

TOWN OF HIGHLAND  
REGULAR TOWN BOARD MEETING  
April 12, 2022  
ELDRED TOWN HALL

PRESENT                      SUPERVISOR JEFF HAAS  
                                    COUNCILMAN JAMES GUTEKUNST Not present  
                                    COUNCILMAN FRED BOSCH  
                                    COUNCILMAN CHRIS TAMBINI  
                                    COUCILWOMAN KAITLIN HAAS

Also present,                Attorney to Town Michael Davidoff  
                                    Town Clerk Susan Hoffman  
Guest Speaker              Andrew Boyar, UDC Presentation

Supervisor calls meeting to order

Flag Salute

Roll Call, Councilman Gutekunst not present.

MOTION BY Councilman Bosch to approve the March, 2022 Town Clerk Minutes seconded by Councilwoman Haas, discussion motion carried all ayes.

MOTION BY Councilman Tambini to approve the March, 2022 Financial seconded by Councilman Bosch, discussion motion carried all ayes.

Andy Boyar from the UDC is seeking support from the Town of Highland on a Resolution to properly get funded. The National Park Service has not been funded since 1988. No one has partitioned actively to seek funding. National Park Service, and the fear of Federal Displacement no funding has changed since 1988. The UDC has hired an outside council to fund and sustain the UDC. A Resolution will be sent to the state and Governor Hochul. Litter Sweep will be on April 22, 2022, in all it is 73.7miles, the Town of Highland is 6.3 miles. You can sign up at Ashley at the UDC for the sweep. Represent the people of the Town of Highland to sustain us and protect the Town of Highland. The Delaware River Keeper is an a critical part of the UDC.

**CORRESPONDENCE**

Received and read Highland Lake Fire Dept. monthly report.

Received and read Yulan Fire Dept monthly report.

Linda Anderson, Health Officer Report

**HIGHWAY**

Highway Superintendent not present.

**SUPERVISOR REPORT**

Supervisor Haas states Highway Dump Truck to go to bid.

None

**PLANNING AND SENIORS**

Councilman Bosch reports Seniors are back to their normal schedules at the Senior Center.

**YOUTH AND PARK DEVELOPMENT**

Councilwoman Haas reports County and the distribution of funds has good ideas about the grants regarding Koinonia and the Summer Youth Program to be able to provide funds from other sources.

Letitia has taken on another position in regards to this. We are working with Dr. Ruin on the details of the program. The program will be for one month (approximately 40 children), five full days. Dr. Ruin would like to see the community involved with Koinonia.

#### **CODE**

Councilman Bosch reports, official code supplements have been distributed. New books need to be distributed to all new members.

#### **EMERGENCY MANAGEMENT**

Councilwoman Haas states, NYSEG has been doing a great job. Bear season is in effect, clean up your yards. Walk facing traffic so that you see what is coming.

#### **GRANTS**

Councilwoman Haas reports exploring grant options with TCE for the Youth Program and the Kate Project.

#### **INSURANCE**

Nothing to report

#### **BUILDINGS**

Councilman Bosch reports regrated the earth at the court house and Erlich can now proceed. Gutter quotes have been sent out and are due by 11:00am on April 21, 2022. Do Rite/Michael Thiele has asked for an increase of two hundred dollars.

#### **BEAUTIFICATION**

Pansies have been planted.

#### **PERSONELL**

Nothing at this time.

#### **CONSTABLE**

Chief Walton had nothing to report.

#### **Website**

Nothing to report.

#### **Energy & Environment**

Councilman Bosch mowing will be taking place middle of May.

#### **911-Hero's Park**

Andy Boyar states the funds from the WTC account for the evergreen tress to replace the ones that have been taken out of Hero's Park. Peter Carmeci talked about Memorial Day. May 18, 2022 will be Honor Guard and May 21, 2022. Eagle Park flag needs to come down and be replaced.

#### **Old Business**

ATV – the state does not have regulations to look at, at this time.

#### **New Business**

Board to waive the 30 day 30-Day Advance Notice for Sun NG TRS Cedar Rapids LLC and the Barryville Diner for an On-premise Alcoholic Beverage License. The Kate Project will find their own funding from TC Energy. Councilwoman Haas and Councilman Gutekunst interviewed Tim McKenna for a seat on the Planning Board. Councilwoman Haas and Councilman Tambini also did interviews on Saturday, April 9, 2022. The applicants had all good and different views and education.

#### **PUBLIC COMMENT**

Lacey Gutekunst Madden from the Upper Delaware Scenic Byway is asking for a nominal raise from Five Hundred Dollars (\$500.00) to One Thousand Dollars (\$1000.00) for the Byway. There was also discussion from the public on the ATV law the town may be looking into. Supervisor Haas states that this is still in discussion and will look into all the concerns.

## RESOLUTIONS

**Motion by** Councilman Tambini to approve supporting the establishment of a permanent budget line in the NY State Budget for the Upper Delaware Council. Seconded by Councilwoman Haas, discussion, motion carried all ayes.

**Motion by** Councilman Bosch to approve The Barryville Chamber of Commerce to erect Ukrainian flags on the poles on Proctor Road as long as they aren't interfering with other banners. Seconded by Councilman Tambini, discussion, motion carried all ayes.

**Motion by** Councilman Bosch to authorize the closing of the Capital Funds Account and to transfer all monies (\$41,000.00) to the General Fund. Seconded by Councilman Tambini, discussion, motion carried all ayes.

**Motion by** Councilman Tambini to authorize the surplus of a 2012 Ford F250 from the Highway Department. Seconded by Councilwoman Haas, discussion, motion carried all ayes.

**Motion by** Councilman Bosch to approve bids for Crushed Ledge Stone and Processed Gravel from all bidders (6). Highway Superintendent Tom Ebers is to use the lowest bidders, if unable to do so, the Board will need a written explanation and verification as to why he could not use the lowest bidder. Seconded by Councilman Tambini, discussion, motion carried all ayes.

**Motion by** Councilman Bosch to appoint Tim Schadt for Lawn Maintenance at payment set forth in the budget to begin mowing on May 15, 2022 and end mowing by October 15, 2022. Seconded by Councilman Tambini, discussion, motion carried all ayes.

**Motion by** Councilman Tambini to approve an increase in the Federal Mileage reimbursement rate to seventy cents (.70) per mile while fuel prices are above four dollars (\$4.00) per gallon. Seconded by Councilwoman Haas, discussion, motion carried all ayes.

**Motion by** Councilwoman Haas to accept TC Energy the grant opportunity for the Youth Program. Seconded by Councilman Tambini, discussion, motion carried all ayes.

**Motion by** Councilman Bosch to approve the Town Clean Up Day for May 21, 2022 from 8:00 AM to Noon at the Town Highway Garage. Seconded by Councilman Tambini, discussion, motion carried all ayes.

**Motion by** Councilman Tambini to appoint Norman G. Sutherland as Chairman, and John T Vogt as Vice Chairman to the Planning Board. Seconded by Councilwoman Haas, discussion, motion carried all ayes.

**Motion by** Councilwoman Haas to appoint Tim McKenna to the Planning Board. Seconded by Councilman Tambini, discussion, motion carried all ayes.

**Motion by** Councilwoman to appoint Laura Burrell and Scott Reed as alternates to the Planning Board. Seconded by Councilman Tambini, discussion, motion carried all ayes.

**Motion by** Councilwoman Haas to appoint Matt Solusto as alternate to the ZBA Board. Seconded by Councilman Tambini, discussion, motion carried all ayes.

**Motion by** Councilwoman Haas to pay Highway Abstract #4-2022, claims #34 to #48 in the amount of \$23,778.63. Seconded by Councilman Tambini, discussion, motion carried all ayes.

**Motion by** Councilwoman Haas to pay General Abstract #4-2022, claims #79 to #113 in the amount of \$18,337.31. Seconded by Councilman Bosch, discussion, motion carried all ayes.

**Motion by** Councilwoman Haas to pay Eldred Street Lights #4-2022, claim #4 in the amount of \$105.96. Seconded by Supervisor Haas, discussion, motion carried all ayes.

**Motion by** Councilman Bosch to go into executive session (8:15 pm) for Personnel and possible litigation. Seconded by Councilwoman, discussion, motion carried all ayes.

**Motion by** Councilman Bosch to come out of executive session (8:57 pm). Seconded by Councilwoman Haas, discussion, motion carried all ayes.

**Motion by** Councilman Tambini to reconvene the Town Board Meeting. Seconded by Councilwoman Haas, discussion, motion carried all ayes.

The Resolution was read by the Town Attorney, Michal Davidoff. The Sheriff's Department has been notified.

**RESOLUTION # \_\_\_\_ of 2022**

WHEREAS, Town Law §20(1)(a) and (b) authorizes the Town Board to appoint Constables who serve at the pleasure of the Town Board; and

WHEREAS, the Town Law §39 places Constables under the general authority and direction of the Town Board and authorizes the Town Board to devise regulations governing the conduct and department of Constables; and

WHEREAS, the Town Board may establish the specific responsibilities of the Town Constables and may set the conditions and procedures for the dismissal or discipline of Town Constables, subject to any possible applicability of State Law; and

WHEREAS, various incidences have been brought to the attention of the Town of Highland Board concerning the Constables; and

WHEREAS, the Town Board is conducting an investigation of these various incidences; and

WHEREAS, the Town Board believes it is in the best interests of the Town of Highland to suspend all activities of the Town of Highland Constables while the investigation is continuing except for the administrative duties of Constable Michael Walton.

NOW, THEREFORE, it is resolved as follows:

- Section 1. All "WHEREAS" paragraphs are incorporated herein by reference as though set forth in full herein.
- Section 2. The Town of Highland Town Board suspends immediately, as of the adoption of this Resolution and until adoption of a further resolution, all activities of the Town of Highland Constables except for the administrative duties of Constable Michael Walton.
- Section 3. This Resolution shall be effective immediately.

MOTION BY Councilwoman Kaitlin Haas  
SECONDED BY Councilman Christopher Tambini

Supervisor Haas	Aye <u> x </u>	No _____	
Councilman Bosch	Aye <u> x </u>	No _____	
Councilman Gutekunst	Aye _____	No _____	ABSENT
Councilwoman Haas	Aye <u> x </u>	No _____	
Councilman Tambini	Aye <u> x </u>	No _____	

The Resolution was there upon duly adopted.

I hereby certify the above resolution was adopted by the Town Board at a meeting held on, Tuesday, April 12, 2022.

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Susan Hoffman, Town Clerk

Motion by Councilwoman Haas to adjourn the Town Board Meeting at 9:08 pm. Seconded by Councilman Bosch, discussion, motion carried all ayes.

Respectfully submitted  
Susan Hoffman, Town Clerk  
April 12, 2022