

Regular Town Board Meeting December 10, 2015

Approved Jan. 14, 2016

Present was Council Members Ganther, Leoni, Passonno, Supervisor Tidball and Attorney Siegel. Absent was Council Member Potter.

Supervisor Tidball called the meeting to order at 7:30 followed by the pledge to the flag.
Prayer/Moment of Reflection by Pastor McHeard.

Pastor McHeard; Representing the faith community offered a blessing to the Clerk and Jeff on their last official meeting as officers. Thanking them for their service behind the scenes and in front of us and the hard work for the benefit of our board.

Town Board read and presented a proclamation to Leah honoring her on her retirement.

Peter Brodie presented clerk with a proclamation from the State Senate on her retirement.

Council Member Passonno thanked Jeff personally and from the board for all of his dedicated services for of town and keeping us moving forward.

Jeff – I have not been here as long as Leah but has been great working with everybody and has only worked with three Supervisors. Thanked everyone.

Supervisor Tidball- the two years he has worked with Jeff have been great.

Floor opened to comments on the agenda

Roy Pechtel Rt. 20- Stopped over to say congratulations to Leah on her retirement.

Supervisor Tidball closed floor for comments.

Resolution #184-15-Council Member Leoni motioned, seconded by Council Member Ganther the approval of the minutes from the Agenda Meeting on Thursday November 5, 2015. Motion carried 4 ayes, Council Members Leoni, Ganther, Passonno and Supervisor Tidball.

Resolution #185-15-Council Member Ganther motioned, seconded by Council Member Leoni the approval of the minutes from the Regular Town Board Meeting Thursday November 12, 2015. Motion carried 3 ayes, Council Members Ganther, Leoni and Supervisor Tidball. One abstain Passonno.

Resolution #186-15-Council Member Ganther motioned, seconded by Council Member Leoni to accept the minutes of the Executive session meeting held on Thursday November 12, 2015. Motion carried 3 ayes, Council Members Ganther, Leoni and Supervisor Tidball, one abstain Council Member Passonno.

Town Clerk Lennon read the Clerk's report for the month of November 2015.

**Clerk's Monthly Report
November 01, 2015 - November 30, 2015**

| Account# | Account Description | Fee Description | Qty | Local Share |
|--|---|-------------------------------------|-----|-------------------|
| | | National Grid Sales Tax Refund | 1 | 812.33 |
| | Misc. | Misc. | 1 | 104.62 |
| | Misc. Fees | Certified Copies - Death | 3 | 30.00 |
| | | Certified Copies - Marriage | 4 | 40.00 |
| | Subdivision Major | Planning & Zoning | 1 | 75.00 |
| | | Sub-Total: | | \$1,061.95 |
| 690.01 | Village Of Delanson | Village Of Delanson | 1 | 30.00 |
| | | Sub-Total: | | \$30.00 |
| A1255 | Conservation | Conservation | 14 | 81.61 |
| | | Sub-Total: | | \$81.61 |
| A2544 | Dog Licensing | Female, Spayed | 18 | 162.00 |
| | | Female, Unspayed | 4 | 68.00 |
| | | Male, Neutered | 15 | 135.00 |
| | | Male, Unneutered | 3 | 51.00 |
| | | Replacement Tags | 2 | 4.00 |
| | | Sub-Total: | | \$420.00 |
| B2555 | Building Permits | Building Permits | 12 | 705.00 |
| | | Sub-Total: | | \$705.00 |
| | | Total Local Shares Remitted: | | \$2,298.56 |
| | Amount paid to: NYS Ag. & Markets for spay/neuter program | | | 54.00 |
| | Amount paid to: NYS Environmental Conservation | | | 1,399.39 |
| Total State, County & Local Revenues: | \$3,751.95 | Total Non-Local Revenues: | | \$1,453.39 |

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, Leah M. Lennon, Town Clerk, Town of Duaneburg 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 Tidball read the Supervisor's report for the month of November 2015.

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 November 2015.

REVENUES

| FUND | AMOUNT |
|-------------------|---------------------|
| GENERAL FUND | \$ 74,134.39 |
| HIGHWAY FUND | \$ 17.51 |
| FIRE PROTECTION | \$ - |
| PARK & RECREATION | \$ 0.12 |
| PARKLANDS | \$ 0.34 |
| SERVICE AWARD | \$ 0.49 |
| SEWER DISTRICT #1 | \$ 4.24 |
| SEWER DISTRICT #2 | \$ 2.43 |
| TOTAL | \$ 74,159.52 |

DISBURSEMENTS

| | |
|-------------------|----------------------|
| GENERAL FUND | \$ 63,944.31 |
| HIGHWAY FUND | \$ 99,649.98 |
| FIRE PROTECTION | \$ - |
| PARK & RECREATION | \$ - |
| PARKLANDS | \$ - |
| SERVICE AWARD | \$ - |
| SEWER DISTRICT #1 | \$ 3,176.14 |
| SEWER DISTRICT #2 | \$ 6,046.11 |
| TOTAL | \$ 172,816.54 |

Dated: December 10, 2015

Supervisor's Office
Town of Duanesburg

Resolution #187-15-Council Member Leoni motioned, seconded by Council Member Ganther the payment of the following claims: Motion carried 4 ayes, Council Members Leoni, Ganther, Passonno and Supervisor Tidball.

Vouchers to be paid
December 10, 2015

Monthly Vouchers

| | |
|------------------------|--------------|
| General Fund: #393-424 | \$162,021.25 |
|------------------------|--------------|

| | |
|----------------|-----------|
| SD#1: #121-134 | 19,989.56 |
|----------------|-----------|

| | |
|----------------|-----------|
| SD#2: #103-128 | 13,085.47 |
|----------------|-----------|

| | |
|--------------------------|--------|
| In-house Voucher: #22-24 | 527.27 |
|--------------------------|--------|

| | |
|------------------------|----------|
| Highway: #H15: 147-155 | 3,595.35 |
|------------------------|----------|

| | |
|-----------------------------------|--------------|
| Total Monthly Vouchers to be Paid | \$199,218.90 |
|-----------------------------------|--------------|

Committee Reports;

Sewer District #3

Alan Tavenner from Delaware Engineering gave an update on the Sewer District.

NYS Water Infrastructure improvement Grant Awards later this month.

BAN for construction funds till EFC "closing" in summer.

Alan gave an update on the Collection System, Easements and Plant Issues. Also the Projected Schedule. He is going to meet on Monday at 3:15 with Jerry Ward and Bill Brown to review needs. Supervisor Tidball asked him to also meet with Dale and Cory for the meeting.

Duane Lake- Mary Beth still waiting for an answer about Duane Lake how we can split up SAM program funds trying to get approval for the bulk of funds to go to Duane Lake.

Council Member Ganther asked to explain the SAM program.

Alan – It is through Senator's Office, \$50,000 item and it thinks it goes to the dormitory authority.

Council Member Ganther- Jerry Ward is helping us out with the sewer district and has been working on getting things up to date particularly in the area of the paperwork filed with DEC. A lot of different maintenance has been done in both sewer districts.

SD1- UV plugs ordered to repair the UV system. There is a sand filter actuator that is needed. We have one estimate waiting for a couple of others. There is a mud well pump that is still on order, there is a sludge blower that keeps breaking down and are getting an estimate for that.

In SD2- pumped down the mud well and removed a load of sludge. There was a leak discovered in the Island Drive pump station and has been replaced. A new sludge blower was also installed in November. We are continuing to do inspections for leakage into the two sewer systems for I and I infiltration. In Mariaville 244 letters were mailed 148 completed inspections 96 inspections to go. So far there is a total and 3 violations found and remedied. In Princetown 23 letters were mailed, 13 completed inspections and 10 outstanding inspections. All inspections should be wrapped up in the spring for both districts.

Highway- Council Member Passonno reported, he met with Highway Superintendent Reed on December 3rd for a highway committee meeting. Ditches and culverts on West Duane Lake Rd. and Humphrey Rd. are completed. A couple trouble spots that were freezing there is a new system that they are using for culverts by putting about 6 inches of stone in the culvert, so that if it does freeze up the water will still pass underneath it. If the weather holds the crew will be out with the Gradall cutting brush along town roadsides. All trucks and equipment ready for winter. We will be doing a \$5000 budget transfer for maintenance and repair on equipment on the year end meeting on the 29th. There was a discussion on the issue of mail boxes damaged due to the plows. Some of those situations may not be due to the plow or snow but due to the post being rotted. Council Member Potter and himself will be taking a look at the street and road ordinance and see if that needs updating. They will also check with Joe Ryan to see how the county handles it.

We have a proposal from Superintendent Reed for the purchase of use 2014 John Deere model 5103 tier 4 demo unit which would have an enclosed cab, multi use from snow to mowing with a 15" reach on it for mowing ditches. We have a proposal to purchase that tractor with about a \$10,000 savings rather than buying new at a cost of \$93,550. We also have a proposal for a new International Terrastar medium duty dump truck to replace the plow and salter that we have now which is at the end of its useful life. That would be piggybacked with Onondaga County's contract 7924 and to be fully equipped with a Viking plow and dump body would be \$94,836.75.

Superintendent Reed met with Francois from LaMont Engineers core samples have been completed for Lower Brown Rd. for the design of the footings. The plans should be done for that one soon. It was requested that guard rails need to be removed on Wells Rd. They will be doing the design for both of them and are going to bundle both projects together and do one contract and then go to bid in January for springtime work.

Safety- Council Member Leoni, There has not been a fire officers meeting with any of the fire departments the next meeting is January 13, 2016.

Park- Council Member Leoni, he and Council Member Frisbee met with a teacher from the school regarding Kiosks for the Veterans Park. Some concepts are being discussed. They hope to meet in January to get something done by Memorial Day.

IT- Council Member Ganther was to meet with a gentlemen from Omnis last week to review how to configure the access points here so that we could change the availability on them ourselves as far as the times and days but his wife gave birth to a child so had to postpone it. We are hoping we can meet with the next week.

There was another meeting with the negotiating committee with Time Warner with the new contract the big thing for us is that Time Warner says it absolutely will not move on the 20 homes per mile. He read the email from Mr. Vandow. (See below)

----- Original Message -----

Subject: Re: [Fwd: FW: Progress on Cable negotiations and use of maps sent by TW]

From: "Michael Vandow" <mvandow@nycap.rr.com>

Date: Wed, December 9, 2015 11:54 am

To: "John Ganther" <jganther@duanesburg.net>

Hi John:

I was away during the latter part of October and the beginning of November and thus was unable to respond in a more timely manner. I am sorry for the delay in getting back to you on this. We met with the TW rep yesterday and went over our contract proposal with him. The only significant change that TW insisted on was the retention of the 20 houses per cable mile rather than the 10 that we proposed. (They feared that the lower number would set a precedent across their entire system).

This makes it imperative that we present TW with the list of roads and the map by our next meeting so that we can insist on the extension of service to your desired roads be included in your contract in lieu of the 20 houses per mile clause. Our next negotiating session is set for February 17, 2016. Thus, even with the holidays in December, there should be enough time for you to get me the list of your desired extensions (along with the map). You may either email them to me or send them by USPS to me at 115 Parkway Drive, Cobleskill, NY 12043. Thanks for your help with this matter.

Best wishes for a wonderful holiday season and the New Year.

Michael

Council Member Ganther, this gives us time to look at it again and maybe there are some additions we want to include or changes. The only battle of significance that we hope we can win here is that at least be some areas that can be wired, even if they don't concede on the house limit.

Supervisor Tidball, there are some of them that are very close on the house limit.

Council Member Ganther- we identified some areas where if we just bridged that gap, it would connect them to an area that would meet it. We are still waiting to hear what happened with the funding the state was supposed to make available.

Resolution #188-15-Council Member Leoni motioned, seconded by Council Member Ganther to authorize Supervisor Tidball to sign the New York State Department of Transportation undertaking dated December 10, 2015 and return it along with the permit to erect the Nick Gwiazdowski signs to the New York State Department of Transportation. Supervisor Tidball, these were signs we already had made, we thought it was easy to get done. We wanted to erect them on the signs that said Town of Duanesburg but DOT doesn't like that anymore so we have to go through a long list of things to get done. This is the last thing we had to do. Motion carried 4 ayes, Council Member Leoni, Ganther, Passonno and Supervisor Tidball.

Resolution #189-15-Council Member Passonno motioned, seconded by Council Member Leoni to appoint Dennis O'Malley to the Planning Board to fill the vacancy of Sandra Scott for a term ending 12/31/2015. For discussion Supervisor Tidball, it is only for a couple of weeks but we had to wait for her term to end and then at the Organizational Meeting we will re appoint him. Motion carried 4 ayes Council Member Passonno, Leoni, Ganther and Supervisor Tidball.

Resolution #190-15-Council Member Ganther motioned, seconded by Council Member Leoni to appoint

Dennis O'Malley as Vice Chair Person of the Planning Board. Supervisor Tidball for discussion with Ms. Scott leaving us she left a vacancy for Chairperson, Vice Chairperson and second Vice Chairperson for three month period. So we are going to do a trial run with Mr. O'Malley and then reappoint at the Organizational Meeting in January. Motion carried 4 ayes, Council Member Ganther, Leoni, Passonno and Supervisor Tidball.

Resolution #191-15-Council Member Leoni motioned, seconded by Council Member Ganther to appoint Jeff Senecal as Second Vice Chair Person of the Planning Board. Supervisor Tidball for discussion I asked who wanted to volunteer and Jeff volunteered thinks he will do a good job assisting. Motion carried 4 ayes, Council Member Leoni, Ganther, Passonno and Supervisor Tidball.

Resolution #192-15-Council Member Passonno motioned, seconded by Council Member Ganther to appoint Paul Finnegan to the Planning Board to fill the vacancy of Patrick Barnes with a term ending 12/31/2016. For discussion Supervisor Tidball, Mr. Barnes had to resign from the board due to work conflicts. Motion carried 4 ayes, Council Member Passonno, Ganther, Leoni and Supervisor Tidball.

Resolution #193-15-Council Member Ganther motioned, seconded by Council Member Leoni to approve Ace Hardware of Amsterdam as a new vendor. Motion carried 4 ayes, Council Member Ganther, Leoni, Passonno and Supervisor Tidball.

Resolution #194-15-Council Member Leoni motioned, seconded by Council Member Ganther to approve Precision Industries as a new vendor. Motioned carried 4 ayes, Council Member Leoni, Ganther, Passonno and Supervisor Tidball.

Resolution #195-15-Council Member Passonno motioned, seconded by Council Member Leoni to approve Northern Supply as a new vendor. Motion carried 4 ayes, Council Member Passonno, Leoni, Ganther and Supervisor Tidball.

Resolution #196-15-Council Member Ganther motioned, seconded by Council Member Passonno to appoint Link Petit as a member of the Zoning Board Appeals to fill the vacancy of Paul Reveal with a term ending with 12/31/2017. For discussion Supervisor Tidball, Mr. Reveal moved out of town and had to resign from the Zoning Board. Motion carried 4 ayes, Council Member Ganther, Passonno, Leoni and Supervisor Tidball.

Resolution #197-15-Council Member Leoni motioned, seconded by Council Member Passonno to appoint Diane Grant as a Member of the Zoning Board of Appeals to fill the vacancy of Wendy Graves with a term ending 12/31/2018. For discussion Supervisor Tidball, Mrs. Graves left the zoning board about a year ago and we have been short handed there. We interviewed Mrs. Grant tonight and will be a great fit. Motion carried 4 ayes, Council Member Leoni, Passonno, Ganther and Supervisor Tidball.

Resolution #198-15-Council Member Passonno, motioned, seconded by Council Member Ganther to set date for yearend meeting for December 29, 2015 at 6PM. Supervisor Tidball for discussion, this is a meeting we do every year, basically to do our budget transfers and clean up any business we need to do before the new year. Motion carried 4 ayes, Council Member Passonno, Ganther, Leoni and Supervisor Tidball.

Resolution #199-15-Council Member Ganther motioned, seconded by Council Member Passonno to set date for organizational meeting as January 1, 2015 at 11:00 a.m. For discussion Supervisor Tidball, this is

another meeting we do every, we do all of our yearly appointments. At 11 we are going to do the swearing in of our new officials. Motion carried 4 ayes, Council Member Ganther, Passonno, Leoni and Supervisor Tidball.

Resolution #200-15-Council Member Leoni motioned, seconded by Council Member Passonno to appoint Todd Edwards as a representative to the Schenectady County Metroplex Board. For discussion Supervisor Tidball, we also interviewed him this evening. Metroplex is a county board that helps fund projects that increase business in our town. We share a representative with the Town of Princetown Todd is a resident of Princetown and comes highly recommended. He has already been approved by Princetown. After we pass our resolution and send to the County he will be representing us at the meetings. A thank you to Mr. Wall who has been on the board for a lot of years and did a great job for us and had the best interest of Duanesburg at all times. Motion carried 4 ayes, Council Member Leoni, Passonno, Ganther and Supervisor Tidball.

Resolution #201-15-Council Member Passonno motioned, seconded by Council Member Ganther the approval of purchase of a 2014 John Deere model 5100E Tier 4 tractor with the attachment of the Tiger Corp Wildcat flag ship industrial mower at a cost of \$93,550, for purchase \$22,000 of the purchase monies will be applied from the sale of surplus equipment that was auctioned this year, \$15,000 is be applied from leftover 2015 budget and the balance of the money will be taken out of the highway reserve to purchase the tractor. Motion carried 4 ayes, Council Member Passonno, Ganther, Leoni and Supervisor Tidball.

Resolution #202-15-Council Member Passonno motioned, seconded by Supervisor Tidball to approve the purchase of International Terrastar dump and plow truck which would be piggybacked with Oneida Counties contract 7924 for medium truck body, plow and necessary accessories that will be put in the truck by Viking. The cab and chassis will come from International and the accessories will be installed on the truck from Viking. This is replacing the current F550 smaller truck that is used by the highway department for emergency situations, so that truck is ready day or night. That truck has far exceeded its life expectancy and is in dire need of being replaced. The cost to replace with the new International fully equipped and ready to go, comes with a service contract extended engine 60 month 100,000 miles. The total purchase price is \$94,836.75 which Superintendent Reed would like to bond for a five year period. For discussion; Supervisor Tidball, as soon as we get the paperwork to Tracy she will give it to the bank and get the rates. Motion carried 4 Ayes, Council Members Passonno, Supervisor Tidball, Council Member Leoni and Ganther.

Resolution #203-15-Supervisor Tidball motioned, seconded by Council Member Leoni to approve the minutes for November 12, 2015 public hearing for the 2016 town budget. Motion 3 carried ayes, Supervisor Tidball, Council Member Leoni and Ganther. One abstain Council Member Passonno.

Highway Superintendent Reed asked about budget transfer for highway. Supervisor Tidball, that would be on the year end meeting.

No other business-floor opened to any comments at 8:13pm.
No one had any comments floor closed.

Council Member Passonno asked if anyone had heard that there is not going to be Duanesburg Days anymore. Supervisor Tidball heard that and stated that maybe someone else could take it over. It is a great thing and we don't want to see it go away.

Council Member Ganther wished everyone a Merry Christmas, Happy Hanukkah and a Happy New Year. Thanked Jeff and Leah it is not going to be the same without them.

Council Member Ganther motioned, seconded by Council Member Passonno to adjourn at 8:15PM. Motion carried 4 ayes, Council Members Ganther, Passonno, Leoni and Supervisor Tidball.

I, Leah M. Lennon, Town Clerk of the Town of Duanesburg, do hereby swear that this is a true and accurate transcript of the Regular Town Board Meeting held on Thursday December 10, 2015 at the Duanesburg Town Hall, 5853 Western Turnpike.