

# Town of Denning – Town Board Meeting

Meeting called to order at 6:04 p.m. by Supervisor Brooks.  
Held on Tuesday, January 14, 2025 at the Denning Town Hall.

Present: Supervisor Brooks  
Councilmen: Kevin Smith, Mike Dean, and Scott Mickelson.  
Highway Superintendent Leonard Johnson.  
Absent: Councilman Gregory Vurckio  
Public Present: Anthony Carminati

The Town Clerk Minute Book was signed prior to the meeting commencement.

The Town Clerk gave the Board members their copy of the Agenda and Resolution Nos. 27 and 28 of 2025, and the Budget vs. Actual for 2024.

## Pledge of Allegiance

Supervisor Brooks inquires if all Councilmen have read the December 2024 Minutes and asks if there are any amendments. All respond that the Minutes have been read and that there are no amendments.

Motion to adopt last months' minutes by Councilman Scott Mickelson, seconded by Councilman Mike Dean. All in favor.

|                            |        |                            |     |
|----------------------------|--------|----------------------------|-----|
| Councilman Mike Dean       | AYE    | Councilman Kevin Smith     | AYE |
| Councilman Gregory Vurckio | ABSENT | Councilman Scott Mickelson | AYE |
| Supervisor David Brooks    | AYE    |                            |     |

Motion carried following a unanimous roll call vote.

Supervisor Brooks inquires if all Councilmen have read the January 6, 2025 Organizational Meeting Minutes and asks if there are any amendments. All respond that the Minutes have been read and that there are no amendments.

Motion to adopt the organizational meeting minutes by Councilman Scott Mickelson, seconded by Councilman Kevin Smith. All in favor.

|                            |        |                            |     |
|----------------------------|--------|----------------------------|-----|
| Councilman Mike Dean       | AYE    | Councilman Kevin Smith     | AYE |
| Councilman Gregory Vurckio | ABSENT | Councilman Scott Mickelson | AYE |
| Supervisor David Brooks    | AYE    |                            |     |

Motion carried following a unanimous roll call vote.

## **Correspondence – by Supervisor David Brooks.**

- Annual Report for 2024 submitted by CEO/Building Inspector Karl Von Hassel for Board Member review.
- Email received from the NYS Dept of State confirming Mr. Von Hassel's submission of the Town of Denning Annual Report and email confirmation that Mr. Von Hassel completed his required training for 2024.
- Letter received from Teri Lockhart confirming that she will be providing services as financial manager to the Town of Denning for the year 2025.
- Packet of Information from the NYS Association of Towns regarding municipal membership for 2025, training opportunities offered, the AOT annual meeting to be held 2/16 to 2/19 in 2025, and 2025 Proposed Legislative Program. Proposed Resolutions are briefly reviewed and the Denning association membership fee is noted at \$899.00. Supervisor Brooks notes that Town Board members are welcome to review the annual meeting information and attend the meeting if anyone is interested.
- Letter received from NYC DEP regarding intent to expand wireless communications across upstate water supply region and improve coverage for all watershed communities. Discussion follows.
- Check received from NYS Dept. of Taxation and Finance in the amount of \$276,470.72 for 12/24 CHIPS, PAVENY, POP and WIRP.
- Check received from Ulster County in the amount of \$6,441.50 for Mortgage Tax collected 4/1/24 to 9/30/24.
- Ulster County reached out to Supervisor Brooks in regard to his requests for information regarding the Whitehouse Fire in Sundown. He was advised that the report should be ready in about two weeks. Supervisor Brooks will advise the Board when he receives the report.

**Town Board Discussion:**

- Supervisor Brooks introduces Town Board Discussion of Short-Term Rentals (STRs) in the Town of Denning. The Planning Board members have requested that the Town Board entertain a Temporary Moratorium on STRs. Information needs to be gathered regarding the number of STRs that are currently operating in the Town of Denning without a permit, and proposed amendments to be made to the Denning Zoning Law regarding STRs. Discussion follows regarding capping number of STRs allowed in Denning, and specific amendments that need to be made to current Zoning regarding same. Planning Board Liaison Kevin Smith and Tony Carminati are requested to go back to the Planning Board and discuss proposed amendments to current zoning regarding STRs and prepare a document to present to the Town Board. Supervisor Brooks proposes Resolution No. 28 of 2025 for Local Law No. 1 of 2025 for a Temporary Moratorium on STRs for the period February 11, 2025 to February 11, 2026.

**Highway Report: by Highway Superintendent Leonard Johnson.**

- Highway Dept. has been dealing with daily snow squalls and blowing snow generally every day this month.
- All trucks are reported to be running well at this time.
- Cleaning out ditches and taking down low hanging branches, etc. from storms as they occur.
- Highway Superintendent’s truck and Deputy Superintendent’s truck plows need to be replaced. Discussion follows.
- Discussion regarding future paving of dirt roads which was started last year. There are approximately 16 to 20 miles of dirt roads in Denning. Also, Denning, Taylor, Wildcat and Red Hill Roads need to be sealed.
- Superintendent Johnson is working on calculations for 284. Discussion continues regarding Highway budgetary matters.
- Superintendent Johnson reports that Robert Green has State bid and Town of Woodstock purchased 2 gas 550 dump trucks. Advantageous as they can be serviced locally when there are issues. Discussion follows regarding future truck purchase.
- Councilman Mike Dean reports that he has not heard back from the frame guy.
- Highway Dept. radios are working well as repeater was installed last week.

**Planning Board Report - by Liaison Councilman Kevin Smith.**

- STR Special Use Permit application for 24 Woodfield Road, Shannon McGarity, was approved at December’s Planning Board meeting.
- STR Public Hearing to be held on 53 Kawlija Road, Tomina LLC, for STR Special Use Permit application to be held on January 16, 2025.
- Councilman Smith presents the Planning Board’s concerns regarding STRs and their request for a Temporary Moratorium regarding same. Discussion follows.

Highway Pre-Pay Vouchers presented by Hwy. Super. Johnson.  
(See Warrant #1A Pre-Pay, Voucher Nos. 1A-1 – 1A-5)

|  |               |                                    |                   |
|--|---------------|------------------------------------|-------------------|
| <b>Health Care Reimbursement Account</b> | <b>1APP-1</b> | DA90608 · Health Ins.              | -2,500.00         |
| <b>MVP Health Care, Inc.</b>             | <b>1APP-2</b> | DA90608 · Health Ins.              | -11,776.22        |
| <b>Trust &amp; Agency Account - FICA</b> | <b>1APP-3</b> | DA90308 · Social Security/Medicare | -229.50           |
| <b>Trust &amp; Agency Account - FICA</b> | <b>1APP-4</b> | DA90308 · Social Security/Medicare | -880.52           |
| <b>Trust &amp; Agency Account - FICA</b> | <b>1APP-5</b> | DA90308 · Social Security/Medicare | -82.93            |
|  |               | <b>Grand Total</b>                 | <b>-15,469.17</b> |

Highway Pre-Pay Vouchers presented by Hwy. Super. Johnson.  
(See Warrant #1 Pre-Pay, Voucher No. 1)

|  |            |                                    |         |
|--|------------|------------------------------------|---------|
| <b>Trust &amp; Agency Account - FICA</b> | <b>1PP</b> | DA90308 · Social Security/Medicare | -852.51 |
|--|------------|------------------------------------|---------|

Highway Vouchers presented by Hwy. Super. Johnson.

(See Warrant #1A, Vouchers Nos. 1A-1 - 1A-13)

|   |              |                                    |                   |
|---|--------------|------------------------------------|-------------------|
| <b>Advance Auto Parts</b>                 | <b>1A-1</b>  | DA51304 · Machinery Contr          | -377.74           |
| <b>Bottini Fuel Corporation</b>           | <b>1A-2</b>  | DA51104 · Maint Of Streets - Contr | -4,935.05         |
| <b>Cargill Inc.</b>                       | <b>1A-3</b>  | DA51424 · Snow Removal-Contractual | -11,691.89        |
| <b>FleetPride</b>                         | <b>1A-4</b>  | DA51304 · Machinery Contr          | -185.41           |
| <b>Home Depot Credit Services</b>         | <b>1A-5</b>  | DA51304 · Machinery Contr          | -153.97           |
| <b>Liberty Iron Works</b>                 | <b>1A-6</b>  | DA51304 · Machinery Contr          | -42.00            |
| <b>Mombaccus Excavating, Inc.</b>         | <b>1A-7</b>  | DA51424 · Snow Removal-Contractual | -3,676.20         |
| <b>North East Parts Group</b>             | <b>1A-8</b>  | DA51304 · Machinery Contr          | -601.18           |
| <b>PD Donohue Trucking, LLC</b>           | <b>1A-9</b>  | DA51424 · Snow Removal-Contractual | -4,360.89         |
| <b>River Valley Radio Inc.</b>            | <b>1A-10</b> | DA51304 · Machinery Contr          | -948.95           |
| <b>Robert Green Auto &amp; Truck Inc.</b> | <b>1A-11</b> | DA51304 · Machinery Contr          | -454.89           |
| <b>Romeo Ford</b>                         | <b>1A-12</b> | DA51304 · Machinery Contr          | -237.22           |
| <b>Tractor Supply Credit Plan</b>         | <b>1A-13</b> | DA51304 · Machinery Contr          | -19.99            |
|   |              | Grand Total:                       | <b>-27,685.38</b> |

Highway Vouchers presented by Hwy. Super. Johnson.  
(See Warrant #1, Vouchers Nos. 1 - 3)

|  |          |                                    |                  |
|--|----------|------------------------------------|------------------|
| <b>PD Donohue Trucking, LLC</b>        | <b>1</b> | DA51424 · Snow Removal-Contractual | -1,306.85        |
| <b>ShelterPoint Life Insurance Co.</b> | <b>2</b> | DA90558 · Disability Ins.          | -125.00          |
| <b>Ulster County</b>                   | <b>3</b> | DA90408 · Workers Comp             | -7,773.23        |
|  |          | Grand Total                        | <b>-9,205.08</b> |

General Pre-Pay Vouchers presented by Supervisor Brooks.  
(See Warrant #1A Pre-Pay, Vouchers Nos. 1APP-1 – 1APP-9)

|  |               |  |                    |
|--|---------------|--|--------------------|
| <b>Central Hudson-1</b>                  | <b>1APP-1</b> | A8160.4 · Refuse & Garbage-Contractual | -62.44             |
| <b>Central Hudson-2</b>                  | <b>1APP-2</b> | A5132.4 · Highway Garage-Contractual   | -583.66            |
|  | <b>1APP-3</b> | A1620.4 · Buildings-Contractual        | -372.96            |
|  |               | Central Hudson-2 Total:                | -956.62            |
| <b>Charter Communications</b>            | <b>1APP-4</b> | A1620.4 · Buildings-Contractual        | -235.11            |
| <b>Charter Communications</b>            | <b>1APP-5</b> | A5132.4 · Highway Garage-Contractual   | -133.97            |
| <b>HealthCare Reimbursement Account</b>  | <b>1APP-6</b> | A9060.8 · Health Insurance             | -2,500.00          |
| <b>MVP Health Care Inc.</b>              | <b>1APP-7</b> | A9060.8 · Health Insurance             | -11,776.21         |
| <b>TRUST &amp; AGENCY ACCOUNT - FICA</b> | <b>1APP-8</b> | A9030.8 · Social Security              | -334.55            |
| <b>TRUST &amp; AGENCY ACCOUNT - FICA</b> | <b>1APP-9</b> | A9030.8 · Social Security              | -753.93            |
|  |               | Grand Total                            | <b>(16,752.83)</b> |

General Pre-Pay Vouchers presented by Supervisor Brooks.  
(See Warrant #1 Pre-Pay, Vouchers Nos. 1PP)

|  |            |                           |         |
|--|------------|---------------------------|---------|
| <b>TRUST &amp; AGENCY ACCOUNT - FICA</b> | <b>1PP</b> | A9030.8 · Social Security | -284.91 |
|--|------------|---------------------------|---------|

General Vouchers, presented by Supervisor Brooks.  
(See Warrant #1A, Voucher Nos. 1A-1 to 1A-15)

|                                     |             |   |           |
|-------------------------------------|-------------|---|-----------|
| <b>Bottini Fuel</b>                 | <b>1A-1</b> | A1620.4 · Buildings-Contractual           | -3,410.33 |
|                                     | <b>1A-2</b> | A5132.4 · Highway Garage-Contractual      | -1,470.48 |
|                                     |             | Bottini Fuel Total:                       | -4,880.81 |
| <b>Central Hudson</b>               | <b>1A-3</b> | A5182.4 · Street Lighting - Contractual   | -180.77   |
| <b>ES11, LLC</b>                    | <b>1A-4</b> | A1670.4 · Central Data Processing Contrac | -190.00   |
| <b>Jonathan Follender, Reim.</b>    | <b>1A-5</b> | A9060.8 · Health Insurance                | -1,052.90 |
| <b>MVP Select Care Inc.</b>         | <b>1A-6</b> | A9060.8 · Health Insurance                | -32.50    |
| <b>Nancy Parrow</b>                 | <b>1A-7</b> | A1410.4 · Town Clerk-Contractual          | -264.11   |
| <b>Nancy Parrow - Petty Cash</b>    | <b>1A-8</b> | A1410.4 · Town Clerk-Contractual          | -42.00    |
| <b>Power Generator Service, LLC</b> | <b>1A-9</b> | A5132.4 · Highway Garage-Contractual      | -447.55   |

|                                    |       |  |             |
|------------------------------------|-------|--|-------------|
|                                    | 1A-10 | A1620.4 · Buildings-Contractual        | -295.00     |
|                                    |       | Power Generator Service, LLC Total:    | -742.55     |
| UCRRA                              | 1A-12 | A8160.4 · Refuse & Garbage-Contractual | -2,425.35   |
|                                    | 1A-13 | A8160.4 · Refuse & Garbage-Contractual | -2,461.58   |
|                                    |       | UCRRA Total:                           | -4,886.93   |
| Sullivan Overhead Doors            | 1A-11 | A5132.4 · Highway Garage-Contractual   | -193.25     |
| Karl Von Hassel                    | 1A-14 | A3620.4 · Safety Insp. - Contractual   | -429.00     |
| Wapner, Koplovitz & Futerfas, PLLC | 1A-15 | A1420.4 · Attorney - Contractual       | -300.00     |
|                                    |       | Grand Total:                           | (13,194.82) |

General Vouchers, presented by Supervisor Brooks.  
(See Warrant #1, Voucher Nos. 1 - 6)

|                                    |   |                                      |           |
|------------------------------------|---|--------------------------------------|-----------|
| Charter Communications             | 1 | A5132.4 · Highway Garage-Contractual | -133.97   |
| Mike Preis, Inc.                   | 2 | A1910.4 · Unallocated Insurance      | -475.00   |
| NY Planning Federation             | 3 | A1920.4 · Municipal Association Dues | -295.00   |
| Ulster County                      | 4 | A9040.8 · Workers Comp-Empl Bnfts    | -5,700.00 |
| Karl Von Hassel                    | 5 | A3620.4 · Safety Insp. - Contractual | -532.42   |
| UC Association of Town Supervisors | 6 | A1920.4 · Municipal Association Dues | -50.00    |
|                                    |   | Grand Total:                         | -7,186.39 |

Capital Vouchers, presented by Supervisor Brooks.  
(See Warrant #1, Voucher Nos. None)

Supervisor Brooks inquires if the Councilman are satisfied with the audit of the Vouchers. The Councilmen respond in the affirmative.

### Resolution No. 27 of 2025

**WHEREAS** New York State General Municipal Law Sections 103 and 104-4 permit the pre-audit function of vouchers, as a form of internal controls in the checking of claims and supporting documentation. And

**WHEREAS** the Sections 118 and 119 of New York State Municipal Law also authorize the auditing authority to approve of Said vouchers. And

**WHEREAS** the Office of the New York State Comptroller Division of Local Governments and Accountability: Budgets and Finances also approves of this method.

**NOW THEREFORE BE IT RESOLVED** that the Town of Denning Town Board HEREBY approves of and authorizes payment of the following Warrants:

- Highway Fund Pre-Pay Warrant No. 1APP voucher Nos. 1 - 5.
- Highway Fund Warrant No. 1A voucher Nos. 1 - 14.
- Highway Fund Warrant No. 1 voucher Nos. 1 -2.
- General Fund Pre-Pay Warrant No. 1APP voucher Nos. 1 - 9.
- General Fund Pre-Pay Warrant No. 1PP voucher No. 1.
- General Fund Warrant No. 1A voucher 1 - 16.
- General Fund Warrant No. 1 voucher Nos. 1-4.
- Capital Fund Sewage Disposal Warrant No. 1 vouchers – None

**Whereupon**, the Resolution was put to a vote, and recorded as follows:  
Motion to adopt and approve by Councilman Scott Mickelson and seconded by Councilman Mike Dean.

Roll Call Vote:

|                         |     |                            |        |
|-------------------------|-----|----------------------------|--------|
| Councilman Mike Dean    | AYE | Councilman Scott Mickelson | AYE    |
| Councilman Kevin Smith  | AYE | Councilman Gregory Vurckio | ABSENT |
| Supervisor David Brooks | AYE |                            |        |

Motion carried following a unanimous roll call vote.

### Resolution No. 28 of 2025 Introduction of Local Law No. 1 of 2025

**WHEREAS** the New York State Municipal Home Rule Law authorizes the Town Board to adopt a Local Law concerning the protection and enhancement of its physical and visual environment,

And **WHEREAS** it is the intention of the Town Board to amend the Town of Denning Zoning Law regarding Short-Term Rental (STR) for the purpose of updating the current law to limit the number of STR permits available.

**IT IS THEREFORE RESOLVED** that the Town Board hereby introduces Local Law No. 1 of 2025 for a Temporary Moratorium from February 11, 2025 to February 11, 2026 on approvals for Short-Term Rentals in the Town of Denning.

BE IT FURTHER RESOLVED that a Public hearing for the adoption of the Local Law shall be set for February 11, 2025 at 6:00 pm before the regularly scheduled Town Board Meeting and that a notice for the Public Hearing shall be posted and published.

**Whereupon**, the Resolution was put to a vote, and recorded as follows:  
Motion to adopt and approve by Councilman Scott Mickelson and seconded by Councilman Kevin Smith.

Roll Call Vote:

|                        |     |                            |        |
|------------------------|-----|----------------------------|--------|
| Councilman Mike Dean   | AYE | Councilman Scott Mickelson | AYE    |
| Councilman Kevin Smith | AYE | Councilman Gregory Vurckio | ABSENT |

Motion carried following a unanimous roll call vote.

**Supervisor Comments:**

- Supervisor Brooks spoke to Ulster County Emergency Services regarding towers – Wawarsing, Woodstock and Saugerties. Hoping to have one on Sagendorf’s in Denning as well. Progress in this matter is slow.
- Margaretville Telephone Company was awarded a \$145,000 grant for pre-construction and construction of a fiber line to come past YMCA on Frost Valley Road into Claryville and up to East Valley with spurs. Discussion follows. Supervisor Brooks and the Town Board express their thanks to Jenny Lee for her continued efforts with the County Broadband Commission.

**Supervisor Brooks calls for Councilmen Comments:**

- Councilman Scott Mickelson reports that the Apple Creek Road burning issue was heard in December. There were deputies present and some interested residents in Court for that matter. The Judge fined the Defendant \$200.00 plus court costs. Court was cancelled on January 3, 2025 and the next Court date is January 22<sup>nd</sup>.
- Councilman Mike Dean asks about bridge repair and replacement issues on the Denning Road. Ulster County has been inspecting bridges. Not scheduled until 2027. Discussion follows.
- Councilman Kevin Smith has no further comments.

**Supervisor Brooks calls Public Comments:**

- Tony Carminati compliments the Town Highway Department on their great work taking care of the roads this Winter season.

No further Councilman comments or Public Comments.

**Motion to adjourn the Town Board** meeting at 6:55 pm made by Councilman Scott Mickelson and seconded by Councilman Mike Dean. All in Favor. Motion Carried. Meeting Adjourned.

Respectfully submitted by Nancy Parrow, Town Clerk, January 22, 2025.

A Public Hearing regarding Local Law No. 1 of 2025 will be held before the start of the next Town Board Meeting and Town Business Meeting to be held at the Denning Town Hall on Tuesday, February 11<sup>th</sup>, 2025 scheduled to begin at 6pm.