

NEW LISBON TOWN BOARD---AUGUST 14, 2012 REGULAR MONTHLY MEETING---7:30 PM

Present: Supervisor Robert Taylor, Councilmen Robert Eklund & Edward Lentz, Hwy. Supt. Bill Whitaker, Clerk Charlene Wells, Co. Rep. Pauline Koren, DCO Shawn Patrick, Land Use Enforcement Officer Tom Riso, Sue Smith, Donald Smith, Ed George, Joe Gregory, James Gregory, Stephanie & Jerry Brockway & daughters Absent: Councilwoman Connie Chase & Councilman Glen Noto

Supervisor Taylor opened the regular monthly meeting at 7:30 PM. A motion was made by Robert Eklund, seconded by Edward Lentz and carried 3/0 to approve the minutes from the July 10, 2012 regular meeting as written.

The Planning Board met on August 6, 2012 and reviewed a site plan application for Stephanie & Jerry Brockway for a used car business. OCCA Planner Rima Shamieh also reviewed the application and submitted a list of her questions to the Planning Board. The Planning Board questioned the applicant on various aspects of the application. They recommended that it be sent on to the Town Board with the stipulations that a better diagram with dimensions and a letter whereby they explain the business plan to the adjacent four property owners and get their signatures be submitted to the Town Board which the applicant agreed to. The Brockways submitted the requested documents and asked that the maximum number of cars be increased from the 5 they had agreed to with the Planning Board to 10. After further discussion, a motion was made by Robert Eklund, seconded by Edward Lentz and carried 3/0 to approve Site Plan Application #01-12 for Stephanie & Jerry Brockway for a used car business at their home at 566 Braun Road, tax map #191.00-1-70.04, to be known as Jerry Brockway's Auto Care with the following provisions: 1. An unlighted sign 12 square feet or less and one car for sale will be placed on the front lawn of the property. 2. All remaining cars for sale, up to a maximum of 10, will be placed at the rear of the property, in the parking area, garage or fenced area. 3. A home office will be established in the residence, with normal business hours to be 8:00AM to 5:00 PM. 4. Respect will be given to the residential nature of the area and any waste materials will be disposed of properly.

The Board was overall happy with the highway barn report prepared by Delaware Engineering. They supplied estimated figures for repairing and replacement. They estimate the highway barn to have 5-10 years before something will have to be done. The Board discussed what steps would be next, how to have the project ready to go if we find funding, possibly sharing services with the County Hwy. Dept., etc. It was decided to ask Mike O'Reilly of Delaware Engineering to come talk with the Board at the next meeting at 6:30 PM if possible.

Dog Control Officer Shawn Patrick was present to discuss issues with the Board. Supervisor Taylor noted that he had not yet set up a meeting with NYS Ag & Markets representative Deb Toth for him and Shawn. Shawn described some problems he encounters. He noted that being a small town with rural territory, he never knows what he will encounter. He is trying to improve response time. He noted that he probably won't want to continue next year as he doesn't earn enough to cover the headaches. A new dog brochure was drafted for him to hand out. The Clerk is going to check and see if we could put a dog info flyer & dog census return card in tax bills to save the cost of doing a dog census by mail. Then the DCO would only have to go out to those residences who don't respond.

Highway Supt. Bill Whitaker advised the Board that when they pulled out the sander that was set in the back of the new used truck, they found rust & debris from salt erosion and the controls for the box were set up from not being used. He will have to do some work on it to build up the sides and set a sander unit on it to get it to be used for sanding only or purchase a new dump box at an approximate cost of \$28,000.00. Councilmen Robert Eklund and Edward Lentz will meet with Hwy. Supt. Whitaker to look at the situation and come up with the best options for the Board to discuss next month.

Hwy. Supt. Whitaker noted that he has had several parties express an interest in the old Oshkosh truck. A motion was made by Robert Eklund, seconded by Edward Lentz and carried 3/0 to

advertise for bids on the 1960 Oshkosh truck (as is), with a \$2000.00 minimum to be opened at the September meeting.

They have been working on paving Gardnertown Road and hope to finish up later this week or early next week. He also hopes to seal High Street at an approximate cost of \$1200.00 with CHIPS funds. Highway bills #103 through #119 for a total of \$12,575.72 were audited and approved for payment by the Board.

Ed George commented that the County should be providing money to fix Backus Road which is getting in rough shape due to the increased traffic caused by the County Hwy. 16 Bridge being out. Hwy. Supt. Whitaker noted that the County did provide another shot of dust oil. Tom Riso noted that Bell Hill Road is taking a beating from increased traffic also. Hwy. Supt. Whitaker noted that he is aware of the deterioration of these roads from the increased traffic.

Co. Rep. Pauline Koren reminded us to keep Kevin Ritton of the County Emergency Services offices informed of any drought conditions, flooding, etc. The County Board is holding a public hearing on changing the term of county representative from 2 to 4 years. She asked for comments on this issue which included: better to govern than constantly be running for office, should be able to learn the job before two years is up, campaigning every two years is costly and time consuming, need to get a county manager to run the County as a business, etc. Councilman Eklund did question Rep. Koren on why they have their meetings during the daytime when a lot of people can't attend because of normal working hours. The County has adopted a new no smoking or smokeless tobacco policy which extends to County owned vehicles, 50 feet from County buildings, including bus stops & pavilions. Penny Gentile is the new Personnel Officer. Rep. Koren clarified the information on the water testing she discussed last month. It is only being done on streams & creeks, not private wells. The transfer stations will take old computer equipment, TVs, etc., at no cost. She asked the Board about our previous look into cell towers as Congressman Chris Gibson is pushing for the need for infrastructure. We found that we couldn't get a tower built without having a carrier interested, which they are not, due to the low amount of people in the area. The County Board is having companies interested in running the manor come in and look at its' operation. They have not made any decision to sell it yet. They would want assurances that the level of care would remain the same. Most of those who are looking at it already own nursing homes and say that they would keep 90% of the employees.

We received notice from the NYS Office of Real Property Services that our 2012 Final Equalization Rate is 100.00. County Director of Real Property Tax Services Hank Schecher sent notice that we need to pass a local law to change our date of grievance day since our assessor also works in two other towns and we always have to schedule an alternate day. A copy of the information was forwarded to Attorney Martin Tillapaugh. We received notice that we have a balance of \$136,619.90 in our CHIPS funds. The owners of Jellystone Campground, MB Campground have filed a claim against their 2012 assessment. They did file an incomplete application with Assessor Kathleen Chase a few days before grievance day. The Board of Review took no action on it. A thank you note was received from Matthew Palmer for his appointment to the Planning Board.

Supervisor Taylor noted that he was supposed to meet with a NYMIR representative on August 9th to complete a fire inspection of our buildings. After waiting for him, the person called and said he was going to be late and Supervisor Taylor cancelled the appointment. He talked with Robert Blaisdell, who did our risk assessment for NYMIR and he said he can come out and do it. Bill Mirabito contacted Supervisor Taylor and told him that he was not happy that they did not get the fuel bid, but he won't challenge it. Gary Elliott has asked about a real estate group he's involved with using the Town Hall for a public meeting on how gas leases affect selling property. After discussion, the Town Board agreed to offer him the use of the town hall for a \$100.00 fee. (Non-resident-business fee).

Three letters of support were sent in to go along with our Preserve NY grant application and Supervisor Taylor talked with them on the phone. We should know by Labor Day if we get the grant to do the survey. If we get it, we get the check up front. Supervisor Taylor suggested that we should change the bid opening procedure. He would like to have them opened at a special meeting days before the regular meeting. This would give us time to review them before having to make a decision on them. The Board also discussed getting to review the bills before the meeting. It was decided to have them

available at the Town Hall for review one half hour before the regular meeting start time for any of the Board that wants to look them over.

A motion was made by Robert Eklund, seconded by Edward Lentz and carried 3/0 to pay General Fund bills #154 through #176 for a total of \$6,444.26. Supervisor Taylor paid bills #148 through #153 for a total of \$5,324.46 with prior Board approval. The Supervisor's monthly report was given to the Board.

A motion was made by Robert Eklund, seconded by Edward Lentz and carried 3/0 to change the regular September monthly meeting to Tuesday, September 4, 2012 at 6:30 PM (if Delaware Engineering can come), to hold a special meeting on Tuesday, September 25, 2012 at 7:30 PM for the presentation of the 2013 Tentative Budget and a work session on the budget and to hold a joint training session on SEQRA with the Planning Board on October 1, 2012 at 8:00 PM. The Planning Board decided not to hold a September meeting.

The review of the town hall septic showed no problems from the roots. It was suggested that the few roots that are causing the blacktop to bulge be cut. We may want to get someone in to look at our Town Hall roof. Many of the shingles are curling. We may also want to look into better ventilation for the attic.

A motion was made by Edward Lentz, seconded by Robert Eklund and carried 3/0 to adopt the Sexual Harassment Policy and Equal Employment Opportunity Policy as prepared by the Clerk. Copies will be handed out to employees.

A motion was made by Edward Lentz, seconded by Robert Eklund and carried 3/0 to set the annual salary(to be paid monthly) for the Land Use Enforcement Officer at \$3,000.00 (pro-rated this year).

The Clerk updated the Board on the progress made to date with the playground repairs and replacements. New pea gravel has been added and new swings & chains purchased. Boards will be placed in the gaps and a Plexiglas piece has been ordered for the spot where the bubble came out. The tire swing hanging fixture is no longer made the same way. If parts can't be located, a new one may have to be purchased. Big Toys no longer makes parts for this set, but they do have end caps at \$7.50 each. We are trying to find a cheaper alternative. The spray foam that was suggested be put in the logs is not recommended around children and it says it disintegrates when exposed to the elements.

Councilman Robert Eklund noted that the BVA Summer Harvest Festival is on Thursday, August 16th from 3-6:30 PM in conjunction with the Farmer's Market in Morris.

With no further business, a motion was made by Edward Lentz, seconded by Robert Eklund and carried 3/0 to adjourn at 9:47 PM.

Charlene R. Wells, New Lisbon Town Clerk