00.01.1440.44 CE Clove Rd, \$5,810.00 in Acct No. 00.07.8791.426 CE Training/Public each, \$86.56 in Acct No. 00.01.1670.438 Ce Legal Notice, \$690.00 in Acct No. 00.06.7110.441 Ce Rail Trail and \$300.00 in Acct No. 00.06.7110.463 Ce electric Charging Station.

Further Resolved, said money to be taken from the Unexpended Balance in the General Fund. Seconded by Councilmember Carucci and carried. Councilmember Walls was absent.

Resolution 135 - Transfer in General Fund – Offered by Councilmember Wiegand

Resolved, pursuant to Section 112, Town Law, the 2022 Annual Budget, General Fund, is hereby amended to provide for the transfer of \$300.00 from Acct No. 00.06.7110.401 CE Misc to Acct No. 00.06.7110.413 CE Repairs, \$557.00 from Acct No. 00.06.7310.420 CE Arts & Crafts to Acct No. 00.06.7310.430 CE Supplies and \$264.00 from Acct No. 00.06.7310.433 CE Staff Supplies & Admissions to Acct No. 00.06.7310.401 CE Staff Uniforms.

Seconded by Councilmember Carucci and carried. Councilmember Walls was absent.

Resolution No. 136 – Transfer in Highway Fund – Offered by Councilmember Wiegand

Resolved, pursuant to Section 112, Town Law, the 2022 Annual Budget, Highway Fund, is hereby amended to provide for the transfer of \$1,000.00 from Acct No. 00.04.5132.413 General Building Repairs to Acct No. 00.02.3310.201 Sign Purchase.

Seconded by Councilmember Carucci and carried. Councilmember Walls was absent.

Resolution No. 137 – Transfer in Highway Fund – Offered by Councilmember Wiegand Resolved, pursuant to Section 112, Town Law, the 2022 Annual Budget, Highway Fund, is hereby amended to provide for the transfer of \$206.00 from Acct No. 01.04.5110.108 PS Rd Overtime to Acct No. 01.04.5142.100 PS Snow Overtime.

Seconded by Councilmember Carucci and carried. Councilmember Walls was absent.

PRIVILEGE OF THE FLOOR

Janet Kern – looking for clarification on litigation of Awosting Reserve.

Suzanne Levirne – asked about the timeline of Lazy River

ADJOURNMENT

On motion of Councilmember Wiegand, seconded by Councilmember Walls and carried, the meeting was adjourned at 9:05 PM.

Respectfully submitted,

Michelle L. Mosher
Town Clerk