

July 11<sup>th</sup>, 2019 Town Board Minutes

The regular meeting of the Greenfield Town Board was held July 11<sup>th</sup>, 2019 with the following members present: Daniel Pemrick, Supervisor; MaryAnn Johnson, Rick Capasso and Kevin Veitch, councilpersons. Absent was Daniel Cochran. Also present was Superintendent of Highways, Walter Barss, Deputy Superintendent of Highways, Duane Wright, Mark Schachner, Town Counsel and approx. residents.

The meeting was opened at 7 PM by Supervisor Pemrick with the Pledge to the Flag. On a motion by Capasso, C. and seconded by Veitch, C. the minutes from June 13<sup>th</sup>, 2019 were approved by all members present.

#### **CORRESPONDENCE**

TOWN OF WILTON- Notice was received from Town of Wilton for a July 17th public hearing regarding proposed Valvoline and Warren Tire applications bordering the Town of Greenfield.

CYSTIC FIBROSIS FOUNDATION- Town Clerk states that she received a request for use of Middle Grove Park on Sunday September 22, 2019 for Cystic Fibrosis' Cycle of Life. It will be used as a rest stop and be manned by 4-5 people.

#### **RESOLUTION # 81- APPROVE MIDDLE GROVE PARK USE FOR CYSITC FIBROSIS FOUNDATION**

Motion: Johnson, C.

Seconded: Capasso, C.

**RESOLVED,** That the Town Board hereby approves the use of Middle Grove Park for Cystic Fibrosis' Cycle for Life on September 22, 2019. It will be used as a rest stop for the cyclist that will be passing through during the event.

VOTE: Ayes: Pemrick, Johnson, Capasso, Veitch

Noes: None

Absent: Cochran, C.

OPEN SPACE FEE- The Town received Open Space fees of \$500.00 from Gregory Santabar.

#### **OLD BUSINESS**

SENIOR CELEBRATION UPDATE- Supervisor Pemrick states that an estimated 1800-1900 people attended the Celebration. There were activities to enjoy and different types of entertainment. The County has received many thank you letters and will sponsor this event again in the future.

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**NEW BUSINESS**

**RESOLUTION # 82- RE- APPOINT TONYA YASENCHAK PLANNING BOARD MEMBER**

Motion: Veitch, C.

Seconded: Capasso, C.

**RESOLVED**, That the Town Board hereby re-appoints Tonya Yasenchak as Planning Board member with term to expire 6/20/2026.

VOTE: Ayes: Pemrick, Johnson, Capasso, Veitch

Noes: None

Absent: Cochran, C.

**PLANNING BOARD BY-LAWS-** Supervisor Pemrick states the Town Board was given By-law changes by the Planning Board for their review. The new by-laws change meeting times, days they meet and wording. He asks Mark Schachner, Town Counsel if this requires a Public Hearing. Mark Schachner states there is no law that requires that. He adds he has not seen these by-laws. There is one provision that stands out that will not work as it is contrary to State Law and he can advise the Planning Board. It is not a critical item. It is in regards to the last sentence in Section A110-3 Voting D. It is in reference when somebody has to not participate in a vote. The last sentence says a majority of the disinterested members will be sufficient for the Board to take action and that is not necessarily true. It is governed by State Law. For example, if there were four disinterested members of the Board and three voted a certain way that would be a majority of the disinterested but not a majority of the Planning Board and therefore it would not be a valid action. That is contrary to State Law. Supervisor Pemrick states that should be struck. Town Counsel states that is correct and adds that he is not saying the rest are OK, he has not seen these before. Supervisor Pemrick asks Mark Schachner if he would review the by-laws for the Board.

**SEXUAL HARASSMENT POLICY-** We have a policy that was suggested to use from NYMIR. Supervisor Pemrick asks Mark Schachner to review this policy for the Town. Town Counsel states he has seen something similar to this which was very broad and this document is not like that. Supervisor Pemrick asks Mark Schachner to review this policy. At the August meeting we can review and set a Public hearing. Capasso, C. asks if we should add that employees watch a video or sign that they have read this policy. Supervisor Pemrick suggests that Mark will review and we will decide if we need to add that verbiage to it.

**SECURITY GUARD-** Supervisor Pemrick states that at the request of the County we need to change the name of that position. The County procedure requires a Civil Service test however our need is only three hours a month. Discussion ensues between board members of the Town's needs at this time. Supervisor Pemrick states if our needs change we can modify the job title.

**RESOLUTION # 83- CHANGE SECURITY OFFICER TITLE TO GUARD**

Motion: Capasso, C.

Seconded: Johnson, C.

**RESOLVED**, Per suggestion of Saratoga County change "Security Officer" to "Guard". Using "Officer" would require a Civil Service exam. The position is 2- 5 hours a month at this time. Should the hours be extended, the Town can require the exam and change the job title to "Security Officer".

VOTE: Ayes: Pemrick, Johnson, Capasso, Veitch

Noes: None

Absent: Cochran, C.

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PROJECT LIFT REPORT- Supervisor Pemrick states he has received a report from Franklin Community Center for project lift that we support. The report has the different activities and services that are provided for the children. It is available for anyone to review.

ROAD BONDS- Superintendent of Highways, Walter Barss states that he has been in discussion with the Town Engineer and the Code Enforcement Officer. There have been questions such as to how long a road should be left open with a binder course on it, road bonds, and cul-de-sac size. We have a report from Environmental Design Partnership that answers these questions. We need to officially adopt these. Mr. Barss feels we have rules in place and we need to start enforcing them, such as road bonds. We have to be aware of the yearly renewal and review that to see where it is. Supervisor Pemrick adds we have one development that has gone dormant and we have not complied with our regulation for yearly road bond review. We have to start review the bonds in place and make sure there are sufficient funds to complete the project. Superintendent of Highways, Walter Barss continues we are also changing the thickness of the sub base, gravel, questions how long to leave it open that would be determined every year. Johnson, C. states that we need to add to the Code the thickness, cul-de sac, etc. What would be determined yearly is determining how long it will be before the top coat goes on. Mr. Barss concurs. Supervisor Pemrick states Town Engineer has clearly identified the issue with the bond and made a recommendation, provided in his report the increase in base thickness from 12"-18". We are currently doing these but it is not in our code. Johnson, C. confirms with Town Counsel that we need to do a proposed Local Law for the additions. Mark Schachner states it's an amendment to the existing code for the portions that we are changing. Supervisor Pemrick states that would require a Public Hearing. Johnson, C. states we just received this report, we can look it over for next month and get the draft of the Local Law. Town Counsel states he can work with Charlie Baker and draft a Local Law. Veitch, C. asks Mr. Barss if the fire department reviews these and is there feedback? Mr. Barss states yes. Discussion takes place on items in the Town Engineer's report. Supervisor Pemrick states we will continue you this next month with a draft of an amendment to the Local Law.

ROAD STRIPING- Highway Superintendent Barss states the County will not be striping the roads. They are looking for another paint supplier. They are having a hard time getting paint. He is not sure if they are going to do any at all. They may stripe new construction only. Dept. Superintendent of Highways states this is a safety issue. Supervisor Pemrick states he will try and find out more from the County.

HEATING & AIR UNITS FOR TOWN GARAGE- Superintendent of Highways, Walter Barss states he has prices for the air conditioning units for the garage offices and break room. It's about \$7300 for the system. They will also heat. That would save on the heating in the spring and fall. Duane Wright, states that with the existing budget they have the means to pay for it.

UNSAFE BUILDINGS- Superintendent of Highways, Walter Barss asks if we received money for the removal of the last unsafe building. Town Clerk states yes, it was paid with the taxes. Johnson, c. states the Town always gets the money. It is added to the tax warrant so we get the money and the county will take it from there if taxes are not paid. Discussion takes place on procedure. Johnson, C. states most people take care of the problem when they are notified and the Town works with them. We should file the Liz Pendis once they are notified.

ROAD PAVING UPDATE- Dept. Superintendent of Highways, Duane Wright states the road list is almost completed. There's approx. 4 ½ miles left of roads to be paved. We are close to what we had budgeted

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at this point but we can get them done. Johnson, C. asks how we ended up for the winter, are we in good shape to start in the fall with salt and those materials. Mr. Wright states that we used more salt than average but less than the year before. Hopefully, the fall will have good weather. Mr. Barss has spoken with Morton Salt and prices will be the same as last year. He adds we did receive severe weather funds which is very helpful.

Monthly reports were submitted by the Town Clerk, Highway, Town Justices and Building Dept.

**RESOLUTION # 84- GENERAL BILLS**

Motion: Capasso, C.

Seconded: Johnson, C.

**RESOLVED**, the General Bills from # 470-458 in the amount of \$80,154.50 be paid.

VOTE: Ayes: Pemrick, Johnson, Capasso, Veitch

Noes: None

Absent: Cochran, C.

**RESOLUTION # 85- HIGHWAY BILLS**

Motion: Johnson, C.

Seconded: Capasso, C.

**RESOLVED**, the Highway Bills from #150-178 in the amount of \$301,640.59 be paid.

VOTE: Ayes: Pemrick, Johnson, Capasso, Veitch

Noes: None

Absent: Cochran, C.

**RESOLUTION # 85- PARKS BILLS**

Motion: Veitch, C.

Seconded: Johnson, C.

**RESOLVED**, the Parks bills from number 137-167 in the amount of \$26,327.52

VOTE: Ayes: Pemrick, Johnson, Capasso, Veitch

Noes: None

Absent: Cochran, C.

**RESOLUTION # 86- UDAG FUNDS**

Motion: Johnson, C.

Seconded: Veitch, C.

**RESOLVED**, UDAG bill #2-2019 in the amount of \$5750 for the second installment of project lift be paid.

VOTE: Ayes: Pemrick, Johnson, Capasso, Veitch

Noes: None

Absent: Cochran, C.

On a motion by Capasso, C. and seconded by Johnson, the meeting was adjourned at 7:38PM.

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Town Clerk

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