



# Town of Tusten Town Board Meeting

## Regular Meeting Agenda

January 16, 2024

6:30 PM

Zoom ID # 890 1678 4280

Venue: Tusten Town Hall, 210 Bridge Street, Narrowsburg, New York

### **PRESENT**

Supervisor Bernard Johnson  
Councilman Greg Triggs  
Councilmen Kevin McDonough  
Councilman Bruce Gettel  
Councilwoman Cass Collins

### **OTHERS PRESENT**

Town Clerk Cristal Weston

## **1 OPENING ITEMS**

### **1.1 Call Meeting to Order**

Supervisor Johnson called the meeting to order at 6:33pm

### **1.2 Pledge of Allegiance**

Supervisor Johnson let the pledge

### **1.3 Payment of Bills**

#### **RESOLUTION #15-2024**

#### **PAYMENT OF BILLS**

On motion of Councilman Bruce Gettel, seconded by Supervisor Johnson the following resolution was,

**ADOPTED 5 AYES 0 NAYS**

**RESOLVED** that the Town Board motion to approve the bills as presented:

<b><u>Fund Acct</u></b>	<b><u>Ck Acct Disburse</u></b>
<b>General</b>	\$173,655.74
<b>Highway</b>	\$109,596.50
<b>Water</b>	\$21,160.13
<b>Sewer</b>	\$22,321.43
<b>Lighting District</b>	
<b>Escrow Accts</b>	
<b>TOTAL</b>	<b>\$326,733.80</b>

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### 2 DIVISION REPORTS

*Some reports have been sent to the board in advance of the meeting, therefore they are not read out loud at the meeting; copies of all reports may be obtained at the Town Clerks Office.*

#### 2.1 Highway Dept.

#### 2.2 Narrowsburg Water & Sewer District

FINANCIAL REPORT FOR -	
<b>Narrowsburg Water</b>	
	\$ 127.00
Water Metered Rent	-
Service Charge	\$514.83
Water Penalty	\$ -
<b>TOTAL RECEIVED</b>	<b>\$ 641.83</b>
<b>Narrowsburg Sewer</b>	
Sewer Rent	\$ 415.00
Service Charge	\$
Sewer Penalty	\$ -
<b>TOTAL RECEIVED</b>	<b>\$ 415.00</b>
<b>GRAND TOTAL</b>	<b>\$ 1065.83</b>
Jocelyn Strumpfler Water & Sewer Clerk	

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## Town Board Meeting

- 2.3 Building Department/ Code Enforcement
- 2.4 Assessor
- 2.5 Upper Delaware Council
- 2.6 Tusten Energy Committee
- 2.7 Conservation Advisory Council
- 2.8 Zoning Update
- 2.9 Water & Sewer Committee
- 2.10 Building Committee
- 2.11 Grants

### 3 PUBLIC COMMENT

*10 minutes will be given for public comment. Please keep your comments directed to the board, comments should pertain to agenda items only.*

- 1. Mike Farrell, Passing of Bernie Creamer
- 2. Star Hesse, Jan 2<sup>nd</sup> Meetings, lights, pavilion, public toilets
- 3. Anthony Lombardo, Friends of the Flats, Pavilion and Bathrooms, Response to “Residence of the Flats”

### 4 OLD BUSINESS

- 4.1 Assessor’s Office

#### **RESOLUTION #16-2024**

##### **2024 RESIGNATION OF SOLE ASSESSOR**

On motion of Supervisor Johnson, seconded by Kevin McDonough, the following resolution was,  
**ADOPTED 5 AYES 0 NAYS**

**RESOLVED** to accept the resignation of Ken Baim from Sole Assessor effective December 31, 2023.

#### **RESOLUTION #17-2024**

##### **2024 APPOINT ACTING ASSESSOR FOR THE TOWN OF TUSTEN**

On Motion of Councilman Bruce Gettel, seconded by Councilman Greg Triggs, the following resolution was,

**ADOPTED AYES 5 NAYS 0**

**RESOLVED** that Margaret (Peg) Harrison is accepted as the Acting Assessor for the Town Tusten effective January 1, 2024.

#### **RESOLUTION #18-2024**

##### **2024 APPOINT PART TIME OFFICE CLERK TO THE ASSESSOR**

On the motion of Councilman Kevin McDonough, seconded by Councilman Bruce Gettel, the following resolution was,

**ADOPTED AYES 5 NAYS 0**

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**RESOLVED** that the Ken Baim is appointed as the Part Time Office Clerk to the Assessor at a rate of \$35/hour effective January 1, 2024.

### 5 NEW BUSINESS

#### 5.1 Tusten Recreation Contract with Tusten Youth Commission

##### **RESOLUTION #19-2024**

##### **2024 TUSTEN RECREATION PROGRAM CONTRACT WITH TUSTEN YOUTH COMMISSION**

On motion of Councilman Bruce Gettel, seconded by Councilwoman, Cass Collins the following resolution was,

**ADOPTED AYES 5 NAYS 0**

**RESOLVED** that the attached agreement is signed as presented.

**THIS AGREEMENT**, between the Town of Tusten and the Tusten Youth Commission as of January 1, 2024

**WHEREAS**, the Town of Tusten wishes to facilitate the funding of the Tusten Youth Commission for the benefit of the **Tusten Recreation Program** of the Town of Tusten.

**WHEREAS**, the Tusten Youth Commission wishes to institute activities for the benefit of the youth of the Town of Tusten.

**IT IS THEREFORE AGREED** by and between the parties:

1. That the Town of Tusten shall fund the Tusten Youth Commission to the extent of **Twenty-Two Thousand (\$22,000.00) Dollars.**
2. That the above **Twenty-Two Thousand (\$22,000.00) Dollars** or part there of stated shall be paid to the Tusten Youth Commission as reimbursements are received from the State of New York through the Sullivan County Youth Services; and,
3. That the Tusten Youth Commission will use those funds disbursed to them by the Town of Tusten for the use and benefit of the youth in the Town of Tusten.

#### 5.1 Tusten Youth Club Contract with Tusten Youth Commission

##### **RESOLUTION #20-2024**

##### **2024 TUSTEN YOUTH CLUB CONTRACT WITH TUSTEN YOUTH COMMISSION**

On motion of Councilman Bruce Gettel, seconded by Councilman Kevin McDonough the following resolution was

**ADOPTED AYES 5 NAYS 0**

**RESOLVED** that the attached agreement is signed as presented.

**THIS AGREEMENT**, between the Town of Tusten and the Tusten Youth Commission as of January 1, 2024

**WHEREAS**, the Town of Tusten wishes to facilitate the funding of the Tusten Youth Commission for the benefit of the **Tusten Youth Club** of the Town of Tusten.

**WHEREAS**, the Tusten Youth Commission wishes to institute activities for the benefit of the youth of the Town of Tusten.

**IT IS THEREFORE AGREED** by and between the parties:

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1. That the Town of Tusten shall fund the Tusten Youth Commission to the extent of **Two Thousand (\$2,000.00) Dollars**.
2. That the above **Two Thousand (\$2,000.00) Dollars** or part there of stated shall be paid to the Tusten Youth Commission as reimbursements are received from the State of New York through the Sullivan County Youth Services; and,
3. That the Tusten Youth Commission will use those funds disbursed to them by the Town of Tusten for the use and benefit of the youth in the Town of Tusten.

### 5.2 Ambulance Protection

#### **RESOLUTION #21-2024**

#### **2024 CONTRACT FOR AMBULANCE PROTECTION**

On the motion of Councilman Kevin McDonough, seconded by Councilman Bruce Gettel the following resolution was, below agreement between the Town of Tusten and Tusten Ambulance Corp.

#### **ADOPTED AYES 5 NAYS 0**

**RESOLVED** that the below contract for Ambulance Protection between the Town of Tusten and Tusten Ambulance Corp. has been accepted as presented:

#### **CONTRACT FOR AMBULANCE PROTECTION**

**THIS AGREEMENT MADE AS OF January 1, 2024** by and between the **TOWN BOARD OF THE TOWN OF TUSTEN**, a municipality located in the Town of Tusten, County of Sullivan and State of New York, hereinafter referred to as "Town" and **Tusten Ambulance Corp.**, a non-profit membership corporation located at Narrowsburg, Sullivan County, New York, hereinafter referred to as "Ambulance Corps".

#### **WITNESSETH:**

**WHEREAS**, there has been established in the Town of Tusten the Ambulance Corps which has been and is providing necessary and appropriate ambulance and emergency service within the Town of Tusten and surrounding territory under the plan of ambulance service adopted by the Ambulance Corps, and

The Town duly authorized a contract with the Ambulance Corps for ambulance service when and if required to the Town of Tusten upon the terms and provisions herein set forth, and

**WHEREAS**, this contract has also been authorized by the authorized and delegated representatives of the Ambulance Corps,

#### **NOW, THEREFORE, IT IS MUTUALLY AGREED AS FOLLOWS;**

1. The Town does hereby engage the services of the Ambulance Corps to furnish ambulance service within the Town of Tusten and the Ambulance Corps agrees to furnish said ambulance service in the manner following, to wit:

(a) The Ambulance Corps shall, at all times during the period of this agreement, be subject to call for attendance upon any emergency, accident, illness, and/or occurrence in said Town and when notified by alarm or telephone call from any

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person within the Town of an accident situation, and/or occurrence, where the services of an ambulance is required, shall respond and attend at the place or places where required, without delay, with one or more ambulances with appropriate emergency medical equipment and trained members of the Ambulance Corps. Upon arriving at the scene where the services of the Ambulance Corps are required, the members of the crew of the Ambulance Corps so attending shall proceed diligently and, in every way, reasonably necessary and suggest in order to effect the appropriate emergency treatment and/or transportation to the nearest or most convenient hospital or other medical facility with the purpose and intention of saving the life and/or preserving the health of the individual or individuals involved.

2. In consideration of furnishing the ambulance services as here in above provided, including the equipment, medical supplies, and trained ambulance crew as aforesaid, the Ambulance Corps shall receive the sum of **thirty thousand dollars (\$30,000.00)** per annum and the Town covenants and agrees to pay the same to the Ambulance Corps annually.

3. All monies to be paid under any provision of this agreement shall be a charge upon the Town of Tusten to be assessed and levied upon the taxable property within the Town of Tusten and collected with the Town taxes.

4. This agreement shall continue for a period of one (1) year and shall be deemed to commence from **January 1, 2024 to December 31, 2024**, inclusive. This agreement may be renewed and extended by mutual consent annually upon the same terms and conditions for a period not to exceed four (4) additional years. Any notice required or provided for in this agreement shall be served in the same manner as required for the service of a summons in the Supreme Court.

### 5.3 Upper Delaware Scenic Byway Contribution

#### **RESOLUTION #22-2024**

#### **MAKE A VOLUNTARY CONTRIBUTION TOWARD THE 2024 OPERATIONAL EXPENSES TO THE UPPER DELAWARE SCENIC BYWAY**

On motion of Supervisor Ben Johnson, seconded by Councilman Greg Triggs the following resolution was,

**ADOPTED AYES 5 NAYS 0**

**RESOLVED** that a voluntary contribution of \$1,000.00 toward the 2024 operational expenses to the Upper Delaware Scenic Byway.

### 5.4 Conservation Advisory Council

#### **RESOLUTION #23-2024**

#### **REAPPOINT JANE LUCHSINGER TO THE CONSERVATION ADVISORY COUNCIL**

On the motion of Councilman Kevin McDonough, seconded by Councilwoman Cass Collins the following resolution was,

**ADOPTED AYES 5 NAYS 0**

**RESOLVED** that Jane Luchsinger is reappointed as a member of the Conservation Council with an unexpired term ending 2028.

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### 5.5 Fire Department Sewer Rate

#### **RESOLUTION #24-2024**

##### **SET A FIXED QUARTERLY SEWER RATE FOR THE FIRE DEPARTMENT**

On motion of Councilman Kevin McDonough, seconded by Councilman Greg Triggs the following was,

**ADOPTED AYES 5 NAYS 0**

**RESOLVED** to set a fixed rate of \$125.50 per quarter for the Fire Department.

### 5.6 Dog Control

#### **RESOLUTION #25-2024**

##### **APPOINT 1<sup>st</sup> and 2<sup>nd</sup> DEPUTY ANIMAL CONTROL OFFICERS**

On motion of Councilman Bruce Gettel, seconded by Supervisor Ben Johnson, the following resolution was,

**ADOPTED AYES 5 NAYS 0**

**RESOLVED** to Appoint Tammy Cutler as 1<sup>st</sup> Deputy ACO and Crystal Weston as 2<sup>nd</sup> Deputy ACO effective January 1, 2024.

## 6 PUBLIC COMMENT

*10 minutes will be given for public comment. Please keep your comments directed to the board, comments should pertain to agenda items only.*

1. Jill Fruchter, Friends of the Flats
2. Councilman Kevin McDonough, "Friends of the Flats"
3. Councilwoman Cass Collins had questions regarding who could be a member of "Friends of the Flats"

## 7 CLOSING ITEMS

### **Board Comment**

Councilman Kevin McDonough re: Bernie Creamer

Councilwoman Cass Collins re: acknowledge Bernie Craemer, founding member of Ambulance Corp.

### **Meeting reminder**

### **Adjournment**

With no further business to be had, the meeting recessed at 7:15pm on motion of Councilman Kevin McDonough seconded by Councilman Bruce Gettel

Respectfully Submitted,

Crystal Weston, Town Clerk

Leigh Delaney, Deputy Town Clerk