

REGULAR MEETING, WARRENSBURG TOWN BOARD, JUNE 8, 2016

The regular meeting of the Warrensburg Town Board was held on Wednesday, June 8, 2016 at the Albert Emerson Town Hall at 7:00 p.m. with the following members present:

PRESENT:	Supervisor	Kevin B. Geraghty
	Councilperson	Joyce Reed
	Councilperson	Linda Baker- Marcella
	Councilperson	Bryan Rounds
	Councilperson	John Alexander

OTHERS PRESENT: Donna A. Combs, Town Clerk; Robert Hafner, Town Attorney; Dexter Duell, Water Department Head; Ed Pennock, Highway Superintendent; Steve Parisi, Museum Director; Sandi Parisi, Historian and numerous town residents.

RESOLUTION #71-16

MINUTES

On motion of Councilperson Baker-Marcella, seconded by Councilperson Reed, the following resolution was ADOPTED

AYES 5 Alexander, Rounds, Geraghty, Reed, Baker-Marcella

NAYS 0

RESOLVED, that the minutes of May 11, 2016 be accepted.

REPORTS OF TOWN OFFICIALS

Reports were received and read from the following Town Officials: Town Clerk, Supervisor, Assessor, Justice, Dog Control Officer and Enforcement Officer.

COMMITTEE REPORTS

Committee reports were given from the following: Beautification, Highway, Landfill, Historian, Museum, Parks and Rec., Sewer and Water and Youth.

RESOLUTION #72-16

APPOINT ANTHONY FORTINO TO BOARD OF ASSESSMENT REVIEW

On motion of Councilperson Reed, seconded by Councilperson Rounds, the following resolution was ADOPTED

AYES 5 Alexander, Rounds, Geraghty, Reed, Baker-Marcella

NAYS 0

IT IS RESOLVED, to appoint Anthony Fortino to the Board of Assessment Review.

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RESOLUTION #73-16

APPOINT TERESA COUGHLIN TO ZONING BOARD OF APPEALS

On motion of Councilperson Reed, seconded by Councilperson Baker-Marcella, the following resolution was ADOPTED

AYES 5 Alexander, Rounds, Geraghty, Reed, Baker-Marcella

NAYS 0

RESOLVED, to appoint Teresa Coughlin to the Zoning Board of Appeals.

RESOLUTION #74-16

APPOINT ROBERT BRADLEY TO ZONING BOARD OF APPEALS

On motion of Councilperson Alexander, seconded by Councilperson Baker-Marcella, the following resolution was ADOPTED

AYES 5 Alexander, Rounds, Geraghty, Reed, Baker-Marcella

NAYS 0

RESOLVED, to appoint Robert Bradley to the Zoning Board of Appeals.

DISCUSSION - INCREASE LANDFILL FEES

Councilperson Alexander made a resolution to increase the Town's landfill fees by \$1.00 per bag and Councilman Rounds seconded the resolution. Supervisor Geraghty called for discussion.

Councilperson Reed spoke regarding the increase in the landfill fees. Councilperson Reed said that her concern was if they raise the fees another dollar the residents will use the town trash receptacles that are placed around town to dispose of their garbage in because they do not want to pay the extra dollars at the landfill.

Councilperson Baker-Marcella said the residents are paying \$1.00 for a sixteen-gallon bag and \$2.00 for a thirty-two-gallon bag so you are paying twice as much for twice as much. Councilperson Baker-Marcella said if they only add \$1.00 to the sixteen-gallon bags that makes it \$2.00 for sixteen gallons and \$3.00 for thirty-two gallons; who would not use a thirty-two-gallon bag and pay a dollar less and so then we are collecting less money than what we are currently collecting.

Supervisor Geraghty said that was a good point and asked Councilperson Alexander if he wished to amend his resolution to raise all of the fees up fifty percent.

Councilperson Alexander said he could live with that; the Town needs to make it whole up there.

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RESOLUTION #75-16

INCREASE LANDFILL FEES FOR BAGGED GARBAGE BY FIFTY PERCENT

On motion of Councilperson Alexander, seconded by Councilperson Rounds, the following resolution was ADOPTED

AYES 4 Alexander, Rounds, Geraghty, Baker-Marcella

NAYS 1 Reed

IT IS RESOLVED, to increase all of the bagged fee prices by fifty percent.

DISCUSSION - SHREDDER DAY

Supervisor Geraghty told the Town Board they needed to set a date and a time for the Shredder Day they are considering that is going to be held at the Town Hall.

Discussion ensued on whether to have this be for Town Residents only, how much notice to give to residents, and what to charge.

RESOLUTION #76-16

SHREDDER DAY

On motion of Councilperson Baker-Marcella, seconded by Councilperson Reed, the following resolution was ADOPTED

AYES 5 Alexander, Rounds, Geraghty, Reed, Baker-Marcella

NAYS 0

RESOLVED, to hold a Shredder Day for Town of Warrensburg Residents only at the Town Hall on Saturday, September 10th from 10:00 a.m. to 1:00 p.m. with a charge of \$2.00 a standard box size sixteen by twenty-five that is able to be lifted, with the charge to the Town of Warrensburg to be \$450.00 for three hours.

DISCUSSION - MAP AND PLAN FOR HORICON AVENUE SEWER LINE PROJECT

Attorney Hafner told the Town Board that they have the part one to the short EAF form. Attorney Hafner said that before they got to that, part of what it is based on is an engineering report that the Town Engineers put together that is dated April 29th, we got it yesterday and have reviewed it. Attorney Hafner said that there are some parts in paragraph eight that need to be corrected to be consistent with the SEQRA Resolution the Town Board passed in May so those are changes that he wants the record to show that the EAF is based on but they have made changes to correct things after the date of this and before the date of the resolution in May. Attorney Hafner told the Town Board now they have part one and that he hoped they had the chance to review it to make sure it was accurate, that is step one and he was now going to lead them through part two. Attorney Hafner told the Town Board he wished to remind them because he thinks there is one of these questions

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they are going to want to say there is an impact but he expects their answer might be that it is a positive impact because that is why they are putting in a sewer district to take out septic. Attorney Hafner said when they get to that question, if that is what they have then he would think that the Town Board would want to put on the public record that there is an impact but it is a positive impact and they want part three which is the determination of significance that they want the Town Clerk to make sure that they went through that.

Attorney Hafner went through questions one through eleven on the EAF form.

RESOLUTION #77-16

RESOLUTION ADOPTING SEQRA NEGATIVE DECLARATION AND APPROVING HORICON AVENUE FORCE MAIN PROJECT

On motion of Councilperson Baker-Marcella, seconded by Councilperson Reed, the attached resolution was **ADOPTED**

AYES 5 Alexander, Rounds, Geraghty, Reed, Baker-Marcella

NAYS 0

Attorney Hafner told the Town Board he wished to remind them that the resolution they just passed did authorize the IMA, Inter-municipal agreement, with the County that would be necessary to make this happen because the Town is going to be providing them with sewer capacity and we have to have an agreement for them to pay for it and to give us access to their property.

RESOLUTION #78-16

RESOLUTION TO ADOPT A STANDARD WORK DAY AND REPORTING RESOLUTION FOR ELECTED AND APPOINTED OFFICIALS

On motion of Councilperson Baker-Marcella, seconded by Councilperson Reed, the attached resolution was **ADOPTED**

AYES 5 Alexander, Rounds, Geraghty, Reed, Baker-Marcella

NAYS 0

DISCUSSION - PERMISSION FOR USE OF RECREATION FIELD TO FIRE COMPANY

Supervisor Geraghty said the Warrensburg Fire Company is requesting to use the Town recreation fields for the annual Smoke Eaters Jamboree.

RESOLUTION #79-16

PERMISSION FOR USE OF WARRENSBURG RECREATION FIELDS

On motion of Councilperson Alexander, seconded by Councilperson Reed, the following resolution was **ADOPTED**

AYES 4 Alexander, Rounds, Reed, Baker-Marcella

NAYS 0

ABSTENTION 1 Geraghty

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RESOLVED, to give permission to the Warrensburg Volunteer Fire Company to use the Warrensburg Recreation Fields from Monday, July 25th, 2016 to Sunday, July 31st, 2016 for their annual Smoke Eaters Jamboree which will be held July 29th and July 30th, 2016.

RESOLUTION #80-16

DONATE \$500.00 TO WARRENSBURG VOLUNTEER FIRE COMPANY

On motion of Councilperson Reed, seconded by Councilperson Baker-Marcella, the following resolution was ADOPTED

AYES 4 Alexander, Rounds, Reed, Baker-Marcella

NAYS 0

ABSTENTION 1 Geraghty

IT IS RESOLVED, to donate \$500.00 to be paid from appropriation A7550.400, titled Celebrations, to the Warrensburg Volunteer Fire Company to help pay for their annual fireworks display at the Smoke Eaters Jamboree.

RESOLUTION #81-16

AUTHORIZE BIDS FOR HIGHWAY PICKUP TRUCK

On motion of Councilperson Rounds, seconded by Councilperson Reed, the following resolution was ADOPTED

AYES 5 Alexander, Rounds, Geraghty, Reed, Baker-Marcella

NAYS 0

IT IS RESOLVED, to authorize bids for a 2017 Ford F250 4x4 pickup truck for the Warrensburg Highway Department with a trade in of the 2012 Ford 250 4x4 Pickup with the bid opening set for July 13th, 2016 at 7:00 p.m.

DISCUSSION - SHORT TERM RENTAL PROPERTIES

Supervisor Geraghty said the Town Board had a good turn out for the Workshop meeting on short term rental properties, it is a work in progress, the Town still has more to do on that. Supervisor Geraghty said he knew there was an incident this past weekend at one of the other properties owned by a property owner who did not attend the meeting and he has since had a discussion with him and hopefully those issues will be rectified. Supervisor Geraghty said the Town is keeping a very close watch and they have the Town Police Officer working different hours now; he will be working past midnight rather than working seven until ten so he can be out checking on all of these properties.

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DISCUSSION - BANDSTAND LANDSCAPE

Supervisor Geraghty opened discussion stating that the first band concert is scheduled for Thursday, July 6th at the Bandstand with Alberta Crossroads with Phil Bacon performing. Supervisor Geraghty said the Town hopes to get people back to the Band Stand again.

Supervisor Geraghty said there has been a lot of discussion about the Band Stand, it has been rebuilt properly to last a lot of years and there has been a lot of discussion about the landscaping and the hedges. Supervisor Geraghty said it is the feeling of most of the Town workers that the Town should pull the hedges out and do a better job at landscaping there. Supervisor Geraghty said some of the bushes have pretty well had it and he would like to get the opinion of the Board.

Supervisor Geraghty asked Councilperson Rounds if the Town was still going to put pavers in the little street, the property belongs to the Town so they will still be able to park band cars there and if the bushes are down it will open up the Bandstand more so the public can see. Supervisor Geraghty said the hedges are tired and it is hit and miss.

Councilperson Alexander said he agreed, it is a brand new building and it needs new landscaping, the hedges are tired and have a lot of space in between them.

Councilperson Baker-Marcella said her concern was that they have something to stop people from running across or riding a bike or something, she does think the bushes need to be removed.

Supervisor Geraghty asked the Town Board to let the Parks and Rec. crew who have done a very fine job so far get the bushes out, get some top soil in and then if they find they do need to put something else in there he has a landscaper who works on the side who works for the Town.

DISCUSSION -GRANT

Supervisor Geraghty opened discussion telling the Town Board that in their packets was information where Chris and Patty met with Shelter Planning regarding a Main Street Grant Funding application. Supervisor Geraghty said Shelter Planning has made a proposal to the Town Board, it is a \$6,000.00 cost to the Town if the Town applies for the grant but they would do all of the pre-grant application information. Supervisor Geraghty said it is a 75% funding with a 25% match.

Councilperson Baker-Marcella asked if we have to pay them regardless. Supervisor Geraghty said only if we apply for the grant. Councilperson Baker-Marcella said she submitted the question regarding how many they have done and how many did they pay and asked if a response back had been received.

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Supervisor Geraghty said they do a lot for the Town of Queensbury, he does not know how many they have done. Attorney Hafner said he has lived there for years and they have done a lot for the Town of Queensbury, they have helped a lot of people who need help.

RESOLUTION #82-16

CONSENSUS OF THE BOARD TO MOVE AHEAD WITH SHELTER PLANNING

On motion of Councilperson Baker-Marcella, seconded by Councilperson Reed, the following resolution was **ADOPTED**

AYES 5 Alexander, Rounds, Geraghty, Reed, Baker-Marcella

NAYS 0

RESOLVED, to move ahead with the Shelter Planning application.

DISCUSSION -ELECTRONIC WASTE FUNDING IN LOCAL GOVERNMENTS

Supervisor Geraghty opened discussion telling the Town Board there is some grant funding out there for local governments for e-waste. Supervisor Geraghty said he thinks Warren County will be applying for a grant.

RESOLUTION #83-16

PAY BILLS

On motion of Councilperson Alexander, seconded by Councilperson Rounds, the following resolution was **ADOPTED**

AYES 5 Alexander, Rounds, Geraghty, Reed, Baker-Marcella

NAYS 0

IT IS RESOLVED, to pay the monthly warrants as outlined on Abstract #6 in the following amounts:

General Fund	\$23,120.76
Sewer Fund	\$63,726.85
Water Fund	\$ 7,372.19
Highway Fund	\$ 8,307.21
Lighting District	\$ 5,572.85
Countryside Sewer Cap	\$ 9,680.75
Safe Routes to School Cap	\$29,529.17
Paper Mill Park Cap	\$ 1,221.75
Bandstand Project Cap	\$ 1,288.31

DISCUSSION - CEMETERY

Councilperson Alexander thanked all of the people who are taking care of the cemeteries and said that the New York State Cemetery Division Inspector came to visit them to give them pointers about the big cemetery that is governed through

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the New York State Cemetery Association and it has been communicated that our cemetery needs to have some conformity under the rules and regulations.

Councilperson Alexander said they discussed solar lights and things on cemetery lots that are being stolen in our cemetery and the guy told him if they were not in the cemetery this would not be happening. Councilperson Alexander said they are going to start being a little more aggressive with the conformity in the cemetery, so he wants everyone to understand, please bear with them and be aware of your neighbors lots.

Supervisor Geraghty said the Town owns eight cemeteries that the Parks and Recreation people maintain and the Town has received a lot of compliments this year. Supervisor Geraghty said he wished to publicly thank all of the crews for the amount of work they have done in the last month; the Town did get the approval to do the Paper Mill Park so work has to be started on that.

PRIVILEGE OF THE FLOOR-PUBLIC CONCERNS

Catherine LaFond addressed the Town Board regarding short term property rentals in residential neighborhoods. Ms. LaFond said basically everyone was told to work issues out amongst themselves and they were also told short term property owners and managers who had caused the majority of the problems were spoken to and told to clean up their acts. Ms. LaFond said in addition it was noted there would be increased police patrols of the property rentals at night by means of drive bys. Ms. LaFond told the Town Board she has consulted with legal counsel who has confirmed this type of business is in absolute violation of the Zoning Ordinance in Warren County. Ms. LaFond said that the County has dealt with this type of issue in the past and concluded that any short term property rental business which advertises and or provides bed linens and towels to the guests classes them as a hotel/motel. Ms. LaFond stated that Warrensburg is mandated by Warren County to implement Zoning restrictions for said businesses or they can be sued. Ms. LaFond stated that these facts are pretty straight forward and clear on what needs to happen next to resolve this issue once and for all.

Allan Hall, Sr, addressed long term property rentals.

Councilperson Marcella congratulated Peggy Knowles on her recent award of being named Citizen of the Year by Warrensburg Chamber of Commerce.

Councilperson Reed congratulated Cronin's for being named Business of the Year by Warrensburg Chamber of Commerce.

Gary Cooper addressed short term vacation rentals with the Town Board.

Clare Bates stressed that town residents call EMS to have them install the lights that flash to show when someone needs help.

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Charles Fittipaldi spoke to the Town Board about people using the Boat Launch on Echo Lake to swim in. Supervisor Geraghty told Mr. Fittipaldi the Town is in the process of posting the Boat Launch for no swimming allowed.

On motion of Councilperson Alexander, seconded by Councilperson Reed, the meeting was adjourned at 8:11 p.m.

Respectfully submitted,

Donna A. Combs, Town Clerk