

TOWN OF SCHUYLER FALLS
TOWN BOARD
REGULAR MEETING MAY 27, 2020

Supervisor Randall called the Regular Meeting of the Town of Schuyler Falls Town Board to order at 6:05 p.m. The Public was invited and participated on Zoom.

<u>MEMBER</u>	<u>Present</u>	<u>Absent</u>
Howard Newton	X	
Martin Perrotte	X	
Vernon Bruno		X
Reginald Facteau	X	
Kevin Randall	X	
Donna Hamel	X	
Michael McCormick	X	

All Board Members were provided with a copy of the Minutes of the Regular Meeting that was held on April 28, 2020

Mr. Perrotte made a motion to approve and accept the Minutes as presented; Seconded by Mr. Newton.

AYES: Mr. Newton, Mr. Perrotte, Mr. Facteau, Mr. Randall

ABSENT: Mr. Bruno

All Board Members were provided with a copy of the Minutes of the Work Session that was held on May 4, 2020

Mr. Newton made a motion to approve and accept the Minutes as presented; Seconded by Mr. Facteau.

AYES: Mr. Newton, Mr. Perrotte, Mr. Facteau, Mr. Randall

ABSENT: Mr. Bruno

Mr. Bruno arrived at 6:11 p.m.

COMMUNICATIONS AND PETITIONS 1. Letter from the Stracks who are residents on Woodland Hills Drive with a request that the Town pave and maintain their road. As this is a private road that has not been brought up to the specifications of the Town, the Town can not take over the road. Mr. Facteau thought that the Town should help the residents by accepting the responsibility of the road as building permits were issued to construct residences. Mr. Rock, Highway Superintendent, responded to the letter by stating that when the road is brought up to the proper specifications by the Sub developer, the Town will be willing to take over the ownership of the road

2. Letter from Clinton County Personnel stating appreciation on the compliance of reporting payroll.

3. Mr. Randall was approached by an individual in the parking lot before the meeting with a concern regarding the Sadie Morrow Road which was abandoned by the Town years ago. Mr. Randall said he will have to research the legal aspects of this. Mr. Michael Kelly, who was participating in the meeting by Zoom, asked to be heard on this matter. He stated that his family has interest in property parcels in that area. He gave the Board some historical information regarding the Ganienkeh involvement there. He feels that the road should not be blocked with the boulders so that individuals can access the property to enjoy hiking and other uses. He said that if there was an emergency on that road, the Town has an obligation to provide emergency service. After some discussion, it was decided that Mr. McCormick will look into the background regarding the deed and the abandonment of the road.

MONTHLY REPORTS Town Clerk, Supervisor, Codes Officer, Woods Mills Water, Macey Lane Water, Morrisonville Water, Ambulance, Tax Collector

Mr. Newton made a motion to file the reports; Seconded by Mr. Perrotte.

AYES: Mr. Newton, Mr. Perrotte, Mr. Facteau, Mr. Randall, Mr. Bruno

RECEIPTS Town Clerk/\$529.00, Morrisonville Water/\$1,819.60, Macey Lane Water/\$217.96, Woods Mills Water/\$684.59, Tax Collector/\$60,284.38, Judge Van Nortwick/\$1,291.00 \$, Judge Barber/\$896.00 Charter Communications-Franchise Fee 1st Quarter/\$18,479.53, Clinton County Treasurer-Mail Fees/\$115.00, Selective Insurance-Refund/\$213.13, Bank of America-Matt Russell NYC Refund/\$140.00, Ambit Energy-Refund/\$140.00, Town of Guilderland-DCO Conference Refund/\$50.00

Mr. Newton made a motion to file the receipts; Seconded by Mr. Bruno.

AYES: Mr. Newton, Mr. Perrotte, Mr. Facteau, Mr. Bruno, Mr. Randall

DEPARTMENT REPORTS/

WATER/ Mr. Perrotte asked if the water rates for the residents in the Morrisonville Water District have been increased. Mr. Randall said that the rates are being reviewed. The rates could not be raised as the Public Hearing on the Morrisonville Water District Extension was postponed because of public meeting regulations due to the covid-19.

Mr. Perrotte asked if Court was allowed to be in session yet. A date for the opening of all courts is still indefinite.

Mr. Perrotte made a motion to file the minutes of the Planning Board that was held on March 3, 2020. This motion was seconded by Mr. Newton and was Unanimously Approved.

RESOLUTION #20-45

MOTION BY: Mr. Newton

WHEREAS, a map, plan and report has been prepared in such manner and in such detail as is required by Article 12A of the Town Law of the State of New York, relating to the establishment of the Morrisonville Water District Extension in the Town of Schuyler Falls, County of Clinton, State of New York, and has been filed in the Town Clerk's Office; and

WHEREAS, said map, plan and report was prepared by Laberge Group, Ltd., competent engineers, duly licensed by the State of New York, showing the boundaries of the proposed District Extension and the general plan of the proposed district extension; and

WHEREAS, said map, plan and report shows the location and description of the public works which will be required and the lands or easements to be acquired; and

WHEREAS, the boundaries of the proposed water district extension are as described in Schedule "A" annexed hereto; and

WHEREAS, there are no proposed improvements to be constructed in the water district extension and consequently there is no maximum amount proposed to be expended for the creation of this water district extension; and

WHEREAS, pursuant to Section 209(f) of the Town Law, approval of the New York State Comptroller will not be required for establishing this district extension since debt shall not be issued or assumed by the town for any improvements; and

WHEREAS, the typical property owner shall pay a quarterly flat fee of \$65.00 equating to an annual flat fee of \$260.00 and an ad valorem tax at a rate of \$1.65 per \$1,000 of assessed valuation for user charges during the first year of operation; and

WHEREAS, the first-year cost of full operation for typical properties within the district extension is Two Hundred Sixty and 00/100 Dollars (\$260.00) and an ad valorem tax rate of \$1.65 per \$1,000.00 of assessed value; and

WHEREAS, there are no hook-up fees inasmuch as the improved properties have been previously connected to the water distribution system.

NOW, IT IS HEREBY RESOLVED, that the Town Board of the Town of Schuyler Falls, shall meet and hold a public hearing at the Schuyler Falls Town Hall in said Town, on the 23rd day of June, 2020, at 5:30 p.m., local time, to consider said map, plan and report and to hear all persons interested in the subject thereof as is required or authorized by law.

SECONDED BY: Mr. Perrotte

DISCUSSION: Mr. Facteau asked about adding water lines to the residences of Rickson Avenue. It was mentioned that this map extension was for the existing users, which include outside users, that are currently being serviced by the Morrisonville Water District.

AYES: Mr. Newton, Mr. Perrotte, Mr. Bruno, Mr. Facteau, Mr. Randall

RESOLUTION #20-46

MOTION BY: Mr. Newton

WHEREAS, the U.S. Housing and Community Development Act of 1974 (P.L. 93-383), as amended, provides for the development of viable urban communities by providing decent housing and suitable living environment and expanding economic opportunities, principally for persons of low and moderate income; and

WHEREAS, said Act authorizes the Secretary of Housing and Urban Development (HUD), through the New York State Office of Community Renewal to make grants to units of general local government to help finance Community Development Programs under Section 103 (a)(1) of Title I; and

WHEREAS, under said legislation, eligible applicants in the case of municipalities, are required to authorize an official representative to file the application and to provide the Secretary with certain assurance of compliance with applicable laws and regulations under Title I of said Acts; and

WHEREAS, it is desirable to conduct and hold a public hearing pursuant to the HUD Act to obtain the views of the citizens on Community Development needs, to establish priorities, and subsequently to develop the application, programs and any amendments or revisions thereto; and

NOW, THEREFORE, IT IS RESOLVED, by the Members of the Town Board: That the Town Clerk is hereby authorized to publish a Notice of Public Hearing to be held on *June 23, 2020 at 5:45 p.m.* at the Town Hall to provide an opportunity for the Town to:

- a. Provide the citizens of the Town with adequate information concerning the amount of funds available for proposed community development activities, the range of activities that may be undertaken and other important program requirements.
- b. Provide citizens adequate opportunity to participate in the development of the application, any revisions, changes or amendments to the application, prior to the submittal
- c. BE IT FURTHER RESOLVED, that the Supervisor is hereby authorized to execute and file an application on behalf of the Town of Schuyler Falls with the New York State Office of Homes and Community Renewal for a community development grant pursuant to Title I of the Housing and Community Development Act of 1974, as amended; and
- d. BE IT FURTHER RESOLVED, that the Supervisor is hereby authorized and designated as the representative and to act as such in connection with the application to provide additional information as may be required including all understandings and assurances contained in the application; and
- e. BE IT FURTHER RESOLVED, that the Supervisor is hereby authorized and directed to execute any contract and/or agreement with the New York State Office of Homes and Community Renewal in connection with the Application and his designee is further authorized to request and expend funds from the U.S. Government pursuant to said contract and/or agreement; and;
- f. BE IT FURTHER RESOLVED, to the extent all or any actions hereby authorized have been executed and/or performed by the Supervisor all are hereby ratified and confirmed and this Resolution take effect immediately.

SECONDED BY: Mr. Randall

DISCUSSION: Mr. Facteau asked if this grant was based on income and family size. The answer is yes. Mr. Randall explained that to get any CDBG grant, this resolution and the holding of a public hearing was mandatory. Mr. Randall mentioned that Liz Tedford is willing to do the income survey if needed. The more the Town can help with as to sending out income surveys with water bills, the less it would cost the Town.

AYES: Mr. Newton, Mr. Perrotte, Mr. Bruno, Mr. Facteau, Mr. Randall

RESOLUTION #20-47

MOTION BY: Mr. Newton

RESOLVED, that the Town Board of the Town of Schuyler Falls authorizes the Supervisor to sign the contract between the Teamsters Local 687 and the Town of Schuyler Falls.

RESOLVED, that this contract valid retroactive to January 1, 2020 through December 31, 2022.

SECONDED BY: Mr. Bruno

DISCUSSION: Mr. Randall stated that the contract with the changes made was reviewed by the Town Attorney.

AYES: Mr. Newton, Mr. Perrotte, Mr. Bruno, Mr. Randall

NAYES: Mr. Facteau

RESOLUTION #20-48

MOTION BY: Mr. Facteau

RESOLVED, that the Town of Schuyler Falls Town Board acknowledges the Resignation letter from John Rock, Highway Superintendent with Mr. Rock's last day being May 31, 2020.

SECONDED BY: Mr. Perrotte

AYES: Mr. Newton, Mr. Perrotte, Mr. Bruno, Mr. Facteau, Mr. Randall

RESOLUTION #20-49

MOTION BY: Mr. Newton

RESOLVED, that the Town Board of the Town of Schuyler Falls appoints Michael Snyder to the position of Acting Highway Superintendent, effective June 1, 2020 through December 31, 2020 with an additional stipend of \$412.39 a pay period to be paid to him for his additional duties as Acting Highway Superintendent.

SECONDED BY: Mr. Perrotte

DISCUSSION: It was mentioned that Mickey Smith from the Teamsters Union was contacted regarding this appointment. Mr. Smith stated that this situation happens quite often in a lot of Towns. Mr. Facteau asked if Mr. Snider would continue his status in the Union. Mr. Randall said that he would and by being appointed as Acting Highway Superintendent, Mr. Snider would be secure in his position with the Highway Department should he not win the election in November. Mr. Snider would still need to clock in his time, as he would still be using and accruing vacation, sick, and personal time. The extra stipend per pay period would be for his expanded duties. Mr. Randall stated that this will still be a saving to the Town while getting an employee that has had over thirty years of experience with the Town Highway Department.

AYES: Mr. Newton, Mr. Perrotte, Mr. Bruno, Mr. Facteau, Mr. Randall

CLAIMS

General Abstract for the Month of May	\$ 10,699.92
Highway Abstract for the Month of May	\$ 9,011.62
Morrisonville Water Abstract for the Month of May	\$ 339.96
Woods Mills Water Abstract for the Month of May	\$ 3,439.11
Macey Lane Water Abstract for the Month of May	\$ 3,262.33
Audit only Abstract for the Month of May	\$ 6,493.29

Vouchers for Claims (#202000660-202000703)

Vouchers for Audit Only (#202000628-202000640)

Payroll Vouchers (#202000614-202000627)

(#202000641-202000659)

PUBLIC FORUM Mr. Facteau asked about the status of the Conner sand pit. Mr. Randall said that DEC has approved their end of it. He has given the full packet to Attorney Murnane to review. He does not want to comment further on this until the Attorney is finished his review. Jason Rock mentioned that he would like to have the Planning Board and the Zoning Board revisit this matter even though DEC gives the approval. He said that the location of the right of way now is not where it should be. Mr. Randall said he does not want to comment further on this until the Attorney is finished his review

NEXT MEETING

Work Sessions (if Needed)	Monday	June 1, 2020	6:00 p.m.
	Monday	June 15, 2020	
Regular Meeting	Tuesday	June 23, 2020	6:00 p.m.
Public Hearing	Tuesday	June 23, 2020	5:30 p.m. (MWD Extension) 5:45 p.m. (CDBG Grant)

ADJOURNMENT Mr. Newton made a motion to adjourn, which was seconded by Mr. Perrotte; and was UNANIMOUSLY APPROVED. ADJOURNMENT/ 7:20 p.m.