

EDMESTON TOWN BOARD
EDMESTON, NY 13335
NOVEMBER 11, 2008

The Town of Edmeston Town Board held a Regular Meeting on November 11, 2008 at 7PM at the Edmeston Municipal Building. The following Town Office members were present:

Present: Supervisor: Russell Dutcher
Councilman: Fred Tilbe
Councilman: Scott Convis
Councilman: Ed Schutz
Councilman: Dave Green
Highway Supt.: Dale Lund

Others Present: Perry Calderon, Jack Emmett, Paul Schultz.

APPROVAL OF MINUTES:

The minutes of the Regular Meeting of the Town Board held on October 14, 2008 were reviewed by the Board. On a **MOTION BY:** Councilman Tilbe **SECONDED BY:** Councilman Schutz, the minutes of the Regular Meeting were approved as written.

MOTION CARRIED:

Supervisor: Russell Dutcher- Aye
Councilman: Fred Tilbe- Aye
Councilman: Scott Convis- Aye
Councilman: Ed Schutz- Aye
Councilman: Dave Green- Aye

PUBLIC PARTICIPATION:

Perry Calderon addressed the Board regarding the Open Burning Law. He did not feel it was fair to farmers. He wanted the Board to consider on exemption to allow farmers the right to open burn, nothing hazardous. He also wanted to know why the Town didn't have its own transfer station or participate with Burlington/ Pittsfield. Town will look into other alternatives.

Paul Schultz, representing the Rotary, presented the Board with a possible option of partnering with the Rotary in trying to keep the Legion Hall open. He left the Board with the option of the Rotary working with the Board in anyway they can.

Jack Emmett asked the Board what the Zoning Board of Appeals should do with 4 members. If they had enough for a Quorum and what they need to pass a variance. Four is enough for meeting, however they will need three yes votes to pass a variance.

SUPERVISORS REPORT:

1. Howard Turnbull: Supervisor Dutcher read a letter from Howard Turnbull letting the Board know that due to upcoming surgery, he will not be able to shovel snow fro a while and maybe all winter. He hopes to be able to do the janitorial work inside. Highway Superintendent said that he will keep an eye on the walks and ramp.

2. Letter of Resignation: Supervisor Dutcher read a letter of resignation from Avery York. Avery has to resign from the Zoning Board of Appeals as he has returned to work and can no longer fulfill his duties as chairman.

On a **MOTION BY** Councilman Green **SECONDED BY** Councilman Tilbe, the letter of resignation from Avery York was accepted.

MOTION CARRIED:

Supervisor: Russell Dutcher- Aye
Councilman: Fred Tilbe- Aye
Councilman: Dave Green- Aye
Councilman: Scott Convis- Aye
Councilman: Ed Schutz- Aye

3. Letter of Resignation: Supervisor Dutcher read a letter of resignation from Bob Nonenmacher, effective December 31, 2008, from the position of Town Historian after 31 years of service.

On a **MOTION BY** Councilman Tilbe **SECONDED BY** Councilman Schutz the letter of resignation from Bob Nonenmacher was accepted.

MOTION CARRIED:

Supervisor: Russell Dutcher- Aye
Councilman: Fred Tilbe- Aye
Councilman: Dave Green- Aye
Councilman: Scott Convis- Aye

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Councilman: Ed Schutz- Aye

On a **MOTION BY** Councilman Tilbe **SECONDED BY** Councilman Schutz, the Board will appoint Leon Schworm to the position of Town Historian effective January 1, 2009.

MOTION CARRIED:

Supervisor: Russell Dutcher- Aye

Councilman: Fred Tilbe- Aye

Councilman: Scott Convis- Aye

Councilman: Dave Green- Aye

Councilman: Ed Schutz- Aye

4. Incorporation of Edmeston Volunteer Fire Department: Supervisor Dutcher read a letter from Tim Johnson Esq. asking the Board for a resolution. The certificate of Incorporation can be file in Albany. The Town Board voted unanimously to approve Resolution # 5/2008.

On a **MOTION BY** Councilman Green **SECONDED BY** Councilman Tilbe, the Board adopted Resolution #5/2008.

MOTION CARRIED:

Supervisor: Russell Dutcher-Aye

Councilman: Fred Tilbe- Aye

Councilman: Dave Green- Aye

Councilman: Scott Convis- Aye

Councilman: Ed Schutz-Aye

5. Pathfinder Village: Supervisor Dutcher read a letter from Pathfinder Village CEO Ed Schafer. Pathfinder Village must notify the Town of Edmeston of its intent and interest to develop and operate a Supervised Apartment for people with disabilities on the property at 29 Chenango Rd. They also want to develop and operate an Individualized Residential Alteration for people with disabilities on the property at 2110 St. Hwy. 80.

This is in accordance with Section 41.34 of the NYS Mental Hygiene Law. The Town Board can (1) approve the site proposed (2) suggest one or more suitable houses within the Town of Edmeston or (3) object to the establishment of a facility of the kind described.

On a **MOTION BY** Councilman Convis **SECONDED BY** Councilman Green, the Town Board approved the sites for both projects proposed by Pathfinder Village.

MOTION CARRIED:

Supervisor: Russell Dutcher- Aye

Councilman: Fred Tilbe- Aye

Councilman: Dave Green- Aye

Councilman: Scott Convis- Aye

Councilman: Ed Schutz- Aye

6. Health Insurance: The health insurance for the Town employees for 2009 was discussed. Supervisor Dutcher provided the Board with three options.

Option #1 provided the most coverage at \$400.61 for a single employee and \$1027.57 for family.

Option #2 provided less coverage for \$391.81 for single and \$1005.00 for family.

Option #3 provided less coverage for \$389.09 for single and \$998.02 for family.

On a **MOTION BY** Councilman Tilbe **SECONDED BY** Councilman Convis, the Board voted to approve option #1 for the employees for 2009.

MOTION CARRIED:

Supervisor: Russell Dutcher- Aye

Councilman: Fred Tilbe- Aye

Councilman: Dave Green- Aye

Councilman: Scott Convis- Aye

Councilman: Ed Schutz- Aye

7. Fund Balance: Supervisor Dutcher asked the Board to use \$30,000.00 from the Fund Balance to put into the 2009 budget to reduce taxes.

On a **MOTION BY** Councilman Tilbe **SECONDED BY** Councilman Convis, the Board is in favor of using \$30,000.00 from the Fund Balance to reduce taxes.

MOTION CARRIED:

Supervisor: Russell Dutcher- Aye

Councilman: Fred Tilbe-Aye

Councilman: Dave Green- Aye

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Councilman: Scott Convis- Aye

Councilman: Ed Schutz- Aye

8. Public Hearing: There will be a Public Hearing for the 2009 Budget on Wednesday November 19, 2008 at 5:30 to 6:00pm.

HIGHWAY DEPARTMENT- Superintendent Lund informed the Board that the new truck was in and is waiting for the box to be installed.

WATER DISTRICT REPORT:

Water District is in good shape with water. The overflow is running full.

TOWN CLERK REPORT: Town Clerk had nothing to report.

COUNCILMAN REPORTS:

Councilman Tilbe had no reports or concerns.

Councilman Green wondering on status of Halil Markets Outdoor Furnace.

Councilman Convis had no reports or concerns.

Councilman Schutz had no reports or concerns.

AUDIT OF CLAIMS: A warrant of \$13617.88 for claims of vouchers against the General/ Highway and Water District funds were presented as Abstract #11-2008.

General/ Highway Funds	#284-310	\$12471.13
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Water District Funds	# 78-83	<u>\$ 1146.75</u>
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TOTAL		\$ 13617.88
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On a **MOTION BY:** Councilman Green **SECONDED BY:** Councilman Convis, that the Audit of Claims be approved for payment as presented of Abstract #11-2008.

MOTION CARRIED:

Supervisor: Russell Dutcher- Aye

Councilman: Fred Tilbe- Aye

Councilman: Dave Green- Aye

Councilman: Scott Convis- Aye

Councilman: Ed Schutz- Aye

ADJOURNMENT: With no further business to be conducted, and everyone present having been heard, Supervisor Dutcher adjourned the meeting at 9:00pm.

Janet Fallon, Town Clerk