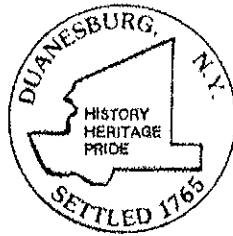


Roger Tidball, Town Supervisor
Jennifer Howe, Town Clerk
Brandy Fall, Deputy Town Clerk
William Reed, Highway Superintendent



John D. Ganther, Council Member
Francis R. Potter, Council Member
Jeffrey Senecal, Council Member
William Wenzel, Council Member

Thursday August 13, 2020
Regular Town Board Meeting
Meeting Time: 7:00PM

Meeting called to order by Supervisor Tidball at 7:00PM

Present: Supervisor Tidball, Council Members Potter, Ganther, Senecal and Wenzel Town Clerk Jennifer Howe

Pledge of Allegiance

Supervisor Tidball: Alright, tonight, is Thursday August 13th 2020. Approval of minutes please.

Council Member Ganther: I make the motion for approval of minutes for the Town Board Meeting on Thursday July 23, 2020.

Council Member Wenzel: I'll second.

Supervisor Tidball: Any discussion? Clerk call the roll please.

Town Clerk Howe: Council Member Potter

Council Member Potter: Abstain

Town Clerk Howe: Council Member Wenzel

Council Member Wenzel: Aye

Town Clerk Howe: Council Member Ganther

Council Member Ganther: Aye

Town Clerk Howe: Council Member Senecal

Council Member Senecal: Aye

Town Clerk Howe: Supervisor Tidball

Supervisor Tidball: Aye

Resolution 96-20: Council Member Ganther motioned, seconded by Council Member Wenzel to approve the Town Board Meeting minutes of Thursday, July 23, 2020.

Motion carried, 4 ayes

Supervisor Tidball: Town Clerk's Report

Town Clerk Howe: read report (see attached)

Supervisor Tidball: Thank you. Read the Town Supervisor's Report (see attached). Payment of claims please

Council Member Potter: Vouchers to be paid July 9, 2020. General Fund - \$25,064.46. SD#1- \$2,477.86, SD#2 - \$2,658.85, SD#3 - \$944.80, Highway - \$62,685.29, Total vouchers to be paid - \$93,831.26.

Council Member Ganther: Second

Supervisor Tidball: Any discussion. Clerk call the roll please.

Town Clerk Howe: Council Member Potter

Council Member Potter: Aye

Town Clerk Howe: Council Member Ganther

Council member Ganther: Aye

Town Clerk Howe: Council Member Senecal

Council Member Senecal: Aye

Town Clerk Howe: Council Member Wenzel

Council Member Wenzel: Aye

Town Clerk Howe: Supervisor Tidball

Supervisor Tidball: Aye

Resolution 97-20: Council Member Potter motioned, seconded by Council Member Ganther to pay the following claims:

Motion carried, 5 ayes

**Vouchers to be Paid
August 13, 2020**

General Fund:	\$25,064.46
Highway Fund:	\$62,685.29
SD#1 Fund:	\$2,477.86
SD#2 Fund:	\$2,658.85

SD#3 Fund:

\$944.80

Total To Be Paid:

\$93,831.26

Councilmember Ganther: Just want to remind the board that attached to the monthly Supervisor's Report is the accounts will all the budgeted amounts and what we have spent this far. We are coming up on budget season very soon and it is never too early to start reviewing those numbers to see how we have done this year. To think about what we might need for next year. So don't just toss those.

Supervisor Tidball: Ok, there are some corrections that need to be made on that. We have been working with BST to get them fixed. Thank you. Committee reports. Let's start off with Highway.

Highway:

Councilmember Potter: Talked with Bill we acquired 3400 ton of millings from the Route 20 project. They have already used those on Wells and Larson preparing for capital improvement paving. They are cleaning ditches on Hilltop and North Rd. and cutting back.

Supervisor Tidball: Ok Thank you. Public Safety there is nothing to report, right?

Public Safety:

Council Member Wenzel: No.

Supervisor Tidball: Like we said there are no meetings in the summer. Park Committee, Bill.

Park Committee:

Councilmember Wenzel: We had a meeting Tuesday night and we discussed how we had a pretty good response rate from the take home park program kits. We had a vendor come and give a presentation on disc golf. He gave a proposal on a 9-hole course. The course could be left

out all winter and players would bring their own discs. It will be warrantied for 20 years. The Park Committee could use some more members if anyone knows anyone who might be interested.

Supervisor Tidball: Ok, on disc golf I think that would be great at the park, pretty good family sport. Doesn't require a lot of investment (see attached quote). I know one of the questions that the committee had was Parkland fees money that we have put aside. It is money that we have collected in years past and current when anyone does a major subdivision. That is something we can definitely think about and it would be a good investment for the park. Ok, that is all I've got, Sewers.

Sewer Districts:

Councilmember Ganther: Last meeting we talked about working with the Duane Lake Association they were considering something called a septic inspection district. They have been looking at different options and alternatives to protect the water in the lake. We had a call with some folks who have an inspection district around Otsego Lake. It was a very informative meeting, but at this point it looks like it is the lowest ranked on their options. Last Wednesday, August 5th, Dale, Bill Brown and I met with a resident in Quaker Street on Rt. 7 who continues to have problems with backup into their home from the sewer system. This is something we have dealt with in the past, thought we had it resolved, but it is still being a problem over there. So it looks like our only cure at this point is to get over there and put a grinder pump out in front of that house to make sure the waste is ground and pumped out of there so that it can't get back into the home. Everyone agreed that is the proper way to go. So, Bill Brown from Delaware put together the specs and submitted that out to four local companies that we have dealt with before. Unfortunately, three of the four said they were not interested or too busy and the other one has not returned calls yet. Bill let me know today that he reached out to three more companies: one wasn't interested, one was busy and one we left a message for. I think the big part of the problem here is the resident was looking to have something done by the end of the month which is obviously a short time frame and companies are already booked. This may be a situation where we have to request bids again and have each company say when they could get to this job.

We had received a non-compliance letter from the EPA. Bill Brown is drafting a response letter we have until August 22nd to reply. Basically we are going to describe what our recourse are and steps that we are going to take to mitigate. They include adjusting the timing and length of time that we run blowers over at the plant. Lastly we have the long term improvements over at Sewer District #1 that has to be done by the end of 2021. In July we asked DEC if we could

delay some of the interim milestones a few months. They did respond and approve those new dates. The end date of the project is not changing it is still the end of 2021. We did get a status report from Dale that I will go over at the next meeting. With that if we could unmute Bill Brown's microphone and see if he has anything to add to that.

Bill Brown: I think John covered pretty much everything we have going on. One add in Mriaville the project there to install UV disinfection the town had received the grant for here last year. We got comments back from Dec on the engineering report that went in 2018 for that project. So Jamie is looking to have that report updated and sent back to him so that they can formally approve the plan.

Supervisor Tidball: Bill non sewer related. Where are you with the initial scope for the ndew hwy garage?

Bill Brown: We do have an initial scope put together with some options for an addition off the front side and then actually an addition off the backside as well. Just outing some costs together for that and hope to have it to the town board this month.

Supervisor Tidball: Ok, thank you. IT, John.

IT:

Councilmember Ganther: Ok, the broadband committee meetings continue to be on hold as of now. Although we were just discussing trying to get one together for September and we will announce that at the next meeting. And of course that would be a meeting that the public could attend via Zoom. Our broadband committee chair Annabelle Felton did an on camera interview with News Channel 13 and was aired tonight at 6pm. The segment was titled, "The need for Internet is at an all time high, why some residents are being left in the dark". I did get a chance to see it before I headed over here. It was a good segment. Annabelle spoke for a bit as well as someone from I believe the town of Florida. They discussed the whole census block thing and that is a very important thing for folks to understand, even though the governor has announced that everyone is covered in New York. The fact of the matter is that census blocks are not individual residents and we are not covered. So, it is just not true and this segment on channel 13 helps folks understand what is really happening and why that is. I did record it, but it should be online if anyone is interested in watching it. I'll put a link to that on the Facebook page.

We had a request from the parks committee to get the members email addresses. I worked with Omnis and got them setup. I will forward them onto Bill so he can pass them along to those members.

Unrelated to IT but I will just bring it up that we want to try and set a date tonight to go over the comprehensive plan when we could have a little workshop to go over that. At the last meeting we threw out the weeks of August 24th and Sept. 4th. I don't know if you guys could look at your calendars now. September 2nd at 7pm works for everybody. There is court that night so the meeting will need to be held downstairs and will be available through Zoom.

Supervisor Tidball: Updates for the hours of Town Hall. Downstairs door is locked, but they will be here Monday -Friday 8am-noon & 1pm-4pm. We are still practicing social distancing and the clerk downstairs will let everyone in as needed. Appointments are greatly appreciated. The Town Clerk's Office will be open Mondays & Wednesdays 8am-noon & 1pm-4pm and Fridays 9am-noon. If you can't make it here to any of those offices during those times then please call and make an appointment.

We have discussed this in the past but has been on the back burner for a long time. The Employee handbook, all gave suggestions and they are working on a draft and would like to have a phone conference to go over. We should be seeing a new one in the near future.

Business Meeting:

Supervisor Tidball: OK. Make a motion to hold a special meeting on September 2, 2020 downstairs to go over the Comprehensive Plan. This meeting will be available via zoom.

Council Member Senecal: Second

Supervisor Tidball: Clerk call the roll.

Town Clerk Howe: Councilmember Potter

Councilmember Potter: Aye

Town Clerk Howe: Councilmember Senecal.

Councilmember Senecal: Aye

Town Clerk Howe: Councilmember Ganther

Councilmember Ganther: Aye

Deputy Town Clerk Fall: Councilmember Wenzel

Councilmember Wenzel: Aye

Town Clerk Howe: Supervisor Tidball

Supervisor Tidball: Aye

Resolution 98-20: Supervisor Tidball motioned, seconded by Council Member Senecal to hold a special meeting on September 2, 2020 at 7pm for the purpose of discussing the Comprehensive Plan. Motion carried, 5 ayes

Supervisor Tidball: That is all we have for business. We do have two pieces of correspondence from residents. While we are doing these Zoom meetings if you want a statement read please make sure that you get it to the Town Clerk before the meeting so that it can be read during this time. Supervisor Tidball read a letter from Susan Biggs (see attached) and Lynne Bruning (see attached). Anyone else wish to speak?

Privilege of the Floor:

Councilmember Ganther: Yes, if you want to use your chat option, if you enter something into the chat that you would like to speak and I can unmute your microphone and let you speak. I'll give you 30 seconds or so to see if anyone has anything to add.

Town Clerk Howe: I am not seeing anything.

Privilege of the Floor Closed:

Supervisor Tidball: OK, then I'll make the motion for adjournment.

Councilmember Potter: Second.

Supervisor Tidball: Clerk call the roll please.

Town Clerk Howe: Supervisor Tidball

Supervisor Tidball: Aye

Town Clerk Howe: Councilmember Senecal

Councilmember Senecal: Aye

Town Clerk Howe: Councilmember Potter

Councilmember Potter: Aye

Town Clerk Howe: Councilmember Ganther

Councilmember Ganther: Aye

Town Clerk Howe: Councilmember Wenzel

Councilmember Wenzel: Aye

Supervisor Tidball motioned, seconded by Council Member Senecal to adjourn the meeting.
Motion carried, 5 ayes

I, Jennifer Howe, Town Clerk of the Town of Duanesburg, so hereby certify that this is a true and accurate transcript of the Regular Town Board Meeting held on Thursday August 13, 2020 at the Duanesburg Town Hall, 5853 Western Turnpike, Duanesburg, New York 12056.

Account#	Account Description	Fee Description	Qty	Local Share
		Special Use Permit	1	100.00
	Marriage License Fee	Marriage License Fee	3	52.50
	Misc. Fees	Certified Copies - Death	1	10.00
		Certified Copies - Marriage	3	30.00
	septic repair	septic repair	3	150.00
		Sub-Total:		\$342.50
2501	Permit Fees	Peddlers	2	300.00
		Sub-Total:		\$300.00
A1255	Conservation	Conservation	3	4.14
		Sub-Total:		\$4.14
A2544	AFTER 30 DAYS	AFTER 30 DAYS	1	5.00
	Dog Licensing	Exempt Dogs	1	0.00
		Female, Spayed	12	168.00
		Male, Neutered	15	210.00
		Male, Unneutered	3	66.00
		Sub-Total:		\$449.00
B2555	Building Permits	Building Permits	18	2,838.00
		Sub-Total:		\$2,838.00
Total Local Shares Remitted:				\$3,933.64
Amount paid to: NYS Ag. & Markets for spay/neuter program				36.00
Amount paid to: NYS Environmental Conservation				70.86
Amount paid to: State Health Dept. For Marriage Licenses				67.50
Total State, County & Local Revenues:				\$4,108.00
		Total Non-Local Revenues:		\$174.36

To the Supervisor:

Pursuant to Section 27, Sub 1, of the Town Law, I hereby certify that the foregoing is a full and true statement of all fees and monies received by me, Jennifer Howe, Town Clerk, Town of Duanesburg during the period stated above, in connection with my office, excepting only such fees and monies, the application of which are otherwise provided for by law.

Supervisor

Date

Town Clerk

Date

Monthly Statement of the Town Supervisor

TO THE TOWN BOARD OF THE TOWN OF DUANESBURG, NEW YORK:

Pursuant to Section 119 of Town Law, I hereby render the following statement of all money received and disbursed by this office during the month July 2020.

Revenues

Fund	Amount
General Fund	\$ 111,094.96
Highway Fund	\$ 5.49
Fire Protection	\$ 0.00
Parks & Recreation	\$ 0.12
Parklands	\$ 0.29
Service Award	\$ 0.27
Sewer District #1	\$ 7.50
Sewer District #2	\$ 26.81
Sewer District #3	\$ 12.50
Total	<u>\$ 111,147.94</u>

Disbursements

General Fund	\$ 156,460.49
Highway Fund	\$ 90,112.97
Fire Protection	\$ 4,118.82
Park & Recreation	\$ 0.00
Parklands	\$ 0.00
Sewer District #1	\$ 22,878.35
Sewer District #2	\$ 6,454.55
Sewer District #3	\$ 2,572.79
Total	<u>\$ 282,597.97</u>

Dated August 13, 2020

Supervisors Office – Town of Duanesburg

PO Box 160
Quaker Street, NY 12141

Roger Tidball, Supervisor
Town Board
Town of Duanesburg
5853 Western Turnpike
Duanesburg, NY 12056

August 13, 2020

Dear Supervisor Tidball,

Please read my statement during privilege of the floor and include my statement in the official record of the Town Board meeting minutes.

What is the status of the Comprehensive Plan? When will the residents be provided a draft for review?

What is the status of the Solar Law review committee? Have they met? When will suggestions be provided to the residents for review?

At the June 18, 2020 Planning Board meeting I submitted a letter and supporting documentation outlining my concerns about Energy Storage Solutions (ESS). To my knowledge at this time the town does not have any regulations for acreage, capacity, location or setback for ESS battery facilities. Due to health and safety risks of these hazardous materials I requested the town implement a moratorium on ESS allowing the Board time to write regulations which would protect the town and residences.

Thank you for your time and attention.

Regards,

Susan Biggs

PO Box 160
Quaker Street, NY 12141
lynnebruning@gmail.com

Supervisor Tidball
Town Board
Town of Duanesburg
5853 Western Turnpike
Duanesburg, NY 12141

August 13, 2020

Re: April 24, 2020 Freedom of Information Request

Dear Supervisor Tidball,

Please include my statement at the August 13, 2020 Town Board meeting Privilege of the Floor and include it the official minutes.

On April 24, 2020 I submitted a Freedom of Information request to the town clerk, Jennifer Howe, for Eden Renewables and Oak Hill Solar between March 7, 2020 and April 24, 2020. Later the same day town clerk Jennifer Howe responded that she had received my request and forwarded it to the Building Department. On May 28, 2020 I received an email from Ms. Howe that the Building Department was still working on my April 24, 2020 request.

As of today, August 13, 2020, I have not received a reply from the Building Department.

Please accept my Freedom of Information Request for any and all items the Town of Duanesburg has relating to: Eden Renewables, Giovanni Maruca, Harry Lopes, Amp Solar Group, David Rogers, Oak Hill Solar 1, LLC, Oak Hill Solar 2, LLC, 13590 Duanesburg Road, 13686 Duanesburg Road, Esperance Fire Department, Schenectady County Fire Inspector, New York State Troopers, and Richard Murray between dates March 7, 2020 and August 13, 2020.

Due to COVID-19 I would like the documents provided in a digital format emailed to lynnebruning@gmail.com. Cost not to exceed \$50 without prior approval.

I look forward to receiving the documents within the timeline outlined in New York State Freedom of Information Laws as found on the Department of State website.

Thank you for your assistance.

Regards,

Lynne Bruning

720-272-0956

lynnebruning@gmail.com