

TOWN OF ROSENDALE  
TOWN BOARD MEETING  
OCTOBER 8, 2014

The meeting was called to order at 7:00 pm by Supervisor Walsh at the Rondout Municipal Center with the Pledge to the Flag. A moment of silence was observed for Jean Dolan, Kelly Utter, Helga Wilson, Patricia Rowe, and Clair Cesana.

PRESENT: Councilman Kenneth Hassett  
Councilwoman Jennifer Metzger  
Councilman Christopher Pryslopski  
Councilman Robert Ryan  
Supervisor Jeanne Walsh

Also Present: Dave Massimi; Code Enforcement, Mary Lou Christiana; Attorney for the Town, Billy Liggan; Planning Board Chairman.

COMMUNITY EVENTS/PUBLIC COMMENTS: Ron Shave addressed the Town Board about incidents with a Rosendale resident Daniel Preston who is shooting on his property. They had 41 residents sign a petition and also provided incidents, times, and dates of the occurrences to the Town Board. John Maylie said Binnewater Rd. is a dangerous road for people who are trying to access the Rail Trail. He hopes the speed limit can be reduced and more signage. Supervisor Walsh said the town got a grant over a year ago. She said we are working with members of the County to address these issues. Next week a crosswalk will be added across Binnewater Road. She said there will be a public meeting for it next year. Kesii MacKaye addressed the public and the Town Board that this is our town and our meeting place. She said the first thing we do is salute the flag and the first place we put our hand is toward our heart and that is the beginning is our heart. If we lose this we lose it all. The first thing we have when we come to this planet is our breath, which is our connection. After that the living part is our heart. If our heart is beating and working we are here and we are all here together. There is no body here that is better than anybody else, no one less than anybody else, and believe it or not even though in some part of our culture we are taught to go for it and be a single unit operating, that is a mirage. That is not what it is about. We all influence each other, every single one of us influence one and the other and influences the whole planet. This is a big fabulous planet we all live on. Whatever shenanigans have happened even before I was born that what we have now is us. What we as a whole town does affects everybody and please keep it in mind when we have little differences. We are writing a skit for the puppet theatre and one of the jingles in it is, "When you're in the inside looking out we all look a little bit different, a little bit different color, shape of our mouth,

our eyes, even some of our accents, but when you're on the outside looking in." guess what we are all alike. If we just keep that in mind before we take one step in the direction of I don't like what he said or what she said. We really do affect each other. Please keep this in your mind. That is what it all about. It is the quality how we look at each other. It can happen and it is not just a dream. I say it for me, but I am you and you are me all of us here. I love you all. Ron Parenti apologized to Councilman Ryan for being rude to Mr. Ryan and the rest of the board. Councilman Ryan apologized as well. Supervisor Walsh said October 18, 2014 from 4:00 pm-7:00 pm there will be an October Fest Diner at the Reformed Church in Bloomington. Rosendale is having their Repair Café at the St. Peters Church October 18, 2014 10:00 am-2:00 pm.

Supervisor Walsh made a motion to approve the September 2014 minutes, 2<sup>nd</sup> by Councilman Hassett. Councilwoman Metzger said for clarification it should be technical advisory for the County Committee. Roll Vote: 5 Yes.

COMMITTEE REPORTS: Councilman Pryslopski reported the Environmental Commission continues their admissions inventory. The Chamber of Commerce will be participating in the Black Ceremony with the Wallkill Valley Land Trust Sunday. They are also looking for volunteers for the Pickle Festival for Thursday thru Sunday. Contact Sara McGinty. The courts reported Judge Vosper with \$6,535.00 and Judge Pape \$2,828.00. Councilman Ryan reported the ZBA with nothing new. Highway Department took in \$755.00. The James Street paving starts tomorrow and also please drive slow due bad road conditions during this time and also when they are finished. The Youth attendance was 279 people. The Clothing Locker took in \$165.25. There was \$400.00 donation from the Rondout Valley Federation of teachers. The Water Department took in \$6,609.77 and Sewer Department \$2,758.11. Councilman Hassett said the Recreation minutes are on file with the Town Clerk. The Recreation Commission is preparing for the new pool. The Building Department took in \$3,033.00; Town Clerk took in \$6,454.25, The Recreation Department took in \$3,361.84. The food pantry is serving 159 families. The Boy Scout food drive pickup is November 8, 2014. The Zombie Fest donates their proceeds to the Food Pantry. Councilwoman Metzger reported the Police Department took in \$30.00. They had a safety car seat check, 16 car seats were checked, 3 were faulty and only 1 was installed correctly. The Planning Board has a couple of minor subdivisions on their agenda. They also prepared their comments on the Sturgeon Pool. They took in \$696.15. The Dog Control took in \$557.00. The Transfer Station took in \$3,764.11 and \$277.00 in bottle deposits. Supervisor Walsh said they received a \$50,000 grant from Senator Bonacic. Williams Lake gave the town \$10,000.00 from the Summer Swim towards the pool.

Supervisors Report: READ.

Supervisor Walsh made a motion to appoint Heidi Haines per diem for Planning and Zoning clerk as needed, 2<sup>nd</sup> by Councilwoman Metzger. Roll Vote: 5 Yes.

The Public Hearing is continued from October 1, 2014 for the Economic Overlay District.

Dave Hargrove- Resident; He introduced himself as a business owner and a property owner in the town. He came to the meeting to be involved in the town and see what it is all about.

Breanna Liggan-Resident; She said the concerns from last week were the fear of the public being removed from the process. She said it should be made clear it would not be a pipeline for these properties to alter neighborhoods without any four-cycle review. For each applicant there will be at least 2 public forums for this process such as this one. It is to give a tentative place for concerned citizen's better move to respond. The proposed law can be an effective tool for Rosendale to capitalize on our existing assets. It can increase tax revenue, economic development and provide services for the town.

Chris Beall- Non-resident; He handed the Town Board his written comments, but also addressed his concerns. He said the existing zoning law contains a section on purposes. One of those purposes is to ensure privacy for residences and freedom from nuisances and things harmful to the senses. The amendment seems to be focused on the Economic Development, but it seems it would be good to include in the description of the purposes of the amendment to include some recognition of that assurance objective from the original zoning code. He said he felt the language somewhat ambiguous and what protections were being offered and what protections appeared to be going away. Over all it appeared to be it was to undermine the current protection in the code. He gave the Town Board examples which are included in his handout.

Jere Brown-Resident; the Ulster County Planning Board has very specific required modifications and asked for the Town Board to address them during the process. He read some of their requested modifications to the Town Board and the public. One of his concerns is one of the possibilities for a zoning variance; one of the things that disqualify a zoning variance being approved is a self-created hardship. He is concerned the Overlay Zone can change the nature of a particular zone. The mining piece is a very big concern only because allowing something like that to occur in a zone that doesn't normally have it has a use.

John Hughes-Resident; He said this is a great mechanism with its upsides of its use. It can resolve a lot of problems with properties that are frozen. His concerns are about what can happen with things people haven't thought about. Also the process for review is at the discretion of the Town Board and the Town Planning Board. He feels it gives reason for the

town residents to be concerned. He feels it can be a great tool if it is fine tuned. He said he would feel more comfortable if it were corrected.

The Town Board addressed the public and agreed with fine tuning of the Overlay District can benefit the Town in future. They are going to take the public comments and written comments into consideration. Councilwoman Metzger said the trick is to be specific enough in that code to make everything clearly defined enough and ensure it is going to be consistent with the objectives of the comprehension plan, if it is, it is going to benefit the whole community. Councilman Ryan said what the people apply for that is what they have to be approved for. He thanked everyone for their comments. Councilman Pryslopski said this is the process for this. We get comments and better ideas and try to improve what the Town Board is doing. Councilman Hassett said this tool that can be used for the good. There have been really great suggestions. He thinks it is appropriate to make the changes and bring it back to the board for review. Supervisor Walsh said we still feel this is the direction to go. This is a problem we have had in our community and it is time to take some action and we will take the comments into consideration. Change can be fearful at times, but this will be a good change for the town.

1. Supervisor Walsh made a motion to approve the Zombie Fest Site Plan, 2<sup>nd</sup> by Councilwoman Metzger. Roll Vote: 5 Yes.
2. Supervisor Walsh made a motion for a conditional approval of the Pickle Festival site plan based on we still need insurance, Recreation application, sign off from the Fire Department, Fire Marshall, Police Department, and Highway Department, 2<sup>nd</sup> by Councilman Ryan. Roll Vote: 5 Yes.
3. RESOLUTION-10-2014- #1 – Supervisor Walsh made a motion that the Town Board of the Town of Rosendale authorizes the Supervisor to sign said agreement for service strategy for Rosendale as a climate smart community, 2<sup>nd</sup> by Councilman Pryslopski. Roll Vote: 5 Yes.
4. RESOLUTION-10-2014-#2 – Supervisor Walsh made a motion that the Town Board of the Town of Rosendale adopts the proposed fee increase for the Street Report for the Highway Department, 2<sup>nd</sup> by Councilman Ryan. Roll Vote: 5 Yes.
5. RESOLUTION-10-2014-#3 – Supervisor Walsh made a motion that the Town Board of the Town of Rosendale supports the submission of a JCAP Grant application to the NYS Unified Court System, 2<sup>nd</sup> by Councilman Pryslopski. Roll Vote: 5 Yes.

6. RESOLUTION-10-2014-#4 – Supervisor Walsh made a motion that the Town Board of the Town of Rosendale adopts the proposed fee schedule for the building Department to be effective October 15, 2014, 2<sup>nd</sup> by Councilman Hassett. Roll Vote: 5 Yes.

7. RESOLUTION-10-2014-#5 – Supervisor Walsh made a motion that a curfew of 9:30 p.m. for youth under 18 years of age, to be strictly enforced, is hereby in effect for Halloween, October 31, 2014, 2<sup>nd</sup> by Councilman Hassett. Roll Vote: 5 Yes.

8. RESOLUTION-10-2014-#6 – Supervisor Walsh made a motion that Jeanne L. Walsh, as Supervisor of the Town of Rosendale, is hereby authorized to enter into and execute an agreement with the New York State Office of parks, Recreation and Historic Preservation in accordance with the provisions of Title 9 of the Environmental Protection Act of 1993, in an amount not to exceed \$50,000, for such financial assistance to this Town of Rosendale for the Rosendale Pool Project and, if appropriate, a conservation easement/preservation covenant to the deed of the assisted property, 2<sup>nd</sup> by Councilman Hassett. Roll Vote: 5 Yes.

9. RESOLUTION-10-2014-#7 – Supervisor Walsh made a motion that the Town Board of the Town of Rosendale hereby authorize the following budgetary transfers, 2<sup>nd</sup> by Councilwoman Metzger. Roll Vote: 5 Yes.

GENERAL FUND- Transfer the sum of:

| FROM:   |                        | TO:     |                     |            |
|---------|------------------------|---------|---------------------|------------|
| A1355.2 | Assesors Eq.           | A1355.4 | Assessors C.E.      | \$300.00   |
| A3660.4 | Schools of Instruction | A3389.4 | OSHA C.E.           | \$256.74   |
| A3660.4 | Schools of Instruction | A5010.4 | Supt. Highways C.E. | \$2,500.00 |
| A1620.2 | Buildings eq.          | A6410.4 | Publicity           | \$400.00   |
| A8710.4 | UCRRA                  | A8710.6 | Landfill Closure    | \$1,264.57 |
| A9050.8 | Unemployment Ins.      | A9040.8 | Workers Comp        | \$1,699.56 |

HIGHWAY FUND-

|          |                    |          |                      |            |
|----------|--------------------|----------|----------------------|------------|
| DA5140.1 | Miscellaneous P.S. | DA5110.4 | General Repairs C.E. | \$5,000.00 |
|----------|--------------------|----------|----------------------|------------|

10. RESOLUTION-10-2014-#8 – Supervisor Walsh made a motion that the Town Board of the Town of Rosendale hereby schedules a public hearing on November 5, 2014 at 7:00 p.m. at the Rondout Municipal Center at 1915 Lucas Avenue Cottekill, NY 12419 to consider the advisability of adopting the 2015 Budget for the High Falls Water District, 2<sup>nd</sup> by Councilman Hassett. Roll Vote: 5 Yes.

11. RESOLUTION-10-2014-#9 – Supervisor Walsh made a motion that the Town Board of the Town of Rosendale hereby schedules a public hearing on November 5, 2014 immediately following the public hearing for the High Falls Water District at the Rondout Municipal Center, 1915 Lucas Avenue Cottekill, NY 12419, to consider the advisability of adopting the 2015 Budget, 2<sup>nd</sup> by Councilwoman Metzger. Roll Vote 5 Yes.

Supervisor Walsh made a motion to enter executive session at 8:30 p.m., 2<sup>nd</sup> by Councilwoman Metzger. Roll Vote: 5 Yes. Returned at 10:40 p.m. with no motions carried.

Councilman Hassett made a motion to pay bills, 2<sup>nd</sup> by Councilman Pryslopsi. Roll Vote: 5 Yes.

#### AUDIT OF BILLS:

|               |             |                  |             |
|---------------|-------------|------------------|-------------|
| GENERAL FUND: | ABSTRACT 10 | VOUCHER #790-845 | \$33,929.85 |
| HIGHWAY FUND  | ABSTRACT 10 | VOUCHER #206-209 | \$10,810.53 |
| SEWER FUND    | ABSTRACT 10 | VOUCHER #158-164 | \$2,129.28  |
| WATER FUND    | ABSTRACT 10 | VOUCHER #159-165 | \$2,309.30  |

Supervisor Walsh made a motion to adjourn at 10:46 p.m., 2<sup>nd</sup> by Councilman Ryan. Roll Vote: 5 Yes.

Respectfully Submitted,

Mandy Constable  
Town Clerk