

REGULAR MEETING WARRENSBURG TOWN BOARD, DEC. 13, 2017

The regular meeting of the Warrensburg Town Board was held on Wednesday December 13, 2017 at the Albert Emerson Town Hall at 7:00 p.m. with the following members present:

PRESENT:	Supervisor	Kevin B. Geraghty
	Councilperson	Bryan Rounds
	Councilperson	Donne-Lynn Winslow
	Councilperson	John Alexander
	Councilperson	Linda Baker-Marcella

OTHERS PRESENT: Donna A. Combs, Town Clerk; Robert Hafner, Town Attorney; Ed Pennock, Highway Superintendent; Steve Parisi, Sandi Parisi, and numerous Town residents.

RESOLUTION #143-17

MINUTES

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

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

NAYS 0

RESOLVED, that the minutes of November 8, 2017 be accepted.

HEARING ON PROPERTY LOCATED AT ROLLIES ROAD

Supervisor Geraghty opened the hearing on 186 Rollies Road. Supervisor Geraghty asked if anyone was present to represent the Winslow Family.

Tammy Winslow spoke to the Town Board. Mrs. Winslow said that her husband was the owner of the property, and said she did not know what to say. Mrs. Winslow told the Town Board that as far as she knew, she did not own the property, it was being foreclosed on when the fire happened.

Attorney Hafner told Mrs. Winslow that the Town Code Enforcement Officer found that the structure was unsafe and under Warrensburg's Local Law dealing with unsafe structures the Town has to give notice to someone who has some sort of ownership interest. Attorney Hafner told Mrs. Winslow that as the surviving spouse, even if he left it in the will to someone else she, still has a right to a third, if he left everything to her she would have an ownership interest. Attorney Hafner said the Bank has not finished foreclosing, they have not done anything so the Town cannot collect from them. Attorney Hafner told Mrs. Winslow the process is that the Town has to give notice to the owner before the Town Board can move forward. Attorney Hafner told Mrs. Winslow the purpose of this hearing is to give her or other people who might have an interest in the property a chance to talk about whether or not they think that it is unsafe and to talk about if they think there is any

REGULAR MEETING WARRENSBURG TOWN BOARD, DEC. 13, 2017

reason why the Town Board should not go forward with the proposal that is being considered tonight. Attorney Hafner said the reason the Town is here tonight is to discuss going onto the property to remove the unsafe structure which is a safety issue and that the Town Board is in charge of protecting the safety of the public. Attorney Hafner told Mrs. Winslow there would be no personal liability to her but the proposal is that the cost will be put against the property; against the taxes and that way the Town will be paid back for the expense that was occurred for going through this, the cost will be against the property, not Mrs. Winslow. Attorney Hafner said the reason we have to go through these formalities is it is constitutional, the Town cannot go on other people's property without going through the due process. Attorney Hafner told Mrs. Winslow she had responded to the notice served on her and she was here and would have her chance to respond. Attorney Hafner said once the Town Board has heard Mrs. Winslow, they will decide whether to move forward with their resolution which has an order that will say the Town gave the notice, that she was here and that she has been given a certain amount of time to remove or repair the structure. They have to give her a reasonable amount of time and if she does not do it the Town Board will authorize the Code Enforcement Officer to arrange to have someone remove it. Attorney Hafner said the Town Highway Superintendent is going to do work and remove it for public safety.

Supervisor Geraghty said the Town did solicit bids to have it removed and the bids came back really high, over \$20,000.00. Supervisor Geraghty said the Town can do this a lot cheaper, the idea is to get the property cleaned up because the Town Board has had complaints.

Mrs. Winslow said she wished to allow the Town to clean up the property, to move forward immediately to clean up the property because she is not going to.

Attorney Hafner advised the Town Board to make the resolution tonight and told Mrs. Winslow the Town will mail her the Final Order and confirmed her address.

REPORTS OF TOWN OFFICIALS

The reading of the reports of Town Officials were received and read from the following: Town Clerk, Supervisor, Assessor, Justice, Dog Control Officer, Zoning Officer and Code Enforcement Officer.

COMMITTEE REPORTS

- Committee reports were received from the following: Beautification, Highway, Landfill, Lighting, Historian, Parks and Recreation, Sewer and Water and Youth.

COMMUNICATIONS

Communications were received from the following:

REGULAR MEETING WARRENSBURG TOWN BOARD, DEC. 13, 2017

Notice from Adirondack/Glens Falls Transportation Council about 2018 Transportation Program Solicitation.

DISCUSSION - YMCA ADIRONDACK CENTER

Brian Bearor, Chief Executive Officer, spoke to the Town Board regarding what YMCA and what programs are being offered to the Youth and their families at the Adirondack Center in Brant Lake.

ANNOUNCEMENT

Supervisor Geraghty announced the Organizational Meeting is scheduled for Thursday, January 4th, 2018 at 7:00 P.M.

RESOLUTION #144-17

SCHEDULE PUBLIC HEARING FOR LOCAL LAW #1

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

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

NAYS 0

RESOLVED, to schedule a Public Hearing for January 10th, 2018 at 7:00 P.M. for Local Law #1-18, and authorizing the Town Clerk to advertise a legal notice in the Glens Falls Post Star.

RESOLUTION #145-17

AWARD OCCUPANCY TAX

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

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

NAYS 0

IT IS RESOLVED, to award the Warrensburgh Beautification Committee Inc. \$2,900.00 in Occupancy Tax for their Christmas in Warrensburgh expenses.

RESOLUTION #146-17

AUTHORIZE SHARED SERVICES AGREEMENT WITH TOWN OF HORICON

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

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

NAYS 0

IT IS RESOLVED, to authorize the Supervisor to enter into a shared services agreement for the Town of Warrensburgh Bookkeeper with the Town of Horicon for the year 2018.

REGULAR MEETING WARRENSBURG TOWN BOARD, DEC. 13, 2017

RESOLUTION #147-17

AUTHORIZE SHARED SERVICES AGREEMENT WITH TOWN OF THURMAN

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

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

NAYS 0

RESOLVED, to authorize the Supervisor to enter into a shared services agreement with the Town of Thurman to allow the use of our Water Employees for assistance with their water supply infrastructure, Thurman will be responsible for all costs.

RESOLUTION #148-17

CLOSE CAPITAL ACCOUNTS

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

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

NAYS 0

IT IS RESOLVED, to close the Capital Account H16 Safe Routes to School and the Capital Account H27 Floyd Bennett Memorial Band Stand Account.

RESOLUTION #149-17

RESOLUTION TO MAKE AND CAUSE TO BE SERVED A FINAL ORDER FOR ROLLIES ROAD

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

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

NAYS 0

DISCUSSION - COLD WAR VETERANS EXEMPTION

Supervisor Geraghty said the Assessor, Greg Klingler sent them each an email about the Cold War Exemption sun setting. Supervisor Geraghty said our Local Law did not have a sunset clause in it.

Attorney Hafner explained that how it would have been incorporated was that our Local Law referred to the precise section of law authorizing it. Attorney Hafner said the old version of the law had in it that it would sunset at a certain date but because the state changed the law and we referred to their law, ours no longer automatically sunset because they got rid of that provision.

Supervisor Geraghty said we do not have to do anything, the Cold War Exemption continues. Attorney Hafner said that was the interpretation of how our law is written.

REGULAR MEETING WARRENSBURG TOWN BOARD, DEC. 13, 2017

RESOLUTION #150-17

SCHEDULE YEAR END MEETING

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

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

NAYS 0

RESOLVED, to schedule a year end meeting to pay the final 2017 bills for Warrant 13 for the Town of Warrensburg on Wednesday, December 27th, 2017 at 4:30 P.M.

RESOLUTION #151-17

BUDGET TRANSFERS

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

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

NAYS 0

RESOLUTION #152-17

PAY BILLS

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

IT IS HEREBY RESOLVED to pay the Warrants as outlined on Abstract #12 in the following amounts:

General Fund:	\$131,077.47
Highway Fund	\$ 61,874.57
Sewer Fund	\$ 27,985.05
Water Fund	\$ 17,185.91
Lighting	\$ 7,150.04
Paper Mill Park	\$ 1,504.05

PRIVELAGE OF THE FLOOR

Matthew Kennedy - inquired regarding the crosswalk he had asked for last month. Councilperson Alexander told Mr. Kennedy he had asked for a longer arm on the street light pole, that did not happen but a stronger street light was put in.

Supervisor Geraghty said he wrote a letter to New York State DPW to inquire about the Stop sign Mr. Kennedy requested and the State will do a study to determine.

REGULAR MEETING WARRENSBURG TOWN BOARD, DEC. 13, 2017

Supervisor Geraghty wished everyone a Merry Christmas and a Happy New Year.

On motion of Councilperson Alexander, seconded by Councilperson Baker-Marcella, the meeting was adjourned at 7:55 P.M.

Respectfully submitted,

Donna A. Combs, Town Clerk