

#74-13-Permit Renewal; #75-13 Permit Renewal#76-13 Demolition permit, plus 1 Municipal search.
#Z06-13 application for a Variance and #Z07-13 application for a Variance.

Code Enforcement Officer, Matthew Ginter attended a NYS Dept of Health training class for onsite wastewater treatment system design in Ballston Spa and he has purchased a new septic design handbook for the office.

The board was asked which e-mail address they are using. Response was Councilman Roosa is not using the Town website e-mail as of yet. All other Councilmen are using their website e-mails.

ZONING BOARD OF APPEALS: An Area Variance to build a carport was approved for Case #06-13 Kirk Tooley.

PLANNING BOARD: The Planning Board has denied the application for a Temporary Use Permit submitted by Case #P05-13 Peter Cucchi.

JUSTICE REPORT: Councilman Anderson motioned to accept the Justice report, of a total of 50 cases were handled and \$6,760.00 collected in fines for the month, seconded by Councilman Gritsavage and passed by,
5-Ayes: Kemper, Gritsavage, Anderson, Ellsworth and Roosa 0-Nays

RES. #2013-11: Resolution in Support of Application of the Town Justices for the 2013-14 Justice Court Assistance Program. A motion was made by Councilman Gritsavage to approve said resolution and seconded by Councilman Roosa, and passed by,

VOTE:

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

Committee Reports

ELECTION: The Town Clerk has received pamphlets from the State of New York State Board of Elections of the proposals that will be submitted to the people on the ballots at the General Election which will be held on November 5, 2013. Polling sites will be open from 6 a.m. to 9 p.m. These pamphlets are available for the public in the Town Clerks Office during regular business hours.

CEMETERIES: Mr. VanNostrand is back to work after his hip replacement. The cemeteries will be closing on November 30, 2013. There will be no burials past December 1st.

AMBULANCE: During September 2013 members responded to 5 calls in the Town of Northampton; 3 calls in the Village of Northville, 1 call in the Town of Hope and 1 in the Town of Benson, and 2 mutual aid calls to Edinburg. They volunteered 108 man hours and traveled 272 miles through the month.

Refuse and Garbage: Monday, November 11, 2013 is an Official holiday, Veteran's Day. The transfer station will be closed.

YOUTH & REC: There will be an end of the year meeting on Tuesday, October 22, 2013 at 7 p.m., stated Councilman Gritsavage.

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

C & D Debris (Betler)	46.470 Ton @ \$56.00	\$2,602.32
County Transfer	110.340 Ton @ \$53.00	\$5,848.02
Curbside Recycling	12.060 Ton @ \$25.00	\$ 301.50
Transfer Station Recycling	1.700 Ton @ \$12.50	\$ 21.25
Tires Bulk (Betler)	.780 Ton @ \$250.00	\$ 195.00
Total		<u>\$8,968.09</u>

HARDFILL: For the month of September 2013 there were a total of 44 vehicles that had come to the Hardfill and a total of \$48.00 was collected.

Northville Fire Department: During September 2013 there were a total of 8 responses and a total of 189 man hours made by the Northville Fire Department. The Village of Northville there were 1-Service calls and 2-Alarm Activations. The Town of Northampton there were 1-Structure Fire and 1-Carbon Monoxide, and 1-MVA/Rescue in the Town of Benson. Mutual Aid given was 1-Edinburg and 1-Hope; and Mutual Aid Received 1-Mayfield; 1-Hope and 1-Edinburg. Injuries 1-Civilian

Department Notes:

1. Members extinguished a garage fire on Gifford Valley Road at Donald Savage residence.
2. Two new Probationary Firefighters, Thomas Holloran and Joshua Russell began Firefighter 1 training at the Fulton County Fire Training Center.
3. Firefighter Robert VanVranken is taking the course to earn his SCBA certification. Rob completed the Operation portion of the course last year and wishes to earn his certification.

SACANDAGA PARK WATER & SEWER: No report

TOWN CLERK:

- New Computer has been installed in the Town Clerk’s Office.
- Has received the new DEC agent agreement contract and will have Attorney Radner review the agreement before board approval.

MOTION: Councilman Gritsavage motioned to approve the Town Clerk attending required DEC training which will be held in Saratoga on October 29, 2013, seconded by Councilman Anderson, and passed by, 5-Ayes: Kemper, Roosa, Anderson, Ellsworth and Gritsavage 0-Nays

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

10/01/2013

**Town Clerk Monthly Report
September 01, 2013 - September 30, 2013**

Page 1
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Account#	Account Description	Fee Description	Qty	Local Share
A1255	Conservation	Conservation	193	275.55
	Registrar Fee	Registrar Fee	1	22.00
	Town Clerk Fees	Marriage License	2	25.00
		Sub-Total:		\$322.55
A2130	Hardfill Site	Hardfill Site	1	51.00
	Transfer Station	Transfer Station	20	200.00

			Sub-Total:	\$251.00
A2544	Dog Licensing	Male, Neutered	2	14.00
			Sub-Total:	\$14.00
A2770	Minor Sales	Fax	1	1.00
	Photo Copy	Photo Copy	68	17.00
			Sub-Total:	\$18.00
B2110	Building Permits	Building Permits	10	795.00
	Municipal Searches	Municipal Searches	1	25.00
	Zoning Application	Zoning Application	2	165.00
			Sub-Total:	\$985.00
			Total Local Shares Remitted:	\$1,590.55
Amount paid to:	New York State DOH for Marriage Licenses			45.00
Amount paid to:	NYS Ag. & Markets for spay/neuter program			2.00
Amount paid to:	NYS Environmental Conservation			4,727.45
Total State, County & Local Revenues:	\$6,365.00	Total Non-Local Revenues:		\$4,774.45

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

SUPERVISOR:

Discussion on "The Propositions" that will be on the November 5th General Ballot.

- Proposition #1 – there is a lawsuit going on right now I believe because of the wording of it stated the Supervisor.

Response: this was over ruled. The judge denied it.

This is proposing to allow the Legislature to authorize up to seven casinos in New York State for the legislated purposes of promoting job growth, increasing aid to schools, and permitting local governments to lower property taxes through revenues generated at a subsequent appointment or promotion. This would allow up to 4 casinos in three regions that do not have casinos right now stated the Supervisor. Region 1 can have two casinos. New York City is blocked out for 10 years. We are in Region 2 which includes Montgomery and Fulton County. It is suppose to bring in to Upstate New York approximately \$192M in unrestricted local aid, which you could use it for anything. Approximately \$145M in Upstate New York new schools for a total of approximately \$330M.

Question: Is that guaranteed?

Supervisor: They anticipated \$3 Billion in the course of ten years. This is going on with what the other areas already have. The Indians have made an agreement and Regions 6, 4 and 3 are blocked out.

Question: What are we guaranteed to get?

Supervisor: It triggers revenue sharing to Counties. Not only with the host County but all the Counties in that region.

- Proposition #2 – proposing additional Civil Service Credit for Veterans with Disabilities Certified Post-Appointment. This would entitle a veteran who has received civil service credit to additional civil service credit
- Proposition #3 is the exclusion of indebtedness contracted for sewerage facilities. It's an extension and it is done every 10 years. It was started in 1963.
- Proposition #4 – The proposal would authorize the Legislature to settle longstanding disputes between the State and private entities over ownership of certain parcels of land in the town of Long Lake, Hamilton County.
Article 14 of the Constitution states that the State can not sell land, stated the Supervisor. This entails titles to a hundred and thirty two properties with the School District, the Fire District, Suny Courtland, etc in the Town of Long Lake. This Constitutional Amendment will enable them to do the titles and to keep it as Forrest Preserve. They are now willing to settle this dispute and keeping this as Forrest Preserve rather than Wilderness. Wilderness, you can't use motorize vehicles, you can't canoe into the lakes and the Forrest Preserve is the better option stated the Supervisor.
- Proposition #5 is proposing NYCO Minerals, Inc. to engage in mineral sampling operations, solely at its expense, to determine the quantity and quality of wollastonite on approximately 200 acres and it is State land. In turn after they are done mining, they will purchase an additional 1,500 acres and turn it over for public use. The biggest area it is going to impact is the Jay Mountain Recreation Wilderness.
- An e-mail was received from Michael Tomlinson responding to our posting in the Edinburg Express seeking input of realistic ideas and cost savings from our residents while we are drafting our 2014 Budget. The Town of Northampton is projecting an approximate \$100,000 loss of annual tax revenue as a result of the Walmart re-location, stated the Supervisor
- On the clean-up on Route 20. I have received the Town letter back that was sent to Faith Belter which states the amount of the demolition fees. The letter came back "return to sender, not deliverable as addressed, and unable to forward". I don't know where she is getting her mail anymore. I gave her until November 1st to pay the fee, otherwise it gets re-levied on her taxes. Councilman Gritsavage: We made the attempt. She is still under the court order.

Attorney Radner: Ms. Belter never provided you with a return address, so there is nothing you can do.

Supervisor Kemper: Everything that is in the court documents is on it.

OLD BUSINESS: Councilman Ellsworth: Inquired as to whether Bookkeeper, Patti Guy was going to be present at the next 2014 Budget work session.

Roof update: Councilman Anderson: Did you sign the agreement?

Supervisor: No, I did not. Not all of the Councilmen have reviewed the contract.

Councilman Anderson: We agreed to have the Supervisor sign the contract at the Budget meeting and send it back because all of the samples and everything has been returned to the contractor. He has ordered his materials but he is not going to have it delivered until he receives the signed contract.

Councilman Gritsavage: We wanted to get it done by the end of October.

Supervisor Kemper: It was stated that maybe the Attorney should look at it.

Councilman Anderson: I reviewed the contract after it was received and stated to Councilman Roosa that it was AIA fine. I read the last minutes and I must of have read over that, otherwise I would have made a comment.

Cathi Radner: made a suggestion to the Board that they can make a resolution tonight authorizing the Supervisor to sign the contract and she (Radner) could read over the contract tonight. If you would like me to review the contract and get it back to the Town tomorrow.

Supervisor Kemper: We usually do not sign contracts without having the Attorney review it first.

MOTION: Councilman Gritsavage motioned to authorize the Supervisor to sign the Roof Contract and send it back to the Contractor, seconded by Councilman Roosa, and passed by,

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

MOTION: Councilman Gritsavage motioned to approve Councilmen William Gritsavage and Ivar Anderson attending the “Rural Communities Broadband Roundtable” that will be held at the Wild Center in Tupper Lake on Thursday, October 24, 2013, seconded by Councilman Anderson, and passed by,

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

Supervisor Kemper opened for **Public Comment at 7:05 p.m.**

Steven Norris: I have an issue with the EXCEL training and I think whoever wins the General Election is the one who should be going to the EXCEL training. I feel the board should change the motion to have whoever wins the election, goes to the EXCEL training. I think it is inappropriate for the Town to pay for somebody who is no long going to be employed by the Town.

Supervisor Kemper: That was already approved for two months ago and everybody is registered for it.

Councilman Gritsavage: I think that Mr. Norris makes a good point.

Councilman Ellsworth: It doesn't make sense to send someone who isn't going to be here anymore. No matter whom that is.

Ray Hatch: Rather than putting a name on it, put Town Supervisor on it.

Supervisor Kemper: Technically, you're saying that any of that training is of no use to Bookkeeping or any of the duties that I am doing now?

Councilman Gritsavage: If you're not going to be here, why should we pay for it?

Supervisor Kemper: Because I have two months. If I don't win the election in which I am doing the majority of the Bookkeeping; the payroll; and anything else.

MOTION: Councilman Gritsavage moved to amend the prior authorization and motioned that the Supervisor Elect, whom will be Supervisor on January 1st, 2014, should be authorized to attend the EXCEL training, if that person wishes to go, seconded by Councilman Ellsworth, and passed by;
4-Ayes: Gritsavage, Ellsworth, Roosa and Anderson

1-Nay: Kemper – I think that it is ridiculous. I am doing the majority of the Bookkeeping; the payroll; and anything else.

Steven Norris: Frequently, and the Board has let it happen. You go into Executive Session and your pet saying is "Employment History". I have done some research. You have to be more specific. Last Board meeting you when into Executive Session and you didn't clarify why you were going into Executive Session. You are required to do it.

Questioning Councilman Gritsavage on a previous request he (Gritsavage) made to the Supervisor in relation to what had been spent so far on the Solid Rock Ranch issue?

Councilman Gritsavage: Yes

Steven Norris: Do you remember that coincidentally the Supervisor said that she had an F.O.I.L. request for that same information?

Councilman Gritsavage: Yes, that's correct.

Steven Norris: I have an F.O.I.L. response from the Clerk saying that that is not true. Do I believe you (Kemper) who has lied to me on numerous occasions, including the dog bite, that I did prove that it did bite somebody. The reason that you refused to re-appoint Jack Farquhar, I have e-mails and a phone conversation from the Comptroller's office contradicting what you stated.

Supervisor Kemper: I clarified quite clearly that because Carol made copies and pulled out a bunch of vouchers, I thought it was a F.O.I.L. I am not finding any evidence of a F.O.I.L.

Supervisor Kemper **closed the Public Comment at 7:15 p.m.**

A Budget Work Session has been scheduled for Monday, October 21, 2013 at 6:30 p.m.

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

Councilman Roosa motioned to **enter into Executive Session at 7:16 p.m.** along with inviting Attorney Cathi Radner and Matthew Ginter to remain to discuss pending litigation regarding Bant matter, seconded by Councilman Gritsavage and passed by,

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

Councilman Roosa motioned to **exit the Executive Session at 8:19 p.m. with no action taken**, seconded by Councilman Gritsavage, and passed by,
5-Ayes: Kemper, Roosa, Anderson, Ellsworth and Gritsavage 0-Nays

ADJOURN: Not having any more business come before the board the meeting was **adjourned at 8:21 p.m.**

Respectfully submitted,

Elaine Mihalik, RMC
Town Clerk