

## APPROVED MINUTES

June 13, 2016

A Public Hearing and regular meeting of the Town Board were held June 13, 2016 at 7:15 pm at the Town Hall. Present were: Supervisor Thomas S. Hynes, Councilmen Gene Cronk, Edward Raeder, Allen Hinkley and Carol Murray, Assessor Robert Breglio, Parks Clerk Carolynn Faraci, Attorney Kevin Young and 11 residents. Absent: Highway Supt. Neil German.

The Public Hearing regarding draft Local Law #1-2016 Flood Prevention Law was called to order at 7:15 pm. The notice of the Public Hearing was read. Attorney Young stated the purpose of the law being for the Town to continue to be eligible for FEMA funds and added the law would restrict building in the flood plain. No one commented on the law but Charles Serrie requested to look at the proposed flood map regarding the Conro property in Grand Gorge where he determined it was not in the flood zone.

The hearing closed at 7:25 pm.

The regular meeting of the Town Board was called to order at 7:30 pm.

The Minutes of the May 9, 2016 meeting were approved on motion of Carol Murray second by Allen Hinkley.

AYES-5 Murray, Hinkley, Raeder, Cronk, Hynes

NAYS-0

Bill Morton conducted a presentation on the Adirondack Scenic Byway that would connect the Adirondack Trail to the Catskill Trail system. The byway would include the State Hwy 30 and 30A corridors and would be a positive designation on communities for promotion of businesses in along the byway via tourism. Discussion took place on pros and cons and on the input and responsibilities of the towns and villages which will also require approval from State DOT. Carol O'Beirne of the Catskill Mountain Scenic Byway offered support of the project and Margaret Ellsworth offered to represent the Town on the steering committee. Attorney Young questioned if an inter-municipal agreement would be required to which it was stated individual agreements with each town/village will be required.

Assessor Robert Breglio gave a written report to the Town Board. Discussion took place on the STAR program changes, Grievance Day has been re-scheduled for June 16, 2016 4-8 pm due to not having a quorum on May 26, 2016 and added, per the law, the Board of Assessment Review will consist of the County Board of Supv. Chairman, County Board of Supv. Clerk and County Treasurer. Applicants that had submitted Grievance forms for the May grievance have been notified of the June grievance day. Breglio also added the EQ Rate is staying at 100%.

Margaret Ellsworth requested a public hearing for the CDBG application of grant funds for the Grand Gorge Civic Center, stated the planning committee is getting started on the plans for the community kitchen that will be housed in the north barn of the park and reported the kiosk signs will be ready in two weeks.

### RESOLUTION #45-SCHEDULE PUBLIC HEARING ON GG CIVIC CENTER CDBG APPLICATION

On motion of Carol Murray second by Edward Raeder the following resolution was offered and adopted:

“WHEREAS, The Town of Roxbury intends to apply for up to \$600,000 in financial assistance to NYS Homes and Community renewal via a 2016 Consolidated Funding Application under the Community Development Block Grant program for public facilities; and  
WHEREAS, said funds are to be used for improvements to the Grand Gorge Civic Center,

NOW, THEREFORE BE IT RESOLVED, The town of Roxbury authorizes the MARK Project to apply for up to \$600,000 in financial assistance to NYS Homes and Community renewal via a 2016 Consolidated Funding Application under the Community Development Block Grant program for public facilities, with funds to be used for improvements to the Grand Gorge Civic Center; and BE IT FURTHER RESOLVED a public hearing is called for July 11, 2016, at 7:15 at the Roxbury Town Hall to solicit public comment and input to this application process.”

AYES-5 Murray, Raeder, Hinkley, Cronk, Hynes

NAYS-0

Parks Clerk Carolynn Faraci reported the dollhouse windows are in Oneonta being repaired and the park building is booked through the beginning of August.

Cherie Serrie questioned why the Conro property was not taken out of the hamlet designation. It was stated because it is a large parcel in the center of the hamlet.

Richard Davis of the Grand Gorge Community Action Group (GGCAG) requested Town Board support for an application for grant funds to purchase additional chairs and tables for the Civic Center as it is being used more. The Town Board had no objections and suggested he speak with Peg Ellsworth for grant information. He also stated the group has discussed having a carnival on the ball field. The Town Board expressed concerns with noise, lights, parking, emergency vehicle access, etc. and requested more information from the group. Davis also commented how nice the field has been taken care of. The Town will be removing the excess dirt and old soccer goals.

Supv. Hynes stated the water leak on Ridge Rd. Spur has been repaired and is at the cost of the District as it was at the main.

Steve Cammer is to begin work at the Transfer Station on July 12th after the noon closing so it will be closed on Wednesday July 13<sup>th</sup> as well. Councilman Hinkley will contact B&B Construction to see if they can do the concrete work at the same time.

Highway Supt. Neil German was absent but requested that he sell some highway equipment on an auction site and requested approval to dispose of the old refrigerator at the garage.

#### RESOLUTION #46 – LIST HIGHWAY EQUIPMENT TO SELL ON AUCTION SITE

On motion of Allen Hinkley second by Gene Cronk the following resolution was offered and approved:

“RESOLVED, the Town Board authorizes the Highway Supt. to list the following equipment for sale on the Auctions International site: 2001 Ford F550 pickup, 2004 Chevrolet 3500 pickup, 1979 International Dump Truck and Lincoln welder.”

AYES-5 Hinkley, Cronk, Raeder, Murray, Hynes

NAYS-0

On motion of Edward Raeder second by Allen Hinkley the Town Board approved the disposal of the GE Refrigerator at the Highway Garage as it does not work.

AYES-5 Raeder, Hinkley, Cronk, Murray, Hynes

NAYS-0

A letter was received from Patricia Keith regarding a violation received from the Building Inspector. The matter will be discussed when the Building Inspector is present.

On motion of Allen Hinkley second by Carol Murray the Town Board approved the Town Clerk’s monthly report for May 2016 in the amount of \$2,724.64 (Town Clerk \$464.64 and Building Permits \$2,260.00)

AYES-5 Hinkley, Murray, Cronk, Raeder, Hynes

NAYS-0

On motion of Gene Cronk second by Edward Raeder the Town Board approved the Supervisor's monthly report for April 2016.

AYES-5 Cronk, Raeder, Hinkley, Murray, Hynes

NAYS-0

On motion of Allen Hinkley second by Gene Cronk the Town Board approved the Assessor's monthly report for May 2016.

AYES-5 Hinkley, Cronk, Raeder, Murray, Hynes

NAYS-0

On motion of Allen Hinkley second by Gene Cronk the Town Board approved the Building Inspector's monthly report for May 2016.

AYES-Hinkley, Cronk, Raeder, Murray, Hynes

NAYS-0

On motion of Edward Raeder second by Carol Murray the Town Board approved the monthly water receipts report for May 2016 in the following amounts: Denver \$790.02, Grand Gorge \$493.90 and Roxbury \$612.33.

AYES-5 Raeder, Murray, Cronk, Hinkley, Hynes

NAYS-0

On motion of Allen Hinkley second by Carol Murray the Town Board approved the Justice Court monthly report for February 2016 in the amount of \$3,389.00.

AYES-5 Hinkley, Murray, Cronk, Raeder, Hynes

NAYS-0

No final report was received from the Tax Collector.

Discussion took place on the proposed draft flood maps. Attorney Young reiterated the Town must adopt them to remain in the FEMA flood program for funds.

RESOLUTION #47- RESOLUTION OF THE TOWN BOARD OF THE TOWN OF ROXBURY DETERMINING THAT THERE ARE NO ADVERSE IMPACTS ON THE ENVIRONMENT FROM ADOPTION OF THE FLOOD DAMAGE PREVENTION LAW

On motion of Allen Hinkley second by Gene Cronk the following resolution was offered and adopted:

WHEREAS, the Town Board is adopting a local law that repeals and supersedes Local Law No. 1 of the year 2012 entitled "Flood Damage Prevention" in order to maintain the community's eligibility to participate in the National Flood Insurance Program ("NFIP");

WHEREAS, the possible environmental impacts of the adoption of this Law have been considered by the Town Board;

NOW THEREFORE BE IT RESOLVED, that the Town Board has determined that the adoption of new local law entitled "Flood Damage Prevention Law" will not have significant adverse impacts on the environment; and

WHEREUPON, the Resolution was put to a vote and recorded as follows:

AYES-5 Hinkley, Cronk, Raeder, Murray, Hynes

NAYS-0

RESOLUTION #48-RESOLUTION OF THE TOWN BOARD OF THE TOWN OF ROXBURY ADOPTING LOCAL LAW #1-2016 FLOOD DAMAGE PREVENTION LAW

"In the Matter of the Adoption of Local Law No. 1 of 2016 entitled "Flood Damage Prevention Law

WHEREAS, the Town Board has reviewed and considered the proposed Local Law No. 1 of 2016;  
WHEREAS, the Local Law was presented to the Town Board at least 10 days prior to the Town Board meeting on June 13, 2016;  
WHEREAS, the Town Board adopted a resolution on May 9, 2016 scheduling a public hearing on the proposed Local Law No. 1 of 2016;  
WHEREAS, the public hearing was properly noticed in the Town's official newspaper on May 25, 2016;  
WHEREAS, the public hearing on the proposed Local Law was held on June 13, 2016 at the Town Hall;  
WHEREAS, the Town Board reviewed and considered all public comments received on the proposed Local Law;  
WHEREAS, the proposed Local Law was on file for inspection at the Town Clerk's office prior to the hearing and during the public review process;  
WHEREAS, the proposed Local Law maintains the Town's eligibility to participate in the National Flood Insurance Program ("NFIP") and serves to strengthen and protect the Town's environmental resources, public safety, health and welfare;  
WHEREAS, the Town Board has caused to be prepared a Short Environmental Assessment Form (EAF) pursuant to the mandates for the State Environmental Quality Review Act (ECL Article 8 and 6 NYCRR Part 617) for the proposed adoption of Local Law No. 1 of 2016;  
WHEREAS, the Town board has duly considered the contents of the EAF for the adoption of Local Law No. 1 of 2016 and completed Parts 2 and 3 thereof;  
WHEREAS, the Town Board has identified the relevant areas of environmental inquiry and taken a hard look at them for the adoption of the proposed Local Law No. 1 of 2016; and  
WHEREAS, the Town Board has issued a negative declaration under SEQRA for the adoption of the proposed Local Law No. 1 of 2016 thereby complying with the mandates of the State Environmental Quality Review Act.  
NOW THEREFORE, BE IT RESOLVED AS FOLLOWS BY THE TOWN BOARD OF ROXBURY, DELAWARE COUNTY, NEW YORK:  
THAT THE Town Board of the Town of Roxbury hereby determines that proposed Local Law No. 1 of 2016, attached hereto and made a part hereof, is hereby adopted as a Local Law entitled "Flood Damage Prevention Law"; and  
IT IS FURTHER RESOLVED, that the Town Clerk and the Attorney for the Town are hereby directed to take such actions as are necessary to implement this resolution and effect adoption of the Local Law."

Town Board Member Carol Murray so moved; Town Board Member Edward Raeder Seconded, and the Town Board voted as follows:

AYES-5 Murray, Raeder, Cronk, Hinkley, Hynes

NAYS-0

#### RESOLUTION #49-TRANSFER GOOD NEIGHBOR FUNDS TO GENERAL FUND

On motion of Allen Hinkley second by Edward Raeder the following resolution was offered and adopted:

"RESOLVED, the Town Board approves the transfer of \$15,101.55 from Good Neighbor Fund to General Fund to cover highway generator costs."

AYES-5 Hinkley, Raeder, Cronk, Murray, Hynes

NAYS-0

#### RESOLUTION #50-TRANSFER HWY FUNDS TO HWY EQUIPMENT RESERVE

On motion of Edward Raeder second by Carol Murray the following resolution was offered and adopted:

"RESOLVED, the Town Board approves the transfer of \$50,000 from the Highway Fund to the Highway Equipment Reserve Fund."

AYES-5 Raeder, Murray, Cronk, Hinkley, Hynes

NAYS-0

RESOLUTION #51-TRANSFER HIGHWAY EQUIPMENT RESERVE FUNDS TO HIGHWAY FUND

On motion of Allen Hinkley second by Gene Cronk the following resolution was offered and adopted:

“RESOLVED, the Town Board approves the transfer of \$47,062.50 from the Highway Equipment Reserve Fund to the Highway Fund towards one half of the cost of the new 2016 Ford F550 with dump body and plow.”

AYES-5 Hinkley, Cronk, Raeder, Murray, Hynes

NAYS-0

RESOLUTION #52-BOARD OF ASSESSMENT REVIEW PAY

On motion of Carol Murray second by Edward Raeder the following resolution was offered and adopted:

“WHEREAS, the Board of Assessment Review is currently paid on payroll; NOW, THEREFORE BE IT RESOLVED, the Town Board approves changing the Board of Assessment Review pay from payroll to contractual by voucher effective 1/1/2017.”

AYES-5 Murray, Raeder, Cronk, Hinkley, Hynes

NAYS-0

RESOLUTION #53-BUTLER HIRED TO TRANSFER STATION

On motion of Gene Cronk second by Edward Raeder the following resolution was offered and adopted:

“WHEREAS, the Transfer Station is short on help due to health issues; BE IT RESOLVED, the Town Board hires Ronald Butler retroactive to May 25, 2016 as extra help to fill in at the Transfer Station as Manager or Laborer as needed; and BE IT FURTHER RESOLVED, the rate of pay shall be reflective of Manager \$17.53/hr or Laborer \$11.80/hr.”

AYES-5 Cronk, Raeder, Hinkley, Murray, Hynes

NAYS-0

The Annual Water Quality Reports for the year 2015 for Denver, Grand Gorge and Roxbury Water Districts have been mailed to all customers and a copy of each is on file at the Town Clerk's Office.

Attorney Young stated he is still waiting for a written response from NYC DEP regarding Grand Gorge Tire sewer hookup. CWC will pay 75% of the cost and the Town has requested that NYCDEP pay 25%.

Supervisor Hynes stated a new vehicle for the Constable is available in Binghamton. The lights and radio will need to be installed.

RESOLUTION #54-PURCHASE NEW CONSTABLE VEHICLE

On motion of Allen Hinkley second by Edward Raeder the following resolution was offered and adopted:

“RESOLVED, the Town Board approves the purchase of a 2016 Chevrolet Tahoe as a Constable Vehicle on State bid from Matthews Auto at a cost of \$39,199.89; and

BE IT FURTHER RESOLVED, per the 2016 Town Budget, the Town Board directs the Town Clerk to request NYCDEP approval to use Good Neighbor Funds in the amount of \$32,000 towards the cost of the vehicle; and

BE IT FURTHER RESOLVED, per the 2016 Town Budget, and upon approval from NYC DEP to use \$32,000 from Good Neighbor Fund, approves the transfer of same from Good Neighbor Fund to General Fund.”

AYES-5 Hinkley, Raeder, Cronk, Murray, Hynes

NAYS-0

Congratulations from the Town Board were bestowed on Constable Stephen Williamson on having now been chosen Law Officer of the Year by the 6<sup>th</sup> District of the American Legion. His name will be submitted for the state selection process.

On motion of Carol Murray second by Edward Raeder the bills were audited and ordered paid in the following amounts:

General #226-300	\$133,437.65	Roxbury Sewer #36-44	\$42,582.23
Highway #117-143	\$190,789.42	Denver Sewer #41-47	\$13,878.67
Roxbury Water #34-46	\$10,025.27	Special Lights #8-9	\$2,087.52
GG Water #36-45	\$3,431.86	Capital Projects:	
Denver Water #34-41	\$2,545.29	GEIS Project #12	\$2,202.34

AYES-5 Murray, Raeder, Cronk, Hinkley, Hynes

NAYS-0

On motion of Gene Cronk second by Edward Raeder the meeting adjourned at 8:56 pm.

THIS IS A TRUE COPY

---

Diane Pickett, Town Clerk  
Thomas S. Hynes, Supervisor  
Gene Cronk, Councilman  
Edward Raeder, Councilman  
Allen Hinkley, Councilman  
Carol Murray, Councilwoman