

## DECEMBER 9, 2008

The Regular Monthly Meeting of the Town Board of the Town of Greenwich, Washington County, New York was held at the Town Office Building, 2 Academy Street, Greenwich, New York on Tuesday, December 9, 2008 at 7:00 p.m.

PRESENT:	Donald Wilbur	Supervisor
	Bob Jeffords	Councilman
	Steven Patrick	Councilman
	George Perkins	Councilman
	Eric Whitehouse	Councilman

Others Present: Elaine Kelly, Kellie Blake, Alan Wrigley, Rick Sullivan, Stanley Mattison, Ryan Farrell - The Eagle, Tim Tefft - The Journal Press, Jenny Lyttle - Main Street, Dan O'Connor, Jim Allen and Arrowhead Equipment representatives that did not sign in.

Supervisor Wilbur led the Pledge of Allegiance to the Flag and the Clerk called the roll.

RESOLUTION NO. 128-08  
Transfers/Budget Amendments 12/09/08

Resolution by Councilman Whitehouse  
Seconded by Councilman Jeffords  
and passed unanimously by said Board,

RESOLVED, that the following budget amendments and transfer be approved:  
Budget Amendments: 1) \$59,875.00 from HR1 Capital Reserve for Highway Equipment to DB5130.2 Machinery Equipment. (purchase of 2002 truck, permissive ref) 2) \$1,805.20 from Capital Fund Landfill to H38160.202. (additional landfill testing). 3) Increase appropriations in B4020.4 – Registrar by \$40.00, increase in Revenue B1603 Vital Statistic Fees.  
Transfers: General Fund: 1) Transfer \$25.57 from A7140.1 Playgrounds & Recreation Centers – Personal Services to A7140.4 Playgrounds & Recreation Centers – Contractual Expense. (National Grid)

RESOLUTION NO. 129-08  
Payt. of Bills 12/09/08

Resolution by Councilman Patrick  
Seconded by Councilman Perkins

and passed unanimously by said Board,

RESOLVED, that the following bills on Abstract #8012 be approved and audited and the Supervisor be authorized to pay said bills from their respective funds:

<u>FUND</u>	<u>BILL #</u>	<u>AMOUNT</u>
General Town-wide (A) Pre-pay:	0423-0 424	\$ 900.63
General Town-wide (A):	0425-0453	\$ 5,665.12
General Outside Village (B):	0454-0457	\$ 120.74
Special District Lighting (SL):	0458	\$ 908.10
Capital Fund Landfill Closure	H38160.202-3004	\$ 1,805.20
Highway Town-wide (DA):	5148-5149	\$ 1,482.08
Highway Outside Village (DB):	5150-5155	\$60,724.04

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RESOLUTION NO.130-08  
App. of Minutes 11/05/08

Resolution by Councilman Jeffords  
Seconded by Councilman Whitehouse

and passed unanimously by said Board,

RESOLVED, that the minutes of November 5, 2008 be approved and accepted as submitted.

### CORRESPONDENCE:

- 1) A letter was received from the Board of Trustees of the Greenwich Free Library thanking the Board for its support of the Library in the 2009 budget. The trustees stated they knew that it was a difficult step to take because of the financial climate this year and appreciated the Board's faith in this important part of the community.
- 2) A letter was received from Langley Hill Road resident Wallace Paprocki stating her concern about the possibility of Washington County closing the recycling center and the very helpful men losing their jobs. She is proud of the recycling center and finds the workers to be first rate in their hard work, in their mastery of organizing materials and in helping their customers. Mrs. Paprocki stated that this is a government agency that works and requests that the center remain open and functioning.
- 3) A letter was received from Kathy Nichols-Tomkins of the Greater Greenwich Chamber of Commerce thanking the Board for the contribution to the Mowry Park Christmas Tree light project. The tree lighting ceremony will be held at 6:00 PM on Saturday, December 13<sup>th</sup>.
- 4) A letter was received from Greenwich Regional Medical Center steering committee asking for financial support for the new Medical Center.

### COMMENTS FROM THE PUBLIC:

- 1) Jenny Lyttle wanted to go on record stating that the chairs around the Board table are not friendly to the public. The tall chairs make it difficult to hear and see. Supervisor Wilbur agreed as he had attended a Planning Board meeting and felt the same way. This will be taken into consideration the next time chairs are purchased.

### REPORTS:

- 1) Greenwich Fire Department Report: An activity report for November was received from the Greenwich Fire Department.
- 2) Planning Board Report: Board members received the minutes of the Planning Board meetings that were held on November 13 & 20, 2008 as well as ZBA minutes for November 18.

Jeff Duxbury's term on the Planning Board expires on December 31, 2008. The vacancy was advertised and Jeff's letter stating his desire to serve on the Board for another term was the only one received.

RESOLUTION NO. 131-08  
Planning Board Appointment

Resolution by Councilman Perkins  
Seconded by Councilman Whitehouse

and passed unanimously by said Board,

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RESOLVED, that Jeff Duxbury be reappointed to a seven-year term on the Planning Board, which term shall begin January 1, 2009 and shall expire on December 31, 2015.

Roland Mann's term on the Zoning Board of Appeals expires on December 31, 2008. The vacancy was advertised and one letter of interest was received from Donald F. Perkins, Jr.

RESOLUTION NO. 132-08  
Zoning Board of Appeals Appointment

Resolution by Councilman Jeffords  
Seconded by Councilman Patrick

and passed unanimously by said Board,

RESOLVED, that Donald F. Perkins, Jr. be appointed to a five-year term on the Zoning Board of Appeals, which term shall begin January 1, 2009 and shall expire on December 31, 2013.

Vote: 4 ayes; Councilman Perkins – abstain.

The Clerk will send a letter of appreciation to Roland Mann for his service.

3) Assessor Report: Assessor Colleen Adamec's report stated that exemption renewals are being sent out; small claim results are back with four of seven being decided in favor of the Town. The State has released the residential trend for the Town of Greenwich at 3% appreciation for 2009 while Colleen's trend shows 4-5% depreciation. She has contacted Steve Peluso of NYS ORPS to discuss the disparity.

4) Code Enforcement Report: Code Enforcement Officer Dan O'Connor's report stated that 8 building permits had been issued during the months of October and November. Junkyard Yard Inspections: Bert's Auto Center and G & S Transmission will not be applying to continue operation. Stu Maguire will be applying for a Special Use Permit through the Planning Board prior to his license renewal. Dan also stated he had now received a formal complaint on Larry Burch who has been burying dead animals on his daughter's farm on Ryan Road. Dan has visited the site many times and has spoken with Mr. Burch concerning complaints by the neighbors as well as violations of the Town's zoning law. Mr. Burch continued with this practice and Dan issued a Cease and Desist Order on September 18, 2008. Activity at the site continues and at the most recent visit Dan witnessed a live, downed cow lying next to a backhoe. Dan is currently seeking statements from witnesses and will proceed with legal action.

7:45 PM: Timber Bid Opening. Two bids were received as follows:

Ben Jackson, Argyle, NY:	\$31,000
St. Jay Log & Timber Company, Beecher Falls, VT:	\$29,246.95

RESOLUTION NO. 133-08  
Timber Bids

Resolution by Councilman Jeffords  
Seconded by Councilman Perkins

and passed unanimously by said Board,

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RESOLVED, that timber harvesting from Town property in Bald Mountain be awarded to Ben Jackson for the amount of \$31,000.

5) Highway Report: Highway Superintendent Rick Sullivan gave the following report:

- 412.5 gallons diesel fuel used during the month of November
- Cutting a lot of wood for the furnace
- Gravel down on Mahaffy and Langley Hill Road
- Christmas banners are up
- Stanley and the rest of the highway department put in the trees for Everlasting Lights

Town Clerk Elaine Kelly also praised the department for all their work with the trees. The project would not be possible without their help.

Rick requested that the remaining \$1807.27 be transferred from machinery equipment to machinery repair due to the following items: A new chain for Phil's truck, new tires for Rick's truck as well as a brake cable. This transfer will be acted on at the year-end meeting.

8:00 PM: Bid Opening Cross-memberless Type Dump Body for 1995 International Plow Truck. Four bids were received for the Cross-memberless Type Dump Body for 1995 International Plow Truck. The telescopic option for each bid was as follows:

Zwack, Inc.	\$14,495	No bid bond or check enclosed
T & T Sales	\$18,330	Check enclosed
Henderson Truck Equipment	\$17,940	No bid bond or check enclosed
Arrowhead Equipment	\$15,627	Bid bond enclosed

Resolution No. 134-08  
Highway Truck Dump Body Purchase

Resolution by Councilman Patrick  
Seconded by Councilman Whitehouse  
and passed unanimously by said Board,

RESOLVED, that the Town of Greenwich hereby purchases the Cross-memberless Type Dump Body for 1995 International Plow Truck from Arrowhead Equipment in the amount of \$15,627.

Resolution No. 135-08  
Highway – Permissive Referendum-Purchase of New Truck Body

Resolution by Councilman Patrick  
Seconded by Councilman Whitehouse

WHEREAS, the Town of Greenwich has a Capital Reserve for Highway Expense Account that has been established for the express purpose of setting aside monies for equipment purchases for the Town Highway Department; and

WHEREAS, there exists a need for a new truck body with a hydraulic lift for one of the Town highway trucks for use by the Town Highway Department; now therefore be it

RESOLVED, pursuant to the provisions of Article 7 of the Town Law which requires this resolution is subject to a permissive referendum, the Town of Greenwich is authorized to

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expend \$2,500.00 from the Capital Reserve for Highway Expense Account for the purpose of purchasing a new truck body (total cost of the truck body not to exceed \$15,627.00) with a hydraulic lift for one of the Town highway trucks and to transfer said funds into the Highway Outside of Village Fund to pay for said truck body; and be it further

RESOLVED that pursuant to Section 90 of the Town Law that within ten (10) days from the date of this resolution the Town Clerk shall post and publish a notice which shall set forth the date of the adoption of the resolution, shall contain an abstract of such resolution concisely setting forth the purpose and effect thereof, shall specify that this resolution was adopted subject to a permissive referendum; and shall publish such notice in the Journal Press newspaper published in Washington County having general circulation in the Town of Greenwich and in addition thereto that the Town Clerk shall post, or cause to be posted, on the sign-board of the Town of Greenwich, a copy of such notice within ten (10) days after the date of the adoption of this resolution.

Roll Call:	Councilman Whitehouse	Aye
	Councilman Perkins	Aye
	Councilman Patrick	Aye
	Councilman Jeffords	Aye
	Supervisor Wilbur	Aye

Quotes for Sander: Excerpt from the November 5<sup>th</sup> meeting: *Rick stated that he also needed another sander and he would then have 6 trucks on the road. At this point he doesn't foresee any problems with the trucks for a minimum of 2 years. Rick said that he has approximately \$4600 left in his machinery equipment account and showed the Board pictures of the sander he would like to buy for \$2500 from Delurey. Rick was asked how much the other written quotes were for, to which he responded that he had none. The Town's procurement policy requires three written quotes for purchases greater than \$1,000. Councilman Patrick withdrew his motion. This purchase will be considered at the December meeting pending compliance with the Procurement Policy.*

Tonight: The following quotes were presented:

Delurey Sales & Service:	Used 10' 5-7 cu. Yd. Hydraulic hopper sander	\$2,500
Zwack:	Used 10' sander complete with top screen	\$3,500
Adirondack Highway Materials:	Used 2000 Viking 10' sander 54"high sides	\$4,175
Town of Sharon:	Used 1 yr. old 12' sander with grates on top	\$5,500

Resolution No. 136-08  
Highway Sander Purchase

Resolution by Councilman Patrick  
Seconded by Councilman Whitehouse

RESOLVED, that the Town of Greenwich hereby authorizes the purchase of a used 10' 5-7 cu. Yd. Hydraulic hopper sander from Delurey Sales & Service in the amount of \$2500.

Roll Call:	Councilman Whitehouse	Aye	
	Councilman Perkins	Aye	
	Councilman Patrick	Aye	
	Councilman Jeffords	Nay	
	Supervisor Wilbur	Aye	Carried. 4-1

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Discussion followed concerning the Town's fixed asset records. Records showed that there already was a sander for truck #4, which the above sander was purchased for. Rick said that he had sent the original sander for scrap in January.

6) Supervisor Report: Supervisor Wilbur stated that the County Board of Supervisors were still working hard on the 2009 budget. Hopefully the budget will be adopted later this week. The increase currently stands at 3.94%.

### UNFINISHED BUSINESS:

1) Employee Handbook - Vacation Schedule. Tabled.

2) At this time, the Board signed the 2009 Fire Contracts with the Village of Greenwich, Village of Schuylerville, Middle Falls Fire Department and the Cossayuna Volunteer Fire Department.

### NEW BUSINESS:

1) Town Historian Tisha Dolton requested permission to change her office hours from Thursday evenings to Friday mornings from 10:00 AM – Noon.

RESOLUTION NO. 137-08  
Historian Office Hours

Resolution by Councilman Whitehouse  
Seconded by Councilman Jeffords  
and passed unanimously by said Board,

RESOLVED, that the Town Historian office hours be changed to Fridays from 10:00 – Noon.

2) Year-end & Organizational Meeting Dates.

RESOLUTION NO. 138-08  
Meeting Dates

Resolution by Councilman Jeffords  
Seconded by Councilman Patrick  
and passed unanimously by said Board,

RESOLVED, that the Town Board hold its Year-end meeting on Tuesday, December 30<sup>th</sup> at 1:00 P.M. and the 2009 Organizational Meeting and regular January meeting at 7:00 P.M. on Tuesday, January 6, 2009.

Motion by Councilman Patrick  
Seconded by Councilman Perkins  
and passed unanimously by said Board,  
that the meeting be adjourned at 8:53 P.M.

Respectfully submitted,

Elaine A. Kelly, RMC, CMC  
Town Clerk