

April 12, 2022 – Regular Meeting

The regular 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 60± audience members.

ANNOUNCEMENTS

April 22 – Earth Day – Orange bags will be available for road clean up at the Town Hall

April 30 & May 1 – Gardiner Open Studio Tours.

May 7 – Riverkeeper Clean Sweep of the Wallkill River

BURN BAN

The State of NY is currently in the midst of a statewide burn ban. This ban is in effect through May 14.

COMMUNITY PRESERVATION PLAN SURVEY

The Town of Gardiner is conducting a survey for feedback regarding community preservation of lands in the Town. The survey is available on to Town's website or can be pick up at the Town Hall or Library. Responses should be completed by April 24.

COMMUNITY CHOICE AGGREGATION PROGRAM

There will be three (3) information sessions about the Community Choice Aggregate Program that will be available to residents of Gardiner. This program is regarding the renewable electricity rate negotiated for the Town and the options available to residents. The first session is April 9 at 1 pm at the Town Hall & Zoom, the second is April 25 at 7 pm at the Town Hall & Zoom and the third session will be held April 28 at 7 pm strictly on Zoom.

VACANCIES

There are currently several openings on various boards and positions in the Town. The Open Space Commission & the Board of Assessment Review each have openings. Letters of interest should be received by April 30.

The Town is seeking an Assessor, Building Inspector/Code Enforcement Officer and Summer Recreation staff.

SUMMER RECREATION

Registration forms and program details for the 2022 summer recreation program are now posted on the Town of Gardiner website. Currently it is limited to Gardiner residents only. Registration should be done by April 30.

PUBLIC HEARING – COMPREHENSIVE PLAN

At 7:05 PM, the Town Clerk read the public notice for the public hearing on the Comprehensive Plan. Supervisor Majestic commented that the Town had received comments from the Ulster County Planning Board and the Gardiner Planning Board. The hearing was opened to the public for questions and/or comments. There being none Town consultant David Church reviewed the comments made by both planning boards. The Ulster County comments are advisory in nature and not binding. Comments were made on Housing, Graphics, and an implementation schedule. Gardiner Planning Board comments suggested the inclusion of Short-term rentals and smaller subdivisions.

David Church will incorporate recommendations and get a final draft within the week.

CLOSE PUBLIC HEARING

On motion of Councilmember Carucci, seconded by Councilmember Walls and carried, the public hearing was closed at 7:20 PM

PUBLIC HEARING CONTINUATION – WIRELESS EDGE TOWERS II

The public hearing for Wireless Edge Towers II was continued to this evening’s meeting. Bill Johnson, radio frequency engineer hired by the Town, reviewed his report with the Town Board. He reviewed his summary of findings that included 12 separate points including but not limited to coverage levels and gaps, co-location opportunities, propagation maps, lease review, health exposure, tower height, cell tower silos, 5G and photo simulation. Mr. Johnson does not recommend a drive test with this application. Mr. Johnson spoke about very technical aspects of the report such as the radio frequencies.

Dave Kenny - from Snyder & Snyder representing Wireless Edge Towers stated that a formal response to tonight’s discussion will be submitted.

Jean McGrane – read comments on behalf of Open Space Commission, the impact the tower will have on scenic resources and aesthetic values. Commented that Bruynswick Road is designated as a scenic highway.

The Town Board continued the public hearing until next month’s workshop meeting May 3, 2022.

HIGHWAY – SNOW INCENTIVE

Superintendent of Highways Brian Stiscia requested approval from the Town Board to distribute the money budgeted for the Highway personnel for snow/ice call-in incentives. Mr. Stiscia provided the Board with a breakdown of what each highway employee should be receiving. On motion of Councilmember Walls, seconded by Councilmember Wiegand and carried, the Town Board authorized payment as per Superintendent Stiscia’s recommendation.

284 AGREEMENT FOR 2022

Resolution No. 88 - 2022 Highway 284 Agreement - Offered by Councilmember Wiegand Resolved, pursuant to Section 284 of the Highway Law, the Town Board of the Town of Gardiner hereby endorses and approves an agreement for the Expenditure of Highway Moneys dated April 12, 2022; and

Said agreement shall be signed by the majority of the members of the Town Board, with one copy to be filed with the Town Clerk; and

Further Resolved, that the Supervisor is hereby authorized to disburse moneys from the Highway Fund in accordance with said agreement.

Seconded by Councilmember Walls and carried.

2022 LAZY RIVER CAMPGROUND LICENSE

Town Board is in receipt of a letter from Building Inspector Bruce Terwilliger pertaining to his site visit of the Lazy River Campground on April 12, 2022. This visit was conducted per the submitted Campground License application. Based on Mr. Terwilliger’s visit and review of the application for the Campground License it is his recommendation to the Town Board to approve the license. A motion was made by Councilmember Wiegand, seconded by Supervisor Majestic and carried, authorizing the Campground License for 2022.

CAMPGROUND FLOATING DISTRICT APPLICATION – LAZY RIVER

Supervisor Majestic reviewed the waiver requests from Lazy River with respect to the Campground Floating District application. Board members also discussed the liquor license application with attorney Charles Gottlieb. He stated that they have always had one, this is just a new entity name.

Board members believe that it would be best to have a dedicated meeting just to discuss the CFD application. A meeting was scheduled for May 17, 2022 at 7 PM here at the Town Hall.

PARKS AND RECREATION

Councilmember Carucci reviewed the top ten items that the Parks & Recreation would like to see repaired/finished and purchased. They include painting the basketball & pickle ball court; purchase of a water bottle filling station; repair the skate park fence; softball fields maintenance; drainage at the fields; dog park drainage issues; dog park sitting area; completion of the kitchen in the pole barn and classifying the transfer station property as parkland. This will allow Parks & Recreation to apply for grants.

PLANNING BOARD APPOINTMENTS

Board members conducted 6 interviews for the opening on the Planning Board. A motion was made by Councilmember Walls, seconded by Councilmember Wiegand and carried, to appoint Moises Rivera to the Planning Board for a term to expire April 1, 2029.

ACCOUNTING/AUDIT ENGAGEMENT LETTER – ARPA FUNDS

Supervisor Majestic is looking for a motion to sign an engagement letter with UHY Advisors to conduct an audit on the ARPA Funds received during the pandemic. Cost for the audit will be \$2,000-\$3,000. This audit must be done by the end of the month. Motion made by Councilmember Walls, seconded by Councilmember Wiegand and carried.

FULL TOWN AUDIT ENGAGEMENT LETTER

Supervisor Majestic is looking for a motion for authorization to sign the engagement letter with UHY Advisors to conduct a full audit of the Town's finances. Councilmember Walls asked to holdoff on this until May. She would like a review of the 2013 audit before proceeding.

RESIGNATION – BUILDING INSPECTOR/ZONING ENFORCEMENT OFFICER

On motion of Councilmember Walls, seconded by Councilmember Wiegand and carried, the resignation of Bruce Terwilliger as Building Inspector/Zoning Enforcement Officer effective April 29, 2022, was accepted.

MINUTES

Minutes of February 24, March 1, March 8 and March 15 were approved as written on motion of Councilmember Walls, seconded by Councilmember Carucci.

SUPERVISOR MONTHLY REPORT

The March Supervisor Report was accepted as presented on motion of Councilmember Wiegand, seconded by Councilmember Carucci and carried.

CLAIMS

Claims for the month of March were approved on motion of Councilmember Wiegand, seconded by Councilmember Carucci and carried. The are listed on Abstract #3 as follows: General Fund voucher# 87-148 \$113,347.80; Highway Fund voucher #36-60 \$23,149.87; Sewer Fund voucher # 5-8 \$ 3,139.53.

BUDGET TRANSFERS & SUPPLEMENTAL APPROPRIATIONS

Resolution No.89– Supplemental Appropriation in General Fund – Offered by Councilmember Wiegand

Resolved, pursuant to Section 122, Town Law, the 2022 Annual Budget, General Fund is hereby amended to provide for supplemental appropriations in the amount of \$34,999.40 in Acct No. 00.01.1440.464 CE Clove Rd. Bridge, \$618.70 in Acct No. 00.01.1910.400 Insurance and \$150.00 in Acct No. 00.01.1920.400 Municipal Dues.

Further resolved, said moneys to be taken from the unexpended balance in the General Fund. Seconded by Councilmember Carucci and carried. Councilmember Walls was absent.

Resolution No. 90– Transfer 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 the transfer of \$242.04 from Acct No. 03.07.8110.471 Ce Renovations to Acct No. 0.07.8110.468 CE Repairs.

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

PRIVILEGE OF THE FLOOR

Suzanne Levirne – asked for clarification of the campground license. She needs relief from the noise generated at the campground. What can be done?

EXECUTIVE SESSION

On motion of Councilmember Walls, seconded by Councilmember Carucci and carried, the Town Board entered into executive session at 9:50 PM for the purposes of discussing potential litigation. The Board will return only to adjourn the meeting.

Respectfully submitted,

Michelle L. Mosher
Town Clerk