

## July 8<sup>th</sup>, 2021 Town Board Minutes

At 7PM a Public Hearing was called to order to consider proposed Local Law #1-2021, "Authorizing Certain Games of Chance to Raise Funds for Genuine Non-Profit Causes in the Town of Greenfield". Town Clerk presented proof of publication. Supervisor Pemrick states this is to allow charitable non-profit organizations to hold raffles and other fund raising events. The law needs to be on file with the State so local non-profits can legally hold these fund raising events. There being no comments for or against, Supervisor Pemrick closed the meeting at 7:01PM

The regular meeting of the Town Board was held on July 8<sup>th</sup>, 2021 with the following members present: Daniel Pemrick, Supervisor; MaryAnn Johnson, Rick Capasso, Kevin Veitch and Ty Stacey Councilpersons. Also present were Mark Schachner, Town Counsel, Deputy Superintendent of Highways Mark Young, and approx. 3 residents. The Supervisor opened the meeting at 7:01PM with the Pledge to the Flag.

On a motion Veitch and seconded by Stacey the minutes from June 10, 2021 as approved as submitted by all members present.

### **CORRESPONDENCE**

None

### **I. OLD BUSINESS**

#### **RESOLUTION #87-2021- ADOPT LOCAL LAW #1-2021 –"AUTHORIZING CERTAIN GAMES OF CHANCE FOR CERTAIN NON-PROFITS IN THE TOWN OF GREENFIELD**

Motion: Veitch, C.

Seconded: Stacey, C

**RESOLVED**, That the Town Board hereby adopts Local Law #1-2021 Authorizing Games of Chance in the Town of Greenfield. This Local Law is subject to the approval by the affirmative vote of a majority of the qualified electors of the Town voting at the General Election to be held in November 2021.

VOTE: Ayes: Pemrick, Johnson, Capasso, Veitch, Stacey

Noes: None

July 8<sup>th</sup>, 2021 continued

SCHEDULE PUBLIC HEARING FOR STEWARTS ANNEXATION- Supervisor Pemrick states we need to schedule a public hearing for annexation of Stewarts property from Saratoga to Greenfield. Counsel Schachner states he spoke with Counsel from Stewarts and they have been working with Assistant City Counsel Izzo and he states they are ready to proceed. Counsel Schachner suggests the Board should authorize the publication of the Notice of Public Hearing.

**RESOLUTION #88-2021- AUTHORIZE TOWN CLERK TO PUBLISH JOINT NOTICE OF PUBLIC HEARING ON STEWARTS ANNEXATION**

Motion: Veitch, C.

Seconded: Johnson, C.

**RESOLVED,** That the Town Board authorizes the Town Clerk to publish a joint Notice of Public Hearing for August 12<sup>th</sup>, 2021 at 7Pm at the Greenfield Town Hall at 7PM regarding the Annexation of property from Saratoga to Greenfield.

VOTE: Ayes: Pemrick, Johnson, Capasso, Veitch, Stacey

Noes: None

CTG POLO PROJECT- Supervisor Pemrick states we received notice today they wanted to be taken off tonight's agenda. He asks Counsel Schachner if that means we cannot talk about that as a board? Counsel Schachner states no, but should not review the proposal without them being here. He asks if anyone spoke to them, Capasso, C said it was an e-mail. They wanted to be taken off of tonight's meeting but was going to the Planning Board on the July 13 to review their sketch plan. Counsel Schachner states then that is something we should talk about and we are in an open public meeting so we can talk about that now. Counsel states unless he is mistaken it is not up to them to decide when they are going to go to a planning board meeting. Assuming it is clear to the PB Secretary, Code and Building Inspector and anyone else involved that they are not on the PB agenda because they want to be on the agenda, there should not be an issue. If for some reason that is not clear to anybody, the Supervisor can make sure it is clear to them. As far as this board is concerned, if he is not mistaken, it is not crystal clear what is being proposed is authorized under zoning. The zoning for the property was adopted in 2015, it is not clear what is being proposed is authorized by that zoning. Using an analogy, that is like someone putting forth a commercial proposal in a residential area and saying I'm going to the Planning Board. This is hypothetical, but you wouldn't get that until you get a use variance from the Zoning Board of Appeals, the reason is it is not an allowed use. Unless he is mistaken, there's been no determination in what is proposed by Polo is within the confines of what was approved in the PUD in 2015. So as we are here today, it is not by any means clear what is proposed is an allowed use and therefore should not be on the Planning Board Agenda. Supervisor Pemrick states he will respond they cannot place themselves on the planning Board agenda. Counsel Schachner states the response should be along the lines that they cannot be on the planning Board agenda because of what is being proposed is not clear and an authorized use under the existing Planned Unit Development Legislation, so they will not be on the PB agenda.

II. **NEW BUSINESS**

July 8<sup>th</sup>, 2021 continued

AMERICAN RESCUE PLAN ACT- Supervisor Pemrick states the Town is scheduled to receive funds from the federal government through the ARP Act. The amount will be over the next two years. It is still unclear where funds can be spent. It is still in process.

WILTON AMBULANCE CONTRACT- Supervisor Pemrick states that Wilton will be covering the Maple Ave area for the next six months. We have a contract to pay them \$10, 000 to cover this area until December 31<sup>st</sup>.

**RESOLUTION #89-2021- APPROVE EMS WILTON AMBULANCE CONTRACT**

Motion: Veitch, C

Seconded: Capasso, C

**RESOLVED**, that the Town Board hereby approves the Wilton Ambulance contract for the remaining year,2021.

VOTE: Ayes: Pemrick, Johnson, Capasso, Veitch, Stacey

Noes: None

DISCUSSION GENERATOR BROOKHAVEN- Capasso, C states he feels this is something we need to do. Johnson, C states that is a town building with a nice kitchen and restroom areas which could be used for an emergency shelter facility. Capasso, C adds that it would help the restaurant when the power goes out. Supervisor Pemrick states that the building and area could be used for an emergency facility and the restaurant would benefit from that. Supervisor Pemrick will ask the Highway Superintendent to put together an estimate for the size of generator that we will need. He reminds the board that we would need to think about the wiring and figure that into the estimate. It will be expensive. Johnson, C states we should look into funds that could assist us in this. Supervisor Pemrick states Assemblywoman Walsh had indicated that there may be funds available to help with this. We will get the estimate of costs and draft a letter to Assemblywoman Walsh.

ROAD CLOSURE MILL ROAD- Deputy Highway Superintendent Mark Young states he spoke with the residents on Mill Rd. A bridge construction company was supposed to be here in the beginning of the year, but were delayed and we just received notice they will be here next week. We will need to close the road to complete the project.

**RESOLUTION #90-2021- CLOSE MILL ROAD FOR BRIDGE REPLACEMENT**

Motion: Jonnson,C

Seconded: Stacey, C.

**RESOLVED**, that the Town Board hereby authorizes the Superintendent of Highways, Justin Burwell, to close Mill Road between Middle Grove Road and Hickock Road beginning July 13<sup>th</sup> until approximately Friday August 13<sup>th</sup>, 2021 to replace the bridge deck crossing Bell Brook.

VOTE: Ayes: Pemrick, Johnson, Capasso, Veitch, Stacey

Noes: None

July 8<sup>th</sup>, 2021 continued

**RESOLUTION #91-2021- DECLARE HIGHWAY EQUIPMENT AS SURPLUS**

Motion: Stacey, C  
Seconded: Johnson, C.

**RESOLVED**, that the Town Board hereby declares the 2007 Cimline Crack sealer as surplus as FURTHER RESOLVED that the Superintendent of Highways be allowed to put the equipment on the Auction sights and out to bid.

VOTE: Ayes: Pemrick, Johnson, Capasso, Veitch, Stacey  
Noes: None

Monthly reports were submitted by the Town Clerk, Town Justices and Building Department

**RESOLUTION #92-2021- GENERAL BILLS**

Motion: Capasso, C  
Seconded: Stacey, C

**RESOLVED**, that the General bills from #426-507 in the amount of \$362,896.74 be paid.

VOTE: Ayes: Pemrick, Johnson, Capasso, Veitch, Stacey  
Noes: None

**RESOLUTION #93-2021- HIGHWAY BILLS**

Motion: Johnson, C  
Seconded: Stacey, C

**RESOLVED**, That the Highway bills from #153-179 in the amount of \$108,815.80 be paid.

VOTE: Ayes: Pemrick, Johnson, Capasso, Veitch, Stacey  
Noes: None

**RESOLUTION #94-2021-PARKS BILLS**

Motion: Veitch, C  
Seconded: Capasso, C

**RESOLVED**, That the Parks Bills from #150-187 in the amount of \$29,119.25 be paid.

VOTE: Ayes: Pemrick, Johnson, Capasso, Veitch, Stacey  
Noes: None

**RESOLUTION #95-2021- UDAG**

Motion: Johnson, C  
Seconded: Stacey, C

**RESOLVED**, that the second installment for Project Lift in the amount of \$5750.00 be paid.

VOTE: Ayes: Pemrick, Johnson, Capasso, Veitch, Stacey  
Noes: None

On a motion by Veitch, C and seconded by Capasso, C. the meeting was adjourned at 7:29 PM.

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Town Clerk

