

MARCH 9, 2010

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, March 9, 2010 at 7:00 p.m.

PRESENT:	Sara Idleman	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, Tim Tefft - The Journal Press, Meaghan Wilkins - The Eagle, Colleen Adamec, James Allen, Dan O'Connor, Thomas R. Foster, Ed Holland, Marilyn Boyd, Jeff Delurey, Bob Akland, Sharon Kruger and Pam Fuller.

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

RESOLUTION NO. 21-10
App. of Minutes 2/9/10

Resolution by Councilman Perkins
Seconded by Councilman Whitehouse

and passed unanimously by said Board,

RESOLVED, that the minutes of February 9, 2010 be approved and accepted as submitted.

CORRESPONDENCE:

- 1) A letter was received from the Greater Greenwich Chamber of Commerce thanking the Board for its approval of the Whipple City Festival requests. The Chamber wished to inform the Board that they have now contracted with Amyland Amusements to bring 4-5 mechanical rides and a cotton candy wagon. This is the same group that came two years ago and was found to be very acceptable. Amyland Amusements will provide the Town with a certificate naming the Town as an additional insured.
- 2) A NYS Renewal Application Notice was received from the Greenwich House of Pizza stating that they will be filing for the renewal of their liquor license. The Board had no objections.

COMMENTS FROM THE PUBLIC:

- 1) Jim Allen – Allen's Forestry: At last month's meeting Mr. Allen stated that the harvesting near the transfer station was going well but logger Ben Jackson was having some equipment problems and was unsure if he would be able to finish by the contract deadline of April 30, 2010. The Board told Mr. Allen if need be come back to the April meeting and they would discuss an extension. Mr. Allen was present tonight to state that Mr. Jackson was still having equipment problems and instead of getting

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too far behind Mr. Jackson has decided that he would like to subcontract out the rest of the work. A letter was received from Mr. Jackson asking the Board for approval of the subcontract agreement. The Town's contract states that any such subcontract must obtain prior written approval from the Town.

RESOLUTION NO. 22-10
Timber Harvesting-Sub Contract

Resolution by Councilman Whitehouse
Seconded by Councilman Patrick

and passed unanimously by said Board,

RESOLVED, that the Town Board hereby approves the subcontract between Ben Jackson and KB Logging (Kevin Blackburn) for the purpose of completing services as stated in Mr. Jackson's original contract with the Town dated December 23, 2008.

Mr. Allen also told the Board that there are standing trees that have suffered ice storm damage and instead of leaving them there to go to waste they could be marked for removal and generate possibly \$800 - \$1,000 for the Town. The Board agreed to move forward.

RESOLUTION NO. 23-10
Timber Harvesting

Resolution by Councilman Perkins
Seconded by Councilman Jeffords

and passed unanimously by said Board,

RESOLVED, that the Town Board hereby authorizes Jim Allen to mark and contract to have removed the standing trees that have suffered ice storm damage.

REPORTS:

1) Planning Board Report: Board members received the minutes of the Planning Board meetings that were held on February 11 & 18, 2010.

2) ZBA Report: Board members received the minutes of the ZBA meeting that was held on February 4, 2010.

3) Assessor Report: Assessor Colleen Adamec submitted the following report: "This is a recap of my office. The exemptions dead line is over. The majority of people have come in. The village grievance day is over. We had about seven grievances. The impact notices did go out on March 1. I was successful in running them myself. We did save about \$2,500 in doing this. Steve Peluso gave me an at-a-boy! I did get all the new construction completed prior to mailing of the notices. We had around \$8,000,000 in new construction. This counteracted the depreciation. The roll decreased \$211,238 from last year. I

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changed 1,315 parcels. 1,021 of the parcels were reductions in value. The other 294 parcels were increases.”

Councilman Jeffords thanked Colleen for doing the impact notices in house and Amanda, Dan, Verna and Elaine for their assistance as well. This saved the Town a considerable amount of money.

Colleen was present tonight to answer questions. Colleen stated “the overall trend that I did actually matched what the State’s trend number was of 5%. The Village, more or less, residential single family homes did see the 5% decrease almost clearly. The two-familys in the Village, three-familys, actually saw an increase. Outside in the Town, most generally the residential outside in the Town it was very spotty. Some saw a decrease, some saw increases and some just remained the same. Out there it varied, it was less of a sign but the Village was definite.” Councilman Jeffords stated that the good news was the \$8 million of new construction. Colleen: “Yes, it was, that saved a lot because really by the time you get done the roll really only dropped \$211,000 so we were really lucky.” Councilman Jeffords asked if the new construction was all residential. Colleen: “It was residential but Glens Falls Hospital is tax exempt but I still put a lot on that. The commercial – Phantom Laboratory I added some value on that one again this year. So there was a little bit of commercial but most was residential which even surprised me because I didn’t think I had that much when I was collecting it until I started valuing it. It all adds up.”

4) Code Enforcement Report: Code Enforcement Officer Dan O’Connor’s report stated that one building permit had been issued during the month of February.

5) Dog Control & Animal Control Report: DCO & ACO Ed Holland & Nancy Quell’s report stated that five calls were documented for the month of February. A full copy of the report is available at the Town Clerk’s Office. Mr. Holland was present and stated that there wasn’t too much to report. It’s been fairly slow but it’s now starting to pick up.

6) Highway Report: Highway Superintendent Rick Sullivan’s report:

- 1491.7 gallons of fuel used.
- 7 storms – Feb. 3, 10, 16, 17, 18, 24 and 25.
- Town Christmas banners taken down and regular banners put up on the 16th.
- Out patching holes.
- Chipped brush on River Road.
- Truck maintenance.

7) Supervisor Report: Supervisor Idleman’s report:

- Economic Roundtable: Moved to May.
- Scott Murphy’s Economic Summit: Will be attending on Monday, March 15.
- Continue to work with Dave Doonan.

Meet weekly - Mondays at 1 pm. Exploring ideas for shared services and economic development. Looking for ways to pull the Village and Town together and hopefully save the

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taxpayers some money. Would like to include a Village Trustee and a Town Councilman in discussions.

- Trying to set up monthly meetings with Highway Committee and Rick Sullivan. The Board received a packet on a truck purchase, also being considered is a grader purchase. Hoping to make that decision at the next meeting. Jeff Delurey informed the Board that there are a limited number (500 - 600) of pre-2010 emission motors left in the country. Depending on the demand these could last days or months but once gone the truck price increases by \$8,000 for the new emission requirements. Supervisor Idleman asked if this could wait until next month.
- Councilman Whitehouse stated this would give him the opportunity to gather more lease information. Currently the 5 year plan looks the best. Between the truck they've looked at and the grader it comes up to a total of \$276,000. The quote that Rick provided was very similar to the ones he had gathered. Right around the \$64,000 - \$67,000 a year payment which can be done in arrears so if leased this year the first payment would be in 2011. Also noted was that the Hardscrabble Lane project is not eligible for a municipal lease.

Budget Officer Kellie Blake submitted the February financial report for the Board's review.

8) Youth Report: Councilman Perkins stated that a kick off youth meeting will be scheduled to prepare for the 2010 youth program. He would like to bring the department heads back together to find out who will be returning etc. Goose control continues to be an issue. There is a company that sells a piece of equipment that they will guarantee to remove geese for one month. The cost is \$850. Another option would be to continue with Dan Spigner who went to the beach 2-3 times a day with his dog to keep the geese away. This will be discussed at the committee meeting and then a recommendation will be made to the full Board. The most pressing issues at this time are personnel and discussing the Department of Health requirements concerning the program.

UNFINISHED BUSINESS:

1) Dog Control & Animal Control Officer: Ed Holland & Nancy Quell – Current appt. expires 3/15/10.

RESOLUTION NO. 24-10
Dog Control/Animal Control

Resolution by Councilman Jeffords
Seconded by Councilman Perkins

and passed unanimously by said Board,

RESOLVED, that Ed Holland and Nancy Quell be appointed as Animal Control and Dog Control Officers through April 15, 2010, with a pay rate of \$15.00 per call for Animal Control and a prorated salary for Dog Control based on the annual salary of \$2500.00 and be it further

RESOLVED, that this appointment be re-visited at the April board meeting.

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2) Tour of the Battenkill organizer Dieter Drake addressed the Board at the February meeting about the 2010 race plans. Mr. Drake would like a resolution of support from the Board. Unsure of the implications of the term "support", the Board decided they would "welcome" the race.

RESOLUTION NO. 25-10
Tour of the Battenkill

Resolution by Councilman Perkins
Seconded by Councilman Patrick

and passed unanimously by said Board,

RESOLVED, that the Greenwich Town Board welcomes the return of the 2010 Tour of the Battenkill.

NEW BUSINESS:

1) Lawn Care.

Lawn care was discussed for 2 Academy Street, the Town Beach, the sidewalks along Route 29 and mowing and trimming on the north side of guardrails from the Plaza entrance to Betterbee. It was noted that Empire Lawn Service had done a great job again last year and is willing to hold the price for 2010. The Board decided to stay with him again this year.

RESOLUTION NO. 26-10
Lawn Care 2010

Resolution by Councilman Jeffords
Seconded by Councilman Whitehouse

and passed unanimously by said Board,

RESOLVED, that the Town of Greenwich contract with Empire Lawn Service to perform lawn care maintenance for the 2010 season at the Town Office Building at 2 Academy Street, the Town Beach at 2128 State Route 29, the grassy areas along the town sidewalks beginning at the west end of the Greenwich Cemetery and continuing to Fiddlers Elbow Road, and mowing and trimming on the north side of guardrails from the Plaza entrance to Betterbee at a cost of \$6065.00.

2) Garden Maintenance: Cindy & Jim Schneible have notified the Town that they will not be providing garden maintenance for The Commons this year.

RESOLUTION NO. 27-10
Garden Maintenance - The Commons

Resolution by Councilman Whitehouse
Seconded by Councilman Patrick

and passed unanimously by said Board,

RESOLVED, that the Town advertises for bids for garden maintenance in The Commons for the 2010 season and said bids shall be delivered to the Town Clerk by 4:00 PM on Thursday, April 8, 2010.

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3) Emergency Call-In Policy. Councilman Perkins stated that the Personnel Committee had met with Highway Superintendent Rick Sullivan to discuss the department’s Emergency Call-In Policy. Currently highway employees are being paid as of the time of the phone call requesting them to come in but this is not addressed in the current policy and in some instances this has not worked well due to response time. Therefore, the Highway Committee and Rick have come to an agreement and are recommending that the policy be amended to include a new provision which would be one-half hour pay prior to the actual arrival at the town garage. Councilman Jeffords noted that the County and some Towns have stopped this practice because of Worker’s Compensation liability problems. In some places there have been accidents between the time the employees left their home and arrived at work. Not sure if it would relieve any liability if they were paid for travel or not as a claim would probably still be filed. Attorney Wrigley will draft the proposal for the Board’s review.

RESOLUTION NO. 28-10
Highway Call-in Policy Amendment

Resolution by Councilman Perkins
Seconded by Councilman Jeffords

and passed unanimously by said Board,

RESOLVED, that Chapter 54-5 Overtime, Emergency and Holiday Pay of the Code of the Town of Greenwich be amended to include one-half hour travel pay for call-in, with Attorney Wrigley drafting the final language for the amendment.

4) Village Grant Application. Supervisor Idleman stated that the Village of Greenwich applied for two separate grants and had asked for a letter of support which she did. She stated that Councilman Jeffords had wondered if that should have been a resolution. Councilman Jeffords asked if the Town was part of the grant application because if it was, a resolution would have been needed as part of the application. An action of the Board would also have been needed to authorize either Supervisor Idleman or Mayor Doonan to sign on behalf of the Town. Supervisor Idleman stated that these were just letters of support for Village grants. Councilman Jeffords asked if letters of support needed Board approval. Attorney Wrigley stated that most grants look for a letter that says the ..following resolution was adopted in support of the grant application.....that’s a grant requirement not usually something the Town would require. Councilman Jeffords stated that his concern was that the Town was part of the grant application. Supervisor Idleman stated that the Town is not part of the grant application and also that she had several past grant applications that the Village submitted that were supported by letters from the Town but they did not have resolutions. Councilman Jeffords asked why the Village needed the Town’s DUNS # to put on the grant application. Supervisor Idleman said that she will ask Mayor Doonan or Trustee Lyle Hayes why that was needed. As far as she knew they were totally separate grants.

5) Permissive Referendum for Improvements to the Town Office and Highway Garage. Clerk to the Supervisor Kellie Blake stated that she would like to take the funds for the highway fans, as well as for the work that has recently been done at the Town Office building, out of Capital Reserve for Facilities Improvement Fund.

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RESOLUTION NO. 29-10
Permissive Referendum- Facility Improvement Fund

Improvements to Town Office Building and Town Highway Garage
Capital Reserve for Facility Improvement Fund

Resolution by Councilman Jeffords
Resolution by Councilman Patrick

WHEREAS, the Town of Greenwich has a Capital Reserve for Facility Improvement Fund that has been established for the express purpose of setting aside monies for capital improvements to Town owned real property; and

WHEREAS, there exists a need for certain capital improvements to the Town Office Building, specifically, jacking up and/or re-enforcing load bearing beams in the basement and repairs to plumbing and a need for certain capital improvements to the Town Highway Garage, specifically, repairs to the wood boiler and installation of 5 industrial ceiling fans; 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 expend not more than \$8368.54 from the Capital Reserve for Facility Improvement Fund for the purposes of performing capital improvements to the Town Office Building and Town Highway Garage; 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 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 Idleman	Aye

Carried.

Motion by Councilman Perkins
Seconded by Councilman Whitehouse

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and passed unanimously by said Board,

that the Board enters into Executive Session at 7:55 P.M. for the purpose of reviewing signed agreements regarding assessment proceedings.

Motion by Councilman Jeffords
Seconded by Councilman Patrick

and passed unanimously by said Board,

that the Regular meeting be resumed at 8:07 PM.

Supervisor Idleman stated that the Executive session was devoted to discussion involving three settlements against the Town regarding assessments.

RESOLUTION NO. 30-10
Assessment Proceedings Settlements

Resolution by Councilman Jeffords
Seconded by Councilman Perkins

and passed unanimously by said Board,

RESOLVED, the Town Board authorizes the Attorney for the Town Alan Wrigley to sign the settlements on the property issues.

Supervisor Idleman stated that she had received a call from Bill Wade requesting that the Town NOT fix the potholes on East Lake Road. The residents are concerned about the speed that people drive on that road. Mr. Wade would like to see a speed reduction to 15 MPH but for this year he would be happy if the Town did not fix the potholes.

Councilman Jeffords brought up the Hardscrabble Lane project and stated that he would like to see the Town go forward with the engineering and legal work on the project because then it would be shovel ready.

RESOLUTION NO. 31-10
Hardscrabble Lane

Resolution by Councilman Jeffords
Seconded by Councilman Whitehouse

and passed unanimously by said Board,

RESOLVED, the Town goes forward with the engineering and legal work to acquire the property on Hardscrabble Lane and also to get the engineering ready for the project.

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Budget Amendment:

RESOLUTION NO. 32-10
Budget Amendment 03/09/10

Resolution by Councilman Jeffords
Seconded by Councilman Patrick

and passed unanimously by said Board,

RESOLVED, that the following budget amendment be approved: Increase appropriations in H38160.202 Landfill Closure – Contractual Expense by \$2,138.00 from Capital Fund Landfill Account for landfill monitoring tests.

AUDIT BILLS & AUTHORIZE PAYMENT.

RESOLUTION NO. 33-10
Payt. of Bills 03/09/10

Resolution by Councilman Whitehouse
Seconded by Councilman Perkins

and passed unanimously by said Board

RESOLVED, that the following bills on Abstract #9003 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:	0058-0059	\$ 650.40
General Town-wide (A):	0061-0090	\$10,157.32
General Outside Village (B):	0091	\$ 200.00
Special District Lighting (SL)Pre-pay:	0060	\$ 923.18
Capital Fund Landfill Closure:	3001	\$ 2,138.00
Highway Town-wide (DA) Pre-pay:	5029	\$ 201.47
Highway Town-wide (DA):	5030-5036	\$15,213.14
Highway Outside Village (DB):	5037-5043	\$ 5,829.63

Motion by Councilman Whitehouse
Seconded by Councilman Jeffords
and passed unanimously by said Board,
that the meeting be adjourned at 8:55 P.M.

Respectfully submitted,
Elaine A. Kelly, RMC, CMC
Town Clerk