

TOWN OF ANDES *REGULAR MONTHLY MEETING *^{September}OCT. 13, '09
TOWN HALL 7:30 P.M.

PRESENT:

Councilman Ritchie Gabriel
Councilman Daniel Grommeck
Councilman Martin Liddle
Councilman Shayne Moshier
Supervisor Martin A. Donnelly
Town Clerk Janis L. Jacques
Highway Supt. Michael McAdams
Assessor Tina Moshier

ALSO:

Larry Ashman Mary DiDonato Joseph DiDonato

CALL TO ORDER:

Supv. Donnelly called the meeting to order at 7:30 P.M..

PLEDGE:

The Pledge of Allegiance was recited lead by Councilman Gabriel.

HIGHWAY REPORT:

The following Highway Report was written & submitted by Supt. McAdams and read by Councilman Liddle.

Equipment List:

2009 Int. 6x6 – Fixed A/C under warranty and changed fuel/water separator, greased, 15,000 miles

2009 Int 4x4 – Greased and checked fluids

2004 Int 7600 – Replaced 2 brake cans, slack adjuster and brake can air lines, changed air relay valve, adjusted clutch, greased and checked fluids

2004 Int 4x4 – Replaced studs, drum and rim on drivers side rear

2000 Int – Replaced 4 rear shocks, welded new rear box mounting bracket, installed new lift cylinder, cylinder mounting brackets, reattached box, fixed lights.

1999 Int – Needs new head gasket and possibly need to replace passenger side front spring

1996 Volvo – Replaced rear spring

2003 JD Loader – greased and checked fluids, replaced idler pulley and belt

2005 310 SG Backhoe – Replaced fuel supply transfer pump, greased

1991 Alamo Mower – Replaced hydraulic filter housing, changed oil and greased.

1989 JD Grader – Cleaned radiator and greased

1984 Case Roller – Replaced motor mount bolt and engine cover bolts

Roads:

They are starting to put the box culvert on Gladstone Hollow Road. The road will be closed from today through the 11th.

Bush Hill Road – Started to widen road.

Shaver Hollow and Brace Hollow have been worked.

I have permits for some sights on Beech Hill and Barkaboom Road. We have been putting in a new base on Beech Hill Road. I still need to get more permits.

Respectfully Submitted,

Michael R. McAdams, Highway Superintendent

LETTERS & COMMUNICATIONS:**To: Supv. Donnelly****From: NYS
Office of Real
Property****Confirmation of our application for annual reassessment aid for 2009.****To: Supv. Donnelly****From: Sen. Bonacic
Advising that he would not be able to attend Community Day.****To; Supv. & Town Board****From: Mr. & Mrs. Graff
Wolf Hlw. / Andes, NY****Advising - with THANKS - that Jim LaBarbera does a great job at the Transfer Station.****To: Supv. Donnelly****From: Peter Manning
Catskill Center****In Reference to the meeting Supv. Donnelly attended on Aug.27, 2009. Supv. Donnelly " The collaborative received a \$50,000.00 grant from the CWC to study how to enhance the scenic byways as it passes through the six communities. Our RFP was sent out for someone to do this for us. We received three bids. { One - had a lot of experience * One had no experience * and Peter Manning } Peter Manning was awarded the contract and we do NOT agree with this decision as Mr. Manning works now for the Catskill Center -- a clear conflict. "**



read

85

David A. Paterson
Governor

Deborah VanAmerongen
Chairperson

OFFICE OF COMMUNITY RENEWAL
New York State Housing Trust Fund Corporation

August 31, 2009

Honorable Martin Donnelly
Town of Andes
P.O. Box 205, Main Street
Andes, NY 13731

Dear Supervisor Donnelly:

Re: 2009 NYS CDBG Competitive Round Application
Project Number: 35HR56-09

Thank you for your participation in the 2009 New York State Community Development Block Grant (NYS CDBG) Competitive Round. Unfortunately, your community's application was not successful in this year's highly competitive funding round. This year, the Office of Community Renewal received 160 applications from communities requesting over \$73 million from an available \$28 million in NYS CDBG funds.

While today we extend our regrets, we appreciate your efforts and look forward to working with your community to help meet your community development challenges. If you would like to schedule a meeting with us to discuss the evaluation of your application, please submit your request to our office in writing. We would welcome the opportunity to assist you in developing a stronger project and application for upcoming Competitive Rounds.

Sincerely,

Gail Hammond
Director



Delaware County Department of Emergency Services

Richard J. Bell, Director/Fire Coordinator
 Stephen P. Hood, Deputy Director/EMS Coordinator
 Stephen B. Finch, Deputy Director/911 Coordinator

August 31, 2009

Read

Mr. Thomas Varbero
 105 Crotona Avenue
 Harrison, NY 10528

Dear Mr. Varbero;

Please find this letter as response to your request to change the name of Berry Hill Lane to Varbero Road.

As was agreed upon a letter was mailed to all home owners on Berry Hill Lane explaining your request for the name change and asking them to respond with a yes - they agree to the name change or a no - they do not agree and do not wish to have the name of the road changed from Berry Hill Lane.

At this time we have received responses from all homeowners with the exception of one. There are 7 negative responses indicating quite adamantly that they do not want their address changed. One response is in favor of the name change (received from you) and one homeowner did not respond, which according to the letter sent "a non-written response will signify your agreement to the road name change." Therefore, based on the responses Berry Hill Lane will not be changed to Varbero Road.

The address to your home may continue to be 4 Varbero Road. Varbero road begins at the gate to your property and your home will be the only address on the road.

Sincerely,

Richard J. Bell
 Director
 Delaware County Department of
 Emergency Services

cc: James Eisel, Sr., Chairman, Delaware County Board of Supervisors
 ✓ Martin Donnelly, Supervisor, Town of Andes
 Vincent Prior, Prior & Prior Esqs.
 File



Delaware County Department of Emergency Services ⁸⁷

Richard J. Bell, Director/Fire Coordinator
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Director
Delaware County Department of
Emergency Services

cc: James Eisel, Sr., Chairman, Delaware County Board of Supervisors
✓ Martin Donnelly, Supervisor, Town of Andes
Vincent Prior, Prior & Prior Esqs.
File



September 8, 2009

Mr. Martin Donnelly
Andes Town Supervisor
115 Delaware Avenue
Andes, NY 13731

Dear Mr. Donnelly,

I would like to know if the Town of Andes would be interested in utilizing a portion of two properties located in the Hamlet of Andes to be used as a municipal parking lot. The area to be considered is located behind 119 Main St (Humane Society Thrift Store) and 131 Main St (old Miller property). Access from Main St would be through a shared right-of-way drive located between 103 Main St (Hogan's) and 119 Main St. The scope of work for the necessary improvements is attached (see LaFever quote). It is my understanding that this work would conform to all municipal codes. If the Town of Andes were to assume the financial responsibility of making these improvements, I would consider providing the Town with a lease agreement to use this area as a municipal parking lot.

I believe this arrangement would benefit all parties involved and help in improve the parking congestion that currently exists when the Hamlet is busy on weekends and holidays.

Please contact me if you have any questions or require any additional information.

Sincerely,



Andrew Wos
President

Broadlands Management Corporation
Broadlands Estate • P.O. Box 369 • Andes, NY 13731
Phone 607-832-4660 Fax 607-832-4203
email: rallyman@aol.com

FROM THE SUPERVISOR:

1. Note - we had no meeting in August.
2. As requested by the Board - I wrote a letter to Mrs. Drew on July 15th. She resigned all work with the Shavertown Cemetery - shortly after the death of Mr. Frank Hartung.
3. I was able to get the O.E.T. crew to spread the top soil at the Shavertown Cemetery. Thank you to Councilman Moshier for finding a good deal on real top soil.
4. We have had several meetings with Delaware Engineering and the contractors involved with our new Highway Garage. Construction has started.
5. We have had meetings with Jodie Barker - LaMont Eng. - in reference to the High Street, Coulter Road and Gladstone Hollow Storm-water Projects. Work on the Gladstone Hollow Project will begin on Sept. 8th and should be finished on Sept. 11th. Meetings with property owners on the High Street and Coulter Road Projects will be held on Sept. 14th.
6. The Ballentine Park concerts were very successful. Each were attended by from 75 to 90 people. Special thanks to Marge Adelson, Mike Passafuime & the friends of Ballentine Park.
7. When a road must be closed - COMMUNICATION is key. The school, fire department , post office & E.M.S. must be advised.
8. We had a very good and interesting meeting with Larry Ashman who is interested in building SENIOR HOUSING here in Andes. I now give Mr. Ashman Privilege of the Floor.
Respectfully submitted;

Martin A. Donnelly
Supervisor

Privilege of the Floor:**Larry Ashman Ashcoff Construction Inc..****Re: Senior Housing in Andes**

Mr. Ashman is thinking of building a senior housing complex here in Andes. He is in the information gathering stage. He presented a few designs to the board. Mr. Ashman is working with our board, Planning, ZBA, HUD, M-ark to mention a few. We ALL wish him well in his endeavor.

RES. #44 SEQR

WHEREAS; the Town Board has received preliminary notice of a plan to bring Senior Housing to the Town of Andes and;

WHEREAS; the project includes water and sewer service by districts as well as review of the overall plan by the Town Planning Board, NYSDOT, NYSDOH, NYSDEC, NYSOPRHP { SHIPO } and NYSDEP and;

WHEREAS; the developer of the project is seeking funding from various state and federal agencies and;

WHEREAS; the Town has determined upon review and consultation of the project scope that the Town Board represents the most comprehensive local review agency.

NOW THEREFORE BE IT RESOLVED by the Town Board of the Town of Andes as follows:

- 1. The Town Board intends to comply with NYC, State & Federal environmental regulations and;**
- 2. The Town Board HEREBY names itself lead agency for this project and will notify all interested agencies of that action and initiates coordinated review.**

Proposed by Councilman Moshier

Second by Councilman Liddle

ROLL CALL:

Councilman Gabriel-----AYE

Councilman Grommeck-AYE

Councilman Liddle-----AYE

Councilman Moshier-----AYE

Supv. Donnelly-----AYE

VOTE: ALL AYE. So carried.

MOTION:

MOTION made by Councilman Liddle second by Councilman Gabriel to conditionally accept the proposal for shared services grant submitted by Laberge Group and authorization for Supv. to execute contracts regarding said grant. { Full approval will or will not be given AFTER the Supv. meets w/ Laberge Group and the Supv. will notify the Town Board of the out come.}

VOTE: ALL AYE. So carried.

MOTION made by Councilman Liddle second by Councilman Grommeck to use the Town backhoe for stream bank maintenance at the park & WWTP.

VOTE: ALL AYE. So carried.

MOTION made by Councilman Liddle second by Councilman Moshier to hold a budget workshop on Thursday - Sept. 24th at 7:00 P.M. at Town Hall.

VOTE: ALL AYE. So carried.

MOTION made by Councilman Moshier second by Councilman Gabriel to approve the minutes.

VOTE: ALL AYE. So carried.

MOTION made by Councilman Liddle second by Councilman Gabriel to approve the following Reports: Aug. & Sept. Town Clerk Financial Reports - Highway Report - Aug. & Sept. Bookkeeper's Financial Reports - Aug. & Sept. D.C.O. Reports - Justice Reports & Aug. & Sept. Building Dept. Reports.

VOTE: ALL AYE. So carried.

WARRANTS:

MOTION made by Councilman Liddle second by Councilman Moshier to approve the following warrants:

General	#275-#299	\$13,895.99
Highway	#165-#182	20,291.48
Water	#39-#44	2,638.00
WWTP	#148-#160	20,579.46
Shav. Cem.	#5-#6	436.42
New Hwy. Garage	#7-#10	14,566.40
WBG Pool	#3-#4	6,260.00

Pre-approve NYCDEP DA5110.4 \$342.03

VOTE: ALL AYE. So carried.

EXECUTIVE SESSION:

MOTION made by Councilman Moshier second by Councilman Grommeck to enter Executive Session.

VOTE: ALL AYE. So carried.

TIME: 8:15 P.M.

REASON: Legal

MOTION made by Councilman Liddle second by Councilman Moshier to exit Executive Session.

VOTE: ALL AYE.

TIME: 8:50 P.M.

MOTION made by Councilman Liddle second by Councilman Grommeck to advertise for bids on the Town of Andes owned property at 5285 County Highway 1 Andes, N.Y. - with the right to accept or reject bids.

VOTE: ALL AYE. So carried.

F.Y.I. From the Supv. & Town Board:

Everyone should be aware of the new flood maps and the potential requirements for flood insurance. There will be an update on this at our Oct. meeting.

We have not had any requests in quite some time to take any roads over. Keeping you up-dated - our board still will not consider taking any new roads over.

SHAVERTOWN CEMETERY:**RES. #45 SHAVERTOWN CEMETERY****The following are HEREBY RESOLVED:****#1. The Town Board adopts the Shavertown Cemetery Rules & Regulations as amended in August of 2009.****#2. The following are appointed as a voluntary committee - Shayne Moshier { Chairman } - Ritchie Gabriel - Martin A. Donnelly - Meg Hungerford and Tina Moshier - { Secretary / Clerk }.****#3. A complete financial report will be provided to the Town Board on a quarterly basis, or when requested, indicating all transactions for the period requested.****#4. The Town Board increases from two to four - the number of persons authorized to sign deeds etc.. This will allow the Secretary / Clerk to get any two signatures as needed. Approved signers are: Ritchie Gabriel - Tina Moshier - Martin A. Donnelly and Shayne Moshier.****Proposed by Councilman Liddle
Second by Councilman Grommeck****ROLL CALL:****Councilman Gabriel-----AYE****Councilman Grommeck--AYE****Councilman Liddle-----AYE****Councilman Moshier-----AYE****Supv. Donnelly-----AYE****VOTE: ALL AYE. So carried.**

**RES. #46 ACCEPTANCE OF DELAWARE OPERATIONS
CONTRACTS**

IT IS HEREBY RESOLVED that; the WWTP District Board and the Water District Board accept the respective contracts from Delaware Operations and;

BE IT FURTHER RESOLVED that; Chairman Donnelly is **HEREBY** authorized to sign said contracts.

{ On file }

Proposed by Mr. Liddle

Second by Mr. Grommeck

ROLL CALL:

Mr. Gabriel-----AYE

Mr. Grommeck-----AYE

Mr. Liddle-----AYE

Mr. Moshier-----AYE

Chairman Donnelly---AYE

VOTE: ALL AYE. So carried.

MOTION made by Mr. Gabriel second by Mr. Liddle to authorize advertising of bids for septic pump out of certain properties in the Gladstone Hollow District.

VOTE: ALL AYE. So carried.

MOTION made by Mr. Moshier second by Mr. Liddle to approve Delaware Operations request as follows:

Piping A. Trepines & Sons Not to exceed \$883.00.

VOTE: ALL AYE. So carried.

MOTION made by Mr. Moshier second by Mr. Liddle to approve the application for connection to the sewer system with conditions, as designed by Bray Engineering. Location being the gallery behind 173 Main Street - Merna Popper residence. Acceptance is given with the following conditions:

1. Application for and installation of proper water connections to the site - FIRST.

With that being done - then:

- 2. The Districts assume no liability for the installation or operation of the water line and sewer line on private property, especially freezing.
- 3. The District is notified prior to the installation and representatives will be present for the installation of the pump chamber, backfill of the piping and connection to the existing system.
- 4. The pump chamber must be sealed { butyl } and insulated against infiltration.
- 5. The District recommends the use of SDR - 35 because it uses a gasket seal.
- 6. The District recommends a 1/4" inch weep hole in the check valve.
- 7. The pump chamber must be flushed once a year to reduce production of septic effluent. A copy of the invoice must be forwarded to the District or wastewater operators must be present to observe the clean-out.
- 8. Any changes in design must be approved by the District.

VOTE: ALL AYE. So carried.

ADJOURN:

MOTION made by Councilman Grommeck second by Councilman Gabriel to adjourn.

VOTE: ALL AYE. So carried.

TIME: 9:20 P.M.

Janis L. Jacques

Andes Town Clerk
Andes Districts Clerk

Martin H. Moshier A.S.
Janis L. Jacques
Andes Districts Clerk
Andes Town Clerk
Merna Popper
Raymond Moshier