

June 14<sup>th</sup>, 2007

The regular meeting of the Town Board was held at the Town Hall on Thursday, June 14<sup>th</sup>, 2007 with the following members present: Albert Janik, Supervisor; Carol Osborne, Daniel Pemrick, Peter Coseo and Thomas Kinsella, Councilman. Also present were Town Counsel Mark Schachner, Highway Supt. Walter Barss, 2 reporters and approximately 14 residents.

At 7:20 PM Opening of Bids were held for the Town Hall Renovation Work. Clerk presented proof of legal publication. The following bids were received:

|                                  |             |
|----------------------------------|-------------|
| A.J. Catalfamo Construction Inc. |             |
| All Inclusive                    | \$45,395.00 |
| GAH General Contracting, LLC     |             |
| Phase 1 – Exterior Work          | \$31,383.00 |
| Phase 2 – Interior Work          | \$24,482.00 |
| Prize Construction Inc.          |             |
| Item 1 – Exterior Masonry        | \$35,000.00 |
| Item 2 - Exterior Carpentry      | \$18,000.00 |
| Item 3 – Alternate Proposal      |             |
| Interior Carpentry               | \$17,300.00 |
| Petersen Construction Inc.       |             |
| All Inclusive                    | \$42,609.00 |
| Carpenter-Rosland, Inc.          |             |
| Item 1 – Exterior Masonry        | \$26,200.00 |
| Item 2 – Exterior Carpentry      | \$14,600.00 |
| Both Items 1 & 2                 | \$39,500.00 |
| KGK Construction Services, LLC   |             |
| Item 1 – Exterior Masonry        | \$18,600.00 |
| Item 2 – Exterior Carpentry      | \$16,200.00 |
| Item 3 – Interior Carpentry      | \$27,500.00 |
| All Inclusive Package            | \$59,750.00 |

The regular meeting was called to order by the Supervisor at 7:30 PM and opened with the pledge to the flag. On motion of Pemrick, C. and seconded by Osborne, C., the minutes of 5/10/2007 & 5/29/2007 were approved as submitted by all board members present.

Letter from Environmental Design Partnership regarding the road at Friendship Hills. Board to discuss this matter further later on in the meeting.

Supervisor advised he attended a brief presentation by the Red Cross. They suggested that the Town Board have some Disaster Preparation Training. They would be able to come to one of the agenda meetings and it would take an hour.

Letter from the Town Historian concerning the Quadra Centennial Hudson River Celebration.

Letter from the Town of Corinth Planning Board regarding a proposed minor subdivision on Holmes Road. The Town of Greenfield Planning Board has reviewed the information and did not feel that there was any issue for the Town of Greenfield.

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Environmental Committee forwarded a letter from St. Joseph's Church indicating that they no longer have a Youth Group and they wish to remove their name from the Adopt-A- Roadside program.

Notice from Town Counsel regarding closure of the Article 78 proceeding, Baker vs. McKenna, et al.

Check from Charlie Baker in the amount of \$500.00 for Parks & Rec/Open Space Fees for a minor subdivision on Cohen Road.

Caboose Committee – Vince Walsh & Tony Bucca, Co-Chairman of the Caboose Committee presented the Board with a plan to begin the restoration of the caboose. Mr. Bucca stated that many of the items proposed can be done on a volunteer basis at little or no cost to the Town. There are a number of volunteers who are ready to get started. They were waiting on an okay from the Town Board to proceed. Mr. Bucca added that they will need some funds for some materials, however they would not know exactly what they would need until they can peel back the edges of the roof that have been patched and determine how extensive the roof damage is. Vince stated that the Committee definitely felt that the caboose could be restored. He reviewed the list of the proposed repairs and the estimated cost of those repairs. They believed that the cost of materials for repairs would be approximately \$4,200. Supervisor Janik asked what type of glass they were looking to use to replace the windows with. He believed that right now there were plexiglass windows because there was a problem with vandalism in the past. Mr. Bucca suggested that perhaps they may have to put some kind of screening over the windows, such as chicken wire, that would prevent the glass from being broken. Supervisor Janik asked if they peeled up some of the plywood on the outside to determine how bad it was. Mr. Bucca stated that they poked around the windows and it was pretty soft. They had not pulled up the exterior plywood as of this time. He felt that they could rebuild and replace the windows in place and that they would not have to order windows. Supervisor Janik felt that there would have to be ongoing discussions regarding opening to the public, Town groups, etc. once they have been able to restore the caboose. Coseo, C. thought that the committee has done a great job so far. He felt that even if they get into the renovation and have to replace the sheathing, that there couldn't be \$2,000. or \$3,000. worth of sheathing. Mr. Walsh felt that most of the damage was going to be found at the top where they propose to install the gutter. Mr. Bucca added that when the caboose was built it did not have any kind of gutter because it was always moving. Now that it is stationery, some kind of small gutters need to be installed to deflect water from coming in around the windows. Mr. Bucca stated that he has been in contact with the leather stocking division of the National Railroad Historical Society in Cooperstown. When the Oneonta Roadhouse closed they were able to get all the stencils for D & H. Those stencils will be available to use. A member of the committee, Robert Roeckle, has a door that can be cut down and used to replace an existing door, which is currently not weather tight and has a 2 inch gap all the way around it. Supervisor Janik asked if the committee was looking to move ahead to the next step and get started on the repairs. Coseo, C. asked how the Town would release funds to purchase the materials with. Supervisor Janik suggested that the Town Board allocate a sum of money greater than the amount estimated, perhaps \$6,000. and that all billing would be submitted through the

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Bookkeeper. Coseo, C. asked if any of this would have to go out to bid. Town Counsel Schachner felt that what was being contemplated was well under any threshold that would require bidding. Osborne, C. asked if the Town insurance would cover if anyone were to get hurt. Supervisor Janik stated that that issue came up one other time and he spoke with the Town insurance agent and was told that the Town insurance covers all volunteers. Coseo, C. asked if the Board was going to delegate someone to be in charge. The 2 co-chairman were in agreement to coordinate the repairs and purchase of supplies. Kinsella, C. asked if the committee was going to be in need of more people or if they had a big enough network of volunteers. Mr. Walsh felt that they had a large enough group in place. Mr. Bucca stated that he would submit periodic and photographic reports. Supervisor Janik stated that he may be able to provide the committee with information regarding the possible donation of glass for the windows.

RESOLUTION # 100 - Allocate Funds for Caboose Restoration

Motion: Osborne, C.

Seconded: Coseo, C.

RESOLVED, That the Town Board hereby authorizes the Caboose Committee to continue with the restoration of the caboose, and

FURTHER RESOLVED, that up to \$6,000. shall be allocated for this project.

VOTE: Ayes: Janik, Osborne, Pemrick, Coseo, Kinsella

Noes: None

Supervisor Janik felt that as far as the future use of the caboose and station were concerned, there would be continued discussion. Mr. Walsh reiterated that the proposed work would stabilize the caboose, however the committee would like to see the Town develop a maintenance plan and put money in the next budget for both buildings.

Town Hall Renovations – Supervisor Janik stated that it appeared that the 2 lowest bidders were again Petersen Construction and Catalfamo Construction. Both of these companies bid on all 3 phases. Carpenter-Roslund bid a total of \$39,500 but he did not bid on the interior work. Two of the other bidders, KGK Construction and GAH Contracting, bid \$27,500. and \$24,482 respectively, for the interior carpentry. If you added \$20,000+ to the Carpenter-Roslund bid it would certainly be well above the bids of Catalfamo and Petersen. Supervisor Janik advised that all the bidders had received the Bid Notes – Additional Information & Standards dated 5/11/2007. Pemrick C. noted that Petersen Construction was the low bidder both times, and felt that the Board should go ahead with them. Coseo, C. asked if he had provided any references of previous work completed and if he had proper insurance. Supervisor Janik to ask for references and a Certificate of Insurance. Kinsella, C. noted that it was not clear to him that Petersen Construction was proposing to build a sidewalk connecting the new concrete steps with the existing sidewalk. Supervisor Janik to check when reviewing bid and specifications.

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RESOLUTION # 101 – Award Bid – Town Hall Renovations

Motion: Kinsella, C.

Seconded: Coseo, C.

RESOLVED, That the Town Board hereby awards the bid for Town Hall Renovations to the low bidder, Petersen Construction, Inc. in the amount of \$42,609.00 subject to the following:

- 1) Verification that bid meet specifications
- 2) Verification of references
- 3) Submission of Certificate of Insurance
- 4) Review/Approval of Town Counsel

VOTE: Ayes: Janik, Osborne, Pemrick, Coseo, Kinsella

Noes: None

RESOLUTION # 102 – Resolution of Honor – Raymond McKnight

Motion: Osborne, C.

Seconded: Coseo, C.

WHEREAS, it is the desire of the Town of Greenfield, which throughout its history, has sent many of its residents to serve in the armed forces of the United States, to honor those of its citizens who have served their country, and

WHEREAS, **Pvt. Raymond Guy McKnight**, a native of the Town of Greenfield enlisted in the United States Army and served as a rifleman in the 117<sup>th</sup> Infantry/30<sup>th</sup> Division in the European Theater during WWII, and

WHEREAS, **Pvt. McKnight** was wounded in action and received the Purple Heart and European Theater Ribbon,

BE IT RESOLVED, that the Town Board of the Town of Greenfield recognizes and remembers the unselfish service of **Pvt. Raymond Guy McKnight**, and directs that this resolution of remembrance and honor be spread upon the official record of this meeting, and that the original be presented to the family as a remembrance, and

FURTHER RESOLVED, That a copy of this Resolution be forwarded to the County to be included in the Deceased Veteran Program to be held in August.

VOTE: Ayes: Janik, Osborne, Pemrick, Coseo, Kinsella

Noes: None

Assessor Compensation – Supervisor Janik advised that this issue was discussed at the May 29<sup>th</sup>, 2007 Special Meeting. There was some question as to whether or not the Town could split the regular duties of the Assessor and the Annual Reevaluation duties by transferring the reevaluation duties to an LLC. Town Counsel Schachner stated that an RFP is not required by State Law, however the Town procurement policy may require it. Based on this information, Supervisor Janik spoke with the Assessor and advised him that the proper way would be to do a Request for Proposal. The Assessor submitted a draft RFP. All the work for the reevaluation would be done by this outside entity, however the Assessor would still have to prepare the official tax roll for the Town. Town Counsel Schachner noted that the Board did not have to accept the lowest bid. They should evaluate qualifications, etc. Kinsella, C. felt that the draft RFP only covered one year. He asked if the Board would have to do this

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annually or should this be modified to cover the next 6 years. Supervisor Janik agreed that it should be a 6 year proposal.

RESOLUTION # 103 – Advertise for Request for Proposals – Annual  
Reevaluation

Motion: Pemrick, C.

Seconded: Kinsella, C.

RESOLVED, That the Town Board hereby directs the Town Clerk to advertise for Request for Proposals to provide services to the Town in accomplishing reassessment projects for the 2008 through 2012 assessment rolls, and

FURTHER RESOLVED, That said proposals must be submitted no later than July 30<sup>th</sup>, 2007.

VOTE: Ayes: Janik, Osborne, Pemrick, Coseo, Kinsella

Noes: None

Town Hall Sign – Pemrick C. stated that he was waiting for information from Barney Sign Company with some final figures. The base figure for the sign would be \$2475. plus \$300 for installation. They were going to provide an additional list of things that could be added to the sign, such as caps on the supporting poles, gold leaf lettering, etc., however he has not received them as of this time. Pemrick, C. added that the Town has purchased many of our other signs from Barney Sign Company, such as the Park signs, Community Center and existing Town Hall signs. Supervisor Janik noted that most of the other estimates were around \$4,500. Pemrick, C. asked if the Board would be comfortable with approving the purchase of the sign up to a specific maximum amount, perhaps an additional \$500., that would allow for other options.

RESOLUTION # 104 – Authorize Purchase of New Town Hall Sign

Motion: Osborne, C.

Seconded: Coseo, C.

RESOLVED, That the Town Board hereby authorizes the expenditure of up to \$3,275. for the purchase of a new Town Hall Sign from Barney Sign Co.

VOTE: Ayes: Janik, Osborne, Pemrick, Coseo, Kinsella

Noes: None

Veterans Recognition Committee – Town Clerk advised that the following individuals had expressed an interest in serving on a Veterans Recognition Advisory Committee: Paul Bouchard, Ty Stacey, Bob Hyndman, Rick Schwartzbeck and Lorraine Varley. Pemrick, C. stated that he would contact all the members and put together the first meeting. He would like to pass along to them some ideas that have been circulating.

RESOLUTION # 105 – Appoint Members of the Veterans Recognition  
Advisory Committee

Motion: Coseo, C.

Seconded: Osborne, C.

RESOLVED, That the Town Board hereby appoints the following individuals to the Veterans Recognition Advisory Committee: Paul Bouchard, Ty Stacey, Bob Hyndman, Rick Schwartzbeck and Lorraine Varley.

VOTE: Ayes: Janik, Osborne, Pemrick, Coseo, Kinsella

Noes: None

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Philip Gargan, Locust Grove Road – Mr. Gargan asked if the Request for Proposal contained a monetary amount that the Town is offering. Supervisor Janik advised that the amount would be up to the bidder to come up with. They would submit a proposal to the Town as to what amount they could do the job for. Mr. Gargan asked what the Assessor's compensation was at this time. Supervisor Janik stated that it was \$36,000. per year, including the annual reevaluation.

Al Hillmeyer, Lake Desolation Road – Mr. Hillmeyer asked what the Town was looking to do. Were they going to reassess the houses again to raise taxes? Supervisor Janik advised that the Town just completed the 1<sup>st</sup> year of a 6 year commitment to do an annual reevaluation. Mr. Hillmeyer felt that once you reach the 100% value, the only way you can go is to raise the rate per thousand. The value of the home can not be increased anymore since it was already at 100%. Coseo, C. noted that if the market value goes up, than the values of the homes can go up. If the values were to go down, then the values would have to be lowered. The information would be reviewed annually.

Lorna Dupouy, South Greenfield Road – Mrs. Dupouy asked if it was too late to for her and her husband to be added to the Veterans Recognition Committee. Board members were in agreement to add their names to the committee.

RESOLUTION # 106 – Appoint Additional Members to the Veterans Recognition Advisory Committee

Motion: Coseo, C.

Seconded: Osborne, C.

RESOLVED, That the Town Board hereby appoints the following individuals to the Veterans Recognition Advisory Committee: Lorna Dupouy and Douglas Dupouy.

VOTE: Ayes: Janik, Osborne, Pemrick, Coseo, Kinsella

Noes: None

Albert Hillmeyer, Lake Desolation Road – Mr. Hillmeyer stated that he was a member of the caboose committee and in order to go out and get donations from corporations there has to be something on the Town's letterhead to present to these corporations. He wanted to know what he should use. Supervisor Janik stated that the Town Board has authorized the renovations and has set aside the money. Part of the package that they have agreed to is to accept donations of services and materials. Mr. Hillmeyer asked if someone were to donate \$5,000., would the Committee have to give the \$6,000. that the Town has set aside back to them. Coseo, C. stated that when the bills are submitted for materials purchased, the Town will pay the bills. Pemrick, C. stated that sometimes when people do fundraising, they take a letter from an organization and present it to the company they are seeking a donation from. He believed that was what Mr. Hillmeyer was looking for. Supervisor Janik stated that he hesitated having people going out soliciting donations on behalf of the Town of Greenfield. Town Counsel Schachner stated that the Town can not solicit donations. Supervisor Janik stated that if someone takes it upon themselves to donate their services and/or materials, that was fine, but that the Town could not solicit funds.

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Friendship Hills Road – Supervisor Janik reviewed the letter received from the Town Engineer regarding the road. He explained that the Town holds a bond which expires Sept. 26<sup>th</sup>, 2008 in the amount of \$82,232. The Town Engineer spoke with the developer and he does not want to get involved in making the necessary repairs. He would prefer that the Town do the work. The Town Engineers estimate for the Town to do the work would be approximately \$7,500 to \$8,500. The Town Engineer has asked that the developer to confirm that in writing. Highway Supt. Barss stated that he would be able to do the work some time this Fall. Coseo, C. questioned why the letter stated that due to the time limit on the bond the work needed to be completed by Sept. 14<sup>th</sup>, 2007. Town Clerk advised that the bond stated that “it shall be automatically extended without amendment for one year, but in no event later than its ultimate expiration date of September 26, 2008.” Town Counsel to review and verify this. Supervisor Janik stated that if the Town does the work and bills the developer and we are not paid then we can take the money out of the bond. Kinsella, C. questioned if this amount would be enough if the work wasn’t done for another 3 months. He stated that he was recently in the development and some of the catch basins are settling. If we get some heavy rain and there are more washouts, the repair might be substantially more. Coseo, C. suggested that the Town should get a generic okay from the developer to do the work and that the money be taken out of the bond. Kinsella, C. stated that another option would be to wait until the Fall, when the Highway Supt. is ready to do the work, to send the developer a letter with the estimate of the cost. Town Counsel Schachner will work with Town Engineer to get the appropriate language. He agreed that the Town should not send a letter to the developer confirming that the Town work perform the work for an estimated cost when in fact the amount may significantly exceed that.

Zoning Corrections – Supervisor Janik stated that there are some minor corrections to be made as well as some clarification to specific sections. He would to handle them all at one time. He suggested that a workshop session be scheduled to go over all the issues and come up with a comprehensive list of corrections. Coseo, C. did not feel that there were any significant issues and felt that there was just some confusion in the verbiage. He wanted to see how the Code Enforcement Officer would interpret it and if it was not what the Board intended, then a revision should be made. Supervisor Janik suggested that the workshop meeting be scheduled for June 26<sup>th</sup>, 2007 at 6:00 PM. That way the Code Enforcement Officer could be here prior to the Planning Board meeting which starts at 7:00 PM. Pemrick, C. suggested that the Zoning Board of Appeals Chairman and the Planning Board Chairman should also be invited to attend. Supervisor Janik stated that if the Board can come up with a comprehensive list of the corrections on the 26<sup>th</sup>, he would like to be able to have a public hearing at the next Board meeting on July 12<sup>th</sup>, 2007. He suggested that the Board tentatively schedule the public hearing for July 12<sup>th</sup>, however the legal advertisement not be sent in until after the June 26<sup>th</sup> workshop. If a comprehensive list of corrections can not be completed at that workshop, then the hearing will not be advertised.

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RESOLUTION # 107 – Schedule Public Hearing – Proposed Local Law  
#2-2007 Amendment to Zoning Law

Motion: Osborne, C.

Seconded: Coseo, C.

RESOLVED, That the Town Board hereby schedules a workshop meeting on proposed correction/clarifications of the Town Zoning Law on Tuesday, June 26<sup>th</sup>, 2007 at 6:00 PM at the Community Center, and

FURTHER RESOLVED, That a public hearing be scheduled on Proposed Local Law #2-2007 – Amending the Town Zoning Law on Thursday, July 12<sup>th</sup>, 2007 at 7:15 PM at the Town Hall.

VOTE: Ayes: Janik, Osborne, Pemrick, Coseo, Kinsella

Noes: None

Parks & Rec. Truck Purchase – Supervisor Janik stated that after a review of the UDAG Regulations, he believes that it would not be an appropriate use of funds to purchase a new truck for the Parks Department. If it were a piece of equipment that would provide a new service, it would be appropriate. However, if it is a replacement for services that the Town currently provides, the money can not be used. Coseo, C. noted that if we were to develop the new Park we could buy equipment to maintain that Park, however we can not use it to replace the equipment. Supervisor Janik stated that a motion had been made authorizing the purchase of a new truck for Parks & Recreation provided that it could be purchased with UDAG Funds. He asked if the Board wished to use Town funds to purchase the new vehicle. The cost to the Town for a new truck with a plow package would be approximately \$9,359. He added that the money would have to come out of the General Fund and that there was not an equipment reserve for the purchase of vehicles for the Park & Recreation Department. Coseo, C. stated that regardless of what fund it was coming out of, ultimately the Town was going to have to keep buying trucks. He suggested that from now on this was going to have to be budgeted. He felt that if you wait until next year the cost to the Town will probably be greater due to rising costs and depreciation of the trade in vehicle. Supervisor Janik noted that this purchase would be in line with the replacement policy that was established for the pickups trucks for the Highway Department. It was felt that is was more cost effective to replace the vehicles periodically rather than run them into the ground.

RESOLUTION # 108 – Authorize to Purchase Pick Up Truck for  
Parks & Recreation Department

Motion: Coseo, C.

Seconded: Osborne, C.

RESOLVED, That the Town Board hereby approves the purchase of a One Ton Pickup Truck with Plow under State Contract for the Parks & Recreation Department, with Trade-In, and

FURTHER RESOLVED, That the vehicle shall be paid for using unappropriated funds.

VOTE: Ayes: Janik, Osborne, Pemrick, Coseo, Kinsella

Noes: None

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On motion of Coseo, C. and seconded by Osborne, C., the Board adjourned to Executive Session at 8:40 PM to discuss a UDAG Loan. Town Clerk was not present for session and no minutes were filed. On motion of Osborne, C. and seconded by Coseo, C., the Board returned to regular session at 8:58 PM.

Board of Assessment Review Results – Supervisor Janik gave a brief summary of the results of the Board of Assessment Review. 133 parcels were appealed to the Board of Assessment Review. Of those, 20 received a reduction. The average reduction was about 11 ½%. The next step for the people who were not satisfied with the outcome of their appeal would be to file a Small Claims. The deadline for that is 30 days after the Final Assessment Roll is filed by the Town. The deadline for the Town to file the assessment roll is July 1<sup>st</sup>. The total appeals to the Board was only 3% of the total number of parcels in Town.

Town Park – Supervisor Janik stated that material is being donated to use as a base for the trails at the new Park. The Highway Department will spread the base. The Town is planning to purchase stone dust to improve the trails and it will require a lot of raking, smoothing, etc. It was suggested that a work day for all Town officials and any other volunteers who wish to participate be scheduled for the Fall.

Request for Speed Reduction – Supervisor Janik stated that he received a phone call and letter concerning the lack of speed limit signs on Murray Road. About one-third of the road is in the Town of Greenfield, the remainder is in the Town of Milton. The speed limit is 55 mph. Supervisor Janik spoke to Joe Ritchey, County Public Works Commissioner and he stated that years ago a request was sent in to the State and it was turned down. Supervisor Janik felt that given the increased traffic and new homes that have been built in that area, it would be appropriate to submit a request for a speed reduction.

RESOLUTION # 109 – Request Speed Reduction for Murray Road

Motion: Osborne, C.

Seconded: Pemrick, C.

RESOLVED, That the Town Board hereby forwards a request to the Saratoga County Highway Superintendent to reduce the speed limit for the entire length of Murray Road, and

FURTHER RESOLVED, that a copy of the request be forwarded to the Town of Milton asking that they join the Town of Greenfield in this effort.

VOTE: Ayes: Janik, Osborne, Pemrick, Coseo, Kinsella

Noes: None

RESOLUTION # 110 – Re-Appointment of Planning Board Member

Motion: Pemrick, C.

Seconded: Coseo, C.

RESOLVED, That the Town Board hereby re-appoints Thomas Siragusa as Planning Board Member with said term to expire 6/20/2014.

VOTE: Ayes: Janik, Osborne, Pemrick, Coseo, Kinsella

Noes: None

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Budget Adjustment – Highway Supt. Barss asked that the Town Board consider transferring the money received from the sale of surplus equipment back into this years equipment budget. The total amount received was \$9,421.

RESOLUTION # 111 – Budget Adjustment

Motion: Coseo, C.

Seconded: Kinsella, C.

RESOLVED, That the Town Board hereby authorizes the Supervisor to make the following Budget Amendment:

\$9,421.00 From DA 0599 to DA5130.2

VOTE: Ayes: Janik, Osborne, Pemrick, Coseo, Kinsella

Noes: None

RESOLUTION # 112 – Sales Tax Distribution

Motion: Kinsella, C.

Seconded: Osborne, C.

RESOLVED, That the Town Board hereby requests that the Town's share of the 2008 sales tax revenues be returned to the Town by a cash distribution.

VOTE: Ayes: Janik, Osborne, Pemrick, Coseo, Kinsella

Noes: None

Junkyard License Application – Supervisor Janik advised that the Town had received an application for a junk yard license from M & J Construction Company. He felt that the applicant needed to be informed in writing as to why the Board can not act on this application and that his application and application fee be returned to him. Supervisor reviewed a draft letter to be sent to the applicant indicating that since the prior license had expired on December 31, 2005, an application for a new license, not a renewal, must be submitted in accordance with Chapter 65 of the Code of the Town of Greenfield. Coseo, C. clarified that he had to file a new application and comply with the new regulations. He noted that the difference between this applicant and the other 3 was that they made timely application and corrected their deficiencies and received a renewal license in 2006. M & J did not correct the deficiencies and apply for a renewal in 2006. Supervisor Janik stated that applicant has had discussions with the Town Code Enforcement Officer and the result of that is this application. He stated that there are ongoing violations on the premises that would preclude the Town Board from issuing a new license, even if he met all the requirements of the Code. At this time, he does not have the proper setbacks from the material to the stream, appropriate fencing, etc. He was told about all these issues when the application was first denied in 2006. Osborne, C. suggested that copies of previous correspondence indicating this should be included in the letter to the applicant.

RESOLUTION # 113 – Deny Application for Junkyard License Renewal from M & J Construction

Motion: Coseo, C.

Seconded: Kinsella, C.

RESOLVED, That the Town Board hereby denies the application for Junkyard License Renewal submitted by M & J Construction, and

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FURTHER RESOLVED that the Supervisor be authorized to send a denial letter, along with the renewal application and fee, to the applicant.

VOTE: Ayes: Janik, Osborne, Pemrick, Coseo, Kinsella

Noes: None

MS4 Legislation – Supervisor Janik noted that the MS4 Report was filed. Town Engineer reviewed the concerns raised at the public hearing and determined that on Page 1, question 1 should be checked “no”. The remaining 2 questions should be left as they were completed. Supervisor Janik provide Board members with a copy of a letter from Environmental Design regarding permit obligations for the upcoming year. The Town Engineer and Town Attorney will be working on putting together the necessary legislation that needs to be adopted.

Hazardous Waste Collection – Town Clerk advised that about 60 applications have been handed out to date, however only 5 or 6 have been returned to the Town of Milton. Supervisor Janik stated that it has been publicized. It is on the website, was on the last Town newsletter and an ad was in the paper. Supervisor Janik stated that he was surprised with the response since the Town has never had one before. The Town had originally budgeted for about 125 people. Supervisor Janik suggested that the Board consider placing another ad in the paper.

RESOLUTION # 114 – Advertise for Hazardous Waste Collection

Motion: Osborne, C.

Seconded: Kinsella, C.

RESOLVED, That the Town Clerk be directed to place an additional advertisement in the newspaper regarding the Hazardous Waste Collection Day.

VOTE: Ayes: Janik, Osborne, Pemrick, Coseo, Kinsella

Noes: None

Unsafe Buildings – Supervisor Janik stated that the Code Enforcement Officer provided the Board with reports of site inspections performed on 4 properties and in his opinion were unsafe. A discussion was held regarding the required procedure. Supervisor Janik stated that the Code Enforcement Officer has already done the inspection. The next step would be to authorize the issuance of a letter and schedule a hearing with the property owners. The property owners have not been informed of the violations at this time.

RESOLUTION # 115 – Unsafe Building Notices

Motion: Coseo, C.

Seconded: Kinsella, C.

RESOLVED, That the Town Board hereby authorizes the Code Enforcement Officer to issue unsafe building notices to the 4 property owners, and

FURTHER RESOLVED, that hearings with the Town Board shall be scheduled for July 5<sup>th</sup>, 2007 beginning at 7:10 PM.

VOTE: Ayes: Janik, Osborne, Pemrick, Coseo, Kinsella

Noes: None

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RESOLUTION # 116 – Youth Committee Petty Cash

Motion: Osborne, C.

Seconded: Pemrick, C.

RESOLVED, That the Town Clerk be given an additional sum of \$200. for use of the Youth Committee for the Summer Recreation Program and Fall Soccer Program.

VOTE: Ayes: Janik, Osborne, Pemrick, Coseo, Kinsella

Noes: None

RESOLUTION # 117 – Transfer of Funds

Motion: Kinsella, C.

Seconded: Osborne, C.

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

\$230.70 From A1355.2 to A1355.4

VOTE: Ayes: Janik, Osborne, Pemrick, Coseo, Kinsella

Noes: None

Philip Gargan, Locust Grove Road – Mr. Gargan asked what the resolution was regarding Item C – Refinance of UDAG Loan. Supervisor Janik advised that there was not a resolution adopted.

Albert Hillmeyer, Lake Desolation - Mr. Hillmeyer asked if any of the notices that were being sent out regarding the unsafe buildings were in his area. Coseo, C. stated that there were 2 on Spier Falls Road, 1 on Park Avenue and 1 on Forest Road. Mr. Hillmeyer stated that he has been waiting 2 years for a building next to him to be taken care of. Coseo, C. stated that he should bring it to the attention of the Code Enforcement Officer. Supervisor Janik stated that they have been out inspecting properties and this is only the first of a number of buildings. Mr. Hillmeyer also stated that his next door neighbor is pumping waste into the creek. He had the water tested and it came back 3 times over what it should be. He stated that his neighbor informed him that his system does not work when it rains. There potentially is bacteria all over his property. Coseo, C. asked if Mr. Hillmeyer had called DEC. He stated that he was told that they have no power over that. Coseo, C. felt that since it was flowing into a stream they did. Town Counsel Schachner agreed that DEC would have jurisdiction over this matter. Supervisor Janik asked if the Code Enforcement Officer had been notified about this. Mr. Hillmeyer stated that he provided him with all the information. Supervisor Janik will talk to the Code Enforcement Officer about this matter.

Lorna Dupouy, South Greenfield Road - Mrs. Dupouy commented that as far as the Ballestero issue was concerned, the Town could not go wrong by using a little niceness. It is better to talk to somebody rather than talk at somebody. Mrs. Dupouy also asked if there were plans for the Town Parks. Supervisor Janik stated that there are 3 parks. The park in Porter Corners contains the baseball fields, however there are walking paths around there as well. The park in Middle Grove has a pavilion, tennis courts, basketball court, soccer fields and a walking path as well. The development of the Park on Brigham Road is in the process. The initial development will be a hiking path around the park. Eventually they would like to develop a recreation field, pavilion and restrooms

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and perhaps down the line a community center. Mrs. Dupouy asked if that was done through Parks & Recreation or was there a committee. Coseo, C. stated that there was a committee that held several meetings with people interested in the development of that park, a questionnaire was sent out and meetings were held with the adjacent neighbors. A recreation plan for that park was developed as a result. He added that there is also a Recreation Director and Recreation Committee that coordinates all the recreational activities throughout the year. As far as the Zoning corrections were concerned, Mrs. Dupouy felt that the Board should use great caution and allow extra time. She felt that no matter how well intentioned the Board is, if people feel that they did not have enough time to review and comment on the proposed corrections, they would be revisiting that whole process that they just went through with the recent public hearings. People still feel very emotional regarding this issue.

Albert Hillmeyer, Lake Desolation – Mr. Hillmeyer stated that because of the condition up around Lake Desolation, he has had to take his house off the market. He can not sell it because of the properties around him. There are outhouses, etc. Mr. Hillmeyer had pictures of the area for the Board to review.

Monthly reports were submitted by the UDAG Revolving Loan Fund (April), Town Justice Varley (April & May), Building Inspector (April & May), Town Clerk, Dog Control Officer and Town Supervisor.

RESOLUTION # 118 – General Bills

Motion: Osborne, C.

Seconded: Pemrick, C.

RESOLVED, That General Bills # 322 to # 410 in the amount of \$40,518.14 be paid, subject to audit.

VOTE: Ayes: Janik, Osborne, Pemrick, Coseo, Kinsella

Noes: None

RESOLUTION # 119 – Highway Bills

Motion: Pemrick, C.

Seconded: Kinsella, C.

RESOLVED, That Highway Bills #95 to #123 in the amount of \$235,933.93 be paid, subject to audit.

VOTE: Ayes: Janik, Osborne, Pemrick, Coseo, Kinsella

Noes: None

RESOLUTION # 120 – UDAG Bills

Motion: Osborne, C.

Seconded: Pemrick, C.

RESOLVED, That UDAG Bill # 12 in the amount of 228.75 be paid, subject to audit.

VOTE: Ayes: Janik, Osborne, Pemrick, Coseo, Kinsella

Noes: None

Highway Garage – Highway Supt. Barss stated that the estimate that he had received from the Town Engineer was for a complete set of plans. A brief review of the property, preliminary site plan, etc. could be completed for around \$1,500. The Supervisor and the Highway Supt. toured the Town of Galway garage. Highway Supt.

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Barss stated that it was something that they could start with. They saw a few things that could probably be changed to make better use of the space. Supervisor Janik felt that it was a nice structure and layout. We could get all our equipment in the building. Highway Supt. Barss stated that they use propane to heat the building and it costs them over \$2,000 per month. The Town of Providence has heat in the floor and that seems to heat the building much more efficiently. Highway Supt. Barss believed the cost of the building was in the \$800,000. range. Board will discuss further at the next meeting.

On motion of Osborne, C. and seconded by Pemrick, C., the meeting was adjourned at 9:45 PM.

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Town Clerk