

APPROVED MINUTES

April 11, 2016

The regular meeting of the Town Board was held April 11, 2016 at 7:30 pm at the Town Hall. Present were: Supervisor Thomas S. Hynes, Councilmen Edward Reader, Gene Cronk, Allen Hinkley and Carol Murray, Highway Supt. Neil German, Assessor Robert Breglio, Attorney Kevin Young and 12 residents.

On motion of Edward Raeder second by Carol Murray the Town Board approved the minutes of the March 14, 2016 regular monthly meeting.

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

NAYS-0

Minutes of the March 19, 2016 Public Information meeting for the Grand Gorge Flood Study were also distributed to the Town Board.

Nicole Franzese of the Delaware County Planning Department discussed the process for adopting the Hamlet designation maps and discussed the removal of four parcels. Every five years the Town Board must review the map and will have the chance to remove any parcels before a map is adopted. The next review process will be in 2021. The Town Clerk stated receiving a call from Cherie Serrie questioning if the property of Conro has been deemed to be in the flood zone per the current flood study being done in Grand Gorge, and therefore unbuildable, why can't it be removed from the Hamlet Designation. The matter was discussed by the Town Board where it was stated there are expected to be changes to the draft flood study maps resulting from the information meeting and Attorney Young stated there is also a new flood acquisition program that the parcel might be eligible for. The Conro property will remain a parcel in the hamlet designation.

RESOLUTION # 32 of 2016 TOWN OF ROXBURY- HAMLET DESIGNATION

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

“WHEREAS, in December 24, 2010, the New York State Department of Environmental Conservation (“DEC”) issued a Water Supply Permit to the New York City Department of Environmental Protection (“DEP”) which authorizes DEP (and/or its agents) to purchase land in fee and to purchase conservation easements within the New York City Watershed West-of Hudson River subject to certain restrictions with a duration of 10 years (with a one five year renewal for a total duration of 15 years). A copy of the Water Supply Permit (Permit Now. 0-9999-00051/00001) is available online at <http://www.dec.ny.gov/permits/70361.html>.

WHEREAS, in order to protect the land that is most amendable for development, Special Condition 10 of the Water Supply Permit identifies two types of areas where the City may not purchase in fee or conservation easements: The 1997 Designated Areas and the 2011 Designated Areas; and

WHEREAS, June 13, 2011 the Town of Roxbury Town Board (“Town Board”) adopted Resolution #21 of 2011 under Special Condition 10 designating these areas ; and

WHEREAS, in 2016 and 2021 the Town Board can revisit both the areas designated and New York City’s purchase of in fee or conservation easement within these areas; and

WHEREAS, attached as **Exhibit A** is a listing of tax parcels within the proposed 2011 Designated Area as amended by the Town Board in April 2016; and

WHEREAS, attached as **Exhibit B** is a map showing the 1997 Designed Area and the 2011 Designated Area as amended by the Town Board in April 2016; and

NOW THEREFORE BE IT RESOLVED,

1. The Town Board adopts as the amended 2011 Designated Area the parcels identified in Exhibits A and B.

2. The Board reserves any and all rights under Special Conditions 7, 8, 9 and 10 to make new determinations in 2021 and 2026.”

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

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

NAYS-0

Ms. Franzese stated a Public Hearing must be held before adopting the new flood maps. Said hearing will be scheduled at the May Town Board meeting and the flood maps must be adopted by June 16, 2016.

Assessor Robert Breglio provided a written report to the Town Board for March 2016 and added work has been completed for the 2016 Tentative Tax Roll that will be available May 2nd , all exemptions have been processed, a notice will be advertised for appointments to meet with the Assessor to discuss figures on the tax roll, the notice will also state Grievance Day is the fourth Thursday in May and will be held on one day 4-8 pm as set by the Board of Assessment Review and the Assessor’s office continues to work on issues with commercial solar farms. Attorney Young discussed the current commercial solar exemption that is good for 15 years and the Town Board can either opt out or set up a PILOT (Payment In Lieu Of Tax) program. The County has a model resolution that would allow for 50% Town, 25% School and 25% County. The Town Board can choose to either go under the County resolution or have one of its own. The Town Board will wait to see what the County adopts as a final resolution. Discussion took place with concerns if a commercial solar company goes out of business and abandons the panels. Attorney Young stated the Town Board could require a bond be posted and added he has reviewed the current Site Plan Review law and it includes commercial solar farms. The County Planning Department has additional information available on solar farms for property owners. The Town Board is expected to adopt a resolution on solar farms at the May meeting.

Richard Davis of the Grand Gorge Community Action Group stated they are thinking about holding a Grand Gorge Community Day in the fall and requested use of the Civic Center building and grounds. They are also thinking of getting an 18’ X 26’ movable storage building to house their wreaths, flower baskets, etc. and requested being able to locate it out of the way behind the Civic Center. The Town Board requested plans on the storage bldg. All were invited to a pinewood derby to be held at the Civic Center this Saturday.

Joseph Resch of the Grand Gorge Business Alliance thanked the members of the Town Board who attended their art contest award ceremony for the new logo and requested Town Board support for their grant application for Main Street Funding.

Highway Supt., Neil German, stated the new chipper is here and crews are working to widen Carr George Rd. and getting ready for summer road work.

Carolynn Faraci, Parks Clerk, stated the Park is almost fully booked for weekends this summer and is already being booked into 2017. Councilman Hinkley questioned rates for resident and non-residents. Mrs. Faraci stated the Town Board last year changed the rates last year for that purpose and current rates are \$125/day resident and \$425/day non-resident.

The Town Board discussed the vacancy on the Historic Preservation Commission. Douglas McLaurine has expressed interest in the position.

Councilman Hinkley reported having spoken with ZS Security to obtain a quote on installing cameras at the highway garage and Supervisor Hynes has already visited the site with the security company.

Councilman Raeder expressed concerns with the thermostat setting in the Civic Center dining center as it is constantly set at 72 degrees. The Town Board discussed installing a lock over it but no decision was made.

Discussion took place on the failing Constable vehicle. Supv. Hynes has looked into a new one and all the 2015 leftovers have been purchased. A 2016 on State bid would require at least 6 weeks to get. Supv. Hynes requested approval for him to continue to look into locating and pricing a 2016 Chevrolet Tahoe or comparable vehicle.

RESOLUTION #33 – APPROVE LOCATING A 2016 CONSTABLE VEHICLE

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

“RESOLVED, the Town Board authorizes the Town Supervisor to continue to locate and price a 2016 Chevrolet Tahoe Police vehicle, or comparable vehicle, and report back to the Town Board regarding same.”

AYES – 4 Hinkley, Raeder, Murray, Hynes

NAYS-1 Cronk

Councilmen Cronk and Hinkley added, if a new Constable vehicle is purchased, they would want restrictions on it.

On motion of Carol Murray second by Allen Hinkley the Town Board approved the Town Clerk’s monthly report for March 2016 in the amount of \$771.30 (Town Clerk \$521.30 and Building Permits \$250.00)

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

NAYS-0

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

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

NAYS-0

On motion of Allen Hinkley second by Carol Murray the Town Board approved the Assessor’s monthly report for March 2016.

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

NAYS-0

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

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

NAYS-0

On motion of Edward Raeder second by Carol Murray the Town Board approved the monthly water receipts reports for March 2016 as follows: Denver \$102.30; Grand Gorge \$180.42 and Roxbury \$133.92.

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

NAYS-0

On motion of Edward Raeder second by Carol Murray the Town Board approved the Tax Collector's monthly report for March 2016.

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

NAYS-0

RESOLUTION #34-APPOINT MCLAURINE TO HISTORIC COMMISSION

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

“WHEREAS, a vacancy exists on the Roxbury Historic Preservation Commission (RHPC) as of 12/31/15; and

WHEREAS, the new three year term of service will expire 12/31/18

NOW, THEREFORE BE IT RESOLVED, the Town Board appoints Douglas McLaurine to fill the vacancy on the RHPC effective immediately; and

BE IT FURTHER RESOLVED, said term shall be for three years and expire 12/31/18.”

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

NAYS-0

On motion of Carol Murray second by Gene Cronk the Town Board approved the destruction of the following office equipment due to being inoperative:

Dept	Description	Model #	Serial #
Bookkeeper	Texas Instrument Calculator	TI-5320S	
Assessor	Kodak EasyShare Camera	M532	
Town Clerk	Fellowes Shredder	PS79C	
Town Clerk	Sharp Copier	AR208D	85019450
Parks	Panasonic Fax Machine	KX-FHD351	3LBWA053064

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

NAYS-0

RESOLUTION #35-SUPPORT GGBA MAIN STREET FUNDING APPLICATION

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

“RESOLVED, the Town of Roxbury Town Board supports the application of the Grand Gorge Business Alliance for funding through the M-ARK Project, Inc. Regional Main Street Program for the Grand Gorge Crossroad Cluster application.”

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

NAYS-0

It was stated the proposal from The Chazen Companies for tax assessment support for expanded review of the NYC DEP Roxbury/Grand Gorge sanitary sewer collection system has been executed. A copy has been given to the Town Board.

Congratulations were bestowed to Constable Stephen Williamson who has been awarded the 2016 Delaware County American Legion Law Enforcement Officer of the Year. His name will now be submitted for a State award.

After having received a complaint on issues at 185 Cronk Lane, the Health Officer inspected the residence and submitted a written report of his findings to the Town Board. No action was taken by the Town Board.

RESOLUTION #36- RESOLUTION TO GO INTO EXECUTIVE SESSION TO DISCUSS A PERSONNEL ISSUE

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

“RESOLVED, the Town Board agreed to enter into Executive Session at 8:32 pm to discuss a personnel issue . Present were: Supervisor Thomas S. Hynes, Councilmen Allen Hinkley, Edward Raeder, Gene Cronk and Carol Murray, Attorney Kevin Young and Transfer Station Manager David Dumond.”

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

NAYS-0

On motion of Gene Cronk second by Carol Murray the Town Board and Town Attorney returned to the Regular Meeting at 9:10 pm.

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

NAYS-0

Supervisor Hynes stated the Town Board has turned over the matter discussed in Executive Session to the Personnel Committee and added that no decisions were made.

RESOLUTION #37-TRANSFER GOOD NEIGHBOR FUNDS

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

“WHEREAS, the Town Board submitted a request to NYCDEP to use \$25,000 of Good Neighbor Funds (GNF) towards the cost of a new generator at the highway garage; and
WHEREAS, NYCDEP has approved the use of \$25,000 in GNF for the generator; and
WHEREAS, the Town Board had previously approved the transfer of \$7,299.51 from GNF to General Fund for the generator;
NOW, THEREFORE BE IT RESOLVED, The Town Board approves the transfer of the remaining \$17,700.49 from GNF to General Fund for the generator.”

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

NAYS-0

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

the following amounts:

General #122-176	\$68,620.03	Roxbury Sewer #23-27	\$6,664.26
Highway #65-91	\$34,169.86	Denver Sewer #27-32	\$12,290.53
Roxbury Water #21-26	\$1,910.58	Special Lights #6	\$2,091.93
Grand Gorge Water #24-28	\$2,666.85	Capital Projects -	
Denver Water #24-27	\$1,543.30	GEIS Project #9	\$4,867.98

AYES-5 Murray, Raeder, Cronk, Hinkley, Hynes
NAYS-0

On motion of Carol Murray second by Edward Raeder the meeting adjourned at 9:15 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