

Town of New Scotland
Town Board Meeting
03/11/2020

The following Town Officials were in attendance:

Supervisor:	Douglas LaGrange
Councilperson:	Adam Greenberg Daniel Leinung William Hennessy
Highway Superintendent:	Kenneth Guyer
Engineer:	Garrett Frueh
Town Clerk:	Diane Deschenes
Town Attorney:	Michael Naughton
Absent: Councilperson:	Bridgit Burke

1. Call to Order

Supervisor LaGrange called the meeting to order at 7:00 PM.

2. Pledge of Allegiance

2A. State of the County discussion by Albany County Executive Daniel P. McCoy

Albany County Executive McCoy said there are a lot of things going on but he'd address a few things quickly. He appreciated the opportunity to come out. This is his ninth year doing this. It sounded like a good idea then, not realizing the logistics behind trying to do this. It takes about six months but it's great. It allows everyone to know that we are there and we are part of the fabric of the community. "We are here to listen but most importantly we work for you so it's what you want out of county government and how we can help you to advance your own towns, cities, and villages and how we can work in a partnership to make things happen."

Coronavirus is one of the things we are dealing with right now. He actually just got chased down in the parking lot by the media. This is his ninth year as County Executive and he's never been on so many conference calls in his whole life. They just did a conference call today at one o'clock with the White House on what's going on. They had a press conference with the city Mayor of Albany this morning about the St. Patrick's Day Parade. The NCAA's are not cancelled, but there will be no fans. It was a call by the NCAA when they looked at the logistics across the county. As we started getting closer, we looked at where the people would be coming from and that type of thing. When they started to look at it across the board it made sense with this coronavirus going on that we'd be pulling people from infected areas out that don't know they are infected. It's just not a regional game. It not like you're going to a UAlbany or Siena basketball game. You're going to be with people from all over the country so they decided to do it with no fans. It's going to have an impact. If you noticed, the Federal Government just pushed back on the IRS regarding tax returns. They pushed the deadline past April 15th.

One of the things he was talking to the City Mayor about today was the census. There is \$900,000,000 at stake for us to do an accurate count. We have this coronavirus so why are we worrying about the census? The census impacts how much federal dollars we get for the next 10 years. Why does it affect us? He doesn't know if anyone is watching. It changes. That's what was said at the press conference today. We may cancel the parade Saturday morning at noon. The situation is always changing. We are taking advice as it changes. The Governor just shut down SUNY. What does that mean? All of UAlbany is going home. That means when the census starts tomorrow guess who's not going to be counted? UAlbany. That has a potential of making the Town of Colonie bigger than the City of Albany because they are going to lose that head count. What does that mean? A lot of federal dollars to the city and a lot of different things. This does have ramifications but we have to be cautious. He's told people that they have to stay calm and evaluate the situation. Step back, clean your hands, stop touching your face, and cough into your arm. If you feel like you have the flu and you have some symptoms, United Way has the 211 reverse number. Call that. Don't bog down the 911 system. Use precautions. Anyone of 60 is more susceptible to this thing than a young kid and someone 40 years old. We are seeing that if you have a heart condition, respiratory problems, and any issues like that, even if you're not over 60, stay home. The flu season is the worst we'd had in a while. As you know, we were talking before the coronavirus that the flu vaccination wasn't working so be cautious about that. I commend the Governor; he's doing everything he can. He's taken a different lead on this than other state governors and he's trying to retain it all in New Rochelle and Westchester. He's trying to keep it

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pocketed where it doesn't spread out. As of now, in the county we have 25 cases. Five people are in mandatory confinement and 20 that are voluntary meaning that they thought they might have had exposure so they voluntarily put themselves in confinement for 14 days. As you see, the churches and schools are starting to shut down. Private schools are looking to shut down. It is going to have an effect. These are things we have to talk about. He wanted to touch on that a little bit.

When he took over the County in 2012, our reserves were roughly 20 million dollars a year. We had union contracts that were outdated since 2008. We were borrowing 15 million dollars to make payroll to pay our employees, and our nursing home was losing 20 million dollars per year. Why was he telling us all this? The same argument he's had with the legislature that he was part of for 12 years. Our nursing home next year will be in the black. We spent two point some million dollars on the nursing home. The reality is that we amortized money to make our budgets each year meaning that we deferred payments for our state retirement system. We owed the state comptroller roughly 38 million dollars. We owe the state comptroller now 14 million and at the end of this year we will owe him nothing.

Why is he telling us all of this? He built up our reserves to over 60 million dollars. For what? This is the argument he has with the legislature. Let's give tax breaks and let's give money back. The money is there for emergencies. He can assure us that we are going to need that money for this emergency. It's not just for the coronavirus. If you're not watching, the state has a 6.2 million dollar deficit and the Governor is pushing it down to us. We're going to end up paying for all of these services that we shouldn't have. If you paid attention last year AIM funding is a mechanism in the state of New York that started in the state of New York in the 1970s. It was for infrastructure dollars. It was stated that if you were somebody of a ranking party you got a lot constituent infrastructure dollars for your town; if you weren't, you got nothing. The Governor last year made us pay two million dollars of that. We had nothing to do with it but he gave us the bill and we had to pay it. Unfortunately we get it pushed down from the Senate, Assembly, and the Governor's office, and we end up paying their bills. Eighty-five percent of our budget is unfunded mandates. We paid for the college. College tuition is free for most kids but we pay 10.5 million dollars a year. He thinks for the town it's like a million dollars. He has one recourse. He could give him that million dollar bill but no one would talk to him. It's not the right thing to pass the buck down. We have to work together. We represent the same constituents. We represent the same taxpayers. Somebody has to pay unfortunately. That's what happens.

The last eight years, he's raised taxes zero percent. Last year we lowered it. He was hesitant on that because he knew we were going into a recession. Not like the recession of 2008 or 2009 but things are slowing down. Even though we are at a historic low with the unemployment rate and the job market, the trades are hurting. The trades are trying to find people left and right. It's hard when you put a budget together. When you put a budget together it's kind of like a crystal ball. You are trying to figure what your bills may be and what may come. Does your phone bill go down every year, health care, or car insurance? Everything goes up. With us trying to stay within the 2% property tax cap, it's challenging. So when you look at everything that we're doing that reserve is going to offset that through this difficult time especially if the Governor pushes down and we get this Medicaid payment. It's going to be a tough budget for us in 2020-2021 but that will offset us for at least a year or two. Our reserves are starting to go down but that's why typically you build up your reserves for rainy days like this. He knows it's nice and he'd love to give everyone tax breaks every year but we have to pay our bills and we still have vital services that we give to the community.

Our aging department has been doing a lot of nifty things. It's the year of the senior. We did a doctor event. Basically we're getting doctors to go out through the county and give classes to seniors. We just did one on diabetes and some other stuff. It's a neat program.

Economic development is another item. He put an advisory committee together a year ago made up of business people. We hired Comoin and Associates and the Berman Group to basically look at how we can work together and push ahead with economic development and stay competitive. It's a little tough. Schenectady county is doing great things and he commends them, but they have a Metroplex so they've got dollars that they can attract people and companies to come there. Not only do you compete with your neighbors but you compete on an international level now for business.

He was a supporter of the Internet sales tax. It wasn't an increase on anyone in this room but how many people shop on Amazon? His family does. It's good because it brings revenue into our county. The Mom and Pop stores are the bread and butter. That's the foundation of our communities. They are the ones that

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expose kids to their first jobs. They're the ones that pay the taxes, worker's compensation, and unemployment. So they should be on the same playing field as the company in Cleveland, Ohio, or wherever.

Switching gears, our nursing home will be remodeled in October, fully functioning and open. It's a beautiful facility. It's worthy of a place to call home. It's the best care you can get. You can take a tour of our facility. We have Country Kitchens now. We have private rooms with television and Internet. We have a pool table now; a barbershop, a beauty shop, and a little bank along with an Internet Café and fireplaces. It's beautiful.

There are so many things he wants to say. Lawson Lake we just talked about. A little corner of it is in New Scotland. Has anyone gone out there? We gave it to the Boys and Girls Club and they handed it back. We are in a partnership with Sheriff Apple, the trades, non-unions, and private companies. We redid the park with no tax dollars. We took the caretaker house and it's open for public meetings. We have snowshoes there. We have cross-country skis. You can go in and get a cup of coffee and build a fire. There's a bird sanctuary and trails. We put a 100-seat amphitheater in last year with a stage. You can have concerts. We put a brand new basketball court in, a playground set, and pavilion. You name it and it's there. It runs all summer long and it's free. Its 421 beautiful acres. We have a wilder lodge. A lot of Boy Scouts and Girl Scouts use it along with different youth organizations. The Pride Center uses it and a lot of people just go there for retreats. We run a summer program and we bus kids there throughout the summer. It's a 12-week program. We have ENCON come in every Friday and teach kids how to fish. It's funny, with the city kids we bring them in there and we teach them how to fish and we take kids from the hilltowns to the city. It's a neat program. We brought some kids to a maple farm up in Knox. It's been a great experience. The pavilion was built by the Operating Engineers and the Carpenters Union. It's beautiful. The scouts get Eagle badges down there. One of them built a ramp so people in wheelchairs could get out on the water and go fishing. Literally the day we were doing the ribbon cutting someone came in and used it. It was nice.

There are a lot of neat things going on in Albany County. The Rail Trail has been a great success. We are going to be working with your town to keep the barn moving forward. It's tough. Everyone wants to do something. We all have great ideas but it comes down to how you want to pay for it. It's been pretty nifty with the trades. We've been doing different things. Your supervisor and I have also worked together. We can only do stuff working together. There are difficult times with everything going on but it's easier when we have a great relationship and we can sit down and agree or disagree on things but still continue to move forward.

There are a lot of other things we could discuss. Your sales tax revenue went up. In 2018 it was like 3.13 million and now it's like 3.29. It went up a little bit. Our budget is \$730,000,000. If you take every budget in the County it doesn't touch our budget and we run a lot of programs. Dr. Giordano is here from our mental health department. We started a mobile crisis team a while ago. It's 24/7 with this opioid epidemic. We identify combat veterans that are higher risk. There are 17 a day. It's pair driven. We are taking veterans that are back from recovery and they are going out in pairs to support the families. We go to this OD Map that's really tracking where the opioid problem is so we can identify and go in and address the families. He hopes we're never in that situation but if we are the county is doing everything in our power to address that. It's not just for the veterans but for everyone. He's President of the County Executives of America and we're suing at a federal level. We made a lot of ground. Our Attorney Generals across the state sees dollar signs and they are trying to put an injunction on our lawsuit so they can get the money. To me it's not about the money. To me it's always been about changing the cohesiveness meaning the way the pharmaceuticals are pushing the drugs out there. The way the doctors push it to younger kids. Instead of getting 15 days of painkillers now you only get three and half and then go back and get reevaluated. It's changing that culture. If we don't, this epidemic is going to continue on. That's one thing we are really trying to address and continue to address on a national and state level. It's been interesting.

Supervisor LaGrange asked if there were any question. Councilperson Leinung said he had some comments. He thanked County Executive McCoy for bringing up Lawson Lake. Councilperson Leinung said he went to the winter festival and his son loved doing the ice fishing. County Executive McCoy asked if they did the hovercraft. Councilperson Leinung said that they saw it but they didn't try it. Lawson Lake is great. It was the first time Councilperson Leinung had been there in a while.

Councilperson Leinung wanted to clarify something about coronavirus. You said that there are people that

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are quarantined but no confirmed cases. County Executive McCoy said that's correct. There are five in mandatory quarantine and 20 that are voluntary for caution's sake until the testing comes back. Councilperson Leinung said he just wanted to clarify that. Councilperson Leinung added that he knows there are tons of conference calls going on between the state and federal government and he assumes there is lots of communication going on if something does happen. County Executive McCoy said that there are plans in place. The Governor is probably going to come out with protocols tomorrow. We are probably going to have to change the way we do things. We have to be prepared.

Edith Abrams said that the Mohawk Hudson Land Conservancy is trying to buy the Bender Melon Farm which is around the barn and Rail Trail on Route 85/85A. County Executive McCoy said that he has an idea where that is. Mrs. Abrams said it's around 200 acres. In Slingerlands there are some signs along their home saying save the Bender Farm and donate to the land conservancy. They are negotiating with the owners of the Bender Farm to buy the land. County Executive McCoy said he was surprised they didn't reach out to the County. They bought the Buddhist property in Berne three years ago in a partnership with the Town of Berne. It's the highest piece in Albany County and it's a beautiful piece of property. Mrs. Abrams said that she made up signs that are the size of political signs. She sent an email to Albany County. County Executive McCoy asked who she sent it to? Mrs. Abrams didn't recall. She asked if she could put some signs up about saving the Bender Farm and donating to the conservancy. She would imagine the people on the Rail Trail would really take advantage and appreciate having more open space and land there. She was told no signs are allowed on the Rail Trail. Could he discuss that? County Executive McCoy said that he'd be lying to us if he said he knew the answer to that, but he doesn't. He can tell us that he can't put his sign up there for re-election. Mrs. Abrams said that this is not political. All she's asking is for him to discuss it with his staff. County Executive McCoy said that the only problem he sees is if we let her do it then the next person wants to do it and then it gets cluttered. Mrs. Abrams added that this is time limited. Mrs. Abrams thanked the County Executive for considering it. Supervisor LaGrange said he would put Mark King in touch with the County Executive's office.

County Executive McCoy asked if there were any other questions. Councilperson Greenberg said that our biggest issue with the County that we'd like to work on, which he thinks County Executive McCoy is aware of, is the EMS cost and increase last time. He would like an update on where we are with that. He thinks we had a good solution that just takes a little partnership with the County in terms of creating a special district. If we could do that that with the State which we've been working on and the County that would help. He wondered if that's on the radar and where we are at? County Executive McCoy said that it's not. There has been so much on going on. He remembers sitting in his office and talking about this. Supervisor LaGrange said that it might not be on his radar but it's on ours. Executive McCoy's staff said they were in touch with our state delegation and mentioned it to them because we would need a state act to get a special district. It's something that we mentioned and they are going to look at. They are also in a narrow crunch right now but it's something that is on our radar. Councilperson Greenberg said that we have been working with the State and we're in pretty good shape on the State level. It's the County level where he doesn't where we are. County Executive McCoy said that he supports it and he gets what we're saying. He doesn't have an issue with it. Supervisor LaGrange said that Michael McLaughlin has been staying on that and he sent an email the other day. County Executive McCoy said that he's smart enough to tell us that he doesn't know but he'll get us the answer. Supervisor LaGrange said that he was in contact with Supervisor Dolin and he's been pursuing it on the County side. County Executive McCoy said that he was on board with us then and he is now.

3. Invitation to the General Public to Comment on Agenda Items: Please use the microphone available and state your name for the record

4. Approval of the Minutes of the Following:

- **February 12, 2020 Regular Town Board Meeting**
- **February 26, 2020 Workshop**

Supervisor LaGrange reminded everyone that we are switching our April 8th meeting to the following Tuesday April 14th due to Passover.

Resolution 2020-084

Supervisor LaGrange offered the following and moved its adoption:

Resolved that the Town Board of the Town of New Scotland hereby approves the minutes as presented by the

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Clerk for the February 12, 2020, meetings.

Councilperson Greenberg seconded the motion. All present and voting, the motion carried (4 Ayes).

Resolution 2020-085

Supervisor LaGrange offered the following and moved its adoption:

Resolved that the Town Board of the Town of New Scotland hereby approves the minutes as presented by the Clerk for the February 26, 2020, meetings.

Councilperson Greenberg seconded the motion. All present and voting, the motion carried (3 Ayes- 1 abstained). Councilperson Leinung abstained since he was absent.

5. Request for use of one Town truck, one Town employee for truck, and the Town Hall on Community Care Day

Mrs. Shillinglaw and Mr. Moore addressed the Board. Mr. Moore said that they needed some assistance. We are going to have our volunteer day on May 2nd. He asked to use the building for a staging area and use of two employees and possibly two trucks. Mrs. Shillinglaw said that this year is a little different. We are going to pare it down to one afternoon. It's going to be 9AM-1PM. The Green Clean is going to go on hiatus this year. It may be back next year, but the Village is not going to do it this year. Councilperson Greenberg asked if we are sending volunteers to the Village? Mr. Moore said that a lot of our clients are in the village area and they have been since this thing started. We don't discriminate boundaries. It's who is in need and how can we help. Mrs. Shillinglaw said that in the past the Town employees have picked up debris in the village. Councilperson Greenberg added that the village has also helped donate trucks and things in the past couple years but not always. Supervisor LaGrange added that we usually have quite a few village residents helping out too. Mr. Moore agreed and that he's there. Highway Superintendent Guyer asked if this is from 9AM-1PM? Mr. Moore replied yes, adding that they usually run a little past 1 PM. Sometimes we have a few things to finish up a few days later. Highway Superintendent Guyer said that he's good. This is what we've done historically. We have no issues. He can usually find a couple of guys that are willing to work that day along with two vehicles (the dump truck and the garbage truck). Mr. Moore said he's going to ask the Village for their small dump truck, too; he's used that in the past. Mrs. Shillinglaw added that they will know their projects in advance so if we need to pare things down we can let you know.

Resolution 2020-086

Councilperson Hennessy offered the following and moved its adoption:

Resolved that the Town Board of the Town of New Scotland hereby approves the use of two Town trucks and two Town employees along with the joint Village/Town truck for the Community Care Day.

Councilperson Greenberg seconded the motion. All present and voting, the motion carried (4 Ayes).

6. Resolution Imposing \$2.00 Fee on Unpaid Property Taxes to Reimburse Town for Cost of Mailing/Administration of Notices Regarding Unpaid Taxes

Supervisor LaGrange said that this is something the Town Clerk has discussed and we find this happens in other areas. Town Clerk Deschenes said that every year we are mandated to send out a second notice and every year there are 300-400 notices. It seems to be the same people all the time. Town Clerk Deschenes thought that maybe they should absorb the cost. Other towns pass this expense on.

Resolution 2020-087

WHEREAS, the Town incurs expenses for the preparation of notices to property owners who do not pay property taxes on or before the interest-free deadline for payment of real property taxes. When the Town prepares and sends notices, it incurs added administrative expenses for mailings, including postage, and the time and expense of Town employees;

WHEREAS, State law (NY Real Property Tax Law § 987) authorizes the Town to impose a flat fee of up to \$2.00 on each property tax bill that is delinquent to cover the cost of additional notices for late payment of property taxes;

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WHEREAS, the Town Clerk has recommended that the Town Board impose a fee to reimburse the Town for such expenses;

NOW, THEREFORE, the Town Board, pursuant to Section 987 of the New York Real Property Tax Law, hereby authorizes and imposes a \$2.00 fee to be added to property tax bills that are delinquent as of March 4 of each year, and authorizes the Town Clerk to bill and collect such fee.

A motion by Member LaGrange, seconded by Member Greenberg, to adopt Resolution No. 087 of 2020.

In favor: 4 Ayes
Opposed: 0 Nays
Motion Approved: 4 Ayes

7. Information about the upcoming 2020 U.S. Census

Councilperson Leinung said the County Executive already talked about the importance of the census. He just wanted to remind everybody that you will be getting a little postcard in the mail probably within the next week with information about how to fill out the census form. New this year is you can actually fill it out online so you don't have to mail anything back in. You can still do the mail version but for the first time they are allowing you to log in and do it online which will be much quicker. The County Executive talked about the importance of the census. He just wanted to note that looking at the last estimates for the Town of New Scotland the census bureau only estimates that New Scotland gained 40 residents technically since 2010. He finds that hard to believe. That kind of shows the importance of filling this out. We have to get an accurate count, otherwise we will be shortchanged not just on Federal money but also how the County shares the sales tax with the towns. It's based on the number of residents in the town so it's very important to make sure we have everybody fill out the form this year, otherwise we will be getting a knock on the door from the census worker later on if you don't return it.

Mrs. Abrams thought that that was very important what was sad that they think we have increased by 40 when we know more than 40 houses have been built. She thinks something should go on the website and maybe a letter to the editor of the Altamont Enterprise giving that statistic which is startling.

8. Resolution removing the requirement that members of the Water Committee must file annual disclosure statements

Resolution 2020-088

Supervisor LaGrange offered the following and moved its adoption:

Resolved that the Town Board of the Town of New Scotland hereby approves removing the requirement that members of the Water Committee must file annual ethics disclosure statements.

Councilperson Hennessy seconded the motion.

Supervisor LaGrange said that when we instituted our Ethics Law the people that worked for the Town and elected officials had to complete a form to be sure there were no conflicts of interest. The Water Committee is the only advisory committee that we left on as needing to fill out these forms. He's never been a fan of it. His recommendation is to drop the committee. They are an advisory committee and they don't make any policy. They don't do anything that necessarily would bring ethics into it as far as conflicts of interest. Councilperson Leinung added that they are unpaid too. There were no other comments.

All present and voting, the motion carried (4 Ayes).

9. Update regarding Community Choice Aggregation

Councilperson Greenberg said that we have 14 municipalities signed on. New Scotland should be proud. We kind of got the program started or at least the organization of towns together started. We are up to 14 including Schenectady, Albany, and Troy. The request for pricing is going to go out sometime in April. There will be 30 days for a response. We will get a response sometime in the middle of May or so and we will have two days to decide if we are going to sign or not. We don't need to make a decision now. We can think about it for a month. It should be on everybody's radar for the April meeting when we need to decide if we want to appoint someone to make that decision or a subcommittee to do it or the entire Board. We could

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call a special meeting. We will know at that 30-day mark when the pricing will come back in. Let's start to have that conversation. We will request three different prices. One will be any kind of energy that can be bought. The second will be green energy to whatever degree it can be green and still beat the National Grid price and the third is an all green energy price. At that point we will decide what will be the default price if we join the CCA for New Scotland. Nicole Correia is here from Mega. She works with Louise Gava who's been here a number of times. She can answer specific questions if there are any. That's pretty much where we are now. Supervisor LaGrange said he supposed that this all depends on how it coincides with our regular meeting. Councilperson Hennessy asked if we thought this would happen before the meeting. Councilperson Greenberg said that it's not clear yet. Ms. Correia said that they should be able to give us a date for the May decision by mid-April.

Councilperson Greenberg advised everyone that there was a webinar which is about an hour long. If you want more details it's worth listening too.

Ms. Correia clarified that we are actually at 13 communities. Knox decided not to do it at this point. We are at 90,000 accounts. Councilperson Greenberg said that when we started the process we wanted to hit 40,000. We did pretty well.

Councilperson Hennessy said that, along with the CCA items, he would like to add a little something to the agenda. On March 4th the Board got an email from the Capital District Regional Planning Commission. They have their annual awards presentation for Intermunicipal Cooperation and Mr. Greenberg is receiving one of those awards for putting together the CCA. That will be Thursday, March 26th. If anyone is interested in attending they should contact him or the CDRPC. Hopefully someone from MEGA might want to attend. Mr. Greenberg was very instrumental in putting this together at the very beginning with Guilderland and Bethlehem and obviously it's grown very well to 13 communities.

10. Resolution designating Hilton Barn parcel as part of Captain Joseph Hilton Park.

WHEREAS, in March, 2016, the Mohawk Hudson Land Conservancy, Inc. ("MHLC") acquired and donated to the Town of New Scotland a 1.1 acre parcel of unimproved land at the intersection of Hilton Road and the County Rail Trail, which parcel is described in a Deed, dated March 16, 2016 and depicted on a Map, prepared by Bethlehem Land Surveying PLLC, dated January 6, 2016 and filed in the Albany County Clerk's office in Drawer 172, Map No. 13206 (the "Map") (The 1.1 acre parcel is sometimes referred to as the "Hilton Barn Parcel.");

WHEREAS, the Town of New Scotland thereafter moved a certain barn structure from the LeVie Farms Subdivision to the Hilton Barn Parcel, and placed the barn structure on a foundation. (The structure is known as the Hilton Barn.);

WHEREAS, in December, 2016, MHLC acquired and donated to the Town a 14.19 acre parcel of unimproved land, subject to a Declaration of Protective Covenants and Restrictions, dated as of December 15, 2016 (the "Declaration of Restrictions"). (The 14.19 acre parcel is located on NYS Route 85A (also known as Maple Avenue) and Hilton Road in the Town of New Scotland, and the land is described in a Deed, dated December 15, 2016 and depicted on the Map. (The Declaration of Restrictions provides that the 14.19 acre parcel shall be considered park land, and the park shall be formally named the "Captain Joseph Hilton Town Park.");

WHEREAS, the Declaration of Restrictions provides that the 1.1 acre Hilton Barn Parcel is not subject to parkland restrictions set forth in the Declaration of Restrictions;

WHEREAS, the Town wishes the 1.1 acre Hilton Barn Parcel, and the improvements thereon, to be part of the Hilton Park;

WHEREAS, the Town applied for, and was awarded, a grant from the New York State Office of Parks, Recreation and Historic Preservation to improve the 15 acres as a park.

NOW, THEREFORE, BE IT RESOLVED, that the 1.1 acre Hilton Barn Parcel shall be considered park land, and shall be used for park purposes.

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A motion by Member LaGrange, seconded by Member Greenberg, to adopt **Resolution No. 089 of 2020**.

Councilperson Greenberg said that this has to do with the grant. To receive our state grant we have to declare this a park. Supervisor LaGrange said that for a long time we didn't. We didn't want to be constrained by the park rules per se. Now, that we have this grant we have to do it.

Mr. Kowlowitz asked if by designating it as park it restricts uses in the barn? Supervisor LaGrange said that there is some tightening of that but surprisingly there are some things that he wouldn't have expected we'd be free to do. Councilperson Greenberg said that the short answer is yes. Councilperson Hennessy added that there are restrictions under that. It has to be very related to park land uses. A café restaurant is not a restriction and some have been worried about that. That's been the chief one that people have been worried about. It's not a restriction. An example would be the Saratoga Spa because they always have a concession up there. Interestingly one of the potential restrictions would be a museum because that's not a strict park land use. Some people argue that many parks have museum on them. There is a grey area there depending on where that park had its funding. Mr. Kowlowitz asked about an exhibit. Councilperson Hennessy didn't think that that would be restricted. Basically they are not looking for a park land use that would generate income for a private entity as a general understanding. They have a very thick book of discussion on this with much case law that we recommend our counsel read. Councilperson Greenberg said that there are some loopholes. Like Councilperson Hennessy said, we can have a cultural center. Branding is a part of it.

Mrs. Abrams asked if he said that one of the restrictions would be that a private entity could not make a business in the barn? Councilperson Hennessy said that they could actually do it for a restaurant concession as part of a possible lease from the Town but we could not sell the barn to them. We could not sell the property to them. Mrs. Abrams added that what if somebody wanted to rent skis or snowshoes for the Rail Trail during the winter? Councilperson Hennessy said he believes that that's fine. Councilperson Greenberg added that it's park related. Mrs. Abrams asked what about souvenirs like tee-shirts with a picture of the barn. That's park related isn't it? Councilperson Hennessy replied maybe. There are a lot of different things you have to look at. It's a thick handbook. Mrs. Abrams said it would be nice to generate some income that way. Supervisor LaGrange said those are things we will look into. The big thing here is obviously the money we are receiving from the parks grant and this puts us in compliance with that. Mrs. Abrams felt that the whole idea, besides saving this beautiful old historic structure, is that it would be a re-use for commercial purposes. Supervisor LaGrange said that that was in our thought process to some degree but this doesn't exclude that. He thinks we can still have events there if we choose too. A farmer's market is in play he would assume. Councilperson Hennessy said that we will define park land and recreational entities when we have to; there is a very detailed book on the eligibility. Supervisor LaGrange said that we'd have to sell a lot of tee-shirts for \$411,000. Mrs. Abrams asked if somebody in town going to be in charge of that. Councilperson Hennessy replied that the Town Board is.

Supervisor Douglas LaGrange:	<u>Aye</u>
William Hennessy, Jr.:	<u>Aye</u>
Daniel Leinung:	<u>Aye</u>
Adam Greenberg:	<u>Aye</u>
Bridgit Burke:	<u>Absent</u>

11. NYS OPRHP Environmental Protection Fund Hilton Park Grant:

Councilperson Hennessy said that this is probably going to be a monthly endeavor of procedures for this Hilton Park grant and the renovation project. Tonight we have several budget items to approve.

• **Authorization to purchase sign required by grant**

Councilperson Hennessy said that the first item is to approve Board authorization to purchase the sign required by the grant. Each recipient of these grants has to display a sign. It's a very common template that's required and they've already given us the template.

Resolution 2020-090

Councilperson Hennessy offered the following and moved its adoption:

Resolved that the Town Board of the Town of New Scotland hereby authorizes the Supervisor to purchase the sign required by the NYSOPR Historic Preservation Grant.

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Councilperson Greenberg seconded the motion. All present and voting, the motion carried (4 Ayes).

- **Barton & Loguidice Task Order for SEQRA documentation assistance**

Councilperson Hennessy said that the next item is a task order for one of our engineers, Barton & Loguidice for SEQRA documentation assistance in preparation of the final environmental assessment form for the project. Barton & Loguidice was involved in the preparation of the grant application and had specific knowledge for this. They have provided us with a proposal.

Resolution 2020-091

Councilperson Hennessy offered the following and moved its adoption:

Resolved that the Town Board of the Town of New Scotland hereby authorizes the Supervisor to sign the task order for the Hilton Barn Project to retain Barton & Loguidice for \$3,900 for SEQRA Documentation assistance.

Councilperson Greenberg seconded the motion. All present and voting, the motion carried (4 Ayes).

Councilperson Hennessy asked if he should talk about the FEAF now? Attorney Naughton said to go ahead. All we are going to do is circulate a notice that we'd like to be lead agency.

Resolution 2020-092

Councilperson Hennessy offered the following and moved its adoption:

Resolved that the Town Board of the Town of New Scotland hereby authorizes the Supervisor to circulate letters to potential involved and interested agencies for this project for the Town to request Lead Agency status for the project.

Councilperson Greenberg asked if we needed a resolution? Attorney Naughton said that he has no problem; let's second that.

Councilperson Greenberg seconded the motion. All present and voting, the motion carried (4 Ayes).

- **Discussion/Action re: archaeology study of Capt. Joseph Hilton park**

Councilperson Hennessy said that the next item has to do with an archaeology study for the park. Often lands considered for development are required to have an archaeology study. It's called Phase 1 A and Phase 1 B potentially for land to be developed. Even though much of the park land will remain untouched, any grading activities are eligible for that; however, he did not solicit a proposal for this yet because he had an in-depth conversation with a representative geologist from the Office of Parks, Recreation, and Historic Preservation about it. He instructed Councilperson Hennessy that we may want to submit further documentation of disturbance of the land historically and of other studies conducted in the area, and we may not have to do the archaeology study. He may be able to render that. He's putting that together now with Mr. Greenberg and we're going to submit that for further information.

- **Discussion/Action retain North Country Ecological Services for environmental studies**

Councilperson Hennessy said that the next item is to retain North Country Ecological Services for environmental studies. This is an ecological study to delineate wetlands if they do exist on the site and to describe threatening and endangered species. North Country Ecological provided us with a proposal which was circulated to the Board last Friday. It did not make the agenda. Supervisor LaGrange provided us with a copy of it. If you'd like to go over it in depth, he would be happy to. He does a walkover and delineation. He is able to itemize the locations of any potential wetlands with a GPS device which can then be mapped by the site engineer. This proposal is not to exceed \$4,800. It should be completed by May 15, 2020. He has to make sure there are acceptable lands to do his walkover. It can't be too muddy. There may have to be some start of growth for the wetlands delineation. It's up to their protocol guidelines. Supervisor LaGrange said that they did this for the barn property so this is for the rest of the property. Councilperson Hennessy agreed. They did it for the 1.1 acres; now they have to do it for the 14.2 acres but we are requesting he incorporate all 15 acres together in the one document. Attorney Naughton said that we just need a resolution to approve this task order.

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Resolution 2020-093

Councilperson Hennessy offered the following and moved its adoption:

Resolved that the Town Board of the Town of New Scotland hereby authorizes the Board to retain North County Ecological Services, Inc., for an amount not to exceed \$4,800 and authorizes the Supervisor to sign the agreement.

Councilperson Greenberg seconded the motion. All present and voting, the motion carried (4 Ayes).

- **Discussion/Action re: retaining Nan Stolzenburg for grant administration services**
- **Discussion/Action retain Barton & Loguidice for Site Engineering design**

Councilperson Hennessy said that the next item we are working on for this project is for grant administration services. We are currently in discussions with Nan Stolzenburg, our part-time planner in the Town. To provide these services we should have this finalized before the next meeting. That is similar for the site engineering design with Barton & Loguidice who did some work on the barn application and have unique knowledge for the site. We are also talking to them about the site engineering design and we should have finalized documents for the next meeting.

11A. Hilton Road Park Grant Capital Project Resolution

Supervisor LaGrange said that this is what we need to do for all of these projects as we come to them.

Resolution 2020-094

Supervisor LaGrange made a motion and moved its adoption:

Whereas, the Town of New Scotland is desirous to make improvements to the Hilton Park,

Whereas, the Town desires to establish a capital projects fund for the purpose of accounting for the project,

Now therefore be it resolved, that the budget for the capital project (H15) Hilton Road Park Grant,

Increase Revenues:

(H15) 3097 State Aid, Capital Projects (EPF)	\$411,620.00
3097 State Aid, Capital Projects (SAM Grant 1)	\$120,000.00
3097 State Aid, Capital Projects (SAM Grant 2)	\$125,000.00
5031 Interfund Transfers (AR)	\$180,000.00
5031 Interfund Transfer (TD)	\$150,000.00
5031 Interfund Transfer (A in-kind services)	\$ 81,622.00

Increase Appropriations:

(H15)7110.2 Parks	\$1,068,242.00
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And be it further resolved that General Fund – (A) be authorized to loan to the capital project sufficient cash monies for adequate cash flow at an interest rate of 0.00% per annum

Councilperson Hennessy seconded the motion. All present and voting, the motion carried (4 Ayes).

12. Discussion/Action re: DPW Commissioner

Councilperson Greenberg said that he and Councilperson Hennessy have been doing interviews for the DPW position which was vacated by Wayne LaChappelle last March. Supervisor LaGrange has been overseeing that department since then. We did our interviews and we are recommending to the Board that we hire William West who used to be the DPW Commissioner for Guilderland for a number of years about six years ago and is looking for a part-time job. The recommendation is to hire him for \$18,200 a year starting April 1st. That is a salaried position. We are actually saving money from what Commissioner LaChappelle's salary was when he retired. We've given some of those clerical duties to one of our clerks. The oversight of the department will be taken up by William West as DPW Commissioner.

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Resolution 2020-094

Councilperson Greenberg offered the following and moved its adoption:

Resolved that the Town Board of the Town of New Scotland does hereby hire William West as DPW Commissioner at an annual salary of \$18,200 starting April 1st.

Councilperson Hennessy seconded the motion. All present and voting, the motion carried (4 Ayes).

13. Discussion/Action re: Zoning Codification

Councilperson Greenberg said that another issue that we've been working on for a few months is zoning codification. Nan Stolzenburg has codified our zoning laws. Anyone who has looked through them knows they've been mismatched as we passed new laws over the past 20 years or so without a codification. No laws have been changed. All we've done is to combine them into one law to make it easier for the public to read and also for the Board to understand. All we need to do now is to set a public hearing date for this codification. He would recommend maybe 15 minutes before our April meeting. Councilperson Greenberg didn't think there should be many comments because nothing is changing. Councilperson Leinung said that this still has to be produced too. Councilperson Greenberg said yes and we are going to refer it to Albany County. Attorney Naughton said that it may be that we won't be ready to vote on it at that meeting but we will get the hearing out of the way. Supervisor LaGrange asked if everyone was good with that time? Councilperson Leinung said, "As long as it's ready and we'll be able to see it."

Resolution 2020-095

Councilperson Greenberg offered the following and moved its adoption:

Resolved that the Town Board of the Town of New Scotland does hereby set a public hearing for April 14, 2020, at 6:45 PM.

Councilperson Leinung seconded the motion. All present and voting, the motion carried (4 Ayes).

Supervisor LaGrange asked if the Board wanted to introduce the law itself now? Attorney Naughton said that that's what we're going to have the hearing on. Supervisor LaGrange asked if this would go to the County yet? Attorney Naughton said he would take care of that later.

Mrs. Abrams said that the proposed Local Law A, which she has not seen yet, is a proposed law to accept the zoning codification as Mrs. Stolzenburg has put together. Attorney Naughton agreed. Mrs. Abrams asked if she is finished with that job? Attorney Naughton said she's done with her part of it. It's 99.9% done. There are a few open questions and some fonts and things like that which need to be cleaned up.

Mr. Kowlowitz asked if the codified zoning laws will be posted beforehand. Attorney Naughton replied that they would. Mr. Kowlowitz said that that will be helpful. The existing zoning laws are difficult to go through. Supervisor LaGrange said that it was our next step in the challenges we've had over the last 10 years. We're making good progress.

Mrs. Abrams asked if it will be put online like the zoning code is online right now? Supervisor LaGrange replied that it would. Mrs. Abrams said again that the Board should write a letter to the editor to let the public know that this new zoning code is online. As a result of that she thinks we will be getting some great praise from the public.

14. Consent to the making and filing of Certificate of Abandonment of Section of Duck Hill Road

Attorney Naughton said that we have a certificate of abandonment of a section of Duck Hill Road. This is being done under Section 205 of the Highway Law. Mr. Guyer has recommended that the Town Board declare this section, which is approximately 2,200 feet of Duck Hill Road, formally abandoned. This road as a practical matter has been abandoned for many years. The statutory requirement is if it's been abandoned for six years where nothing has been done to it in terms of highway maintenance then it's considered abandoned, but we're going to formally declare that section abandoned if the Board acts in accordance with Mr. Guyer's recommendation. He has also provided the Board with a letter explaining the background that everyone has received. Highway Superintendent Guyer said that he thinks we all are aware of the road and its condition. As Attorney Naughton said, we are well beyond what's required by state law as far as timeframe. We're doing housekeeping on this. We'd like it officially abandoned. It will make it cleaner for NYS on our local road list. It will wrap this up. Attorney Naughton felt that we should also note that Stantec

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prepared a map that shows the location of the section of Duck Hill Road that is being abandoned. It runs from north of a property line owned by the Casses and goes all the way up to the town line with the Town of Berne. All of that section will be closed which is 2,200 feet approximately. All the way up to the Town line will be closed. Just so the record is complete, we have learned that the town of Berne highway department is going to plow the section of Duck Hill Road which has also not been maintained for many years. They've agreed to plow that right up to the town line. That's the background. There is a map. The process is that if the Town Board agrees with this then you will sign this certification and that will be filed with the Town Clerk.

Councilperson Hennessy said that the map mentions that it's going to be maintained to provide tax map parcel lot 3 with 50 feet of road frontage, which is the Cass property. How about the Santo property? Highway Superintendent Guyer said it's the same thing. This doesn't cause a hardship to any landowner. No one is locked in. Everyone has access.

Resolution 2020-096

Supervisor LaGrange offered the following and moved its adoption:

Resolved that the Town Board of the Town of New Scotland does hereby consent to making and filing a certificate of abandonment for the section of Duck Hill Road.

Councilperson Greenberg seconded the motion.

Mrs. Abrams said that she doesn't exactly understand what this means. When a road is abandoned legally does that mean that the Town doesn't have to maintain it anymore? Supervisor LaGrange agreed. Mrs. Abrams asked who owns the land? Attorney Naughton said that this is a road by user so it reverts back to the landowners. It becomes the old roadbed that was a road by user and then reverts back. They still own it. They've always owned it but it was subject to the public easement of use. Mrs. Abrams then asked how the two landowners know how to divide the land? Highway Superintendent said that it's the center of the roadbed. If you look on the tax maps the line is currently under the roadbed. Mrs. Abrams asked if they would legally own it? Highway Superintendent Guyer said that they always have. The public just had an easement to travel on it. Mrs. Abrams said so we will no longer have that. Will there be a sign that says that? Attorney Naughton said that there is already signage up there that says "no access" and there is going to be a "road closed" sign installed at the point shown on this map. Mrs. Abrams said so if some kid wants to ride a bike and gets hurt the Town won't have an issue? Attorney Naughton agreed.

All present and voting, the motion carried (4 Ayes).

15. Highway/Parks:

• **Discussion re: advertising for Equipment Operator 1 position**

Highway Superintendent Guyer said that we have a long-time highway employee who is retiring within the month. He has not turned in his paperwork yet. He's looking for permission to advertise. We will not advertise until its official. He just wants permission so that when it is in place and official we can then start our advertising. Currently it's an Operator 2 on our pay scale that is retiring and we are looking to replace with an Operator 1 for now. Supervisor LaGrange said that that assumes that you have someone moving up or who will eventually. Highway Superintendent Guyer replied yes, hopefully. Councilperson Leinung asked if Operator 1 is below 2? Highway Superintendent Guyer agreed. Councilperson Leinung said so we are hiring someone less experienced? Highway Superintendent Guyer agreed. Councilperson Greenberg asked if we need to designate in the advertisement where this position will be on the pay scale? Highway Superintendent Guyer said that we will advertise for Operator 1 and then when we do interviews we go through all of that. Councilperson Greenberg asked if he would then come back and give the Board his recommendation? Highway Superintendent Guyer said that it will depend on what we get for applicants and what kind of experience they have. Then he will recommend what step he thinks they should start at.

Resolution 2020-097

Supervisor LaGrange offered the following and moved its adoption:

Resolved that the Town Board of the Town of New Scotland does hereby authorize the Highway Superintendent to advertise for the Equipment Operator 1 position when the timeline is established depending on when the employee retires.

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Councilperson Hennessy seconded the motion. All present and voting, the motion carried (4 Ayes).

- **Discussion re: advertising for summer help**

Highway Superintendent Guyer said that this is the same thing we do every year. We usually look for two high school-aged kids to help out around the highway and the park. We are just looking to advertise. They do have to be at least 18 years old for insurance purposes.

Resolution 2020-098

Supervisor LaGrange offered the following and moved its adoption:

Resolved that the Town Board of the Town of New Scotland does hereby authorize the Highway Superintendent to advertise for this year's summer help per the budget.

Councilperson Hennessy seconded the motion.

Councilperson Hennessy said that he knows that in past years we may have only hired one because we didn't get enough applicants. Supervisor LaGrange said that he thinks we advertised too late. Highway Superintendent Guyer thought they had too. Councilperson Hennessy said that he'd like to make sure we have two. With the Hilton Park grant, there are going to be a lot of in-kind service capabilities. The Town has to provide a certain amount of services there. He wouldn't even rule out hiring a third if we look at it that way. It's essentially fundable through the grant. It's work that the Town has to do anyway. He just wanted to bring that up. Maybe two is enough but we may want to look at more. Councilperson Greenberg thought that was a good point. Councilperson Leinung said that we can see when the applications come in. Highway Superintendent Guyer said that, depending on what we get for applications, we can discuss that. Councilperson Greenberg said that we are at the point where any work that is being done in the park needs to be kept careful track of because we need to submit it all to the State for our reimbursement. Highway Superintendent Guyer asked if this even included work done by his park employees? Councilperson Greenberg responded yes. Councilperson Hennessy said that that is depending on if it's general maintenance or improvement. We should meet and go over that. Let's meet and go over those things because our grant administrator who we want to retain is going to help us with all of that bookkeeping and work. We will go over that. It will take a few minutes to review all of those things. Councilperson Hennessy said that generally general maintenance isn't going to be eligible but if we're making actual improvements we want to schedule that and make sure it's appropriate for the grant.

All present and voting, the motion carried (4 Ayes)

Councilperson Greenberg said that while we are on the subject, does Voorheesville have a machine that will take down some of the shrubs in the park? Highway Superintendent Guyer said that they have a brush hog that will go on the front of our skid steer. It's nothing like we had done a year or two ago with that forestry head. It's not that. That thing could run over anything. This is a brush hog. We could run over saplings and small things like that. Councilperson Greenberg said that there are a lot of pricker bushes and things like that. Now might be a good time to get in there and do that. Is that something you could organize and borrow from Voorheesville? Again, this can go toward our match.

Mrs. Abrams asked what kind of bushes? Councilperson Greenberg responded pricker bushes. Councilperson Greenberg said that if you've walk the trail it's especially toward the 85A side. There are areas that need to be cleaned up. In the back toward the Rail Trail it's pretty good. Mrs. Abrams said that she's just concerned about wildlife and whether or not they nest there and we're going to take their habitat away. Councilperson Greenberg said that we're not taking down trees or things like that. This is really the brush. It needs to be taken down to clean up other things in the park.

- **Discussion/Action re: hire of Transfer Station laborer**

Highway Superintendent Guyer said that the current Transfer Station attendant will be retiring the end of March. We did interviews and he has a gentlemen from Clarksville, Anthony Silvano, that he would like to hire. The transfer station is open Saturdays year round from 9AM-4PM and it's open Wednesdays from 2PM-6PM during the summer. It's a small four-hour window on Wednesday but it does draw some people that can't make it on weekends. He's asking that we hire Anthony Silvano at the current rate that the current Transfer Station attendant is being paid starting April 4th. What he's going to do is put a highway employee

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with him for two weeks to get him used to what things cost and how we operate. He's been there so he's seen it from the other side. Supervisor LaGrange said that he wanted to discuss with Highway Superintendent Guyer about maybe a different receipt, especially before he gets started. Highway Superintendent Guyer said that Mrs. Boehlke had mentioned something about signature lines and things like that.

Sharon Boehlke asked why would we start him off at the same pay as the employee leaving? Highway Superintendent Guyer said that that's always what happened. Chester Boehlke asked if there is not a starting or end rate? Mrs. Boehlke said that she knows he's not making a million dollars. She then mentioned starting the Operator I based on experience. Mrs. Boehlke asked if this person makes a given salary for the year? Highway Superintendent Guyer said that it's hourly. Mrs. Boehlke asked why he would make as much an hour as the guy who's been working there for years and probably worked up to the salary, and now you're going to put a guy with him for two weeks to train him? What did he do before? Highway Superintendent Guyer said that he's retired. Every one of our applicants is retired. We had eight applicants total. Mrs. Boehlke said that we question why we're hiring at a certain rate like everyone else. Highway Superintendent Guyer said that historically it's what we've done. It's just a set rate. Councilperson Leinung added that there is no pay scale for the position. There is no step 1, 2, or 3. Highway Superintendent Guyer said that that's correct. He thinks Mrs. Boehlke is asking why there isn't. Mrs. Boehlke said that it's a great job for someone retired.

Mrs. Abrams asked how much it is per hour? Highway Superintendent Guyer said that it's around \$16. It's an hourly rate. Supervisor LaGrange said that it would be like the low end of a highway laborer. Highway Superintendent Guyer said that it would be like step 2 of a laborer with no benefits at all.

Resolution 2020-099

Supervisor LaGrange offered the following and moved its adoption:

Resolved that the Town Board of the Town of New Scotland does hereby authorize hiring Transfer Station laborer Anthony Silvano to commence on April 4th at the 2020 salary budgeted for that position.

Councilperson Greenberg seconded the motion. All present and voting, the motion carried (4 Ayes).

• **Approval of the 2020 Seasonal Field Use Permits**

Highway Superintendent Guyer said that we have the usual groups: Capital District Senior Men's Baseball, New Scotland Soccer Club, and Voorheesville Youth Lacrosse. The soccer club and lacrosse alternate and share the Swift Road field. The Voorheesville Baseball club is another group. That consists of the little leaguers. They will be using the lower field at Swift and they will be using the upper field at Swift this year, as well. New Scotland Kiwanis will be using the lower field. There is also Lynn's Softball League and Benson's Empire State. Those are both softball. They will be at Feura Bush. These are all worked out, scheduled, and the conflicts have already been taken care of. They've been notified of what we have. Supervisor LaGrange asked if Benson's Empire State is a new group? Highway Superintendent Guyer said that it's the gentleman that runs Lynn's League. He may have been here last year but that would have been the first. He's pretty new. The New York State Co-Ed League isn't here this year. We were in contact with someone from that league. We never heard from the gentleman that's been running it for years. We were finally put in contact with someone, and their league disbanded.

Councilperson Leinung asked what the permit fee is. Highway Superintendent Guyer said that it depends on whether the league has a majority of in-town residents. It's roughly 70% in Town at one rate and another if the majority is out of town. It's a different rate for games versus practices. It's a different rate for adults versus kids. There is a whole range of what goes into it. The in-town/out-of-town we can understand that. The adults versus kids he thinks we can understand that. If it's a practice there is much less field maintenance. There is minimum maintenance to preserve the field. They don't need all of the fancy striping and all that. It's a time thing. We save time and money by knowing when they have a practice. It's a little cheaper because we are not putting the time into the field.

Resolution 2020-100

Councilperson Hennessy offered the following and moved its adoption:

Resolved that the Town Board of the Town of New Scotland does hereby approve the 2020 Town of New

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Scotland Field Use permits package.

Councilperson Leinung seconded the motion.

Councilperson Hennessy said that Mr. Reel said, “per the attached list.” He suspects that means that he is working with the other clubs. Highway Superintendent Guyer said that there are a handful of dates that Mr. Reel is not getting. When there is a conflict the little leaguers trump the adults. That’s just how we do it.

Councilperson Hennessy said that to him this is very important. This is something we’ve been pushing for a long time. We adjusted that park schedule back in 2012 or 2013 to encourage more Town resident use. Then we converted the lower softball field to a little league baseball field. We really didn’t have any Town use of the softball field. It’s an adult league. While we are cognizant of the need for the softball leagues, it’s a Town park and we want to encourage Town use. This is one of the strongest schedules he thinks he’s seen in eight years of use of that park. It’s going to be pretty intense but it’s lead by Town residents. He thinks it’s fantastic. Highway Superintendent Guyer said that what you see for dates there, like for senior men, he was the one that lost a handful of dates. He’s very good with that. Councilperson Hennessy said that he’s been very flexible. Highway Superintendent Guyer added that Mr. Reel is a Town resident. He lives in Clarksville. Councilperson Hennessy said that he’s worked well with us. He also realizes some empty dates whenever they show up. Everything has been working well. Highway Superintendent Guyer said that everything works fine and Mr. Reel is great to work with. Councilperson Hennessy said Kiwanis is taking advantage of it now too. Highway Superintendent Guyer said that Kiwanis will always come and have a picnic at the end of the year with the pavilion and have a play-off game. This year they are coming but they are working in conjunction with the Voorheesville Baseball. Voorheesville Baseball is trying to grow. They are using Kiwanis almost like a feeder team. The Kiwanis kids are splitting days. Some are playing in the morning and others in the afternoon. They want them to see higher level play and get them excited. They’ve been working together with Mrs. Campana. Everything is scheduled and we should have no issue. Councilperson Hennessy said that he wants to commend Highway Superintendent Guyer and Mrs. Campana for helping put this together. It’s a lot of work. This is a great package. Highway Superintendent Guyer said he’s involved but 90% of the legal work is done by Mrs. Campana.

All present and voting, the motion carried (4 Ayes).

- **Approval of purchase of 2020 Ford Chassis Cab and dump body**

Highway Superintendent Guyer said that last budget season we discussed the purchase what he calls a one-ton dump truck. It’s actually a little heavier than a one ton. It’s that little pickup-size dump truck. He received approval from the Board to purchase one. This is kind of leaving a paper trail so when it comes time something is in the minutes for the purchase of that truck. This is very similar to what we did last month with the DPW and the parks pickup truck. Supervisor LaGrange said that we don’t necessarily decide tonight but our recommendation is to take it out of fund balance. Highway Superintendent Guyer said that we went through this at budget season. At that point it was Mrs. Boehlke’s recommendation, as well, looking at the numbers.

Resolution 2020-101

Supervisor LaGrange offered the following and moved its adoption:

Resolved that the Town Board of the Town of New Scotland does hereby authorize Highway Superintendent Guyer to purchase a 2020 Ford Chassis Cab F550XL with an 11-foot Rugby three-quarter yard dump body in the amount of \$55,852.40 through the NYS OGS solicitation #3553 as discussed during the budget meetings.

Councilperson Greenberg seconded the motion.

Mr. Boehlke asked if that is set up with a snow plow? Highway Superintendent Guyer replied that it was not. Mr. Boehlke asked why? Highway Superintendent Guyer said that we don’t have a use for a truck that size with a snow plow. We need something bigger. He’s going to be coming at some point for another truck for all these developments that are popping up. We can make a whole route out of developments. It will benefit us having a truck with an adjustable snowplow for these developments. All of our big trucks have one way plows. So, he will be coming for a truck bigger than this dump truck and maybe a touch smaller than our full-size trucks. It will have a different plow system on it. It’s not even four-wheel drive.

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Mr. Boehlke asked if he plans on ordering another one soon? Highway Superintendent Guyer said down the road. We're going to need one. We have Country Club Estates, Kensington Woods, LeVie Farm, Stone Creek, Heldervale, Forest Drive, Miller, and Douglas. He said that the majority of the developments throughout Town are kind of clustered in this area. We can make a whole plow route out of that and it will benefit the residents, as well. Sometimes we struggle. As we come through and we are pushing snow there is no option; it goes to the right. When you get in the cul-de-sacs they are hard to clean with those big trucks. All we can do is push snow to the right. If we can angle the plow we can hide snow in different places. It will be a step bigger than this. Mr. Boehlke said that that's one thing he also wanted to bring up. The cul-de-sacs when they are laying out these housing developments they should have a private area in the cul-de-sacs where they can push the snow because you end up with a big pile of snow in the middle. You have no place to push it. The Planning Board never allows that for these developments and you end up with a big pile of snow. Highway Superintendent Guyer said that when it gets too big and we can't push it, they go in with loaders and remove it to make room for more snow. Mr. Boehlke said that that's extra work. Mrs. Boehlke added that it should be built in like they build in for emergency equipment.

Councilperson Hennessy asked if Engineer Frueh or Highway Superintendent Guyer see any other towns having wider cul-de-sacs for snow storage on the edge. He knows we have a huge right-of-way in LeVie's because of the swales but he doesn't know about the cul-de-sacs' circumference area. Highway Superintendent Guyer said that we own the centers. The land in the center is ours so we utilize that to stack snow. Developments like Country Club and Douglas Lane are big enough so usually we do okay. Orchard Park has a small one. Westover in the back of Heldervale is small. Those older ones we struggle with sometimes. Councilperson Hennessy asked about other towns. Engineer Frueh said the only time he sees anything is if there are plans to continue the road on or if there is a potential right-of-way going further. If that's an issue we can try and incorporate it in the new cul-de-sac layout that we are coming up with. Councilperson Greenberg said that we're upgrading this and it's something we can add to Mrs. Stolzenburg's list.

Mrs. Abrams said that with all of these extra trucks because of all of these extra developments, are the taxes that houses are paying covering these extra costs? This is something that she's asked every year. Supervisor LaGrange said that just so there is no confusion at this point we have no extra trucks. That's a potential one down the road. We don't know yet. We have to see. Mrs. Abrams said that she's asked in previous years whether the taxes being paid in these new developments cover the new expenses of the Town.

All present and voting, the motion carried (4 Ayes).

Supervisor LaGrange asked if there was anything else. Highway Superintendent Guyer said that the only thing he could have put on was approval to declare our old one-ton dump truck surplus but he doesn't have that information. There is no rush. We will not be keeping it. Councilperson Hennessy added he knows that Highway Superintendent Guyer said that and he thought we might want to save it for DPW. Highway Superintendent Guyer said that you were talking a pickup truck and this is a little dump truck. He doesn't need a second one kicking around.

16. Fire/Ambulance:

- **Review and approve the revised (member Michael Foley) 2019 Service Award Program List for the Onesquethaw Volunteer Fire Co. LOSAP**

Supervisor LaGrange said that, as you all know, we get these early in the year. We approve it and send it back to each department. They posted it for thirty days and the membership gets to look over the points and how they came up with the points. They can ask for corrections but they have to have them substantiated. In this case for Onesquethaw they found one. Mr. Foley was at two fire calls that he did not get credit for. The changes have been made to his point totals. This is important. It changed him from 48 points to 50 and 50 is the cut off for the payout of LOSAP money yearly.

Resolution 2020-102

Supervisor LaGrange offered the following and moved its adoption:

Resolved that the Town Board of the Town of New Scotland hereby approves the revised (member Michael Foley) 2019 Service Award Program List for the Onesquethaw Volunteer Fire Co. LOSAP.

Councilperson Greenberg seconded the motion. All present and voting, the motion carried (4 Ayes).

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17. Discussion/Action re: Retainer Agreement with Crystal R. Peck, Esq., of Bailey, Johnson & Peck to serve as counsel to the Planning and Zoning Boards

Attorney Naughton said that Crystal Peck has been individually a Town employee and serves as counsel to the Planning Board and Zoning Board of Appeals. Traditionally the Town has had an individual in that role but it's almost more common if someone is affiliated with a law firm for the law firm to be the one appointed. Mrs. Peck is a partner at her firm. She is now requesting that we change the arrangement so that the law firm is the one being retained. The salary remains the same and she resigns as a Town employee and then the firm just becomes the Zoning and Planning Attorney. Our law firm for example does that for many municipalities in the state. It's usually the law firm. Sometimes that also applies for the Town Attorney position and the firm will be retained. The way we've done it though the Town Attorney is as an individual and that's perfectly fine. This gives her more flexibility to use cheaper people to do tasks. If a paralegal could do something cheaper than she can, that's terrific for her and you get the same service. He would recommend it. He told Mrs. Peck that he would present this for her. The retainer amount is the same as the budgeted amount and the approved amount. It's \$1,376 per month and that's paid on or before the 30th day of the calendar month. There is a retainer agreement attached and it states the client's rights. Supervisor LaGrange added that that commences on April 1st. Councilperson Greenberg said that it changes nothing if we want to switch attorneys for some reason. Attorney Naughton agreed adding that she will be the one continuing to do the work. She will be the one going to the Board meetings and taking the calls. Attorney Naughton added that she will resign her current position April 1st.

Resolution 2020-103

Supervisor LaGrange offered the following and moved its adoption:

Resolved that the Town Board of the Town of New Scotland hereby enter into the retainer agreement with Crystal R. Peck of Bailey, Johnson & Peck as counsel to the Planning and Zoning Boards commencing April 1, 2020, at a fee of \$1,376 per month to be paid on or before the 30th day of each calendar month and authorizes the Supervisor to sign it.

Councilperson Greenberg seconded the motion. All present and voting, the motion carried (4 Ayes).

18. Standard Workday and Reporting Resolution For Elected and Appointed Officials

Supervisor LaGrange said that this is another standard workday reporting resolution. This is for Kevin Schenmeyer. They were asking for it because it had never been documented before as the dog warden. Highway Superintendent Guyer said that both Mr. Schenmeyer and Mr. Duncan had to fill this out for the retirement system. Mrs. Kavanaugh had fought with them because these are both full-time employees and they already have it. Anyway, they had to fill out hours logged for the dog warden position. Supervisor LaGrange said that he knows that they both filled them out but for some reason we found out we didn't have to do Mr. Duncan's. Highway Superintendent Guyer said that he didn't know that. Last he knew, Mrs. Kavanaugh needed them and they completed them and turned them in. Supervisor LaGrange said something changed with Mr. Duncan's. Anyway, we can take care of this one. He knows there was some reason.

Resolution 2020-104

Supervisor LaGrange offered the following and moved its adoption:

BE IT RESOLVED, that the Town of New Scotland / hereby established the following standard work days for these titles and will report the officials to the New York State and Local Retirement based on their record of activities:

Title:	Standard Work Day: (Hrs/day) Min. 6 hrs Max. 8 hrs	Name: (First and Last)	Social Security Number: (Last 4 digits)	NYSLRS ID:	Tier 1 (Check only if member is Tier 1)	Current Term Begin & End Dates: (mm/dd/yy-mm/dd/yy)	Record of Activities Result:**	Not Submitted: (Check only if official did not submit their Record of Activities)
Elected Officials								
					<input type="checkbox"/>			<input type="checkbox"/>
					<input type="checkbox"/>			<input type="checkbox"/>
					<input type="checkbox"/>			<input type="checkbox"/>
Appointed Officials								
Dog Warden	8	Kevin Schenmeyer			<input type="checkbox"/>	1/1/20-12/31/20	.60	<input type="checkbox"/>
					<input type="checkbox"/>			<input type="checkbox"/>
					<input type="checkbox"/>			<input type="checkbox"/>

Councilperson Greenberg seconded the motion. All present and voting, the motion carried (4 Ayes).

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19. Resolution regarding retainer of attorney for possible litigation

Supervisor LaGrange asked if we need to talk about this first in Executive Session. Attorney Naughton said that they could if he wanted to. There is a lawsuit that was delivered to the Town. The plaintiff on it is Stone Creek Estates of New Scotland LLC. It sued the Town and the Heldervale Water District. If the Town wants to retain me to defend the Town you could have an agreement to do that and you could do that before or after we have an Executive Session to discuss the case. Councilperson Greenberg said that he's comfortable doing it now. Attorney Naughton said that he prepared a draft resolution. There is a blank for the hourly rate. He asked for assistance to refresh his memory about what he's been charging in the past. It's \$250 per hour. That's what we charged for the Bartholomew condemnation issues relating to Krumkill and that's what we also charged to the developers of the Country Club Estates and Kensington. Attorney Naughton advised that the regular fee is \$325 per hour.

WHEREAS, a lawsuit was commenced against the Town by the developer of the Stone Creek Development with respect to certain water bills that have been paid by the developer;

WHEREAS, Local Law No. 1 of 1982 provides that the Town Board is authorized to pay additional compensation to the appointed Town Attorney for services rendered to special districts and for special court proceedings and litigation;

WHEREAS, Supervisor LaGrange made the following motion and moved its adoption:

NOW, THEREFORE, BE IT RESOLVED, that J. Michael Naughton, Esq., be retained at the rate of \$250.00/hour (plus costs and disbursements) for the purpose of defending the Town (including the Supervisor and the Heldervale Water District) in the lawsuit entitled Stone Creek Estates of New Scotland, LLC v. Douglas LaGrange, The Town of New Scotland, New York, and Heldervale Water District, pending in the Supreme Court of the State of New York, Albany County.

A motion by Member LaGrange, seconded by Member Greenberg, to adopt **Resolution No. 105 of 2020**.

In favor:	<u>4 Ayes</u>
Opposed:	<u>0 Nays</u>
Motion Approved:	<u>4 Ayes</u>

20. Liaison Reports:

Historic Preservation Committee

Councilperson Leinung said that the Historic Preservation Committee met last Tuesday for their first inaugural meeting. Mr. Kowlowitz said their organizational meeting was last Tuesday. They defined their meeting schedule for the first Monday of the month except for September when it will be the second Monday of the month. They will be meeting at the Wyman Osterhout Community Center except during solstice and equinox months when they will be at the Voorheesville Village Hall. They announced a workshop meeting next Monday to discuss sources for historical and cultures resources and inventory for the Village and the Town. He also reported on outreach to the State Office for Historic Preservation. I've reached out to two offices. The office that deals with the certified local governments which would be a designation of funding for communities and also for the survey unit in helping us be able to do a survey of historic and cultural resources. He also reached out to the two architects he knows in the Town to find out if they could provide assistance when needed. Both of them said that they would. We would like to identify either a retired or an attorney that has some background on occasion to advise us on issues that we may need some help with. He also will be reaching out to Charles Voss and Georgia Gray of both Planning Organizations within the Town and the Village. It will be important to develop a working relationship with them. He knows both of them. He will also be reaching out to Jeremy Cramer and Steve Mason; he hasn't done that yet.

We started meeting and we are getting organized. I think the group of people on the commission will work very well together. We have a lot of expertise in a lot of areas and he is trying to fill in where we don't have it.

Supervisor LaGrange said that interestingly Cindy Elliott and some others are doing an inventory of cemeteries, known and unknown. He doesn't know if they are going to touch base with Mr. Kowlowitz. Mr. Kowlowitz said that Chris Albright is the other person working on that project and that will be one of our sources for historical and cultural resources. We also have a set of liaison with some of the organizations in

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town. He will be the liaison for the Historical Association of New Scotland but he will also reach out to the Clarksville organization which does not have a representative. Mr. Albright will work with Mrs. Elliott on the survey of cemeteries which is something we don't have. There are some sources. There was a survey of 100-year-old homes done in the 1970s. We have a map of that. He will also be reaching out to the NY Preservation League that was once run by Daniel MacKay. They provide grant funding for historical resources. That might be something we can tap into.

There are a lot of things to do. He thinks that focusing on identifying what resources are in the Town as a tool that can support us. We are here as an advisory group if there are other things that come up. He thinks they can add value. He thinks it's important for the commission to work within the confines and restraints on planning process, zoning process, and as the building department process. We understand what the restraints are and how they work and fit into their process in such a way that we can add something.

Planning Board Meeting

Councilperson Leinung advised that at the Planning Board meeting last week the development turning over the old convent is moving along. He thinks they had a public hearing last week and they are ready for another one with updated landscape plans to try and soften the view of the front of the building from the road. That is moving forward.

There was also a discussion about an issue with clear cutting of trees around the town. We don't necessarily have a town-wide law about clear cutting. He thinks Mr. Cramer said that there are DEC laws about clear cutting more than an acre of land at a time. That's something that we might want to take a look at. In the Hamlet Plan we do have some language about clear cutting trees. He thinks it's something about so many inches wide. It might be something that we want to look at town-wide except for diseased trees. That was brought up so he just wanted to raise that to the Board as well.

Northeast Water District

Councilperson Hennessy advised that Barton & Loguidice gave us their final report on the Northeast Water District. There are no significant changes from the draft from last month. Councilperson Hennessy distributed the final report. They can present this at the Water Committee on Monday. Also he'd like to just see if any committee members would like to offer an opinion on some of it. It has to do with the future of Northeast and the options given the tank repair and what the options are going forward connecting into Kensington. There will be some work with the Kensington Water and Sewer District because of the Hilton Barn. That extension has to happen anyway for the barn project. This is relevant. He'd like everyone to read it and digest it and we can go from there.

21. Departmental Monthly Reports:

- **Town Clerk, Feb 2020**
- **Tax Collector, Feb 2020**
- **Registrar, Feb 2020**
- **Building Dept.**
- **Code Enforcement**

22. Discussion/Action re: any new business

Supervisor LaGrange said that he sent out a quote from our camera security firm. We upgraded the camera and equipment in the Charlie Houghtaling Town Park last year with the intent to wait until the pavilion is finished down there. If anyone hasn't been down there yet please see it. There are odd and ends yet to do. The roof is on. The knee wall between the two roofs is complete. He and Highway Superintendent Guyer have been down there with Mr. Duncan along with Michele Wagner who has raised an incredible amount of money and resources to get this done. This is a hundreds of thousand dollar job. It's just coming out phenomenally well. He had Keeplock Security down there. We'd like to add four cameras. They owe us one because we left one out of the inside of the pavilion during the construction. This will give us coverage behind the building which we've lacked. We will also have a couple of cameras out over the ball field which we've lacked. We had an incident recently. Actually we've had two incidents over the years. One was soon after we installed the cameras. We were able to catch people doing damage down there and take care of that situation. This year we had a four wheeler and a motorcycle that did some sizable damage. It did some damage to the memorial tree that was put in a couple of years ago and some on the side hill next to the basketball court. We've given the video to the Sheriff and they are pursuing that. It happened a couple of

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weeks ago now. We also had an experience the other day where we were down there and a couple of youngsters came down with a couple of bikes and quickly turned around. The one guy saw us and spun around and took off. Highway Superintendent Guyer jumped in his truck and followed him. They went right up the main roads and into their homes. We did report that to the Sheriff. The deputy came out and met Highway Superintendent Guyer and Supervisor LaGrange there. We gave him that video, too. It showed them coming in right along the road. That's another issue that the Sheriff's department is addressing for us. It's helped us a lot. Just seeing the cameras there helps us. With this tremendous investment we certainly want to protect it. He sent the Board the quote.

Resolution 2020-106

Supervisor LaGrange offered the following and moved its adoption:

Resolved that the Town Board of the Town of New Scotland hereby approves this contract with Keeplock Security Services for four extra cameras for the park building and pavilion for the Charlie Houghtaling Town Park in Feura Bush for a total cost of \$1,370.73.

Councilperson Leinung asked if this increases our contract with them? Supervisor LaGrange replied no, adding that we do not have a contract with them. Councilperson Leinung asked if it's just installation? We don't have a monthly fee? Highway Superintendent Guyer responded that we don't, adding that the camera records on a hard drive unit within the building which stores months and months of material. Supervisor LaGrange said that it's the same system we have here and at the Community Center. Supervisor LaGrange asked when Mr. Prolocrym took the cameras and equipment out of Feura Bush to install them at Swift Road. He started to but he wasn't happy with it. Mr. Prolocrym decided to replace that free of charge with what we have there now. He's always very good to us. He does a great job. When you see what the camera is covering at different parks it's just tremendous. I hope soon we will be able to do a little further work at Swift Road to project that right now so we at least have some strategic areas covered. He thinks we will eventually want them at the Hilton Park site.

Councilperson Leinung seconded the motion.

Supervisor LaGrange advised that June 7, 2020, is what appears to be the tentative date for the Feura Bush dedication. For those of you that don't know, Jimmy Deragon was tragically killed in an accident at work. The company that has been doing a lot of this work is 3 D Rigging. Michele Wagner wanted to do something down there and she's raised a tremendous amount of money. June 7th happened to also be Jimmy's birthday. Jimmy was one of several who initiated coming to the Town Board at the time to purchase the park land in Feura Bush. When the elementary school closed they had no place to play basketball. It's been a long drawn-out process. When he and Mr. LaChappelle went down to tear down the old pavilion they found two-thirds of the 6 x 6 uprights at the time with varying degrees of rotting on the inside. Everything has worked out great. It has taken us a while but it was all volunteers and raised money. It's going to be a tremendous town asset in Houghtaling Park for years to come. We don't have a time set yet; he would anticipate noon. Supervisor LaGrange will send a reminder when it's confirmed.

All present and voting, the motion carried (4 Ayes).

Coronavirus Situation

Supervisor LaGrange said that with the coronavirus situation he is going to attend a meeting for the emergency response folks at the Clarksville Sheriff's facility tomorrow morning. We are hearing a lot of stuff. We do have a couple people here with compromised immune systems and we have a lot of elderly coming here on a daily basis. The question is do we do anything at this point? He suggested to you in an email that if we do have a confirmed case would we address that like the Board has given him direction during a bad storm to close Town Hall for a day and a half? That's just a general quick and easy thing he thought might work. The other thing we might have to entertain is what we would do in case someone has to be quarantined for the two-week period and what we would want to pay. He doesn't think we're close enough to that. It's something to consider. Councilperson Leinung said the jobs here are a little harder to be telecommuting. There are possibly some people's duties that have some pieces that could be done at home. He doesn't think most of them can be. That's another thing to consider. Sometimes people are self-quarantined but they're not necessarily home sick in bed. They could possibly have a phone forwarded to their home or still be doing paperwork. He asked if we have a VPN where we could log into our system from our phone? Town Clerk Deschenes said that we do. Councilperson Leinung said that they recently

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recirculated how to set up your home computer so you can access your work computer from home in case that happens. Supervisor LaGrange said that we should check with BAS. Town Clerk Deschenes said that right now the only one that does that is the Assessor. Supervisor LaGrange said that we will check that out adding that those are the types of things we need to check out and plan for in anticipation. Councilperson Leinung added that if Town Hall is closed for quarantine stuff still might have to get done.

Supervisor LaGrange asked if the Board wanted to give some thought to what if we had a case come in or something that he has to deal with immediately. Do you want to give it some thought? Councilperson Leinung said that to be honest I doesn't even think it would be the Supervisor's decision. If there was a confirmed case he thinks it would be the County Health Department who would quarantine and shut down. That being said he thinks that's the best practice anyway. That's probably what would happen. Councilperson Greenberg added that the Supervisor will hear more tomorrow. Supervisor LaGrange said that that's what he's hoping. Councilperson Greenberg said that at that point Supervisor LaGrange could call a workshop or send an email. Councilperson Greenberg said that if they don't have any good suggestion he reached out to Bethlehem to see if they have protocols in place. They have started to develop a plan. He's sure you could get that from the Supervisor over there and we could follow up. Supervisor LaGrange said that we had some good information that Mrs. Kavanaugh and he sent to everyone from NIMER our insurance folks and also from USI which is kind of the broker for our health insurance. Those are helpful. We will see what tomorrow brings and go from there.

**23. Pay the Bills
Resolution 2020-107**

Supervisor LaGrange offered the following and moved its adoption:

Resolved that the Town Board of the Town of New Scotland hereby approves paying the following:

Pay the Bills March 11, 2020		
Abstract #	Vouchers	Amount
	20191756-20191758 20201174-20200259	\$119,757.16
Abstract#	Prepays	
	20200135-20200153	\$4,555.56
	20200157-20200162	\$2,327.87
	20200163-20200167	\$43,571.40
	20200168-20200171	\$1,551.71
	20200172-20200173	\$1,179.07

Councilperson Greenberg seconded the motion. All present and voting, the motion carried (5 Ayes).

**24. Approve any Budget Modifications
Resolution 2020-108**

Supervisor LaGrange offered the following and moved its adoption:

Whereas, there is a need to provide additional funding for amounts made or to be made in excess of the appropriation provided in the adopted budget, the Town Board resolves to provide funding as follows:				
FROM	CODE	TO	CODE	AMOUNT
Contingency	A1990.4	BAN Interest	A9730.7	\$316.91
To move appropriation from Contingency to BAN Interest for amount over budget.				
Fund Balance	WC0909	BAN Interest	WC9730.7	\$1,150.64
To appropriate money from Fund Balance for amount over budget.				
Metered Water	WF2140	BAN Interest	WF9730.7	\$2,607.73

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Rents				
To increase both Revenue/Metered Water Rents and Expenditure/BAN Interest for amount over budget.				
Metered Rents	Water	WH2140	BAN Interest	WH9730.7
				\$338.38
To increase both Revenue/Metered Water Rents and Expenditure/BAN Interest for amount over budget.				
Fund Balance		WS0909	Trans.Distrib./Contr.	WS8340.4
				\$300.00
To appropriate money from Fund Balance to Transmission Distribution/Contractual for amount over budget (\$5.99) plus amount through year end.				
The Town Board hereby resolves, pursuant to authority in Town Law, section 112, to amend the Town's 2020 budget as stated above.				

Councilperson Greenberg seconded the motion. All present and voting, the motion carried (5 Ayes).

25. Invitation to the Public to Discuss Non-Agenda Items

Mrs. Abrams said that the discussion about the cutting of the trees at the Planning Board meeting also included a discussion about the to-do list at the end of the recently updated Town plan. Supervisor LaGrange asked if she was talking about the Hamlet Zone? Mrs. Abrams said that she was talking about at the end of the Comprehensive Plan there is a whole to-do list. She was hoping that he could appoint somebody to go over the list and make a list of priorities of what should be done first, second, and third. It also includes a list of citizen committees that could help out. It's not something that has to be decided tonight. She's just bringing it forward. She doesn't want people to forget about it now that Mrs. Stolzenburg is finished with the codification. She knows she is doing other things. She doesn't have to bear the total burden of this if you appoint some subcommittees.

Councilperson Greenberg said that he just wanted to be clear on that. He is following that and that is why Mrs. Stolzenburg has worked on what she's worked on. We are starting to chip away at those things. There is a priority list at least in some of our minds. We are following up on the projects we think we can follow up on relatively quickly first and then we will get to the more complicated things.

Executive Session

Resolution 2020-109

Supervisor LaGrange offered the following and moved its adoption:

Resolved that the Town Board of the Town of New Scotland hereby suspend the regular meeting for litigation and an update on a contract issue.

Councilperson Hennessy seconded the motion. All present and voting, the motion carried (4 Ayes)

Executive Session began at 9:15 PM.

Councilperson Leinung made a motion to adjourn Executive Session at 9:54PM

No action was taken during the Executive Session.

26. Adjourn

Supervisor LaGrange made a motion to adjourn, seconded by Councilperson Greenberg. The meeting adjourned at 9:55 PM.

Diane R. Deschenes, Town Clerk