

**TOWN OF NORTHAMPTON
REGULAR MEETING
February 20, 2013**

The regular meeting of the Town of Northampton was held on Wednesday, February 20, 2013. Supervisor Kemper called the meeting to order at 6:30 p.m. in the Municipal Building at 412 South Main St., Northville, NY.

PRESENT: Supervisor: Linda Kemper
Councilmen: Bob Ellsworth, William Gritsavage,
Darryl Roosa and Ivar Anderson

RECORDING SECRETARY: Elaine Mihalik-Town Clerk

ALSO PRESENT: Matthew Ginter, Code Enforcer
John Rizzo, Greenman-Pedersen, Inc.
Carla Kolbe, Sacandaga Express
John Boglini, Leader Herald
Ken Cramer, Water/Sewer Maintenance Operator
Michael Warner

Councilman Roosa motioned to approve the January 7, 2013 Organizational meeting as presented by the Town Clerk, seconded by Councilman Ellsworth and passed by,
5-Ayes: Kemper, Ellsworth, Anderson, Gritsavage and Roosa 0-Nays

Councilman Gritsavage has asked that the January 16, 2013 regular Town Board meeting minutes be delayed being approved and held for review of the audio tapes. He believes there was discussion on him getting together with Cristan Shepard, on the subsequent Tuesday, regarding the website and he doesn't see that in the minutes.

Councilman Anderson approved paying the warrants, as presented to the board, seconded by Councilman Gritsavage, and passed by,
5-Ayes: Kemper, Ellsworth, Anderson, Roosa and Gritsavage 0-Nays

February 20, 2013 Warrants

| | |
|------------------------------------|--------------------|
| General | \$27,646.71 |
| Highway | 26,532.72 |
| Sacandaga Fire District | 0.00 |
| Sacandaga Lighting | 2,027.42 |
| Broadalbin/Kennyetto Fire District | 8,300.00 |
| Sacandaga Water District | 4,154.91 |
| Sacandaga Sewer District | <u>1,678.63</u> |
| Total Warrants | \$70,340.39 |

2013 FUEL BIDS received:

Bid #1 - Smith & Sons Fuel, Inc. – 36 Second Ave/P.O. Box 191, Mayfield, NY 12117
#2 Fuel Oil Price-rack (3.21) + mark up (.20) = \$3.41 per gallon; Kerosene Price- rack (3.63) + mark up (.20) = \$3.83 per gallon; Diesel Fuel Price (3.21) + mark up = \$3.46 per gallon.

Bid #2 - Shepard Oil Company, Inc. Industrial Park - Box 298, Johnstown, NY 12095
#2 Fuel Oil-Price Albany rack + .17 = \$3.4109 a gallon; Dyed Kerosene Price Albany rack + .17 = \$3.8513 a gallon; Diesel 70/30 Blend Price - Albany rack +.17 = \$3.5094 a gallon.

Bid #3 - G.A. Bove & Sons, Inc. 1537 State Highway 30, Wells NY 12190
#2 Fuel Oil Price - \$3.33 per gallon; Kerosene Price - \$3.76 per gallon; Diesel Fuel Price – \$3.3825. POST +.23 - LOW OPIS oil price daily plus .23 cents per gallon.

Motion on 2013 Fuel Oil Bid:

Councilman Anderson motioned to award the 2013 Fuel Oil bid to Shepard Oil Company, Inc. Industrial Park - Box 298, Johnstown, NY 12095
#2 Fuel Oil-Price Albany rack + .17 = \$3.4109 a gallon; Dyed Kerosene Price Albany rack + .17 = \$3.8513 a gallon; Diesel 70/30 Blend Price - Albany rack +.17 = \$3.5094 a gallon, seconded by Councilman Gritsavage and passed by,
5-Ayes: Kemper, Ellsworth, Anderson, Gritsavage and Roosa 0-Nays

Speaker: John Rizzo of Greenman-Pedersen, Inc.

I've spoken with Matthew Ginter after he reviewed the progress prints for the roof replacement and a copy of the manufactures product information that were given to the board last month. They discussed the type of shingle; the benefits of the laminated panel system; and whether you can walk on the shingle. I explained to him why we were using the laminated panel, how to promote venting to keep the roof cool. The heat loss that the building has, when it hits the eaves it cools off and then it freezes. That is why you see the ice build up on your extended eaves, it cools off at the eaves and it freezes right now.

The way the laminate panel is, it has to vent to prevent heat loss up to the ridge. The idea is to keep the roof surface cool. I think that will eliminate a lot of that ice jam on the roof by having the insulated panel.

Regarding the question on the walk ability on the roof, we went back to the manufacturers spec's and they do a lot of walking on the roof. You have to walk on the flat parts of the raised shingles. You can walk on it with a soft soled shoe just on the flat spots. They don't want you walking on the ridge of the shingles. The idea is to not walk on your roof that is going to prolong the life of your roof. There is going to possible be maintenance that you would have to walk on the roof. The idea is to keep your roof cool. Right now you have so much heat loss. The heat goes through the wood sheathing that is up there and all your asphalt shingle is warm. The new panelized system has an air gap in it. Any heat loss will vent through the system. Keep in mind to keep the roof cool.

Question: We're not preventing the heat loss?

John Rizzo: You are going to have some heat loss that is going to go through but we are adding R21 value to this roof. It will definitely help with the summer time cooling. You are not going to pick up the radiant heat from the sun. You should see a decrease of the air condition level.

Question: Have you worked with these panels before?

John Rizzo: Personally, I haven't. I know that they are out there. We see things that they call stucco panels. On residential homes you would carry it right to the ridge.

Councilman Ellsworth: My question is: We go through all this and we've spent all this money with you and we still have ice jamming? That is the reason with this project or we go with flat roof shingles on the roof.

John Rizzo: You are going with a smooth roof also now. You will not be collecting the amount of snow that you have in the past. To promote any melting I think that you are going to see a cleaner roof all winter.

We chose not to put on snow guard. I talked about that with Mr. Ginter. All the main entrances, the gable end of the building there was no need for snow guards.

Supervisor Kemper: The issue is not only heat loss. It's obviously the leaking when it backs up and comes in.

Councilman Anderson: You have an inch of water shield in there also.

Supervisor Kemper: How far does the water shield go?

John Rizzo: All the eaves plus another two feet up.

Supervisor Kemper: Is there any preventative that we can do, as far as getting insulation in to stop it from going up through?

John Rizzo: The truss roof system. You have rafters in another section that accommodates insulating from below. We looked at what was up in the attic what is suspended between the bottom board and the trusses with little nails that support it in place.

Councilman Gritsavage: Is it a poor design, do you think?

John Rizzo: I think it was an in house effort. I don't know if that was actually designed.

Councilman Gritsavage: Poor construction or poor design?

John Rizzo: Somebody had good intentions.

Councilman Gritsavage: There's nothing we could do about it now.

Supervisor Kemper: Can we put anything more up there now, to add a little bit more to it?

John Rizzo: I would put up 3 inches of foam plus 2 layers of 17" plywood then an air gap. You are actually building up quite a bit of insulation on the roof surface. Over the last month we have taken the drawings with feed back that we have gotten back from Matthew Ginter. You have the other set of documents all worked out.

We are still on budget. In May 2012 we estimated just budgetary wise \$75,000. The estimate right now is around \$61,000. You are still within the \$75,000 budget should anything pop up during construction. I don't think that we will. With talking with the board we have incorporated town efforts with the disposal, with a container or trucks that the contractor will put all the debris into. The town would be responsible for off sighting it.

This contract will cover framing in of the chimney hole that is left behind in the eaves. It will also cover framing in all the skylights.

There was discussion on capping the chimney.

Councilman Anderson: There will be some openings up there where birds could get in and possibly you can put screening on them.

Matthew Ginter: We can address that when the time comes and we see what you've got.

John Rizzo: The way we have written the contract is that the color of the shingles will be decided when the samples are submitted in. So if you want to change the color you this can help you be part of that process.

The profile of the shingle will be Astonwood steel shingle. It will look like a wood grain shape. I have brought with me tonight the map and two copies of the drawings on CD. We have talked about how this can be distributed and one way was digital with a fee of \$20.00 per CD non-refundable.

Supervisor Kemper: We would have to have to go out and make copies of this CD at much higher prices. We do not have the resources to make copies of the map and everything. We figured if we put all the documents on a CD and charge the non-refundable 20.00 fee it would be cheaper than trying to get copies of all this.

John Rizzo: This is how we are seeing most of our contract going out, digital. It can be done by website and you would have a paypal by site. That's if you have the ability and you are all set up for it.

This is easier to come here and register with the Clerk and buying the bidding documents. So, that if an addendum is issued we can reach out to them and make sure they receive any of that notice. You are assigned 150 days for construction by the time that the contract is awarded. We will fill in the date of the bid opening when the board decides the date.

Supervisor Kemper: How long do you recommend we leave it out to bid?

John Rizzo: We've seen four weeks. You can go less.

Councilman Anderson: I suggest we go three weeks.

Councilman Ellsworth: When should be put it out to bid? Is it too early now?

John Rizzo: You can assign when you want to have the contract issued.

Councilman Ellsworth: What do contractors do about cost of goods because they really don't know what it will be? Is that their problem or our problem?

John Rizzo: I've only seen that on such items as pavement because of the fluctuation of oil prices. So thing like this you are not relying on such things as asphalt products.

Question: Where there any changes Mr. Ginter?

Matthew Ginter: Yes, we changed the layout of the ice and water as it was mentioned before. I think that there are so things that can be done in house to limit our heat loss. If we move the thermostat then it will stop heating the upstairs so hot. There is a problem with our trusses. There's not enough insulation. Keeping the attic cool, ideally with a cold roof you don't get ice.

Supervisor Kemper: Does this get listed on a certain site? Whose is it listed on?

John Rizzo: I can inform the Eastern Contractors Association and the Association of General Contractors; of the basic project. Some time they will ask the dollar value of the project so that they are properly bonded and we will give them a rough number.

Councilman Anderson: You can ask Quality Roofing.

The Town Board has asked Mr. Rizzo to help write the legal notice for this bid and he (Rizzo) has agreed.

It was agreed by all Board members present that the bids will go out for March 11th, 2013 and are to be received April 1st at 4 p.m., and to notify Eastern Contractors Association; Association of General Contractors; and Quality Roofing. To post two (2) times, choose the two days it's to be posted in the following newspapers: the Leader Herald; the Recorder; the Schenectady Gazette; and the Times Union.

John Rizzo: I can do another CD with the dates included.

Councilman Gritsavage: Just so I understand this. When someone comes in to pick up the bid documents we are going to burn a CD for them?

Supervisor Kemper: We will have some already on CD and they are going to pay a non-refundable \$20.00 for the CD.

Councilman Gritsavage: If we can we could put it on the website?

Councilman Anderson: The problem with that is, that if there is an addendum or something else comes out we won't know who to send it to.

Supervisor Kemper: We would need their information logged so that we would know who picked up the CD and how to contact them should anything arise.

John Rizzo: To post it on the website you would need a paypal service available to collect the fee.

Councilman Anderson: Plus, I think you pay for this service and if you do one project a year it does pay to do it that way.

Water District: A letter was received from John Mesnick at 108 Co Hwy 123 parcel #31.4-4-18
Supervisor Kemper: It's my understanding that the water has been turned off at 108 Co Hwy 123 and the Clerk is not aware of this.

After review of the water and sewer bills by the Auditor, the Clerk was informed that if any resident asked to waive their water/sewer billing, it had to be approved by the Town Board. And any billing for the term whether it is (year round) quarterly billing or twice a year (seasonal) billing, it is not to be prorated during the billing period.

Councilman Ellsworth: We've shut Mr. Mesnick's water off, correct?

Response: Yes

Councilman Ellsworth: It seems if we shut off the water at a resident for an entire quarter we shouldn't charge him for the entire quarter. And because we are not using the water meter the homeowner would have to pay for the full quarter even if he were to have the water turned off during the billing period. If the Board waives this billing you are to inform the homeowner that if he wants the water turned on during that quarter he has to pay the full quarter amount.

The homeowner has to understand that with the Board waiving his quarterly billing and if he has his water turned on before the end of that quarter then he has to pay for the full quarter billing because we do not meter water at this time.

MOTION: Councilman Ellsworth motioned to waive the January 1st – March 31st 2013 water billing for John Mesnick at 108 Co Hwy 123 parcel #31.4-4-18. As long as the meter is turned off for the full quarter. With the understanding that if the water is turned back on at that residence during the quarter he has to pay for the full quarter amount.

Please inform the resident that the process is underway to become user fee billing, as soon as, we can create a billing a fee scheduling. Seconded by Councilman Anderson, and passed by,
5-Ayes: Kemper, Ellsworth, Roosa, Anderson and Gritsavage 0-Nays

Town Clerk: November of 2012 John Halpin had asked to have his water billing waived and the board was inquire with Ken Cramer whether in fact the water was turned off at 1093 Co Hwy 123 parcel #45.-1-5. A decision was never given on Mr. Halpin request and his 2012 water billing was then re-levied.

I just inquired with Mr. Cramer because I received another letter from Mr. Halpin asking to have his January-March 2013 billing waived. Mr. Cramer stated that he was never approached by any board member. I need a decision rendered by the Board on whether to waive or not waive Mr. Halpin January-March 2013 billing.

Councilman Ellsworth: Was the water turned off prior to 2013?

Ken Cramer: Yes

Councilman Ellsworth: Then we need to be consistent.

MOTION: Councilman Gritsavage motioned to waive the January 1st – March 31st 2013 water billing for John Halpin at 1093 Co Hwy 123 parcel #45.-1-5. As long as the meter is turned off for the full quarter. With the understanding that if the water is turned back on at that residence during the quarter he has to pay for the full quarter amount.

Please inform the resident that the process is underway to become user fee billing, as soon as, we can create a billing a fee scheduling. Seconded by Councilman Roosa, and passed by,
5-Ayes: Kemper, Ellsworth, Roosa, Anderson and Gritsavage 0-Nays

CODE ENFORCEMENT: Matthew Ginter collected \$279.00 in fees and has issued (2) permits in January 1-31 2013; #01-13 Major Alterations permit; #02-13 Modular Home permit; and a ZBA application for a Use Variance. The total Estimated Project Costs was \$222,800.00.

Mr. Ginter informed the board that he has been doing fire inspections and he just about done. There are a few that are seasonal that I'm waiting to do.

Supervisor Kemper: Are they bringing them up to compliance? Have you had many issues?

Matthew Ginter: Some of them have given me a hard time and I've explained that the DOH can do it because they ultimately issue them a license if there are no violations, as far as code enforcement.

Supervisor Kemper explained that the best to her knowledge the town has never done any fire inspections before and it was supposed to be done every year. Who do you inspect?

Matthew Ginter: Churches, Restaurants, Bars, Businesses any place that the public enters. Some places are inspected every three years.

Matthew Ginter explained the changes and additions that he is proposing for the Town of Northampton Zoning/Building Permit Fee Schedule.

There was discussion on charging a \$5 fee per notification letter sent to the surrounding neighbors of any zoning/planning applicant, this would also cover the legal notice for the applicant.

Councilman Gritsavage suggested leaving it the way Matthew Ginter has proposed and if there's a problem, Mr. Ginter can report back to the Town Board and we can readdress the fees.

Matthew Ginter: The fees that were approved for January 1, 2013 are all included in this proposal.

Res. #2013-01: Resolution Authorizing Amending of Zoning/Building Permit Fee Schedule for the Town of Northampton.

Councilman Gritsavage offered the following resolution and moved its adoption.

Councilman Ellsworth seconded the resolution.

WHEREAS: During December 1988 a public hearing was held in the Town of Northampton for the purpose of establishing a building permit fee schedule. As a resolution of said public hearing a fee schedule was in fact established; AND

WHEREAS: During 1989 the Town of Northampton building permit fee schedule was modified; AND

WHEREAS: During 1992 the Town of Northampton building permit fee schedule was modified; AND

WHEREAS: During October 1992 the Town of Northampton building permit fee schedule was modified; AND

WHEREAS: On October 18, 2006 the Town of Northampton building permit fee schedule was modified; AND

WHEREAS: On June 16, 2008 the Town of Northampton building permit fee schedule was modified; AND

WHEREAS: On December 19, 2012 the Town of Northampton building permit fee schedule was modified and were to take effect January 1, 2013; AND

WHEREAS: During January 2013 the Town COE had requested to modify existing fee schedule and was ordered by Town Board to submit requested modification to Board for review; AND

WHEREAS: During the February 20, 2013 meeting of the Town Board, modified fee schedule was presented for review and action; AND

WHEREAS: During the February 20, 2013 Town Board regular meeting the requested revised permit fee schedule was addressed and moved for adoption. NOW THEREFORE BE IT

RESOLVED: the following attached, revised permit fee schedule be utilized for all Town of Northampton COE permit operations; AND BE IT FURTHER

RESOLVED: that copies of this resolution be made part of the minutes of this meeting a copy filed with the Clerk and Supervisors record for auditing purposes

ROLL CALL VOTE:

| | | | |
|---------------|-----|--------------------|-----|
| Linda Kemper | Aye | Darryl Roosa | Aye |
| Bob Ellsworth | Aye | William Gritsavage | Aye |
| Ivar Anderson | Aye | | |

Proposed Basement Offices

Matthew Ginter: The second floor is extremely hot up there and the public isn't allowed up there, which has been deemed by the state as uninhabitable. I would like to take advantage of the basement area. Right now the Assessor is content with being in the Justice/Assessor Building but there may be a day where she would like to move her office here at the town hall or it could be just another office. I have drawn up to scale a couple of offices I would like downstairs. He suggested removing the existing storage closet that is down there after the offices are built. If you remove the closet you would regain the footage for that room.

Because of the potential the Village would utilize the offices they would use it for their Code Enforcement Officer too. The Village has offered to buy all the materials needed for this two office project at a cost up to \$1,500.

Supervisor Kemper: What about the power, phone lines, cable?

Matthew Ginter: You would need to get phone lines into the rooms and also the internet, which Frontier is coming to assess the system. Regarding the power line, there is a panel at the end and there is one in the records room. New outlets would be on their own circuit. It is all doable.

Councilman Gritsavage: Labor is in house, correct?

Matthew Ginter: I will do it. The Village will buy the materials.

Councilman Gritsavage: I spoke with the Mayor this morning and the Village had passed a resolution last night at their meeting authorizing up to \$1,500 for this project. So, this is not going to cost the Town anything. It was generous although they will have that opportunity to use it.

Matthew Ginter: The question is do you want to take up the space downstairs?

Supervisor Kemper: If the offices are built down there, it has been discussed that the Garden Club does have their garden shows down there. We have boater safety and hunter safety classes down there. We have had other events down there and the room has been pretty filled. How will it affect it?

Councilman Gritsavage: We can always remove the closet if we had to.

Matthew Ginter: That would make that room 29' deep x 25' wide. This conference room we're in is only 22' wide.

Supervisor Kemper: If you remove the closet you would need another area to store the chairs and there is no other place to store them down there.

Matthew Ginter: We could use some serious house cleaning down there too. For the time being if the other office is not being used we could store items in there.

The one office would have two windows and the other would have one, its fresh air and natural light. Upstairs could also be used for storage.

MOTION ON BUILDING TWO OFFICES IN BASEMENT: Councilman Ellsworth motioned to proceed with this project for building the two offices downstairs in the basement of the Town hall, with the Village of Northville paying \$1,500 toward the cost for supplies, seconded by Councilman Anderson, passed by,
5-Ayes: Kemper, Ellsworth, Roosa, Anderson and Gritsavage 0-Nays

SPECIAL EVENTS PERMIT LAW: Supervisor Kemper: The events that have taken place on the lake, are they jurisdictional under the Special Events permit? I've gotten phone calls on that. Matthew Ginter: I still don't know. I've contacted the Attorney for the Hudson River-Black River Regulating District and he wasn't sure. I did go to the HR/BRRD office today. In the past, the racing organization had gotten the permit from HR/BRRD with proof of liability insurance. That covered that event. That was back in 2001. They've got documentation on that.

They no longer do that. I was told that when the racers go out on the lake, now they sign a liability release. Whether it's the organizers or the Sport Island Pub does it, I'm not sure.

Do we as a town have jurisdiction on activities that happen on the HR/BRRD property? The HR/BRRD attorney stated that he didn't know. I put that in writing and sent it to them. They have not gotten back with me on that.

I need clarification as to, do we have the authority to make them get a permit?

Councilman Ellsworth: The discussions we've have had, were we had "no jurisdiction".

Supervisor Kemper: When I researched that with the attorneys of the HR/BRRD. My understanding is that they issue the permits for, if it is on their access permit, which is HR/BRRD property. They issue permits for outhouses, tents, port a potties. But that's all. You could have an event with 5,000 people on their permit area, HR/BRRD doesn't care. That's the only permit that they issue.

But once you talk about the ice or water that is an area we don't know.

Discussion ensued.

HIGHWAY: A legal notice has been posted in the local newspaper:

TOWN OF NORTHAMPTON FULTON COUNTY NEW YORK NOTICE IS HEREBY GIVEN That pursuant to Section 1660 of the Vehicle and Traffic law the Town of Northampton will be posting all town roads to a four (4) ton limit upon erection of signs and will remain so until signs are removed. **BY ORDER OF THE TOWN OF NORTHAMPTON HIGHWAY SUPERINTENDENT**

Dated: February 20, 2013 Elaine Mihalik, Town Clerk

Councilman Anderson left the meeting room

Supervisor Kemper: No, we said depending on what the bid was. We agreed to the filing and we need to do a whole other step to accept the grant.

Councilman Gritsavage: This is to enter into a Municipal Agreement. We don't have to sign it if we don't like it.

Supervisor Kemper: We don't enter into an agreement yet. You don't do that until we receive a grant. You are also not authorizing third from the end Resolved on the back page, I would suggest taking out that whole paragraph because we don't do that until we actually accept the grant. There are two steps. We approve for the Village of Northville and Town of Northampton to applying for the grant.

Remember you stated "that \$20,000 was okay but I'm not going to agree to \$60,000"? We didn't actually agree to move forward. It was to see what the amount would be.

Councilman Anderson: What was the amount that the Village passed last night at their meeting?

Councilman Gritsavage: It was \$180,000 and they don't expect it to go over \$80,000.

Supervisor Kemper: What was the amount it was submitted for because that does needs to be filled in?

Councilman Gritsavage: \$180,000.

Supervisor Kemper: That they applied for \$180,000?

Councilman Gritsavage: No, the resolution was for \$180,000.

Supervisor Kemper: You would fill in the amount of \$180,000.

I suggest you remove you are authorizing to execute those financial documents and administrative process because you do not execute any financial things until you actually receive a grant. There is no need for financial documents when applying for a grant. That is done after you receive a grant.

Councilman Ellsworth: We can take out the financial and we can have the Mayor do the administrative.

Supervisor Kemper: You are authorizing to submit the application and to act as lead agent. You are only approving the application right now. Then if the grant is awarded, then you accept the grant along with the conditions.

Councilman Gritsavage: What if they won't accept the grant if we don't have it in it?

2nd WHEREAS – Change 1600 Hours to **read 4:00 o'clock p.m.**

1st Resolved: that the Town of Northampton Board and the Village Northville Board are in support of James Groff, Mayor, Village of Northville, acting as lead, to submit an application to the Local Government Efficiency grant program for the 2012-2013 Program year in the amount of **\$180,000.00** to help construct a JOINT Cold Storage Facility on property jointly owned by the Town of Northampton and the Village of Northville

2nd Resolved – to read that James Groff, Mayor Village of Northville is authorized to execute all ~~financial and/or administrative process relating to the implementation of the program~~ **application of the grant.**

The board discussed removing commitment from 5th WHEREAS

Councilman Gritsavage: I'm against removing "commitment"

Supervisor Kemper: This is saying that you are deciding that you are going to do it regardless of what kind of money and cost.

Councilman Ellsworth: It doesn't say regardless of payment. It says we are going into a commitment which we already have. We officially committed up to \$20,000.

Councilman Gritsavage: If we take out the commitment, we may not get this. No, we are committed to this. We want this grant. It doesn't mean if they come back with the grant and they have something in there that we don't like. Then we say we are not going to take the money. We are not going to gut this resolution. We can always pull out.

Supervisor Kemper: We are not gutting this resolution. The next step is if you receive a grant that is a whole other process. Then you approve accepting the grant.

Councilman Gritsavage: We are talking about being committed entering into an agreement. It doesn't say what the exact commitment is. If the Village comes back with whatever the percent is we can say "No, we are not". If they come back and say "this is what it is" and we don't like it "we're not going to do it". What are they going to do to us, sue us?

The Board agreed to the changes after discussion of Resolution #2013-03 to read:

2nd WHEREAS – Change 1600 Hours to **read 4:00 o'clock p.m.**

1st Resolved: that the Town of Northampton Board and the Village Northville Board are in support of James Groff, Mayor, Village of Northville, acting as lead, to submit an application to the Local Government Efficiency grant program for the 2012-2013 Program year in the amount of **\$180,000.00** to help construct a JOINT Cold Storage Facility on property jointly owned by the Town of Northampton and the Village of Northville

2nd Resolved – to read that James Groff, Mayor Village of Northville is authorized to execute all ~~financial and/or administrative process relating to the implementation of the program~~ **application of the grant.**

Joint Inter-Municipal

Res. #2013-03: Resolution Authorizing Village of Northville James Groff to sign and submit a Local Government Efficient Grant Program Application for the Construction of a Joint Cold Storage Facility with the Village of Northville

The foregoing resolution was made by Councilman Ellsworth and seconded by Councilman Gritsavage.

WHEREAS: the NYS Department of State is offering competitive grants through the Local Government Efficiency Program to support local leaders in their efforts to reduce municipal expenses by developing new service delivery efficiencies; AND

WHEREAS: The Department of State is soliciting grant applications from eligible local governments with said applications to be received no later than 4 o'clock p.m. on 13 March 2013; AND

WHEREAS: the Town of Northampton and the Village of Northville have property that is jointly-owned; AND

WHEREAS: the Town of Northampton and the Village of Northville have equipment that is currently not stored under cover due to limited space in their respective buildings; AND

WHEREAS: the Town of Northampton and the Village of Northville have expressed a commitment to enter into an Intermunicipal agreement to construct a joint cold storage facility to protect their equipment from long term weather exposure thereby extending the use of said equipment and reducing the impact on taxpayers for premature replacement of such if grant funds are obtained; AND

WHEREAS: the Town Board has been informed of the Village's intentions to apply for funds to help construct a Joint Cold Storage Facility on property jointly owned by the Town of Northampton and the Village of Northville; NOW THEREFORE BE IT

RESOLVED: that the Town of Northampton Board and the Village Northville Board are in support of James Groff, Mayor, Village of Northville, acting as lead, to submit an application to the Local Government Efficiency grant program for the 2012-2013 Program year in the amount of \$180,000.00 to help construct a JOINT Cold Storage Facility on property jointly owned by the Town of Northampton and the Village of Northville; AND BE IT FURTHER

RESOLVED: that James Groff, Mayor, Village of Northville is authorized to execute administrative process relating to the application of the grant; AND BE IT FURTHER

RESOLVED: that the Town of Northampton and the Village of Northville understands that each is responsible for the ten-percent (10%) cost match of grant monies awarded; AND BE IT FURTHER

RESOLVED: that the Village Board understands that they are a co-applicant of said application and therefore shall be responsible for providing any and all information that may be required in support of said application.

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| VOTE: Linda Kemper | Aye | Ivar Anderson | Aye |
| Bob Ellsworth | Aye | William Gritsavage | Aye |
| Darryl Roosa | Aye | | |

The Local Government Day Conference will be held in Lake Placid April 24-25, 2013. Supervisor Kemper; Councilmen Anderson and Gritsavage are looking at attending.

CEMETERIES: Brett VanNostrand will not be working at the cemetery. Cemetery Caretaker Gerald "Stu" VanNostrand has a name of an individual that might work. It was suggested perhaps we should post this position in the local newspaper.

Councilman Ellsworth: I feel that Gerald "Stu" VanNostrand does a great job. He can review the resumes and interview applicants and can report back to the board on his recommendation. The Supervisor is to contact Gerald "Stu" VanNostrand and inform him of the board's decision.

DISASTER SHELTER: Bob Smith has asked the Supervisor if the Town Board would be interested in paying approximately \$1,000 for mailers to the residents in the Town of Northampton to seek funding for a generator for the NCS. Mr. Smith is asking if not, maybe we could make a donation of \$100 towards the cost. The money has not been budgeted. Councilman Gritsavage: Let Mr. Smith come in and make a proposal.

Supervisor Kemper: We're trying to point Mr. Smith in the right direction to possibly to get a grant.

Councilman Roosa: I found a 60KW Generator for \$2,500 and I informed Dennis Poulin of this but he hasn't gotten back to me.

Supervisor Kemper: They are trying to get a survey out to what the emergency needs would be in the event of a disaster and they are trying to get the school as a Disaster Shelter. They want to set up a plan in the event of a disaster.

Committee Reports

ZONING: There is one case coming before the ZBA.

AMBULANCE: During January 2013 members responded to 12 calls in the Town of Northampton, 6 calls in the Village of Northville, 2 in the Town of Hope, and 3 Mutual Aid calls to Edinburg. They volunteered 202 man hours and traveled 559miles through the month.

HAULING FEES for the month of January 2013 are as follows:

| | | |
|----------------------------|----------------------|-------------------|
| County Transfer | 80.010 Ton @ \$52.00 | \$4,240.53 |
| Curbside Recycling | 11.280 Ton @ \$25.00 | \$ 282.00 |
| Transfer Station Recycling | 1.910 Ton @ \$12.50 | \$ 23.88 |
| Total | | <u>\$4,546.41</u> |

NORTHVILLE FIRE DEPARTMENT: No report

SACANDAGA PARK WATER & SEWER:

There was an issue with plugged lines again in the Sacandaga Park District.

Ken Cramer: I had asked Adirondack Septic to come in and the earliest they could come in was Monday morning. In the mean time Vic hired someone himself. The multi use lateral starts at Vic's restaurant and under the woman's camp. We have no way of maintaining it or getting in there. We've gone through this before. This is considered a lateral issue even though there are different places running into a single line. Do you have any ideas on how to handle this? I told them I would help them as much as I could. I went over there Saturday night and tried to snake the lateral. Sunday I tried calling in Adirondack Septic. There is no way that I can maintain that line.

Supervisor Kemper: Do you know where it was plugged?

Ken Cramer: They measured it out and they came to the conclusion that it was underneath that camp. Now the owner of the camp is having a problem and she has contacted Allen and Palmer.

January 2013:

Water: January-2012-usage, 1,228,000 gallons pumped.
January-2013-usage, 1,593,000 gallons pumped

Repairs/Maintenance:

- No problems to report

Wastewater: January 2012 daily average flow 29,700 gallons.
January 2013- daily average flow 99,400 gallons.

Repairs/Maintenance:

- I will have to purchase a new flow meter. We had a faulty flow meter resulting in a non-compliance notice for exceeding the monthly flow average. The problem is that they don't make that meter anymore. He can give me a meter that they have on the shelf, it is \$6,000 but it is obsolete. So if anything ever happens to it.
I am currently waiting for them to get back with me on quotes for different flow meters.
- A temporary flow meter has been installed for the time being
- DEC inspection of the treatment plant was also completed

TOWN CLERK:

Councilman Roosa motioned to approve the Town Clerk attending the NYSTCA Conference in Buffalo April 28th – May 1st, monies have been appropriated in the 2013 Budget, seconded by Councilman Gritsavage, and passed by,
5-Ayes: Kemper, Roosa, Ellsworth, Anderson, and Gritsavage 0-Nays

MOTION: Councilman Anderson motioned to approve the Town Clerk's January 2013 monthly report as presented and seconded by Councilman Gritsavage, and passed by,
5-Ayes: Kemper, Roosa, Ellsworth, Anderson, and Gritsavage 0-Nays

| Account# | Account Description | Fee Description | Qty | Local Share |
|--|--|--------------------|---|--|
| A1255 | Conservation | Conservation | 9 | 14.46 |
| | Town Clerk Fees | Marriage License | 1 | 12.50 |
| | | | Sub-Total: | \$26.96 |
| A2130 | Transfer Station | Transfer Station | 165 | 1,650.00 |
| | | | Sub-Total: | \$1,650.00 |
| A2770 | Minor Sales | Fax | 3 | 3.00 |
| | Photo Copy | Photo Copy | 17 | 4.25 |
| | | | Sub-Total: | \$7.25 |
| B2110 | Building Permits | Building Permits | 2 | 229.00 |
| | Zoning Application | Zoning Application | 1 | 50.00 |
| | | | Sub-Total: | \$279.00 |
| | | | | Total Local Shares Remitted: \$1,963.21 |
| Amount paid to: | New York State DOH for Marriage Licenses | | | 22.50 |
| Amount paid to: | NYS Environmental Conservation | | | 247.54 |
| Total State, County & Local Revenues: | | \$2,233.25 | Total Non-Local Revenues: \$270.04 | |

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, Elaine Mihalik, Town Clerk, Town of Northampton 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 |

WEBSITE:

SUPERVISOR: I went to a State Association of Counties “NYSAC” I am on the Legislative Committee. If anyone is interested in all the work that we do there, I have the resolutions, there is information on Mandate Relief. Cuomo was there, the Comptroller was there at this Conference. There is no type of Mandate Relief at all. There are more and more cuts. Once the Obama care kicks in, there was absolutely nothing that was optimistic for any type of mandate relief. There were discouraged people over lack of progress. The priorities were more on Gun Control that

was the big issue. We are on our legislators demanding some sort of relief because Counties aren't going to continue to survive with the rate the things are going. All they are doing is shifting the blame and the costs to the Counties and Towns.

I have the report of the Police Benevolent "finds" and about the "new Gun Control Law". They are very controversial issues, we all know it. Every group that I'm in is doing resolutions. Many of them are very strong. The copy is in the Supervisor Office and is available to anyone who is interested in reading it.

OLD BUSINESS:

Frontier:

Supervisor Kemper: I have been trying to talk with the Frontier contact person. She finally contacted me 1/30/13, saying that she has been on vacation most of January. I was informed that they have a new salesperson. I explained what we were looking for and she called me back on 2/5/2013. She has looked into the accounts on what we can get for e-mail addresses. The main hub has nine sub accounts and seven of them are being used. I makes no sense when we have many numbers and we are only limited to this. I was told she would get a technician and call me back. She did call and she did leave a message a few weeks later, while I was at my committee meetings, saying that Scott was in the area and she wanted to stop in and have him look at all the issues. On 2/15 I received a phone call from her and was told that there was a meeting set up with Steve Norris to meet with the Sales Rep to discuss the new system. Wanting to know what we were looking at. Is anybody aware of this?

Councilman Ellsworth: They're coming up on 2/23. It's not to buy a new system.

Supervisor Kemper: She specifically told me it was to buy a new system.

Councilman Ellsworth: No

Supervisor Kemper: Did you have Village e-mails when you (Gritsavage) were a Trustee?

Councilman Gritsavage: I don't remember. I don't **thing (think)** that we did. I can't say,

Supervisor Kemper: I don't remember ever authorizing that.

Councilman Ellsworth: No, that's not true to buy a new system.

For some reason she believes it is and is under the impression that Mr. Norris is an elected official of the Town. Technically, so everyone knows, Mr. Norris cannot be discussing plans and everything. It has to be someone who is connected with the Town.

Councilman Ellsworth: She is coming up to look at the system and she is bringing somebody with her. She has already told Mr. Norris that in her opinion that she can disconnect that box. They will look at it and make sure that we can do that.

This meeting is for 10:30 am on 2/23, she specifically stated is with Mr. Norris and the Sales Rep. Just bear in mind that if there is any meetings it has to be in front of the board or it has to be discussed with Council people.

Councilman Ellsworth: We had discussed about having them come up and talking to us about the system.

Supervisor Kemper: On the phone bill, I'm very discouraged that these people from Frontier can't get back to you. Here we've gone two weeks or they will call you back the next day.

Councilman Ellsworth: We'll know more when we meet up with them on Monday. It appears that we'll have money also. We're going to discuss the long distance billing also.

Supervisor Kemper: its right back to being more than it was before.
Councilman Ellsworth: It looks like they never removed the long distance.
Mr. Norris was supposed to look at the phone bills.

Town Clerk: He foiled them but he still has not come in to review them.
Councilman Ellsworth: It appears that we have a credit coming.
We have two DSL lines coming into the town. So, we should have 16 available e-mail addresses.

Supervisor Kemper: There are two with the justices, one with the assessor, then there's the ambulance. I believe she stated that there are 8 e-mails tied up. How many are we entitled to? I can't believe that a municipality can only have 9 e-mail addresses.

Councilman Ellsworth: We'll clear that up when they come in.
In her opinion she was going to look at the system with the technician. Steve Norris has been talking with them several times and has been working with them on the bills. Mr. Norris has also believed that the sales tax has been screwed up. I believe we're going to get money back on this.

Supervisor Kemper: When she called me, she stated that this meeting was with a Sales Rep.
Councilman Ellsworth: Well, we need to get a new system.

Supervisor Kemper: I think that the Village doesn't have any issues. They have the two phones and we've discussed it. It's not worth the aggravation with everything that we have going on in here with this system. Matthew Ginter has his number and Elaine has her number. The Offices are all separate. It makes no difference. What little bit that we transfer calls is minimal; the need for it is minimal. We can just tell people to hang up and have them call the number given them.

Website:

Question: Have you talked at all on what you are going to do about a website?
Councilman Ellsworth: Councilman Gritsavage and I have been working on it. What I think that I would like to do is get the boards authority to let us take the website over.

Councilman Gritsavage: We have been doing some research.
Supervisor Kemper: Cristian Shepard had gotten the names of the people who do websites.

Councilman Gritsavage: I went to talk with Critian in the office and you wouldn't let me talk to her.
Supervisor Kemper: She was in the middle of learning Bookkeeping.

Councilman Gritsavage: I looked into it and I went to the websites. I went to the Town of Mayfield a very professional website and the can do a lot with it. On that website all of the Town Board members have Mayfield.org addresses. I don't know why it is that we don't have that. I suspect that if we do it right, we can do that. The School District also has a very professional website. I spoke with Peggy Young and I believe she charges \$50 a month. I spoke to her about our particular website. She needs to come in and look at it. She believes that she can work with that particular website and get it up and running. We talked about even having our monthly meetings which would be recorded to be put on the website. So, that, the people could even listen to the monthly meeting.

Councilman Ellsworth and I have discussed this and I would like very much to have Peggy Young come in and talk with us on what she would offer us to do to get this going.

Supervisor Kemper: I think that she would be a good choice.

Councilman Gritsavage: I've checked with the person that does Edinburg website and they get \$85 an hour.

Discussion on the motion: Councilman Roosa motioned to approve both Councilmen Gritsavage and Ellsworth to meet with Peggy Young to look at our system and see what needs to be done, with the possibility of hiring her for \$50 a month and \$10 an hour for updating the website. If she's putting in ordinance it will cost more.

I asked her about using a digital recording. She needs to see what is on the program before we were to purchase a recorder. So that she can see if it would be compatible with the system.

Supervisor Kemper: To have her update is \$10. That is not including the \$50?

It was \$10 an hour for updating the website. The \$50 is for the month. We would need to look into the domain.

Councilman Gritsavage: We might have to get a new domain. I don't know.

MOTION: Councilman Roosa motioned to approve both Councilmen Gritsavage and Ellsworth to meet with Peggy Young to look at our system and see what needs to be done, with the possibility of hiring her for updating the town website, seconded by Councilman Anderson, and passed by,

5-Ayes: Kemper, Gritsavage, Ellsworth, Anderson and Roosa 0-Nays

NEW BUSINESS:

Councilman Gritsavage: There was brief discussion on possibly meeting and talking with the Highway Crew to see if they would be interested in pre-discussions on their upcoming contract. Has anyone done anything yet?

Supervisor Kemper: That is for discussion during executive session. Right now, no they will not because John is their spokes person and he is out on disability.

Councilman Gritsavage: Where are we at hiring someone to calculate water/sewer rates on the water meters for the Sacandaga Park District?

Councilman Anderson: I wrote up a request for proposals which I sent out to three engineering firms. I've gotten a reply back from LaMont with a cost of approximately \$4,000 for the water and sewer. The other two engineering firms I called this past week.

Supervisor Kemper: What is expected of them?

Councilman Anderson provided a copy of the request for proposal, with scope of services, items that the town will provide along with what we will require of the engineering firm.

Councilman Gritsavage: Has anything been done on looking into direct deposit for our pay checks?

Supervisor Kemper: That has to go through the Harris program and as you know we are currently going through chaos with bookkeeping. Right now we are not looking into it until we get the bookkeeping settled.

Councilman Ellsworth: With the Walmart revenue loss issue coming up in the future. We have some serious budget issues coming up in 2014. It might not be a bad idea to have a public forum. Invite the public, have the Town Board and Supervisor explain what we can't get in property taxes, how much we are probably going to lose in revenues from the Walmart issue. Get some public input. We work to the people in the Town and we have some pretty big decisions to make. We have to come up with a \$100,000. We need ideas, do we get rid of people, have a garage sale, raise taxes, whack programs. I don't have any idea. I think it would be interesting to let the

people know what we are up against and see what they have to say. I would prefer to at least give them a chance. Then in the fall if we do what we think we have to do and just because they didn't bother to show up. At least, if someone taps you on the street we can say "how are you doing that" we can say that we asked info and we didn't get any.

If you raise taxes 50%, in reality to the home owner it's almost no money and it would solve the problem without cutting programs. I'm not advocating that that is what we should do. I think that if it is properly explained, that might be the thing to do.

I think that rather than just do it in the dark. It would be nice to have a meeting. We could possibly do a presentation with the local organizations such as the Lions Club, the Rotary Club, and maybe the Civic. We need to get the people in the community talking about this issue NOW. So that we don't wait until October to try and figure out how we're going to come up with \$100,000.

Supervisor Kemper: They are anticipating the new Walmart opening up this summer.

Councilman Ellsworth: I would prefer every Town Board member to be making these kinds of decisions with some info from the people who are paying.

Councilman Gritsavage: Maybe we should do this in June or July when the summer people are here.

Supervisor Kemper: They need to have all the facts. What's happened over the years on how much the revenues has decreased.

Councilman Ellsworth: A lot of people don't understand this when I've talked with them and they complain about their taxes. I'd like to get this presentation meeting going as soon as possible. Discussion ensued.

Supervisor Kemper: The people need to understand the Walmart situation. Once the Walmart moves to its new location all of the towns, where before in the Town of Johnstown which shared in the sales tax revenues sharing. Now it is going in the City of Gloversville which means Gloversville will keep all the sales tax revenues and all the other towns and Villages will not share in that distribution because the City keeps their own. This is a huge impact on the whole County.

Councilman Gritsavage: We should get some charts and figures together to show the public.

Supervisor Kemper: Our fund balance is decreasing as well and we are not going to have the fund balance. The tax cap carry over may not be there this next year. They (the State) wait until the last minute to let us know on that.

We need to know from the public do they want us to go through the pain of over riding the tax cap or cut services?

Ambulance:

Supervisor Kemper: Bob Edwards wants to know what we are doing, as far as, looking into billing. He stated that going with Fulton County does not seem to be a detriment to Benson.

Councilman Gritsavage: It makes sense to me and Councilman Ellsworth and I are on the Ambulance Committee.

Councilman Ellsworth: We need to get some information from Hope on that. We would like to know how much is put away for the new ambulance is and what the schedule is so they can make plans. Possibly they can put money toward it. They really don't want to stretch it out.

Councilman Gritsavage: I think it's unfair the way we are billing Hope and Benson.

Councilman Ellsworth: We need to hear from Jack Farquhar on this and have him explain this to us.

Supervisor Kemper: I have another person you might want to contact in the Town of Providence. I sent out the Ambulance contract for them. They sent the contract back saying that there is no charge. They are now doing private billing through a third party.

Councilman Gritsavage: We are very fortunate to have our ambulance. We need to protect our ambulance too.

Grants

Councilman Anderson: There is \$8 million setting out there is grants. You have to have a pre-submission form filed no later than March 8th.

Supervisor Kemper: What would you like to apply for?

Response: Sacandaga Park. Councilmen Gritsavage and Anderson will work on it and meet with Kenny, or Kip, or Darryl.

Councilman Anderson: There many eligible applications.

It would be nice to get funding for the Park because it is a priority.

Discuss ensued.

Supervisor Kemper asked if the town would like to bond to do the project in the Park. We need more money to do the project. It is cost prohibitive.

Councilman Gritsavage: Don't we have money left over from one of the grants that was received? What is the \$116,000 grant for?

Supervisor Kemper: It's for the Sewer District. It's a multi million dollar project.

It will go toward a sewer project that is cost prohibitive to put on those peoples back in the district. We need the money to do McKinley and Pine and get the lines brought out to the road. That is not including the Sewer Plant. That will cure 99% of the I&I problem at the plant.

Councilman Gritsavage: Can't we look into it and maybe do just 30 feet of McKinley? Then we are doing something for these people. We may have to do it pipe by pipe. Whatever, we have to do.

Councilman Ellsworth: How many times will they allow you to renew the grant?

Supervisor Kemper: It changes every year.

Well, we're going to have to start on the project and bond or whatever to do that McKinley section as a priority.

Councilman Ellsworth: Would it not make sense to call AES and say we have \$120,000 to do that project? What can we do? Maybe something **can** be done. Will AES charge us if we call?

Supervisor Kemper: Yes. They may be up at the Local Government Days and I can talk with them.

The board had no problem with Councilman Anderson or Gritsavage contacting AES to see if there is anything that we can do with the money that we have to make any type of improvements with any of the projects.

The next **regular board meeting** will be **Wednesday, March 20, 2013 at 6:30 p.m.**

MOTION TO GO INTO EXECUTIVE SESSION: Supervisor Kemper motioned to enter into Executive Session at 8:48 p.m. to discuss employment history, seconded by Councilman Roosa, and passed by, 5-Ayes: Kemper, Gritsavage, Ellsworth, Anderson and Roosa 0-Nays

MOTION TO COME OUT OF EXECUTIVE SESSION: Councilman Anderson motioned to come out of Executive Session at 9:07 p.m., with “No Action Taken”, seconded by Councilman Gritsavage, and passed by, 4-Ayes: Kemper, Gritsavage, Anderson and Roosa 0-Nays

ADJOURN: Not having any more business before the board, Supervisor Kemper motioned to **adjourn the meeting at 9:07 p.m.**, seconded by Councilman Gritsavage, and passed by, 5-Ayes: Kemper, Anderson, Roosa, Gritsavage, and Ellsworth 0-Nays

Respectfully submitted,

Elaine Mihalik, RMC
Town Clerk