

Angelica Town Board Meeting Minutes July 8, 2019

Angelica Town Board

Meeting Minutes

July 8, 2019

Present: Robert Jones, Supervisor
John "Skip" Hecker, Councilman
Girard Kelly, Councilman
Don Case, Councilman
Elwyn Gordon, Councilmen

Recording Secretary: Sharon Presutti, Town Clerk

Absent: None

Others Present: Kevin "Fred" Demick, Highway Superintendent, Rick Abbott,
Dog Control Office, David Pullen, Town Attorney, several community members

The Pledge of Allegiance was said.

Public Hearing on Local Law No. 1 of 2019

Robert Jones distributed copies of the proposed law. Robert Jones explained how this Public Hearing came about. On May 20, 2019 he became aware that someone had gone to the Belfast Town Board Meeting inquiring about a solar energy farm of about 200 acres from ConnectGen Energy out of Houston, Texas. He was exploring the possibilities of a solar farm and part of the 200 acres would be in the Town of Angelica. Mr. Jones did some inquiring and talked with our attorney, David Pullen. He discovered that any Green Project, under RPTL Section 487, is exempt from taxes for 15 years. On June 20, 2019 the Town Board had a meeting, attended by our attorney and went into executive session for Attorney/Client session. At that meeting the Town Board decided to hold a Public Hearing to introduce a Local Law to Opt-Out of the Real Property Tax Exemption provided for certain energy systems by RPTL Section 487 in the Town of Angelica. Robert Jones made it clear that this law would simply give the Town of Angelica a seat at the table, it is not an effort to stop the creation of a solar farm. We would then be able to negotiate with the company should they decide they would go forward with this project. The Board will not be able to enact a vote for this law tonight as it has to go to the County Planning Board, they meet once a month. Robert Jones read the proposed law. Dave Pullen explained that the law would allow the Town to negotiate a PILOT (payment in lieu of taxes) or a Host Community agreement or a Highway Use Fee, etc. with the developer. He recommends that the Town would appoint a Community Coordinating Committee to come up with any issues they feel might arise from a solar farm being installed. Karen Ash, community member, asked a question about how this law would affect a resident who wishes to install a solar or wind project at their home. She requested that before this law is adopted that this is looked into, Robert Jones assured her that he would do this. Robert Jones read a section of the Town of Belfast Town Board minutes regarding ConnectGen approaching their Board. ConnectGen is a solar, wind turbine company that is interested in buying the Six S Golf Course property. They were there to simply put it on the Town's radar, it is in its early infancy, they will return in 2-3 months. If the location qualifies it would take 18 months to complete and would could create over 100 jobs. There was a lengthy discussion regarding this with many questions from the Board and community members. This needs to be submitted to the County Planning Board by a written notice - they have 30 days to consider and respond to the Town Board. If no response within 30 days then we are free to proceed ahead. If they respond they can suggest

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we approve the Law as it is written or they can indicate that this is not in the best interest of the County. If that were to happen the Town Board can still approve it with a Super Majority vote, 4 out of 5 votes.

Robert Jones closed the Public Hearing at 7:50 p.m.

Opening

The regular meeting of the Angelica Town Board was called to order at 7:50 pm on July 8, 2019 in Angelica, NY at the Grange Meeting Room at 55 Park Circle by Robert Jones.

Approval of Minutes of Previous Minutes:

Minutes of the June 10, 2019 regular board meeting and the June 20, 2019 Attorney/Client meeting were distributed. There were no corrections, deletions or additions noted. A motion was made by Girard Kelly to approve, seconded by Skip Hecker.

Elwyn Gordon	Aye
Skip Hecker	Aye
Robert Jones	Aye
Girard Kelly	Aye
Don Case	Aye

Abstract Approvals:

General expenditures - \$13374.80

A motion was made by Girard Kelly and seconded by Elwyn Gordon to approve payment.

Elwyn Gordon	Aye
Skip Hecker	Aye
Robert Jones	Aye
Girard Kelly	Aye
Don Case	Aye

Highway expenditures - \$41643.15

A motion was made by Elwyn Gordon and seconded by Skip Hecker to approve payment.

Elwyn Gordon	Aye
Skip Hecker	Aye
Robert Jones	Aye
Girard Kelly	Aye
Don Case	Aye

Budget Sheets and Supervisor's Reports:

Robert Jones read and distributed the Budget Sheet's and Supervisor's reports for period ending June 30, 2019.

Girard Kelly motioned to accept these reports seconded by Elwyn Gordon.

Elwyn Gordon	Aye
Skip Hecker	Aye
Robert Jones	Aye
Girard Kelly	Aye
Don Case	Aye

Financial Reports:

Robert Jones distributed the NYCLASS Summary Statement for June 2019 noting: Balance \$2,630,518.97, YTD Interest \$25,967.48, monthly interest \$4,872.80 and Average Interest Rate of 2.26%.

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Town Business Review:

Town Clerk's Reports:

The complete Town Clerk's monthly reports were distributed by the Town Clerk.

Dogs - \$80.00

Decals - \$1.38

Certified Copies - \$70.00

Cemetery Lot Sales - \$

Marriage License - \$

Burials - \$425.00

Memorial Bases - \$334.54

Town Justice Report:

June 2019 Town Justice report was distributed, along with the complete report in councilman's packets.

\$11936.00 fines and fees were collected for June. Robert Jones noted to the councilman to complete the monthly checklist for Review of Justice Court Records and to hang on to those.

Dog Control:

Rick Abbott reported that he had one dog bite, this is still under review for previous bites that had not been reported. The dog is still under quarantine, he will update at the end of the quarantine, the Health Department was notified.

Assessor/Real Property Report: no report given

Code Enforcement: no report given

Highway:

Kevin Demick reported that he received notice (results from the push from local Town, County and State Highway Associations) that it was approved in June to reinstate the \$65 million winter recovery funds. This will give the Town \$15,770.00.

Hyland:

Robert Jones distributed the DEC Monitoring Report for the month of June 2019. He made the Board aware that under Waste Placement there was a report of a tractor trailer tipping over spilling the contents. The waste was picked by the end of the day, June 5, 2019.

Robert Jones reported that the 2nd quarter tonnage was 145,497 which will all be at \$1.65/ton, he will have the exact dollar figure next month.

Miscellaneous:

Harassment Laws - Robert Jones reported that NYS has expanded the Workplace Harassment Laws. He read the highlighted sections of this expansion.

Town Hall Complaint - Robert Jones noted that he received a complaint from a community member regarding the lack of a handrail on the front steps of the Town Hall. Mr. Jones called her and made her aware of the Town

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Hall Project that is underway along with the existing handicap ramp. He informed her that he will keep her apprised of the situation.

Approve use of the Grange - Robert Jones asked for permission for use of the Grange for a baby shower on July 28, 2019 (wrong on agenda). The Board had no problem with this.

Use of Park on Cruise Night - Skip Hecker announced that at the last Cruise Night they ran into an issue with too many cars for Main Street. They are looking at moving Cruise Night to, in and around the Park Circle. He feels they could place up to 200 vehicles in the Park. He distributed a hand out as to how they would park their cars and where. They would also like to use the Grange and the Town Hall for public restrooms. They would like to get this in place before the next one which is July 25th. The Village would have to approve any detours needed. Robert Jones requests that they do not drive over the sidewalks and stay off the basketball court. There are two more car shows planned, July 25th and August 22. Girard Kelly made a motion to allow the use of the Park for the cars and the Town Hall and Grange for restrooms, seconded by Elwyn Gordon.

Elwyn Gordon	Aye
Skip Hecker	Aye
Robert Jones	Aye
Girard Kelly	Aye
Don Case	Aye

Over site of Town Hall Project - Robert Jones announced that they were down and collected paint samples last week and he expects them to start anytime now. They are looking to get a dumpster and will be working during regular business hours. Robert Jones will have a conversation with Kevin Marjoram (code enforcement office) regarding watching over the project to make sure the right specs are being used etc., Bob will ask him if he feels he is capable to do that. He also asked about the color to paint the Town Hall when they get to that point, he wondered about the color of the Methodist Church. It was decided that there will need to be a discussion with the Community regarding that.

Dead tree next to the basketball court - Skip Hecker asked about getting this down, reminded the Board that he has brought this up before. Elwyn remarked that it is just a little tree and that a new tree has been planted next to it. Robert Jones said he will see about getting it done.

Summer Rec - Robert Jones announced that Summer Rec will be using the Grange from July 8 - August 8, Monday thru Wednesday.

Other questions and concerns - Skip Hecker brought up the cleaning of the Town Hall and the Grange. Monica Budinger has stated that she would be interested in doing this as required for minimum wage. She will look for guidance as to when it needs to be done. Robert Jones will call her and meet with her, Sherri Presutti will let her know when it needs to be done. The Board had no problem with this.

David Haggstrom asked what the status was regarding the fence at the Cemetery. Girard Kelly noted that he has been busy but will get on this. There was a brief discussion regarding this as to what is salvageable, what material should be used for new parts, relocating the main entrance. Elwyn asked if there had been any decisions made regarding a porta-potty for the workers in the cemetery. There has been no further talk regarding this from the cemetery workers.

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David Haggstrom asked if there is anything that can be done regarding the puddle area in the Park. Kevin Demick noted that if it ever gets dry enough they will put something in there, they have been looking at it and will try to figure out what can be done.

Sherri Presutti asked about the drinking fountain in the Park. Kevin Demick reported that he didn't realize that it didn't have a spicket until a couple of weeks ago, he has ordered two new ones. They will be working on it and it should be good to go by the weekend.

Kevin Dewey asked about whether or not there had been any discussion regarding the demolition of the handicap ramp at the Town Hall, wondering if the concrete would be removed also that is there. Robert Jones has not discussed this yet but informed him that the handicap ramp will be removed. Robert Jones will let Kevin know before things happen. He also asked about the discussion of moving the archway leading into the cemetery, wondered if they were thinking of widening that entrance way. Kevin Demick thought that yes they may try to a little. Kevin Dewey wants to make sure the cemetery records are checked first because there are two unmarked graves there (infants) on the left hand side just past the archway.

Donald Case asked if a building permit was required for the Town Hall project, Robert Jones reported that no it is not needed.

Skip Hecker asked a question regarding the Justice report - if the new pages added were to be filled out. Robert Jones reported that yes, they need to be filled out.

Girard Kelly asked about the progress on the Tennis courts. Kevin Demick reported that the sealing of it is at least three weeks out, the poles are all done, the holes have been repaired, it has been power washed, the net is in, everything is coming together, possibly by the end of the month.

Girard Kelly also asked about Jeremy Morton, when he was MEO, not being offered Health Insurance. Robert Jones noted that when he was talked to about the job he wasn't offered Health Insurance because he said he didn't need it, he had it through his wife's. There wasn't much of a discussion because he said right up front that he was on his wife's insurance.

Robert Jones noted that next month he wants to have a discussion regarding insurance waiver buy outs. If an employee takes a buy out they will need to understand that it would be considered taxable income.

With there being no further questions or comments Robert Jones motioned to adjourn the meeting at 8:40 seconded by Skip Hecker.

Respectfully submitted,

Sharon Presutti
Town Clerk