

REGULAR MEETING, WARRENSBURG TOWN BOARD, SEPTEMBER 9, 2009

A regular meeting of the Warrensburg Town Board was held on Wednesday, September 9, 2009 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; Sandra Parisi, Historian; Steve Parisi, Historical Society, and numerous other town residents.

RESOLUTION #145-09

APPROVE MINUTES

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

RESOLVED, to approve the minutes of the August 12th and August 24th meetings.

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: Highway, Lighting, Historian/Museum, Sewer, Water and Parks and Recreation.

DISCUSSION – LIGHTING

Supervisor Geraghty opened discussion asking Councilman Ackley to take a ride in Meadowlark, to check and see what is there for street lighting. Supervisor Geraghty explained he has received a request from the new house in Clute's Development, it is in the lighting district.

Councilman Ackley said the Town does not have any street lights up there, it was discussed years ago and most of the people did not want lights when he went around the neighborhood, he will walk around and ask.

DISCUSSION - BROWNFIELD PROJECTS

Supervisor Geraghty opened discussion on the Brownfield Projects explaining Warrensburg does not own the land, the Town has temporary ownership of the land, DEC has given the Town a letter saying all of the cleanups on the properties are done, the Town is waiting for final reports. Supervisor Geraghty explained the carwash properties

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was easier, the contaminated barrels were removed and the tanks were filled in by Town crews the other day as the in kind service work for that grant. Supervisor Geraghty explained that property will sit that way now until we get the final report.

COMMUNICATIONS:

- 1) A thank you card from Clarissa Reynolds for the Arts and Crafts Program and help provided to the program.
- 2) A letter from Eileen M. Frasier regarding homes that are being rented weekly in the Town and are not subject to any Occupancy tax, creating a loss of income.

DISCUSSION - PLAYGROUND EQUIPMENT

Following the proof of publication that was printed in the Glens Falls Post Star on August 28th and on August 30th, playground equipment bids were received and opened from the following:

American Recreation Products	\$219,816.80
Miracle Recreation Playground Equipment	\$120,000.00

RESOLUTION #146-09

TABLE BIDS

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

IT WAS RESOLVED, to table the bids for playground equipment.

RESOLUTION #147-09

WATER BILL AMENDMENT

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

IT IS RESOLVED, to make the following amendment to the Water Roll:

LeCount, Jane & Joshua 211.13-1-36 From \$204.00 to \$102.00

RESOLUTION #148-09

SEWER BILL AMENDMENT

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

IT IS RESOLVED, to make the following amendment to the Sewer Roll:

LeCount, Jane & Joshua 211.13-1-36 From \$640.00 to \$320.00

DISCUSSION – OUT OF DISTRICT SEWER

Supervisor Geraghty opened discussion telling the Town Board sometime in the past three years, maybe longer, Mr. Griffin had one of his homes hooked into the Sewer system, the Town did not pick it up, his other home was tapped in but is not using the

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system. Supervisor Geraghty explained as the standard procedure is, the Town will enter into an out of district contract for the home located at 16 Fourth Avenue, with that contract and payment schedule retro to January 1 of 2009, Mr. Griffin will pay a tap fee for the property located at 20 Fourth Avenue which is now owned by Kathleen O'Day, this property already has an existing sewer tap.

RESOLUTION #149-09

AUTHORIZE OUT OF DISTRICT SEWER CONTRACT

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

IT IS RESOLVED, to authorize the Town Supervisor to enter into an out of district sewer contract with Carlton and Cecile Griffin for property located at 16 Fourth Avenue for one unit of sewer, with the contract being retro-active to January 1, 2009 and all four quarters to be paid.

DISCUSSION – 20TH FOURTH AVENUE OUT OF DISTRICT SEWER TAP

Councilman Barlow asked if the Town was going to leave the 20 Fourth Avenue as is; Supervisor Geraghty explained the tap is capped off; Mr. Galusha told the Town Board the Sewer Department followed the same procedure treating this property the same as that of Mr. Shortsleeves property under the previous Supervisor, Jerry Quintal's direction.

Supervisor Geraghty said he was aware the property owner at 20 Fourth Avenue does not want to be on the Sewer and suggested the Town do what ever the necessary steps to ensure she is not on it are. Supervisor Geraghty said the Town will check into this, if there is something else that needs to be done they will bring it back to the Town Board.

RESOLUTION #150-09

AUTHORIZE THURMAN CONNECTION SNOWMOBILE CLUB, INC. TO CROSS TOWN PROPERTY

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

IT IS RESOLVED, the Thurman Connection Snowmobile Club is given permission for a trail use agreement on land owned by the Town of Warrensburg to cross the Watershed property between Route 418 and Alden Avenue.

DISCUSSION – WATER SURVEY

Supervisor Geraghty opened discussion explaining there was a request at the March Board meeting for a water survey to be done, the Town did a notice of the survey in the water bills mailed out in August, from the 1140 bills the Town has received 89 responses. Supervisor Geraghty expressed thanks to Steve Parisi for his help with the

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survey, and said there was very little negativity in the survey; a lot of people treat their water with filters.

RESOLUTION #151-09

SCHEDULE PUBLIC HEARING FOR REVISIONS TO WATER CODE

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

IT IS RESOLVED, to hold a public hearing on Wednesday, October 14, 2009 at 6:45 p.m. for proposed Local Law #2-09 entitled Amendment to the Water Service Provisions of the Code and authorizing the Town Clerk to advertise for the public hearing in the Glens Falls Post Star newspaper.

RESOLUTION #152-09

AUTHORIZE STICKEY WICKET PURCHASE RETRO TO AUGUST 9, 2009.

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

IT IS RESOLVED to purchase a sticky wicket flag to show support for the Warrensburgh Historical Society for their fund raiser which was held on Sunday, August 9th, 2009.

DISCUSSION – SEQRA

Supervisor Geraghty opened discussion telling the Town Board a type II SEQRA action is required for the grant for the Band Stand through New York State Office of Parks and Historic Preservation's grant application.

The Supervisor led the Town Board through the SEQRA application.

RESOLUTION #153-09

DECLARE TYPE II SEQRA ACTION FOR BAND STAND GRANT

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

IT IS RESOLVED, to declare a type II SEQRA action for the grant from New York State Office of Parks and Historic Preservation's grant application.

RESOLUTION #154-09

AUTHORIZING AN AGREEMENT WITH WARREN COUNTY FOR ADMINISTRATION ASSISTANCE OF LOCAL WATERFRONT REVITALIZATION GRANT.

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

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DISCUSSION – LOCAL WATERFRONT REVITALIZATION GRANT

Supervisor Geraghty opened discussion telling the Town Board this is the grant they applied for in 2007, it is a \$120,000.00 grant, the towns share is \$60,000.00 which is \$10,000.00 in kind service and \$50,000.00 in cash which is actually \$25,000.00 for two years, this was approved by this Board and now we are finally getting the contracts.

Supervisor Geraghty explained professionals will be hired to come in and help finish the Master Plan and review the Zoning Laws.

RESOLUTION #155-09

AUTHORIZE REQUESTS FOR EXPRESSIONS OF INTEREST

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

IT IS RESOLVED, to authorize Warren County Planning to obtain and review the REI, and give a recommendation to the Town Board of a consultant.

DISCUSSION – LETTER OF SUPPORT

Supervisor Geraghty opened discussion explaining a prominent board member has been nominated for an award, the board member does not know it yet, once he receives the award the town will send a letter of congratulations.

RESOLUTION #156-09

AWARD OCCUPANCY GRANT

On motion of Councilman Ackley, seconded by Councilman Markey, the following resolution was ADOPTED – VOTE- AYES 4 NAYS 0 Abstention 1 – Supervisor Geraghty abstained from voting.

IT IS RESOLVED, to award an Occupancy Grant to the Warrensburg Volunteer Fire Company in the amount of \$4,353.00 for advertising for the 2009 Warrensburg Volunteer Fire Company to reimburse for advertising.

RESOLUTION #157-09

EXPLORE NEW YORK INTERMUNICIPAL AGREEMENT

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

RESOLUTION #158-09

SCHEDULE TENTATIVE BUDGET MEETING

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

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IT IS RESOLVED, to schedule a meeting for Monday, October 5, 2009 at 4:30 p.m. to allow the Town Clerk to present the tentative budget to the Town Board.

RESOLUTION #159-09

PAY BILLS

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

IT IS RESOLVED, to pay the bills as outlined on Abstract #9-09.

DISCUSSION – WATER FUEL TANK

Councilman Ackley opened discussion telling the Town Board it is his feeling the Water Department should use the County fuel pump to keep track of how many gallons of fuel they use, and said he wished to introduce that as a motion.

Councilman Markey said this would give more accountability, and, it is his feeling by using the County pumps there will be a savings per gallon.

Councilman Alexander replied he has spoken to the individual town board members about their concerns and he has spoken to the Town Employees who have used the tank, some for the last twenty four years, and they feel it would be a detriment as well as an inconvenience for the mowing, tractors and snow blowing.

Councilman Barlow spoke about accountability and said he is always in favor of accountability and it is his thought that can be achieved by installing a gauge of some type at the site, he feels all of the town employees are trust worthy and he wished to make sure that there are no excursions cast in that area. Councilman Barlow said he is in favor of leaving things the way they are.

Supervisor Geraghty said he did understand the concerns about accountability, he has spoken to Rick about getting the gauge fixed and Able Energy charges the Town the same price as Warren County charges, they will match the County price so the cost to the Town is the same, it has been there for twenty years, he feels the town should remain with the tank.

Discussion ensued.

Councilman Markey said he wished to add there is no problem with the town employees, the town should be accountable to the towns people.

Discussion ensued on previous billing from Able, the Town will call Warren County tomorrow and get their price for August, Able will then adjust the bill.

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**RESOLUTION ORDERING WATER DEPARTMENT USE COUNTY PUMPS
FOR OFF ROAD EQUIPMENT**

On motion of Councilman Ackley, seconded by Councilman Markey, the following resolution was NOT ADOPTED – VOTE AYES 2 NAYS 3

PRIVILEGE OF THE FLOOR-PUBLIC COMMENT

Councilman Alexander spoke about the loss of Oscars Meat Market from the fire last week and said he is sure Jerry Quintal will re-build.

Supervisor Geraghty gave an update on the Woolen Mill project saying the project is now ready to be bid.

Alan Smith spoke about five Out of District students attending Warrensburg Central School who are not paying tuition and said it will be discussed at the next School Board meeting.

John Wulfken spoke to the Town Board regarding water pressure from hydrants at the Oscar's fire. Supervisor Geraghty suggested Mr. Wulfken discuss his concerns with the Fire Commissioners on Monday at 7:00 p.m. at their meeting.

Alan Hall, Sr. praised the Town of Warrensburg townspeople on how they pulled together to assist during the Oscar's Meat Market fire.

On motion of Councilman Markey, seconded by Councilman Barlow, the meeting was adjourned at 7:45 p.m.

Respectfully submitted,

Donna A. Combs, Town Clerk

