

New Lisbon Town Board---August 9, 2016---7:30 PM Regular Monthly Meeting---Town Hall, Garrattsville

Present: Councilwoman Flo Loomis, Councilmen John Pegg, Joseph Gregory & Robert Eklund, Supervisor Timothy Miller, Hwy. Supt. Bill Whitaker, Clerk Charlene Wells, Deputy Supervisor Stacey Kazacos, Also: Lenny Melillo, Tom Riso, John Braunius & friend, Barry Braunius, Sue Smith, Donald Smith, Planning Board members Art Mathewson, Robert Taylor, Matthew Palmer & David Galley

Supervisor Timothy Miller opened the meeting at 7:30 PM with the Pledge of Allegiance and a moment of silence. A motion was made by Councilman John Pegg, seconded by Councilman Joseph Gregory and carried 5/0 to accept the minutes for the July 12, 2016 regular monthly meeting as written.

Hwy. Supt. Bill Whitaker advised that he did receive word that we will be getting money from the PAVENY program. This will give him enough money to finish all of his paving projects he wants to do this year. We received a letter from the NYS DEC advising that they inspected our fuel storage tanks and identified numerous violations of the State's Petroleum Bulk Storage regulations. We must comply with these regulations and fix the violations within 30 days and submit required documentation to them or we could face penalties. Items they cited were updating the registration certificate to have all the right contacts and phone numbers, properly closing a waste oil tank that is no longer used, a gas line is dripping, fill ports need to be color coded, tanks need to be painted and marked, one tank needs overfill protection and a product level gauge, one needs a shut off valve, one needs an operating valve and monthly inspections must be done and reports filed and kept for three years. Supt. Whitaker advised that he stopped using one waste oil tank that was outside because people would leave off products that he could not be sure what they were. He will take care of closing the tank per DEC regulations. He will get the paint to paint the tanks. He doesn't want to change from the key system we now use since the Fire Dept. also utilizes the diesel fuel. Hwy. Supt. Whitaker advised that he had been in contact with Tom Yocum who services tanks/pumps at Millers & the Garrattsville Store. He has given an estimate of approximately \$2,000.00 to do the work that is required to get us in compliance. He will also take photos and send a letter to the DEC. Our tanks were installed in 1987. Supt. Whitaker added that he did not think there was a spill, just maybe some dampness in sub-zero weather. Some of the gas lines are deteriorating. New valves and piping should solve any leaking issues. Apparently lots of notices have been going out to PBS permitted facilities and even farm fuel tanks. After further discussion, a motion was made by Supervisor Timothy Miller, seconded by Councilman Joseph Gregory and carried 5/0 to authorize the Highway Supt. to hire Tom Yocum, at an estimated cost of approximately \$2,000.00 to help us fix the violations with our gas pumps/DEC PBS permit so that we can comply within the 30 days we have. Councilman Robert Eklund added that once we're brought back into compliance, we should keep up with everything to stay in compliance.

The last of the parts are in so they will be working on fixing the 2009 Freightliner. Supt. Bill Whitaker noted that there may be a surplus truck coming available from Fort Dix in New Jersey. It is a 2008 with 3,200 miles and would cost about \$3,000.00. A motion was made by Supervisor Timothy Miller, seconded by Councilman Joseph Gregory and carried 5/0 to authorize the Hwy. Supt. to purchase the army surplus vehicle if it becomes available. Supt. Whitaker further noted that he is happy with the new employee.

Co Rep. Meg Kennedy stated she has been busy with a lot of meetings. A new recycling contract was given to Casellas. She checked with the Hartwick Supervisor and they will be sending us a shared services acceptance letter. A Family Farm Day, with self-guided tours is set

for August 13th. Millhollow Maple is on the tour list. Lenny Melillo asked her since the County is getting more funding for the EMS radio system, if the County would be willing to give some more money back to the fire departments. The radios they had to purchase cost about \$23,000.00 and the County had only chipped in \$10,000.00. She will look into the issue. Co. Rep. Kennedy advised that she will be working on the Land Bank Board. Art Mathewson questioned her about expanding broadband, as he heard that Otsego Electric would allow their poles to be utilized. She had no new information, but will look into the issue. Councilman Robert Eklund commented that there is a push to get all homes hooked up, just as when electricity was brought to homes. She was asked about the County's planned solar site. The last she knew was that the Town of Laurens was going to take lead agency status in the SEQR review.

Land Use Enforcement Officer Tom Riso noted that he has been working on completing a new building permit for the storage building ceiling installation. He asked the code office why municipalities aren't exempt from paying for permits and was told that their office is an expense to the County and they need all the money coming in that they can get. He also noted that he thinks that some people just do the Building Checklist with the Town Clerk and don't get County building permits. He suggested the checklist be changed to note that the applicant must still apply for a County building permit. Clerk Charlene Wells noted that she tells everyone that the completed form must go to the County with their building permit application, but she will look at revising the form.

Deputy Supervisor Stacey Kazacos spoke with the building custodians and they will work on the to-do list. He reported that the IDA will be holding a meeting on broadband on August 26th. The County is going to apply again for a grant. Supervisor Timothy Miller noted that he had been in Louisiana on a drill and is working daily in Latham.

We received a letter from the Greater Mohawk Valley Land Bank asking us to identify two properties in the Town which are vacant, abandoned and tax delinquent to fix up. We should check with the County Treasurer's office to see if we have any properties that meet these criteria.

Notice was received from the Public Service Commission that our 15 year cable franchise renewal with Time Warner Cable was approved.

Discussion was held on making a cross country ski trail in State land. CPIC and specifically Andrea Denekamp had worked on this previously with a lot of back and forth with the NYS DEC. Deputy Supervisor Stacey Kazacos will contact Andrea Denekamp for her input.

Supervisor Timothy Miller had asked the Planning Board to attend the meeting to begin discussing our ideas for site plan regulations on Solar Farms. Councilman Robert Eklund noted that Solar Farms would want to be placed close to a transmission station or major substation. It would be hard to find a capable line in our town so he doesn't think many outfits would seriously look at locations in our town. Planning Board member and Assoc. of Towns President Robert Taylor stated that he could ask Chris Anderson from the Assoc. of Towns to look into the issue for us and see how other towns are handling it. Co. Rep. Meg Kennedy will check with the County Planning Department and see if they would be interested in drafting a basic set of regulations that all towns in the County could use. Sue Smith questioned what NYSEG thinks of having Solar Farms pop up all over. Tom Riso asked why we have objections to Solar Farms. Supervisor Timothy Miller noted that the Town Board is not against Solar Farms, but just wants to have regulations and standards for the Planning Board to have when reviewing the applications and to deal with Solar Farms being abandoned when they are no longer usable. The Board previously agreed to give the Planning Board training time for getting together and

working on drafting regulations. They can look at the sample from the Town of Geneva we received from the Assoc. of Towns and adapt it to our needs and submit a sample for the Town Board to review. Robert Taylor noted that he attended the Assoc. of Towns Planning & Zoning School and he could give the Planning Board a two hour training session on the information he learned. A motion was made by Supervisor Timothy Miller, seconded by Councilwoman Flo Loomis and carried 5/0 to authorize Robert Taylor to give the Planning Board a two hour training session on the information he learned at the Assoc. of Town's schooling he attended.

A motion was made by Councilman Joseph Gregory, seconded by Councilman Robert Eklund and carried 5/0 to pay General Fund Bills #140 through #155 for a total of \$3,404.19 and Highway Fund bills #124 through #137 for a total of \$14,815.64. Supervisor Miller paid General Fund bills #134 through #139 and Highway Fund bill #138 for a total of \$7,262.93 with prior Board approval. The Supervisor's monthly report was submitted to the Board.

The Building Custodian has requested that we purchase a carpet shampooer which would be under \$500.00. After discussing the issue, a motion was made by Councilwoman Flo Loomis, seconded by Councilman Robert Eklund and carried 5/0 to authorize the Building Custodian to get prices for having someone come in and clean the carpets instead of purchasing our own machine.

Town Clerk Charlene Wells noted that Steve Lawton has been working with her on updating her computer to Windows 10 and he has given an estimate of \$222.00 to purchase and install an external backup device. The Supervisor's computer could also use an external backup device. A motion was made by Councilwoman Flo Loomis, seconded by Councilman Robert Eklund and carried 5/0 to approve purchasing external backup devices and installation from Steve Lawton at \$222.00 each for the Town Clerk's and Supervisor's computers.

Justice Bruce Moskos submitted information showing that other towns have received grants from the Justice Court Grant Program to fix up their buildings. Councilman Robert Eklund noted that his only concern is getting items through the grant program that will end up costing us money in the long run for maintaining them. Supervisor Miller added that the Justice will look into getting a panic button and perhaps could get the conference/court room painted and new tile floors.

Councilman Robert Eklund noted that the Soil & Water Conservation Office will be doing an assessment of the Butternut Creek. They will do it when the leaves are off and it will provide a photographic inventory of both sides of the creek. They will be holding town meetings on this to explain it to residents. This assessment will identify problem areas and the Town might be able to get grant funds to fix culverts, etc. They will want input from landowners. The Town Board previously approved supporting this project. The Butternut Valley Alliance will be holding its annual Summer Harvest Festival in Morris, in conjunction with the Farmer's Market on Thursday, August 25th from 3:00 to 6:30 PM.

Tom Riso commented that the group that holds the bike race in town should take down their bike race signs after the race instead of leaving the signs up all year because people don't pay attention to the signs when they see them up all the time. Matt Palmer added that he would talk to the race sponsors about taking the signs down promptly after the race so people don't become ignorant to them. Matt also asked about the Town's burial law. The law is on the Town website and the Town Board had set an amount \$10,000.00 to establish a fund to pay for maintenance for a private burial site. Clerk Charlene Wells will forward him the information. With no further business, a motion was made by Supervisor Timothy Miller, seconded by Councilwoman Flo Loomis and carried 5/0 to adjourn at 9:05 PM.

Charlene R. Wells, New Lisbon Town Clerk