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Monday, February 26, 2018

The Town of Fallsburg Town Board
Conducted a Legislative Meeting at Town Hall,
19 Railroad Plaza, South Fallsburg, NY

6:00 pm

Present:

Supervisor Steven Vegliante
Councilman Nathan Steingart
Councilman Joe Levner

Town Clerk Donna Akerley
Supervisor's Secretary Linda Ingber
Attorney for the Town Paula E. Kay
Code Enf. Officer Mollie Messenger

Absent:

Councilman Mike Weiner
Comptroller Scott DuBois

UNSAFE BUILDING HEARINGS:

5:40 p.m. – Unsafe Building Hearing relative to 652 Hasbrouck Road, Woodbourne, NY.

Motion to open unsafe building hearing by Councilman Steingart, seconded by Councilman Levner

** Comments by Code Enforcement Officer Mollie Messenger:

Mollie Messenger stated: "We gave them until November 6th to get demolition prices on that little bungalow. It is right next to the road. They never responded. It is a small bungalow down the road."

**** No public or representative were present to comment. Supervisor Vegliante called to close the hearing.**

Motion to close unsafe building hearing by Councilman Steingart, seconded by Councilman Levner

5:45 p.m. – Unsafe Building Hearing relative to 1125 SR 52, Loch Sheldrake, NY.

Motion to open unsafe building hearing by Councilman Steingart, seconded by Councilman Levner

** Comments by Code Enforcement Officer Mollie Messenger:

Mollie Messenger stated: "We gave them multiple opportunities since last September to give us like an engineering certificate that they could fix the building if they wanted to but they never came forward. That is why you guys have it."

***** Supervisor Vegliante stated he will ask the board to extend this unsafe building hearing until March 12, 2018 when the Town Board will meet again and revisit this matter.***

**** No public or representative were present to comment. Supervisor Vegliante called to close the hearing.**

Motion to close unsafe building hearing by Councilman Steingart, seconded by Councilman Levner

5:50 p.m. – Unsafe Building Hearing relative to 28 Park Place, South Fallsburg, NY.

Motion to open unsafe building hearing by Councilman Steingart, seconded by Councilman Levner

** Comments by Code Enforcement Officer Mollie Messenger:

Mollie Messenger stated: “That one is a bungalow and a pool. The pool is dilapidated.”

**** No public or representative were present to comment. Supervisor Vegliante called to close the hearing.**

Motion to close unsafe building hearing by Councilman Steingart, seconded by Councilman Levner

5:55 p.m. - Unsafe Building Hearing relative to 21 Westwood Drive, South Fallsburg, NY.

Motion to open unsafe building hearing by Councilman Steingart, seconded by Councilman Levner

** Comments by Code Enforcement Officer Mollie Messenger:

Mollie Messenger stated: “This is another old bungalow building and the main house and shed.”

**** No public or representative were present to comment. Supervisor Vegliante called to close the hearing.**

Motion to close unsafe building hearing by Councilman Steingart, seconded by Councilman Levner

6:00 p.m. Legislative Meeting called to order by Supervisor Steven Vegliante.

Salute to the Flag: By: Linda Ingber

Supervisor’s Report: By: Supervisor Steven Vegliante: “From 3 winter storm advisories to 50 degree weather. Last week it was up to almost 75 degrees. I think our road crews are in between in catching sleep having to deal with roads and getting thrown around by the weather. Once the frost comes out of the ground the roads are at their worse. So we ask everyone to be careful and be patient we will get to the roads as soon they settle and the frost is completely out of the ground. We are putting together our list of places where we can pave and seal and repair. That is ongoing and we will work at our next work session with Billy and Dylan. Hopefully we will have a list of roads to discuss. I could report that I just came back from The Association of Towns, Mollie was down there as well as Paula. It is a great opportunity to actually meet with other towns talk about issues that are kind of similar and how they dealt with different things in the past. Got to meet a lot of good vendors including in fact remind me meet with our park director, we actually met a playground manufacturer had some really innovative stuff as we start to improve our parks and golf courses and things like that there is a lot out there The Association of Towns brings together every year. I try to bring back everything I can. It is a pretty worthwhile endeavor. I learned a lot. I encourage my board members to join us next year.

Other than that we are still carefully monitoring the Foxcroft situation. It is slowly improving with the weather improving. There is still a lot of work to go. We understand we have involved some new professionals so we are hopeful that will improve relatively quickly.”

Legislator’s Report: By: Legislator Ira Steingart: “I am glad the Town took advantage of the free flu clinic. The county had offered it.”

Liaison’s Reports: None

Correspondence: Letter read by Town Clerk Donna Akerley

Citizens’ Comments: None

Operations:

Motion # 72

Motion to declare the Town of Fallsburg as Lead Agency relative the extension of the Town of Fallsburg Consolidated Water District to serve Eden Woods Estates, LLC.

Motioned by Councilman Steingart, Seconded by Councilman Levner

Motion Carried 3 Ayes

Motion # 73

Motion to declare the Negative Declaration relative to the extension of the Town of Fallsburg Consolidated Water District to serve Eden Woods Estates, LLC.

Motioned by Councilman Levner, Seconded by Councilman Steingart

Motion Carried 3 Ayes

Motion # 74

Motion to approve Resolution relative to the extension to the Town of Fallsburg Consolidated Water to serve Eden Woods Estates, LLC. Subject to approval by the Town Engineer and Town Attorney.

Motioned by Councilman Levner, Seconded by Councilman Steingart

Motion Carried 3 Ayes

Motion # 75

Motion to authorize the Supervisor to execute agreement with Barton & Loguidice for Engineering Services relative to the Avon Wastewater Treatment Plant Facilities Plant.

Motioned by Councilman Levner, Seconded by Councilman Steingart

Motion Carried 3 Ayes

Motion # 76

Motion to authorize the Supervisor to execute Letter of Engagement and Retainer with Girvin and Ferlazzo, PC for legal services.

Motioned by Councilman Steingart, Seconded by Councilman Steingart

Motion Carried 3 Ayes

Motion # 77

Motion to approve 2017 Year End Budget Amendments and Transfers.

Motioned by Councilman Steingart, Seconded by Councilman Levner

Motion Carried 3 Ayes

Motion # 78

Motion to approve Legislative Meeting Minutes of February 12, 2018.

Motion by Councilman Levner, Seconded by Councilman Steingart

Motion Carried 3 Ayes

Motion # 79

Motion to authorize the Supervisor to execute agreement with Delaware Engineering, DPC, for professional services relative to the Woodbourne Facility Plan.

Motioned by Councilman Steingart, Seconded by Councilman Levner

Motion Carried 3 Ayes

Personnel:

Motion # 80

Motion to accept resignation of Nicole Phipps effective March 2, 2018.

Motioned by Councilman Levner, Seconded by Councilman Steingart

Motion Carried 3 Ayes

Motion # 81

Motion to accept resignation of Frank Werlitz from the position of Violations Officer effective immediately.

Motioned by Councilman Levner, Seconded by Councilman Steingart

Motion Carried 3 Ayes

Motion # 82

Motion to authorize the Supervisor to execute agreement with William Culligan for services as a 4A Wastewater Plant Operator for the Loch Sheldrake WWTP.

Motioned by Councilman Levner, Seconded by Councilman Steingart

Motion Carried 3 Ayes

Finance:

Motion # 83

Motion to approve Warrant 02B18 dated 2/21/18 in the amount of \$1,358,319.49.

Motioned by Councilman Levner, Seconded by Councilman Steingart

Motion Carried 3 Ayes

Motion # 84

Motion to approve Warrant 02C18 dated 2/21/18 in the amount of \$760,485.07.

Motioned by Councilman Levner, Seconded by Councilman Steingart

Motion Carried 3 Ayes

Motion # 85

Motion to award Boiler Replacement bid for the South Fallsburg Treatment Plant to Stants Capital Combustion.

Motioned by Councilman Steingart, Seconded by Councilman Levner

Motion Carried 3 Ayes

Executive Session:

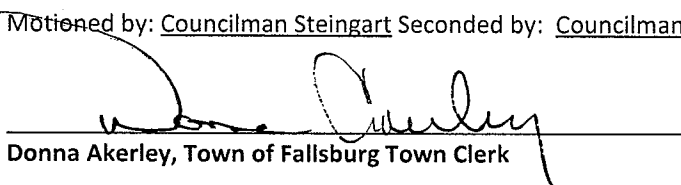
6:15 p.m. Motion to enter into Executive Session as set forth in Public Officers Law

Sec. 105 (1) regarding: **Three personnel matters and one pending litigation issue.**

Motioned by: Councilman Levner, Seconded by: Councilman Steingart

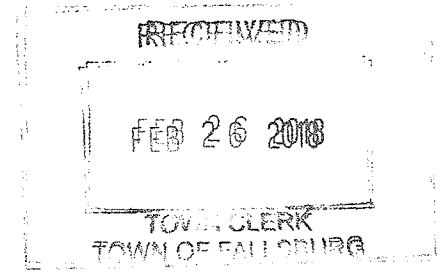
7:38 p.m. Motion to adjourn Executive Session & Legislative Meeting

Motioned by: Councilman Steingart Seconded by: Councilman Levner



Donna Akerley, Town of Fallsburg Town Clerk

Town of Fallsburg Board Meeting
February 26, 2018
Statement for Official Record



To the Members of the Fallsburg Town Board:

I thank you for the opportunity to present these comments to you. I would ask that they be added to the formal minutes of this meeting, in writing, whether or not orally presented.

As citizens and residents of this great Country, State and Town, we are entitled to hold our public employees to the very highest standard, both professionally AND PERSONALLY. And when that governmental unit is made aware of the conduct of one of its employees that does NOT meet and comport with those high standards, the victim of that sub-par conduct is entitled to review and investigation. That is my request of the Town of Fallsburg.

For the past three years, I have been the victim of harassment, terror, torment, intimidation and bullying by an employee of this town. His actions have deprived me of the quiet enjoyment of my home and resulted in my hospitalization. His immature and cowardly behavior is in retaliation for my initiating a court action, upon advice of the Fallsburg Dog Warden, for protective measures after his dog attacked me on MY own property. I have a chronological

listing of your employee's specific harassment activities which includes:

- 1. Numerous acts of unrestrained aggressive behavior by your employee's dog—acts which are not only unrestrained, but encouraged.**
- 2. The erection of a five- foot sign on your employee's adjacent property which read: "Pray for our neighbor's mental health"**
- 3. numerous incidents of verbal abuse, middle finger sign language, and "human barking" (yes, your employee barks and growls at me to mock my predicament.)**
- 4. numerous comments made to town employees and citizens that I am "bat shit crazy" or other attacks on my mental stability.**
- 5. The placing of Voodoo objects on my property to frighten me.**
- 6. Throwing food, garbage and dog feces on my property.**

Isn't it ironic that my tax dollars go to pay the salaries of your employee, as well as his state employed wife, when I cannot even get the attention of my elected officials to monitor his conduct? I have been a productive, loving and responsible member of this community all my life—you allowed me the honor of teaching your children, But I am a vulnerable member of this community, and I need and deserve your protection. Instead of fearing for the continued privilege of his job, your employee is

EMPOWERED by his town position and his connections. Yes, empowered to torment me with virtually no consequences. Perhaps it is because he has school or social connections with you. He plays golf, and might I add, **FREE GOLF**, with many of you. Are those connections so important to you that you are willing to ignore and forsake your obligations to protect my rights and well-being?

Your employee is a **BULLY**, plain and simple. Bullies are cowards and spread hatred. Is that the example this Board wants as its legacy to the younger members of this community? For thirty years, I taught your sons and daughters to be kind. What will you teach them?

Unfortunately, I feel more responsibility for the behavior of my dog than you appear to feel for the behavior of your employee. Please prove me wrong. **Stand UP. DO something.** Require your employee to answer for his conduct, to behave appropriately on the job and in the community.

In closing, may I quote Marvin Rappaport of the Anti - Defamation League: “ We need to be persistent when it comes to prejudice and hatred and always shine the light on the haters and bigots to expose them for what they are.”

Thank you for your attention and consideration.

A handwritten signature in cursive script that reads "Ronnie Courtenay". The signature is written in black ink and is positioned above the printed name.

Ronnie Courtenay