

REGULAR MEETING, WARRENSBURG TOWN BOARD, JULY 9, 2008

A regular meeting of the Warrensburg Town Board was held on Wednesday, July 9, 2008 at the Albert Emerson Town Hall at 7:00 p.m. with the following members present:

PRESENT:

Supervisor	Kevin B. Geraghty
Councilman	John Alexander
Councilman	Joseph Barlow
Councilman	Dean Ackley
Councilman	Austin Markey

OTHERS PRESENT: Donna A. Combs, Town Clerk; Edward Pennock, Highway Superintendent; Richard Galusha, Water Superintendent; Jeffrey Inglee II, Zoning Officer; Sandra Parisi, Historian; Steve Parisi, Historical Society President; and numerous other town residents.

RESOLUTION #125-08

MINUTES

On motion of Councilman Barlow, seconded by Councilman Alexander the following resolution was: **ADOPTED – VOTE – AYES 5 NAYS 0**

RESOLVED, to accept the minutes as presented.

REPORTS OF TOWN OFFICIALS

Reports were received and placed on file from the following Town Officials: Town Clerk, Supervisor, Justice, Dog Control Officer, and Enforcement Officer.

COMMITTEE REPORTS

Committee reports were filed from the following committees: Highway, Historian, Museum, Industrial Park, Parks and Rec., Sewer, Water and Youth.

THANKS TO BOARD OF ASSESSMENT REVIEW

Supervisor Geraghty thanked the Board of Assessment Review for the fine job they have done, they reviewed over 90 properties. Supervisor Geraghty thanked them for their service.

DISCUSSION – BICENTINAL LOGO CONTEST

Sandi Parisi, Town Historian, reported she had received one entry for the logo contest and that person was not eligible because she lived in Thurman.

It was determined to continue the logo contest indefinitely.

DISCUSSION – MUSEUM OPENING

Steve Parisi, Warrensburg Historical Society – reported the Museum would have a tentative opening date for Veteran’s Day, and, be open for Christmas in Warrensburg in December. Mr. Parisi spoke to the Board about a letter he sent to the Cable Company for

REGULAR MEETING, WARRENSBURG TOWN BOARD, JULY 9, 2008

Internet connection that the Board had requested be sent and he is hoping for positive results for that. Mr. Parisi told the Town Board some state agency has a Hudson River quad-centennial (400th anniversary of the discovery of the Hudson River by Henry Hudson next year, the Historical Society has applied for a \$1000.00 grant to develop a special exhibit for next summer about the importance of the Hudson River and the Schroon River to the development for the Town of Warrensburg.

DISCUSSION – INDUSTRIAL PARK

Councilman Barlow opened discussion reporting he visited the Industrial Park yesterday to see what kind of progress Performance Custom Trailers have made on their promise to break ground by the 1st of June and he does not think the soil has been disturbed. Councilman Barlow explained the Town of Warrensburg has written, called, been promised date after date of when construction was to begin and to date there is no evidence of ground breaking there. Councilman Barlow said the Board threatened reversion two years ago and they have had nothing but lip service since, it has cost the town money in legal fees to communicate with them and he would recommend the town board instruct the Town's Attorney to commence reversion of the property in view of the situation.

Diane Bunting, Performance Custom Trailers, asked for privilege of the floor. Mrs. Bunting provided the Town Board with a copy of a contractor's contract for her property located at 230 Lockhart Mt Road, Queensbury as proof of their intent to sell that property and build on the property they own at the Industrial Park. Mrs. Bunting told the Town Board they had spoken with the Town in May of this year, the property in Lake George has been sold and although they did not break ground in June she had been in contact with Mr. Geraghty and has told him what was going on.

Discussion ensued with Mrs. Bunting on the property at the Industrial Park. Supervisor Geraghty asked Mrs. Bunting if she had a realistic start date. Mrs. Bunting said the property has been sold and they have been approved by the Bank, they are now deciding on the size and cost of the building. Councilman Barlow, Councilman Alexander and Councilman Ackley spoke with Mrs. Bunting about her plans for the property. Mrs. Bunting told the Town Board that she pays the taxes, and, the sewer bills, they have taken no step to sell it and they Board knows they do not want to sell it, they want to build on it.

Councilman Barlow assured Mrs. Bunting the Town did not want to take her property back but she is leaving them without a lot of options.

Supervisor Geraghty asked Mrs. Bunting to communicate with him in the next week or so and then keep them up-dated; if the Board needs to have a meeting with her then they will request a meeting.

REGULAR MEETING, WARRENSBURG TOWN BOARD, JULY 9, 2008

Councilman Ackley told Mrs. Bunting he wished to help her but she was making it rough on the kind of new guy that just got elected.

Councilman Markey volunteered to act as liaison between the Buntings and the Town Board.

Councilman Barlow reiterated the Town’s goal for the Industrial Park and thanked Mrs. Bunting for being present tonight.

DISCUSSION - HIGHWAY SAND BIDS

Bids for Highway Bank Run Sand were opened and read from the following companies:

Bruce E. Caza, dba Caza & Associates, pickup price \$2.25 a yard and delivered price at \$10.45 a yard.

Star Sand & Gravel, Inc at \$8.00 per cubic yard

Peckham Materials at \$6.50 per ton.

Mike Burke of Star, Sand and Gravel told the Town Board he would like the opportunity to offer a delivered price for the sand if the town was now going to be offering the bid delivered.

Highway Superintendent Pennock told the Board he would need to look at the quality of the sand, and asked the award of the bid be tabled.

RESOLUTION #126-08

TABLE SAND BIDS

On motion of Councilman Barlow, seconded by Councilman Alexander, the following resolution was ADOPTED – VOTE – AYES 5 NAYS 0

RESOLVED, to table any award of the Highway Sand bids for 30 days to allow the Highway Superintendent to view the sand and review the bids.

RESOLUTION #127-08

AWARD SWEEPER BID

On motion of Councilman Barlow, seconded by Councilman Alexander, the following resolution was ADOPTED by role call vote:

Supervisor Geraghty	Aye
Councilman Ackley	Aye
Councilman Alexander	Aye
Councilman Barlow	Aye
Councilman Markey	Aye

REGULAR MEETING, WARRENSBURG TOWN BOARD, JULY 9, 2008

IT IS RESOLVED, to award the Sweeper bid for the Highway Department to Wm. H. Clark Municipal Equipment in the amount of \$139,865.00 and to reject the bid of Cyncon Equipment Inc in the amount of \$128,820.00 because of the deviation of the bid specifications by Cyncon to a front steer, rear dump machine.

RESOLUTION #128-08

BOND RESOLUTION FOR SWEEPER FOR \$139,865.00 FOR SERIAL BOND

On motion of Councilman Alexander, seconded by Councilman Barlow, the attached resolution was ADOPTED by role call vote:

Supervisor Geraghty	Aye
Councilman Ackley	Aye
Councilman Alexander	Aye
Councilman Barlow	Aye
Councilman Markey	Aye

RESOLUTION #129-08

AUTHORIZING A 2008 DOG ENUMERATION BE DONE FOR THE TOWN AT \$1.00 PER DOG AND GAS MILEAGE REIMBURSEMENT

On motion of Councilman Markey, seconded by Councilman Ackley, the following resolution was ADOPTED-VOTE- AYES 5 NAYS 0

IT IS RESOLVED, that a dog enumeration will be done in the Town of Warrensburg during this year of 2008 and the rate for the enumeration will be \$1.00 per dog counted and reimbursement of mileage.

DISCUSSION – HYPER REACH SYSTEM

Sheriff York explained the hyper reach system to the Town Board. Sheriff York said the system can be used to put an alert out to the whole county through the phone by pushing one button. Sheriff York said this is something they could do for the towns in the County and they don't mind doing it for the towns but it does contain a cost.

Councilman Ackley asked about the \$.20 per minute charge the County will make and if all of the phones would ring at the same time. Sheriff York said it was his understanding, yes.

RESOLUTION #130-08

AUTHORIZING AN INTER-MUNICIPAL AGREEMENT BETWEEN THE COUNTY OF WARREN AND THE TOWN OF WARRENSBURG FOR THE RIGHT TO ACCESS THE HYPER-REACH SYSTEM.

On motion of Councilman Ackley, seconded by Councilman Markey, the attached resolution was ADOPTED- VOTE – AYES 5 NAYS 0

REGULAR MEETING, WARRENSBURG TOWN BOARD, JULY 9, 2008

DISCUSSION – LOCAL LAW TO AMEND WATER CODE

Supervisor Geraghty opened discussion explaining this would be for water repair bills, when a bill is returned onto property taxes for non-payment, this would also authorize an additional 5% be added.

RESOLUTION #131-08

SCHEDULE PUBLIC HEARING FOR AMENDMENT TO TOWN WATER CODE

On motion of Councilman Alexander, seconded by Councilman Barlow, the following resolution was: ADOPTED – VOTE – AYES 5 NAYS 0

IT IS RESOLVED, to schedule a public hearing for an amendment to the water ordinance local law for Wednesday, August 13, 2008 at 7:00 p.m. and authorizing the town clerk to advertise the public hearing in the paper.

DISCUSSION – CHANGE WATER TAP FEES

Supervisor Geraghty told the Town Board the changes for water tap fees would be from a residential tap of \$125.00 to a residential tap fee of \$200.00 and for commercial tap fees from \$150.00 to \$250.00. Supervisor Geraghty said the increase of fees will help to alleviate the increase of the cost of materials.

RESOLUTION #132-08

INCREASE WATER TAP FEES

On motion of Councilman Markey, seconded by Councilman Ackley, the following resolution was ADOPTED – VOTE – AYES 5 NAYS 0

RESOLVED, to increase the water tap fee of residential tap from \$125.00 to \$200.00 and a commercial tap fee from \$150.00 to \$250.00.

DISCUSSION – AMEND LANDFILL FEES

Supervisor Geraghty told the Town Board there are loop holes in the current fee policy that institutes a 52 gallon bag fee for \$4.00 and a 75 gallon bag or can for \$5.00, a 95 gallon can for \$7.00, burnable materials for \$25.00 a cubic yard, construction debris for \$35.00 a yard, sheet rock and roofing shingles to \$50.00 a yard and toilets for \$5.00 each. Supervisor Geraghty said we are one of the towns that does not seem to see any decrease in the amount of trash that we haul to the burn plant, our numbers are always up from the other communities; he does not know if people come to Warrensburg because we don't check for residency requirements but with the cost of fuel the town needs to raise the fees. Supervisor Geraghty said he was doing this on the suggestion of the landfill operators and they are the folks that are up there and see it every day.

REGULAR MEETING, WARRENSBURG TOWN BOARD, JULY 9, 2008

RESOLUTION #133-08

AMEND LANDFILL FEE SCHEDULE

On motion of Councilman Alexander, seconded by Councilman Barlow, the following resolution was ADOPTED – VOTE – AYES 5 NAYS 0

IT IS RESOLVED, to amend the landfill fee schedule to add: 52 gallon bag to \$4.00, 70 gallon bag or can is \$5.00, 95 gallon can is \$7.00, Burnable Material from \$20.00 a cubic yard to \$25.00 a cubic yard, construction debris from \$25.00 a yard to \$35.00 a yard, sheet rock and roofing shingles from \$40.00 a yard to \$50.00 a yard and adding a fee for toilets for \$5.00 each.

DISCUSSION – PROPOSED LOCAL LAW TO AMEND CHAPTER 178, VEHICLES AND TRAFFIC

Supervisor Geraghty opened discussion explaining currently you cannot park on the street; it is a hassle during garage sale weekend with the Horicon Avenue to the School bus garage area. Supervisor Geraghty said the area is supposed to be signed now, there are some signs on the one side and no signs on the other side and it does create havoc, especially during garage sale, it will not affect the residents right now because no one parks there, this will be one less area that has to be dealt with by the Chamber of Commerce in their no parking effort.

RESOLUTION #134-08

SCHEDULE PUBLIC HEARING FOR PROPOSED LOCAL LAW

On motion of Councilman Barlow, seconded by Councilman Alexander, the following resolution was ADOPTED – VOTE – AYES 5 NAYS 0

IT IS RESOLVED, to schedule a public hearing on Wednesday, August 13, 2008 at 7:00 p.m. for a proposed local law to amend Chapter 178 to allow for no parking on both sides of Horicon Avenue from Greene Terrace to the Warrensburg School Garage and it is further resolved that the Town Clerk is authorized to publish this public hearing in the Glens Falls Post Star.

DISCUSSION – GARAGE SALE WEEKEND PARKING ISSUES

Supervisor Geraghty opened discussion explaining there had been discussion about making a portion of Main Street no parking just during Garage Sale. Supervisor Geraghty said they checked with New York State DOT and DOT said to just work with the Sheriff's Department. Supervisor Geraghty explained possibly a portion of Main Street, tentatively from the Band Stand to Stewart Farrar could be handicap parking on this side of Main Street.

Lynn Smith, President of Warrensburg Chamber of Commerce asked if this would be handicap parking or just no parking.

Supervisor Geraghty said we could do what ever but he had thought it was handicap.

REGULAR MEETING, WARRENSBURG TOWN BOARD, JULY 9, 2008

Mrs. Smith explained the problem the Chamber has with the RV parking on Main Street, how they block access and visibility a lot of people who are handicap have the big RV's.

Supervisor Geraghty told Mrs. Smith he knew they could do what they needed to have done, they would have further discussion on that and they would just need to work with the Sheriff's Department.

RESOLUTION #135-08

AUTHORIZE OCCUPANCY TAX DISTRIBUTION

On motion of Councilman Markey, seconded by Councilman Ackley, the following resolution was ADOPTED – VOTE – AYES 5 NAYS 0

IT IS RESOLVED, to award \$50.00 for the Warrensburg Historical Society's Sticky Wicket Post and it is further resolved to award \$558.30 to James P. Mathis for the Town of Warrensburg Website maintenance.

DISCUSSION – TOWN OF WARRENSBURG WEBSITE FEES

Councilman Alexander called for discussion on the current fees for the Town of Warrensburg website. Councilman Alexander said they could talk to Jim (Mathis); some of the work that is being done could be done in house.

Supervisor Geraghty replied they needed to have a discussion.

RESOLUTION #136-08

AUTHORIZE SUPERVISOR TO ATTEND LONG LAKE MEETING

On motion of Councilman Barlow, seconded by Councilman Ackley, the following resolution was: ADOPTED – VOTE – AYES 5 NAYS 0

RESOLVED, the Supervisor is authorized to attend the Adirondack North Country Association meeting in Long Lake on July 16th, 2008 and the town will pay the \$10.00 fee for his lunch and his gas mileage.

RESOLUTION #137-08

ACCEPT ROGER LANGWORTHY'S RETIREMENT

On motion of Councilman Markey, seconded by Councilman Alexander, the following resolution was ADOPTED – VOTE – AYES 5 NAYS 0

RESOLVED to accept the August 18, 2008 retirement of Roger Langworthy as Assessor for the Town of Warrensburg.

DISCUSSION – ASSESSOR

Supervisor Geraghty opened discussion telling the Town Board he had sent all of them an information letter from Paul Maniacek, an Assessor, to be considered to serve as

REGULAR MEETING, WARRENSBURG TOWN BOARD, JULY 9, 2008

Assessor for the Town of Warrensburg for one day a week. Supervisor Geraghty asked the Board if they wished to have discussion or just table any action until they have time to further review the subject.

Councilman Ackley said it was his feeling they have had some problems with the Assessor's Office that does need to be looked into, and, he does not feel a part time person is right for the Town of Warrensburg. Councilman Ackley referred to a list he had given the Supervisor, the results of several towns that have part time Assessors, Lake Luzerne, Stony Creek and Thurman. Councilman Ackley said this is understandable because the Town of Stony Creek has three part time Assessors and everyone else has full time Assessors; he does think we should advertise for the Assessor position. Councilman Ackley suggested Mr. Maniacek could help the Town until the Town could find someone.

Supervisor Geraghty said Mr. Maniacek would be willing to help the Town either way.

Councilman Ackley said he wished to see a full time Assessor that can help straighten out the concerns the Board and the taxpayers have and he does not feel a part time person can do it, and especially someone who has over 7,000 properties to look after.

Councilman Alexander asked if Mr. Maniacek did Horicon and asked if the other towns share the same school district. Councilman Alexander suggested perhaps Mr. Maniacek would have some expert advice he could share with them.

Councilman Ackley told Councilman Alexander Mr. Maniacek had worked here before.

Councilman Markey said Mr. Maniacek was here before Roger.

Councilman Alexander asked if they were happy with Mr. Maniacek's performance before, they were both on the Board at that time.

Councilman Ackley said no, not much.

Councilman Markey said Mr. Maniacek worked here before part time, he is doing Chestertown and Horicon right now, totaling 7,000 parcels and Warrensburg has 2700 parcels. Councilman Markey said if you look on the sheet, Chestertown and Horicon combined is full time, Warrensburg is the second largest growing community in Warren County. Councilman Markey explained we have had a lot of people come in here for grievance and a lot of people come in for the re-valuation. Councilman Markey said the Board had decided to do re-evaluation on a yearly basis because of the dropping real estate market; and they may need somebody there full time, they should advertise it, interview along with Mr. Maniacek and go from there.

REGULAR MEETING, WARRENSBURG TOWN BOARD, JULY 9, 2008

Councilman Ackley said the picture that was used for his comparable for his assessment was a picture of his gazebo, not his house.

RESOLUTION #138-08

ADVERTISE FOR APPLICANTS FOR ASSESSOR

On motion of Councilman Ackley, seconded by Councilman Markey, the following resolution was ADOPTED – VOTE – AYES 5 NAYS 0

RESOLVED, to advertise for the position of Assessor in the Glens Falls Post Star.

RESOLUTION #139-08

DECLARE SURPLUS EQUIPMENT AND AUTHORIZE SALE OF SURPLUS EQUIPMENT

On motion of Councilman Markey, seconded by Councilman Ackley, the following resolution was: ADOPTED – VOTE – AYES 5 NAYS 0

IT IS RESOLVED, that a 1991 Chevrolet dump truck, a 1990 Ford platform dump with a plow and a one yard gas power cement mixer are declared surplus and auctioned off at the Smoke Eater Jamboree with the money from the auction being turned over to the Town.

RESOLUTION #140-08

HIRE JON'S IRRIGATION SYSTEMS

On motion of Councilman Alexander, seconded by Councilman Markey, the following resolution was ADOPTED – VOTE – AYES 5 NAYS 0

RESOLVED, to hire Jon's Irrigation Systems to put in a sprinkler system at the Sgt. Frederick Flynn Memorial Park for a cost of \$4,300.00.

DISCUSSION – THANK YOU

Supervisor Geraghty thanked Walter Haws, Wayne Reed and the rest of the Town Employees, WCS and Project SAVE, Bucket and Linda McNeill, Morgan Crandall, Mike Morey, Warrensburg Beautification and the VFW for items donated, time, service and input for the Sgt. Frederick Flynn Memorial Park.

PRIVILEGE OF THE FLOOR – PUBLIC CONCERN

John Peluso, Admiral Quartermaster and Past Commander, VFW-told the Town Board the park is now beyond the greatest expectations of the VFW's original plan for the park. Mr. Peluso said there has been discussion at the VFW and with Harold Flynn to use the Park to honor all deceased Veterans who have been killed in the line of duty, that is what they would like to have the dedication resolution from the Town Board read. Mr. Peluso said the Park will always remain the Sgt. Frederick H. Flynn Memorial Park, as it reads on the monument, and, the Park will be used to honor deceased Veterans who have given

REGULAR MEETING, WARRENSBURG TOWN BOARD, JULY 9, 2008

their life in the line of duty, the ultimate price, with a lighted box with a brass plaque bearing the names and rank and war date on it.

Mr. Peulso said they wanted a resolution to assure Mr. Flynn that Park will always bear the name of his son.

RESOLUTION #141-08

RESOLUTION/PROCLAMATION HONORING ALL DECEASED VETERANS

On motion of Councilman Markey, seconded by Councilman Barlow, the attached resolution was ADOPTED – AYES 5 NAYS 0

DISCUSSION – PUBLIC INVITATION

Mr. Peluso told the Town Board they will also be honoring Clark E. Barlow at the Park re-dedication ceremony on July 27, 2008 and all of the public will be invited. Mr. Peluso said Clark Barlow's family will be present and he would especially like to extend an invitation to all of the school children to attend this event so they will understand the concept of what went on to allow them to enjoy the freedom they have. Mr. Peluso said they will do the dedication to Clark's family first and then he felt it would be appropriate to do the re-dedication of the Park to the public and the Class of 1960, who will be there.

Discussion ensued on the life of Clark E. Barlow.

RESOLUTION #142-08

HIRE SURVEYOR TO SURVEY TOWN PROPERTY AT ECHO LAKE OFF LAKE AVENUE.

On motion of Councilman Ackley, seconded by Councilman Markey, the following resolution was ADOPTED – VOTE – AYES 5 NAYS 0

IT IS RESOLVED, to authorize the Supervisor to hire a Surveyor to survey Town Property at Echo Lake off of Lake Avenue, due to on going problems with lake access rights in the area.

RESOLUTION #143-08

SEWER RENT AMENDMENT

On motion of Councilman Markey, seconded by Councilman Alexander, the following resolution was ADOPTED – VOTE – AYES 5 NAYS 0

RESOLVED, to do the following Sewer Billing Amendment:

211.17-5-11 Alvarado, Anthony From 3 units (\$960.00) to 2 units and 1 debt service (\$820.00)

RESOLUTION #144-08

WATER RENT AMENDMENT

REGULAR MEETING, WARRENSBURG TOWN BOARD, JULY 9, 2008

On motion of Councilman Markey, seconded by Councilman Alexander, the following resolution was ADOPTED – VOTE – AYES 5 NAYS 0

RESOLVED, to do the following amendment to the Water Rent Role:
211.17-5-11 Alvarado, Anthony From \$360.00 to \$204.00 units.

DISCUSSION – PUBLIC COMMENTS

Supervisor Geraghty opened discussion announcing there will be some type of a grant award from NY State Archives for the water meter project, an amount is not known yet.

Mrs. Clara Bates spoke against hiring a part-time Assessor.

Supervisor Geraghty spoke regarding a possible County level transit bus service for outlying areas in Warren County which is being discussed at Warren County because of the cost of the fuel for the public.

On motion of Councilman Markey, seconded by Councilman Ackley, the meeting was adjourned at 7:59 p.m.

Respectfully submitted,

Donna A. Combs, Town Clerk

