

TOWN BOARD MEETING, TOWN OF MOUNT HOPE, DECEMBER 3, 2018
www.townofmounthope.org

The town board meeting of the Town Board of the Town of Mount Hope was held at the Mount Hope Town Hall on December 3, 2018 at 7:30pm with the following present: Supervisor Chad Volpe, Councilman Matt Howell, Councilman Brian Carey, Councilman Jim Jennings, Councilman Dominick Cambareri and Town Clerk Kathleen Myers.

OFFICIALS PRESENT: Chief Rickard (7:39PM), D. Bavoso: Attorney, D. Hassenmayer: Highway Supt.

Following the Pledge of Allegiance, Supervisor Volpe called the meeting to order at 7:30pm & asked audience to silence cell phones. He called for a moment of silence in memory of Frank Gambino.

7:30PM PUBLIC HEARING FOR PROPOSED LOCAL LAW #1-2019 REPEALING CHAPTER 193 AND REPLACING CHAPTER 250 OF THE TOWN CODE OF THE TOWN OF MOUNT HOPE:

Supervisor Volpe opened the public hearing at 7:30pm. The ad is on the table. This is repealing the zoning and replacing the zoning as we re-do our master plan. Bob Murphy from Barton & Loguidice introduced himself. He's on the comprehensive plan update committee. The comprehensive plan was formerly adopted last March. He invited any comments on the project. Supervisor Volpe asked if Dominick or Matt wanted to make any statements since they were on the committee. Councilman Howell explained – in terms of the zoning itself – we looked at some items. We had some additions very detailed with the commercial solar. The zoning now will follow the NYSERDA which comes from the state level. There are some changes with the districts on the map that Robert has there. Now there is an exclusive business only district. This rules out new residential construction in that area to hopefully keep all businesses together. Councilman Cambareri added – the biggest problem we had with our old zoning codes was there was a lot of definitions on all the tables but there was no area of the document that defined what they mean. It was a long process. It had been many years since the zoning and master plan had been looked at. This gentleman was a huge help walking us through the process. In 5 years, I would recommend that a couple members from the zoning board, couple members of planning board & a couple members of the town board review it and see what changes – how it should be tweaked again. There's gonna be a lot of changes in what the building department is gonna be responsible for & a lot of changes in what the planning department is gonna be responsible for. Mr. Murphy agrees; to sum up some of the changes that have occurred to the zoning code. One of the take-aways from the comprehensive planning process was the desire from the town, members of the public as well as the committee to maintain the town's rural character. The changes that were made to the zoning code were reflective to that. We made some tweaks to the business areas in particular what was formerly known as the ORIP (office, research, industrial, park) zone. Those are now business 1 districts. Local business 2 district was added: which only affects 2 parcels which were previously zoned medium density residential known as the suburban residential district 2. Diane Loeven asked re: solar – will commercial solar development be allowed in only particular zones? Mr. Murphy: yes. Loeven: what zones are they? Murphy: doesn't remember off-hand. Atty. Bavoso: it's mostly the residential districts only because they would be the only ones that have the space. Business ones were more dense. As they pertain to the solar regulations, an important component – we are repealing the solar ordinance as it stands, replacing it with this but also relocating it in to the zoning law because no solar project could apply for a variance even if they did have a hardship if it's not in the zoning law itself. Another one is cluster subdivisions which the town did not have a provision for - you are allowing for a greater density or smaller lot size in a subdivision and the trade-off is open space. Councilman Cambareri: it's called conservation subdivision. It falls under strict guidelines of the planning board. The property would never be deeded to the town – it will be turned open space. But there are guidelines as to what they can or cannot do on that property. Ms. Loeven asked will there be any residences allowed above the commercial use of the building. Atty Bavoso: accessory apartments and mixed uses are incorporated. Councilman Cambareri: re: solar - we followed NYSERDA's guidelines but when it came to setbacks we defined it more deeply to make the rules – to give you a little more setbacks than what NYSERDA would allow off roadways and property lines so we didn't have these panels right along side of the road. Mr. Murphy: the town should re-visit this every 5 years. Not only do circumstances change within the town – new technology has come about. One of the things that we incorporated in the code is the provision to allow air BNB's (temporary rental housing). That's now part of the code. Supervisor asked for any other questions. We will actually leave this public hearing open. We will accept written comments. We are still waiting for comments from Orange County. Atty. Bavoso: as a procedural note, we did provide a copy to the county the week of Thanksgiving then last week they asked for a marked up copy (red-lined copy). He would expect their comments in the next 3-4 weeks.

MOTION TO ADJOURN PUBLIC HEARING:

MOTION offered Councilman Cambareri 2nd Councilman Carey to adjourn the public hearing and resume with the regular meeting at 7:44pm. All in favor: Howell, Carey, Jennings, Volpe, Cambareri; carried.

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MOTION TO ACCEPT PRIOR MEETING MINUTES:

MOTION offered Councilman Howell 2nd Councilman Jennings that the minutes of the November 19, 2018 meeting are accepted as submitted. All in favor: Howell, Carey, Jennings, Volpe, Cambareri; carried.

CORRESPONDENCE:

1. Tax collector fidelity bond to be signed by board members
2. (5) budget modifications from the Supervisor's office
3. 2019 Humane Society contract
4. 2019 Port Jervis library contract
5. Budget modification from Police Dept.
6. 2019 Fuel agreement with Cornell
7. 2019 Fuel agreement with Village of Otisville
8. Annual Service agreement with Engineered Solutions Corp. (Dec 2018 thru Nov. 2019)
9. Letter from Dep. Of Public Service re: 3 year electric & gas rate plan
10. Copy of letter to the Guymard Lake dam owners
11. Copy of letter re: \$50,000 grant that the old school committee received
12. November 2018 building dept. report
13. November 2018 impound report from Palmer's Ark

COMMITTEE REPORTS:

Councilman Jennings reported the ZBA meets on 12/5 at 7pm; planning board meets the 19th at 7pm & village board meeting is 12/6 at 7pm.

Councilman Cambareri – no report.

Councilman Carey reported that the village Christmas tree lighting was the other night. There were a lot of people. 7Peaks – in a nutshell – it got reduced in size to 3 houses. Basically they are starting from scratch. He will keep on top of it. He congratulated MYFL Division 2 – they were undefeated superbowl champs. Santa is all set for our Christmas tree lighting. He spoke with the fire department about bringing him down.

Councilman Howell reminded everyone of the Patriot tree lighting on 12/7 at 5:30pm.

HIGHWAY DEPARTMENT:

Supt. Hassenmayer reported the new community center is coming along. Councilman Carey spoke re: gas pipe on the side of the building and a hole from a woodpecker. When he removed the pipes the birds came out.

POLICE DEPARTMENT:

No report.

VILLAGE OF OTISVILLE:

Trustee Loeven reported the village tree lighting was a success. They have a board meeting Thursday. There will be refreshments after the Patriot Tree lighting.

24 LOT SUB-DIVISION:

Atty. Bavoso: apparently there's a 24 lot subdivision in front of the planning board. They are looking for a letter of intent from the town board because the property as one property is actually in 2 zoning districts. The division line runs through the property. After the subdivision there's a good chunk of the lots that'll be in 1 zoning district and the rest in the other. The engineer of the project's applicant will be looking to have those lots in one of the zoning districts. It would have to be done by local law. We would need the SBL's. We can sit with the applicant and engineers to see which lots they are. He would wait to get the map done and do the local law after that. Supervisor Volpe: because it's unique, the whole time that he's been here, he contacted the engineer because he didn't think it was the town board but in fact it is. Councilman Cambareri: ultimately it's our decision but we would take the recommendation of the planning board. Supervisor will forward any further information via email.

TOWN EMPLOYEE HANDBOOK:

Supervisor Volpe spoke re: holidays in the town handbook (aside from the union contracts). He would like to add the day after Thanksgiving and take back election day. He asked the attorney about the process. Atty. Bavoso believes it would be a resolution by the town board to amend the handbook.

MOTION TO AMEND HOLIDAY SCHEDULE IN MOUNT HOPE EMPLOYEE HANDBOOK (ELECTION DAY/DAY AFTER THANKSGIVING):

MOTION offered Councilman Carey 2nd Councilman Howell starting 2019 to add Election Day back in to the handbook as a regular work day and replace with the Friday after Thanksgiving as a holiday pending attorney comments. All in favor: Howell, Carey, Jennings, Volpe, Cambareri; carried.

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MOTION TO APPROVE TAX COLLECTOR BOND:

MOTION offered Councilman Howell 2nd Councilman Cambareri to approve the tax collector bond for the tax collector to collect taxes in 2019. (see attached at end of these minutes) All in favor: Howell, Carey, Jennings, Volpe, Cambareri; carried.

MOTION TO APPROVE BUDGET MODIFICATIONS FROM SUPERVISOR'S OFFICE:

MOTION offered Councilman Howell 2nd Councilman Cambareri to approve the following modifications: Decrease B1990.4 Contingency by \$886.00 & Increase B3620.2 Building Dept. Eq. by \$886.00 and Decrease A1990.4 Contingency by \$67.92 & Increase A1330.4 Tax Collector Contr. by \$67.92 and Decrease A1990.4 Contingency by \$1,044.03 & Increase A1410.4 Town Clerk Contr. by \$1,044.03 and Decrease SS1990.4 Contingency by \$120.32 & Increase SS1910.4 Unallocated Ins. by \$120.32 and Increase DB1120 Sales Tax Rev. by \$26,642.58 & Increase DB5142.4 Snow Rem. Contr. by \$26,642.58. All in favor: Howell, Carey, Jennings, Volpe, Cambareri; carried.

MOTION TO APPROVE THE HUMANE SOCIETY OF MIDDLETOWN CONTRACT FOR 2019:

MOTION offered Councilman Carey 2nd Councilman Howell to approve the 2019 Humane Society of Middletown contract & authorize the Supervisor to sign the contract. (copy on file in the Town Clerk's office) All in favor: Howell, Carey, Jennings, Volpe, Cambareri; carried.

PORT JERVIS LIBRARY CONTRACT:

Supervisor Volpe explained the 2019 contract with the Port Jervis Library has one amendment. Library cards (effective 1-1-2019) will run for one year from date of issuance not the calendar year.

MOTION TO APPROVE THE 2019 LIBRARY CONTRACT WITH THE PORT JERVIS LIBRARY:

MOTION offered Councilman Jennings 2nd Councilman Howell to approve the 2019 contract with the Port Jervis Library and authorize the Supervisor to sign the contract. (copy on file in the Town Clerk's office) All in favor: Howell, Carey, Jennings, Volpe, Cambareri; carried.

****AT THIS TIME**, Attorney Bavoso disclosed that he represents the library board and he does not take any fees from them – he does it pro bono.

POLICE BUDGET MODIFICATION:

Councilman Carey asked how often the reimbursements are paid. Chief Rickard explained for this year, it wasn't in the budget. It was a set as 2 month increments. There'll be another one come January. Once January comes – we'll bill them in June for 6 months then you'll get 1 check but then there'll be no more budget modifications because it's a revenue line.

MOTION TO APPROVE POLICE BUDGET MODIFICATION:

MOTION offered Councilman Carey 2nd Councilman Howell to approve the following: Increase A1520 Revenue by \$11,760.00 and Increase A3120.2 Police Equip. by \$11,760.00. This is reimbursement for the school resource officer. All in favor: Howell, Carey, Jennings, Volpe, Cambareri; carried.

MOTION TO APPROVE THE 2019 FUEL AGREEMENTS WITH THE VILLAGE OF OTISVILLE & CORNELL COOPERATIVE EXTENSION:

MOTION offered Councilman Howell 2nd Councilman Cambareri to approve the 2019 fuel agreements with the Village of Otisville & Cornell Cooperative Extension and authorize the Supervisor to sign the agreements. (Copies on file in Town Clerk's office). All in favor: Howell, Carey, Jennings, Volpe, Cambareri; carried.

RECEIPT BOOK AUDIT:

Councilman Carey & Councilman Howell will conduct the receipt book audit. When a date is agreed upon, they will notify the Town Clerk so receipt books can be turned in.

ENGINEERED SOLUTIONS CORPORATION CONTRACT:

Supervisor Volpe explained the contract with Engineered Solutions Corporation for the Hidden Valley sewer plant. It is an annual service agreement that runs from December 2018 through November 2019. It's \$6,000.

MOTION TO APPROVE THE CONTRACT WITH ENGINEERED SOLUTIONS CORPORATION:

MOTION offered Councilman Cambareri 2nd Councilman Jennings to approve the contract with Engineered Solutions Corporation from December 2018 through November 2019. (copy on file in Town Clerk's office) All in favor: Howell, Carey, Jennings, Volpe, Cambareri; carried.

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HOWELLS CEMETERY:

Supervisor Volpe asked the Attorney to explain. Attorney Bavoso explained that we may want to get together with the engineers because we're gonna need a legal description as to where the lot line change is going to be. Once we have that we can work on the contracts. Typically it would be the seller's attorney that does the contract but I can initiate that on behalf of the town. David will contact Jason. Supervisor Volpe wants to close by the end of the year.

MOTION TO AUDIT THE CLAIMS:

MOTION offered Councilman Howell 2nd Councilman Carey to approve the following bills (Abstract #26):

GENERAL A:	#744-768	\$81,264.42
GENERAL B:	#126-128	\$ 3,191.87
HIGHWAY:	#189-194	\$52,307.83
SEWER:	#97-100	\$ 3,680.44

All in favor: Howell, Carey, Jennings, Volpe, Cambareri; carried.

PUBLIC PARTICIPATION:

Diane Loeven spoke re: the senior center and leaving recyclables in the kitchen. It was suggested to put them in the dumpster.

Kathie Yedziniak asked about the fuel agreement with Cornell. Supervisor Volpe explained this is an ongoing contract. They pay us for the fuel. It's not given to them.

BOARD COMMENTS:

Councilman Howell – no comments.

Councilman Carey asked if we have received any info re: the concert series grant.

Councilman Cambareri thanked everyone involved in the comprehensive plan update.

Councilman Jennings – no comments.

Supervisor Volpe spoke re: incident/issue Thursday. A few people at the state level could have done a much better job of communicating. He called the Governor's office and expressed his concerns. However, on our end, hats off to the police department – especially Paul who kept him in the loop the entire day & joined the man hunt at night. Excellent work by our entire PD – everything from the beginning from letting the businesses know, the municipalities know, the prisons know. He's very proud of how everything turned out. Discussion of facebook updates. Chief Rickard added that this all could have been prevented had parole done what they were supposed to in the beginning.

MOTION TO ADJOURN MEETING:

MOTION offered Councilman Howell 2nd Councilman Carey to adjourn the meeting at 8:17pm. All in favor: Howell, Carey, Volpe, Jennings, Cambareri; carried.

The next meeting is scheduled for Monday, December 17, 2018 at 7:30pm at Town Hall.

Respectfully submitted,

Kathleen A. Myers, RMC
Town Clerk



CERTIFICATE OF LIABILITY INSURANCE

OP ID: DH

DATE (MM/DD/YYYY)

11/19/2018

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Hutchings Agency, Inc. 45 Dolson Ave., PO Box 606 Middletown, NY 10940 Douglas Hutchings		CONTACT NAME: PHONE (A/C, No, Ext): E-MAIL: ADDRESS: PRODUCER CUSTOMER ID #: MOUNT-2	FAX (A/C, No):
INSURED Town of Mount Hope 1706 Rte. 211 West Otisville, NY 10963	INSURER(S) AFFORDING COVERAGE		NAIC #
	INSURER A : Travelers Insurance Company		344
	INSURER B :		
	INSURER C :		
	INSURER D :		
	INSURER E :		
	INSURER F :		

COVERAGES**CERTIFICATE NUMBER:****REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSR WVP	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
	GENERAL LIABILITY <input type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC		Approved at a Town Board meeting held on December 3, 2018  Supervisor Chad Volpe			EACH OCCURRENCE \$ DAMAGE TO RENTED PREMISES (Ea occurrence) \$ MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ GENERAL AGGREGATE \$ PRODUCTS - COMP/OP AGG \$ \$ \$
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS		 Councilman Matt Howell  Councilman Brian Carey			COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (PER ACCIDENT) \$ \$ \$
	UMBRELLA LIAB <input type="checkbox"/> OCCUR EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> DEDUCTIBLE <input type="checkbox"/> RETENTION \$		 Councilman Jim Jennings			EACH OCCURRENCE \$ AGGREGATE \$ \$ \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	<input type="checkbox"/> Y <input checked="" type="checkbox"/> N <input type="checkbox"/> I/A	 Councilman Dominick Cambareri			<input type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$
A	Crime Bond inc.		105374593	03/18/2019	03/18/2022	Tax Col. 1,600,000
A	Tax Collector					

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)
 Fidelity bond provided for tax collector, Town of Mount Hope, NY in the amount of \$1,600,000. Town Tax Collector Linda Zgroddek. 3 year bond, premium paid in annual instalments.

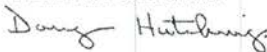
CERTIFICATE HOLDER**CANCELLATION**

COUNTY1

County of Orange
 Department of Finance
 265 Main St.
 Orange County Government Ctr.
 Goshen, NY 10924

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE



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