

August 11, 2016

The regular meeting of the Town Board was held on August 11, 2016 with the following members present: Daniel Pemrick, Supervisor; Daniel Cochran, Walter E. Chandler, MaryAnn Johnson and Rick Capasso, Councilmen. Also present were Walter Barss, Highway Superintendent, Mark Schachner, Town Counsel and approx. 10 residents. At 7:30 PM the meeting was opened with the pledge to the flag. On a motion by Capasso, C. and seconded by Chandler, C. the minutes of July 14th were approved by all Board members present.

RESOLUTION #94- Approve Community Center Use for Girl Scouts

Motion: Chandler, C.

Seconded: Capasso, C.

RESOLVED, That the Town Board approves the use of the Community Center on August 13, 2016 for Girl Scout Troop #3087.

VOTE: Ayes: Pemrick, Cochran, Chandler, Johnson, Capasso

Noes: None

Mulleyville Snowmobile Trail Landowner Permission- Town Clerk explains that this is something that is done each year allowing Mulleyville Trail Snowmobile System to cross Town roads. Mulleyville carries a \$2 Million dollar liability policy.

RESOLUTION # 95- Landowner Permission for Mulleyville Snowmobile Club

Motion: Cochran, C.

Seconded: Chandler, C.

RESOLVED, That the Town Board hereby authorizes the Supervisor to sign the 2016-2017 Snowmobile Trail Landowner Permission with Mulleyville Snowmobile Club allowing them to cross Town property with their trail system.

VOTE: Ayes: Pemrick, Cochran, Chandler, Johnson, Capasso

Noes: None

LETTER FROM NYS DOT SPEED REDUCTION RESPONSE- Town Clerk states that she received a letter in response to the request for a speed reduction on Daniels Road, between Braim and Locust Grove Roads. The State has reviewed the speed limit, taken measurements and reviewed the history of accidents in that area. They noted that the advisory speeds posted on the each of the curve warning signs are correctly posted. The State maintains that Motorists have responsibility to reduce their speed. Based on their investigation, 45MPH is the correct speed limit and should not be lowered at this time.

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LETTER FROM THE HISTORICAL SOCIETY- The Town of Greenfield Historical Society submitted a letter regarding the Old Water Wheel at the Kilmer Homestead on Lake Desolation Rd. Jud Kilmer has offered to donate the wheel to the Town of Greenfield. The Historical Society feels that it represents the early History of the Town and it may be a valuable display at one of the Town Parks. Supervisor Pemrick asks the Board's opinion. Chandler, C. states absolutely. Cochran, C. states yes if we could get it there. Supervisor Pemrick says that is the key, if we can get it there. Chandler, C. says that we can get it there. Capasso, C. states that we should go over and look at it. Supervisor Pemrick would like Highway Supt. Barss to take a look at it. We need to balance the ability of the Town to spend some money on this. It could be a nice Community project. There might be a timeline as the property is up for sale and may have an offer on it. Ron Feulner, Town Historian, is checking with the actual owner of the property to see if that is something they want to do. He also said that maybe the new owner might allow the Town access to that particular sight with a small entranceway and the Town would take responsibility to fence it off as an Historical sight. Supervisor Pemrick states that we want to pursue options. The Board agrees.

LETTER FOR BASKETBALL COURT IN PORTER CORNERS- The Recreation Dept. submitted a letter received from Chris Youngs, John Bidonde and Logan Bertrund stating that there are baseball fields in Porter Corners and nothing else. They would like to see a Basketball Court and Tennis Court next to the Post Office in Porter Corners. They ask the Town Board to consider this suggestion. Capasso, C. states that this request should be considered and put it in Porter Corners Park. Supervisor Pemrick says we can discuss this with the Recreation Dept. report under Old Business.

CODE LANGUAGE UPDATE- Cochran, C. states they had a second meeting on August 3 and have 2 more meetings scheduled for 8/17 and 8/31. They committee members have been assigned different topics to work on. For now they all want to concentrate on the Solar Panel language. They feel that is important and should be completed first. They hope to have all language for Solar by the end of August. Capasso, C. asks how far along is the Solar Language? Cochran, C. states that there is some language that has been written that was submitted to the Town Board members and to Town Counsel, but it did not go anywhere because we wanted to get the other Boards involved. Supervisor Pemrick concurs that members of the other Boards wanted to be involved in the development of the codes. Cochran, C. says the Committee has language and at the August 17th meeting hopes to have it written so that by September 8th the Board can look at it. We will have it completed by the end of the moratorium. Supervisor Pemrick asks the Committee to keep in mind that there is a time frame as far as having a Special Meetings and Public Hearing.

UPDATE ON BROOKHAVEN PARK & GOLF COURSE- Duane Wright would like to table the discussion until next month so he can have some more information on the irrigation system.

HIGHWAY DEPT. REPORT- Highway Superintendent Barss states they have just paved Plank and Ridge roads completing 7 miles of roads and moved to Boyhaven Road. That should be completed in two weeks. They would like to move some of the leftover salt money to complete 9 miles for this year. Also, they would like to complete some paving projects this year, the best year so far.

COURT SECURITY- Capasso, C. states that he has a copy of a Court Officer position from Clifton Park, it is very generic. He asks Town Counsel to look at section 2 of the CPL (Criminal Procedure Law), shows specifically Peace Officers in each Town. He asks if that is something that we should be asking our legislature and getting the Town listed on that. The Peace Officer would have to meet the training

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with a handgun. Clifton Park explained that it would be a Court Officer position but they would be available for meetings if we wanted or needed them. Supervisor Pemrick asks not a Peace Officer but a Court Officer. Capasso, C. says that they are a Peace Officer. Cochran, C. asks that they would be available in the middle of the night? Capasso, C. says no, there is a Police Officer here for an arraignment in the night. Supervisor Pemrick asks that if we do this and have this approved by the Legislature, are we in effect establishing a Police Dept.? Capasso, C. says no, if you read the paperwork it lists the names of Peace Officers in the different Towns, they would be required to follow the Peace Officer rules and regulations. They would be trained with a weapon and be qualified. Supervisor Pemrick asks how this differs with the County? Capasso, C., states the County descriptions are more specific. This is what is used in Clifton Park. Johnson, C. says the Court Officer provided by the County is less specific and is similar to the Clifton Park description. The Security Officer position provided by the County is very detailed. Capasso, C. says he was told there may be grants available for the Court Officer position. The Judges and the Court Clerk would know if there are funds available for this. Johnson, C. states that the Court Clerk has been successful in obtaining grants for other projects. Schachner, Town Counsel asks if we need legislation to create the position, Towns have the authority to have the officer. Capasso, C. states we are still working on it and moving forward.

DOG PARK IN THE TOWN- Recreation Director Karyn Zanetti states that some people have approached Channon Emigh from the Parks Dept. on a dog park in the Town. She would like to turn Brigham Road Park into a Dog Park. The other choices are Porter Park and Middle Grove. Channon is also the Town's Dog Control Officer and she feels that Brigham Rd. is the best place because there are not other activities such as Baseball or Soccer. The DCO feels that it would be safer because there are not children playing. Karyn Zanetti adds that people are already walking their dogs at Brigham Rd. and there is the least amount of work to turn it into a Dog Park. The other thing to consider would be to have revenue where those who would use the Dog Park would need to have a pass for a year, either something that they would wear or have on the car. Clifton Park has a yearly fee, Saratoga Park has a sign that each person is responsible for their dog. Supervisor Pemrick asks if the thinking is to enclose it. Karyn said no, maybe just where the neighbors are. Johnson, C. asks Fraiser Road would be fenced. Karyn says yes. Supervisor asks if the dogs would be off leash, Karyn says yes. Candance Merbler asks if that would be a liability issue. Supervisor Pemrick says that is something the Town needs to look into and address. Supervisor Pemrick asks Karyn to go over her reports and what does she have planned for the rest of the year. Karyn Zanetti states that this is the first year they had over 100 kids each day for the Summer Camp, 200 kids had signed up. 70% of the Instructors are Greenfield residents. There are activities and field trips that the campers go to. Supervisor Pemrick asks what is planned for the Fall? Karyn says that Soccer starts in September. Supervisor asks about a Community or Fall Festival Karyn says yes. Capasso, C. asks what her opinion is on the letter about a basketball court. Karyn says that the Court in Middle Grove is used all the time. Capasso, C. says that it wouldn't be that expensive. Highway Supt. Barss says that they could make a space for one somewhere at Porter Park maybe in the parking area. Supervisor Pemrick suggests that Ty Stacey and the Advisory Committee may be able to help with a place to put the court.

MEETING WITH THE PLANNING AND ZONING BOARDS- Supervisor Pemrick reminds that this was a follow up to the meeting we had a couple of months ago. The meeting was with the Supervisor; Kevin Veitch, (Zoning); Tonya Yassenchak, (Planning); MaryAnn Johnson and Walter E. Chandler, Councilmen. They felt the original meeting was very helpful. They would like to pursue a couple of items. For instance the Zoning Board would like a representative from the Planning Board to attend their meeting to clarify

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any questions that may arise on an application, and a meeting with Town Counsel. The Planning Board would like a check list from the Building Dept. to help them go over certain information they would need to look at, for example a Special Use Permit. We may need to look at staffing to help look at the permits that come in and help complete the application. At this point they would like a checklist instead of looking at a Town Planner. Nathan Duffney, Planning Board member states that the Planning Board talked about the first meeting of the month would be a workshop so the applicant can get the information and the second meeting would be the regular meeting. They discussed starting this in September or October. Supervisor Pemrick states they are trying to make this more efficient and organized. Cochran, C. says at the Code Language meeting, the Board members would like to see Town Council members at their meetings.

UPSTATE UTILITIES- Supervisor says that it is time to renew agreement with Upstate Utilities. Mr. Russo From Upstate Utilities says that the Town will save approx. \$1000.00 over last year's utility bill.

RESOLUTION # 96- Authorize the Supervisor to sign agreement with Upstate Utilities Energy Savings Plan.

Motion: Chandler, C.

Seconded: Capasso, C.

RESOLVED, that the Town Supervisor is hereby authorized to enter into an agreement with Upstate Utilities for an energy savings of approximately \$1000.00 per year from National Grid.

VOTE: Ayes: Pemrick, Cochran, Chandler, Johnson, Capasso

Noes: None

BRIGHAM ROAD LIONS CLUB PROJECT- Supervisor Pemrick states that Lions Club would like to take on the responsibility of clearing the second trail at the Brigham Road Park. Lions Club representative, Joe Jarvis, has spoken with the Supervisor and Town Board about this project and would like to tie it in with an Eagle Scout project. Highway Supt. Barss said that he met with Mr. Jarvis and marked trees on the trail that can and cannot be cut down. They discussed what they would like on the trails and walking path.

RESOLUTION # 97- Town Board to write a letter to the Lions Club authorizing them to clear the trails at Brigham Road Park.

Motion: Capasso, C.

Seconded: Cochran, C.

RESOLVED, That the Town Board draft a letter to the Lions Club authorizing that cleanup of trails at Brigham Road Park and this will be part of an Eagle Scout Project with the Boy Scouts.

VOTE: Ayes: Pemrick, Cochran, Chandler, Johnson, Capasso

Noes: None

REDISTRIBUTE TOWN LINES FOR AMBULANCE- Chandler, C. states that we have three ambulances that cover the Town. Jessups Landing covers the Northern District, Wilton EMS the Eastern part of Town and the Southern area is covered by Community Ambulance. The County dispatch and the Ambulances have worked to fine tune the district lines. One ambulance may respond to one side of the street and another ambulance would serve another side of the same street. Chandler, C. would like a motion to accept the changes. Discussion takes place on what streets would be affected. Town Counsel says that there should be something on file with the Town Clerk stating the changes. Chandler, C. says that would happen sooner than later. Supervisor asks Council Chandler to follow up so we have this on file, we

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could pass a motion with the expectation that the verbage will follow. Chandler, C. says that he can bring it to the Town Clerk.

RESOLUTION #98- Accept the Map of Redistribution of Ambulance District Lines

Motion: Cochran,C.

Seconded: Capasso, C

RESOLVED, that the Town Board hereby accepts the Ambulance District line changes, on the condition that the Town Clerk receives a copy of the new language and a map to keep on file for the Town.

VOTE: Ayes: Pemrick, Cochran, Chandler, Johnson, Capasso

Noes: None

DISCUSSION 113 DANIELS ROAD- Scott Iseman , 91 Daniels Road, states that he is here tonight to express his concern with the operation at 113 Daniels Road, the lot that is owned by Mr. Daniels. He has expressed those concerns in a written letter to the Supervisor and to Mr. McKenna. His concern is the enforcement of the Special Use Permit and the operation that has gone beyond the expectation or intended use permitted by the Town. He is looking for enforcement of the Special Use Permit. There has been a lot of action by the Dept. of Enviromental Conservation regarding the activities that have been going on. There is an extensive file that is on record in this building, it is a pattern of flagrant disregard for what the Special use Permit is. Chipping and woodgrinding operations are to go for 5 days a month, 9-5, and no weekends. Notice to be provided to the neighbors. Since he has lived there, there has not been any notice, the operation has been spiratic, the soundproofing fence is in need of repair.

There is a variety of concerns that he wants to express and would like possible solutions.

Supervisor Pemrick states that the Town has acted on this. Mr. Daniels says that his machine has been broken for four months. Supervisor Pemrick tells Mr. Daniels that the Town intends to request he goes back to the Planning Board, a stop work order has been issued, the stop work order needs to be complied with, or the Town will take legal action, The Building Dept. has determined that he is not in compliance with the Special Use Permit that he was granted some years ago. He needs to get on the Planning Board agenda and this must be solved to their satisfaction or he leaves the Town with no alternative than to pursue legal action. The Supervisor tells Mr. Daniels that he is aware of State hearings that have been held, which are waiting for a decision. The Town will allow him to pursue a legitimate business within the legal confines of the permit. The Town will not wait and will pursue legal action if necessary. It has to be this way.

BUDGET TRANSFERS AND AMENDMENTS - Johnson, C. says that Budget Officer has given the Board a list of Budget transfers and would like to make a motion to accept those transfers.

RESOLTUTION # 99- Transfer of Funds

Motion: Johnson, C.

Seconded: Cochran, C.

RESOLVED, That the Supervisor be authorized to make the following transfer of funds:

\$594.30	From DA9070.8	to	DA9010.8
\$973.24	From DA9070.8	to	DA9050.8
\$5,100.11	From A7310.4	to	A7310.1
\$280.00	From CR1991.4	to	CR7110.2
\$710.34	From CR1990.4	to	CR7110.4
\$3,649.81	From CR1990.4	to	CR7180.4

DRAFT