

Minutes of June 22, 2015 Germantown Town Board meeting, held at the Germantown Town Hall, Germantown, NY, commencing at 7:00pm.

Present: Supervisor Craig
Councilman Westmore
Councilman Mortenson
Councilman Phelan
Councilwoman Foley

Recorded by: Town Clerk, Joyce Vale

Supervisor Craig opened the meeting and led the Pledge to the Flag.

Motion to approve the May Town Board meeting minutes was made by Councilman Mortenson, seconded by Councilman Phelan, with all in favor and none opposed.

Supervisor Craig said that there has been some work done at the sewer plant that was not budgeted for. Funds would have to be moved from the fund balance to the budget to pay these bills.

Motion to move \$32,750 from SS915 unappropriated fund balance to SS8130.4 was made by Councilman Mortenson, seconded by Councilman Westmore.

Supervisor Craig: Aye
Councilman Westmore: Aye
Councilman Mortenson: Aye
Councilman Phelan: Aye
Councilwoman Foley: Aye

Motion to approve paying Town Board audited bills was made by Councilman Mortenson, seconded by Councilman Phelan, with all in favor and none opposed.

Written Communication

None

At this time there was a presentation by Desiree Weber, Dog Warden from the Town of Clermont to explain about micro chipping. Ms. Weber suggested setting up a clinic with the help of Dr. Tucker to do the micro chipping. The cost of the scanner is \$300.

Maintenance by Anthony Cidras

- Mowing and weed eating.
- Weeded the flower beds and mulched everything.
- Serviced the mower.
- Carpets have all been installed.

- Finished the kiosks and benches.
- Installed new door on bathroom in ball field.
- Electrical system updated in the pavilion.
- Sign up on the south that fell down on 9G.
- Playground has been raked and mulched.
- Work force NY coming on June 27th. Have been involved with them for the last 5 years.
- Summer help this year, Gabrielle Cidras, Lucas Foster & Jared Wynkoop.
- Board hasn't approved any swimming in the lake this year.
- Islands are doing their job.

Highway by Councilman Westmore

- Oiled and stoned Hill Top, South and the north end of Old Sawmill Roads.
- First pass of mowing.
- Bearing went bad on the '98 John Deere working on finding one.
- Trimming low hanging limbs.
- Mandatory OSHA training
- Hot black topping winter damage.

Sewer by Councilman Mortenson

- Average flow per 30,000 gallons per day.
- Received 24 call before dig requests.
- Small issue home grinder pump, can't seem to get it to run right, has a call into the company. Will keep updated.

Discussion of removal of 2 trees at the Parsonage, behind the well and leaning on the well.

Motion to bid for tree removal at the Parsonage was made by Councilman Mortenson, seconded by Councilwoman Foley.

Supervisor Craig:	Aye
Councilman Westmore:	Aye
Councilman Mortenson:	Aye
Councilman Phelan:	Aye
Councilwoman Foley:	Aye

Police by Commissioner Rekow

- 48.5 hours logged for the month of May.
- Court & police duty.
- 2 Funeral details.

History by Sue Raab

- Very successful flower show
- Successful bike ride on Saturday
- Hudson River ramble featuring 3 sites, Clermont, Livingston and Germantown.
- July field school 3 weeks of digging.
- October celebrating 305th year of the Palatines.

Business, Economic & Development Committee

No report.

Supervisor Craig announced the Grand Opening of “Gaskins” restaurant and wished them well.

Independence Day Celebration Committee by Councilman Phelan

- Plenty of food vendors and commercial vendors.
- Volunteers have their schedules.
- More volunteers needed.

Councilman Phelan would like to add a rule to our general rule for parks prohibiting novelty fireworks on Town property during special events.

Motion made to add a rule to our general rule for parks prohibiting use of novelty fireworks by Councilman Phelan, seconded by Councilman Mortenson.

Supervisor Craig:	Aye
Councilman Westmore:	Aye
Councilman Mortenson:	Aye
Councilman Phelan:	Aye
Councilwoman Foley:	Aye

Old Business

Bid opening, received 3 bids on the sidewalks. Low and most responsible bidder after reviewed by the Town Engineer was A Colarusso & Son, Inc. for \$1,387,373.00

Motion to accept the bid for \$1,387,373.00 for the sidewalks from A Colarusso & Son, Inc. was made by Councilman Mortenson, seconded by Councilman Westmore.

Supervisor Craig:	Aye
Councilman Westmore:	Aye
Councilman Mortenson:	Aye
Councilman Phelan:	Aye
Councilwoman Foley:	Aye

Supervisor Craig said they should be starting sometime this summer.

Arthur Cady spoke in regards to the Stocks property and would like to know about the collection system for water works and that it may interfere with town water. As a trade off would Mr. Stocks be willing to install the pipe? Mr. Cady also asked if there is utility easement? Supervisor Craig suggested Mr. Cady pass this information along to Mr. Stocks. Tal Rappleyea said this is a good piece of information that this is, just a utility easement. It will be in writing filed in the Columbia County office.

At this time Supervisor Craig read the Resolution regarding the sale of utility easement at the sewer plant.

**RESOLUTION
TOWN BOARD OF THE TOWN OF GERMANTOWN
REGARDING THE SALE OF UTILITY EASEMENT AT SEWER PLANT**

**Adopted June 22, 2015
Effective July 22, 2015 subject to Public Referendum**

WHEREAS, the Town Board of the Town of Germantown has been presented with a request by David Stocks and Martin Sinkoff to purchase a 30' utility easement from the Town of Germantown located near the last utility pole located on the Germantown Sewer Plant property to the boundary line of the Stocks/Sinkoff property, such easement being depicted on a certain survey may entitled "Map of 30' Wide Utility Easement Over Lands of the Town of Germantown to the Lands of David Stocks & Martin Sinkoff" dated May 4, 2015 and prepared by Philip J. Massaro, licensed land surveyor (herein the "Easement Survey Map"); and

WHEREAS, the main purpose of such easement is to encourage and protect the environment, maintain the ecology of the ravine area, and maintain the viewshed of the Hudson River, as such easement would permit the adjoining neighbors to avoid removal of numerous trees, and destruction of an otherwise unique ravine ecology through which they would be forced to install an aboveground electrical service; and

WHEREAS, the Town of Board of the Town of Germantown wishes to encourage and protect the environment, maintain the ecology of the ravine area, and maintain the viewshed of the Hudson River free from the obstruction of unnecessary utility lines; and

WHEREAS, Stocks/Sinkoff have undertaken an appraisal of the value of the easement through Concra Appraisal Associates, a local licensed real estate appraiser, and such easement has been determined by appraisal to have a value of \$2,000; and

WHEREAS, the Town Board has examined and reviewed the issue regarding any potential current or future need of the easement by the Town for a municipal or other legitimate purpose.

NOW THEREFORE, it is hereby

RESOLVED, that pursuant to its inherent powers expressly granted in Section 64(2) of the Town Law of the State of New York, the Town of Germantown hereby agrees to sell to Stocks/Sinkoff a thirty (30') easement from the Town of Germantown as depicted on the Easement Survey Map for the appraised price of \$2,000, and it is further

RESOLVED, that the Town Board of the Town of Germantown hereby determines that the Town does not have a current or future municipal, public or other legitimate need for the easement conveyed herein, and it is further

RESOLVED, that this Resolution of the Town of Germantown Town Board shall not take effect until the end of the thirtieth (30th) day following its adoption, to wit, July 22, 2015, and it is further

RESOLVED, that this Resolution of the Town of Germantown Town Board is adopted subject to a permissive referendum, and the Town Clerk of the Town of Germantown is hereby directed to post and publish a notice setting for the date of the adoption of this resolution, together with a copy of the Resolution, within ten days after June 22, 2015, in the same manner as provided for notice of a special election, and it is further

RESOLVED, that in the event there is no petition filed with the Town Clerk by July 22, 2015 that is signed, acknowledged or approved, or authenticated by electors of the town qualified to vote, containing the names and signatures of at least five percent of the total number of votes cast for governor in the last election, protesting against this Resolution, then and in that event, this Resolution shall become binding and in full force and effect.

Motion made to approve the Resolution approving the sale of the 30' Easement to neighbors, David Stocks and Martin Sinkoff by Councilman Westmore, seconded by Councilwoman Foley.

Supervisor Craig:	Aye
Councilman Westmore:	Aye
Councilman Mortenson:	Aye
Councilman Phelan:	Aye
Councilwoman Foley:	Aye

New Business

- Lions Club will hold Apple Festival, September 19, 2015.

Motion made to allow Lions Club to use Palatine Park for Apple Festival on September 19, 2015 and to make a financial contribution by Councilman Westmore, seconded by Councilman Phelan.

Councilman Westmore thinks it is in good interest for the Town. Councilman Mortenson doesn't understand giving tax payer's money for a private organization and if this is even legal and should we do it. Janet Crawford said that the Lions Club is a not for profit organization. They give back to Camp Palatine and the school for programs and this is where they make their money so they can give back to the community. Tal suggested having a contract with the Lions Club. Town Board will discuss more next month. The Town Board also amended previous resolution.

Supervisor Craig: Aye
Councilman Westmore: Aye
Councilman Mortenson: Aye
Councilman Phelan: Aye
Councilwoman Foley: Aye

- Earlier in the month Supervisor Craig had met with 3 gentlemen from the Department of State to discuss the Local Waterfront Revitalization Program grant. Supervisor Craig took them on a tour of the parks and of the town. This was discussed at the Town Board workshop and Councilman Westmore volunteered to work with grant writer and to get funds for a full study.

Motion made to authorize Delaware Engineering and their representatives to submit a grant request for funding for a Local Waterfront Revitalization Program by Councilman Westmore, seconded by Councilman Mortenson.

Supervisor Craig: Aye
Councilman Westmore: Aye
Councilman Mortenson: Aye
Councilman Phelan: Aye
Councilwoman Foley: Aye

Councilman Westmore has been doing quite a bit of studying on it. The watershed for Germantown stops at Route 9G. Ideas of what things to be improved. A big category is the level of rising water on the Hudson River and protect from further damage.

- Summer camp staff:

Janet Crawford- Director
Linda Gerlach- Co-director

Counselors:

Lena Alessi
Nicole Normand
Alex Braidt

Collin Lynk
Isabella Randazzo
Skylar Jackson
Hunter Jackson
Tyler Fuchs
Lily Palmerie
Gabrielle Cidras
Chris McCullough
Logan Mead
Jennifer Sutura
Harrison Michetti

Counselors in training:

Emily Nack
Jesse Miller
Bryce Stracher
Bryan Bathrick

Motion made to appoint summer camp staff by Councilman Mortenson, seconded by Councilwoman Foley.

Supervisor Craig:	Aye
Councilman Westmore:	Aye
Councilman Mortenson:	Aye
Councilman Phelan:	Aye
Councilwoman Foley:	Aye

Supervisor's Report

- Planning Board meeting will be held June 25, 2015 at 7:00pm in the Town Hall. Dollar General proposal will be discussed.
- Camp Palatine registration deadline is June 27, 2015. Sign ups June 27th from 9-1pm at the Town Hall.
- American Red Cross Blood Drive is on Thursday, June 25th from 1-6pm.
- July 4th celebration- gates open at 4:00pm
- Next Town Board meeting is July 27th

Public

Arthur Cady spoke in regards to the four complaints filed by he and his wife to the building department. He recently resubmitted a file from 2013 pertaining to the animal use on the D'Souza property. Mr. Cady was told by John Fieser he was waiting from instruction from Tal Rappleyea. Mr. Cady said his newest complaint is on the metal building for animal use complaint. It is encroaching on his well separation and the

closest pen of animals. Mr. Cady is asking for enforcement. Supervisor Craig said that Tal Rappleyea and John Fieser have discussed this matter and Tal has gone through the files. John will be filing a report soon.

Martin Overington thanked all residents for voting for the new Auditorium.

Motion made to adjourn the Town Board meeting by Councilman Mortenson, seconded by Councilwoman Foley with all in favor and none opposed.

Respectfully submitted,

Joyce Vale