

January 13th, 2011

The regular meeting of the Town Board was held on January 13th, 2011 with the following members present: Richard Rowland, Supervisor; Daniel Pemrick, Thomas Kinsella, Daniel Cochran and Walter E. Chandler, Councilman. Also present were Town Counsel Mark Schachner, Highway Supt. Walter Barss, one reporter and 8 residents.

At 7:25 PM the Board met as a Board of Health.

321 Hyspot Road – Supervisor Rowland reviewed a report from the Code Enforcement Officer which indicated that a demolition permit was issued on January 10th, 2011. No work has started to date.

29 Daniels Road – Code Enforcement Officer report dated January 13th indicates that there have been no changes made to the property. Supervisor Rowland stated that he has heard that there is a distinct possibility that they may not be doing the controlled burn of the building. Cochran, C. asked when the compliance date was. Town Clerk advised that the compliance date was December 20th, 2010. Kinsella, C. stated that the information the Board had received from the owner was that there was going to be a controlled burn. If that was not the case, then they should ask what the next plan was going to be. Pemrick, C. suggested that a notice be sent to the property owner indicating a date in which the building will be demolished if the property is not brought into compliance by then. A copy should be sent to the Fire Chief as well. On motion of Pemrick, C. and seconded by Cochran, C., the Board moved to schedule a demolition date of February 3rd, 2011. All members voted in favor.

353 Grange Road, Lot #19 - Supervisor Rowland stated that he spoke with Town Counsel regarding this property. One of the concerns at the last Board meeting was that the Board still did not know officially as to who owned the mobile home. Town Counsel suggested that the Town set a date for demolition and have the notice of demolition served on the owner with a process server, as we did with the notice of the unsafe building. Supervisor Rowland added that there has been no communication with Donald Layman at all. On motion of Pemrick, C. and seconded by Chandler, C., the Board moved to schedule a demolition date of February 3rd, 2011. All members voted in favor.

The meeting of the Board of Health was closed at 7:30 PM.

Prior to the start of the regular meeting, the Town's insurance agent, David Meager, gave a brief presentation to the Board on their insurance coverage for 2011.

The regular meeting was called to order by the Supervisor at 7:47 PM and opened with the pledge to the flag. On motion of Cochran, C. and seconded by Pemrick, C., the minutes of 12/9/2010, 12/29/2010 & 1/6/2011 were approved as submitted by all members present.

Open Space/Parks & Recreation Fees from Toni Holbrook for \$500.00
Open Space/Parks & Recreation Fees from Gerhard Tubbs/Toni Holbrook for \$500.00.

Notice of legal advertisement from the Town of Wilton regarding an upcoming public hearing for a request for Area Variance by Michael Roohan.

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Notice from the Association of Towns of the upcoming training conference to be held in New York City February 20th to 23rd, 2011.

Junkyard License Renewals – Town Clerk advised that the three existing junkyards had applied for renewal. The Code Enforcement Officer has completed an inspection on all three and has submitted a letter for each indicating that they were in compliance with Chapter 65 of the Town Code.

RESOLUTION # 26 – Junkyard License Renewals

Motion: Chandler, C.

Seconded: Cochran, C.

RESOLVED, That the Town Board hereby approves the following Junkyard License Renewals for the year 2011:

#1-2011 - M & J Construction Company

#2-2011 - Casey Cornell-Cornell's Used Auto Parts, LLC

#3-2011 - Gaba Brothers Auto Parts

VOTE: Ayes: Rowland, Pemrick, Kinsella, Cochran, Chandler

Noes: None

Dog Enumeration - Town Clerk stated that there is a provision in the recently adopted Local Law – Dogs that would allow for the enumeration to be conducted. The Dog Control Officer would like to begin the enumeration. Town Clerk noted that for any dog that was found to be unlicensed during the enumeration there would be a \$5.00 charge when they purchase the license. This fee would cover the cost of the enumeration. Town Clerk added that if possible, they would like to be able to start the enumeration around February 1st. She would like to put an ad in the paper, a notice on the website, etc. to let the residents know and give them time to come in. Kinsella, C. wanted to wait longer than February 1st. He would like to be able to get a newsletter out and he could include this information in the newsletter. Supervisor Rowland stated that the Town has now had to take over the licensing of dogs. He felt that it was important that we get an accurate count on the number of dogs in Town. This would also ensure proper vaccination for rabies. Pemrick, C. asked how long this would be going on for. Town Clerk advised that it will probably take close to a year to complete the enumeration.

RESOLUTION # 27 – Conduct Dog Enumeration

Motion: Cochran, C.

Seconded: Pemrick, C.

RESOLVED, That the Town Board authorizes the Dog Control Officer, Channon Emigh, to conduct a dog enumeration for the Town beginning February 1st, 2011.

VOTE: Ayes: Rowland, Pemrick, Kinsella, Cochran, Chandler

Noes: None

Update on Brookhaven/O. B. Beyer Park - Town Counsel advised that he had the agreement that the Board had already authorized the Supervisor to sign. O. B. Beyer's Attorney has indicated that the agreement should most likely be filed some time next week. State Law requires that this go to Supreme Court for dissolution of the corporation. Cochran, C. asked how long this should take once it is filed. Town Counsel

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did not believe that it should take more than a few days or weeks. He did not feel that it should be a problem. Chandler, C. asked when the Board could sit down and hold a workshop and start working with the current employees regarding the changeover. Supervisor Rowland did not feel that there was really much that can be done until the Town takes ownership of the property. Al Janik, King Road, asked if you delay that long, was the Board comfortable that they can have everything in place. The Board knows that this is going to happen, they just do not know when. He questioned why they could not be putting together a plan on how things were going to run now. He questioned what would happen if title did not pass until March. Supervisor Rowland stated that he has held off to get a much more firmer date on things. He is much more certain now that things are going to happen within a 30 day period. Some of the items that have to be taken care of have to do with signing of contracts, soliciting of employees, looking at job schedules, etc. He would feel very uncomfortable signing or hiring an employee to commit to being a Town employee without knowing that the Town has the property. Chandler, C. stated that he has had discussions with the employees and the people who have been running the course for years and they are concerned about their future. They would like to know if their jobs are secure, what they are going to be making, etc. They would like some kind of an idea as to which way the Town is heading. Cochran, C. suggested that the Board set up a workshop meeting to start discussing these issues. A workshop meeting was scheduled for January 26th at 7 PM.

RESOLUTION # 28 – Temporary Closing of Roads for Vehicles Over
Four Tons

Motion: Cochran, C.

Seconded: Pemrick, C.

RESOLVED, That the Town Clerk give notice of the following:

NOTICE is hereby given that pursuant to Subdivision II of Section 1660 of the Vehicle and Traffic Law, the Town Board of the Town of Greenfield hereby directs and orders that all Town roads will be temporarily closed to any and all vehicles having a gross weight of over four tons.

Such temporary restrictions will become effective when notices are posted on the highways and continue until such time as conditions will permit opening.

Further notice is hereby given that any person or persons violating this order shall be subject to punishment as provided in Section 1800 of the Vehicle and Traffic Law.

By order of the Town Board

VOTE: Ayes: Rowland, Pemrick, Kinsella, Cochran

Noes: None

Abstained: Chandler

Monthly reports were submitted by the Building Department, Town Clerk, Highway Supt., Town Justices and the Supervisor.

Annual reports were submitted by Town Justices, Building Department, Town Clerk, Highway Supt. and the Town Historian Summary. The Town Supervisor also submitted a Year End Balance Sheet.

Supervisor Rowland stated that he had been reviewing the year end numbers and reviewing the National Grid bills. This year the Christmas tree was

connected to timers so that it went on and off during the evening hours. In doing that, the Town saved over \$240.

RESOLUTION # 29 – 2010 Encumbered Bill

Motion: Pemrick, C.

Seconded: Cochran, C.

RESOLVED, That 2010 Encumbered General Bill #770 in the amount of \$179.97 be paid, subject to audit.

VOTE: Ayes: Rowland, Pemrick, Kinsella, Cochran, Chandler

Noes: None

RESOLUTION # 30 – Highway Bills

Motion: Pemrick, C.

Seconded: Chandler, C.

RESOLVED, That Highway Bills # 1 to # 9 in the amount of \$31,111.35 be paid, subject to audit.

VOTE: Ayes: Rowland, Pemrick, Kinsella, Cochran, Chandler

Noes: None

RESOLUTION # 31 – General Bills

Motion: Kinsella, C.

Seconded: Chandler, C.

RESOLVED, That General Bills # 1 to # 37 in the amount of \$53,847.07 be paid, subject to audit.

VOTE: Ayes: Rowland, Pemrick, Kinsella, Cochran, Chandler

Noes: None

RESOLUTION # 32 – UDAG Bills

Motion: Pemrick, C.

Seconded: Cochran, C.

RESOLVED, That UDAG Bill # 1 in the amount of \$5,750. be paid, subject to audit.

VOTE: Ayes: Rowland, Pemrick, Kinsella, Cochran, Chandler

Noes: None

On motion of Pemrick, C. and seconded by Cochran, C., the Board adjourned to executive session at 8:08 PM to discuss pending litigation. Clerk was not present and no minutes were filed. On motion of Pemrick, C. and seconded by Cochran, C., the Board returned to regular session at 8:47 PM.

On motion of Pemrick, C. and seconded by Chandler, C., the meeting was adjourned at 8:48 PM.

Town Clerk