

**ESSEX TOWN BOARD MEETING
NOVEMBER 12, 1998**

Meeting was called to order by Supervisor Frederick Drummond at 7:01 P.M., with the Pledge to the Flag.

Roll Call:

Councilman Michael Pratt
Councilman George Lowe
Councilman Suzanne Perley
Councilman James Morse Jr.

All Present

Greet Visitors:

Visitors were Nelson & Margaret Sayward, Dorothy Bliss, James La Forest, Gary Randorf, Jane Perry, Claire LaPine, Patricia Gardner, Jim Morgan, Barry Hamilton, Bill Raus, Scott Hurlburt, Peter Gibbs, Francisca Irwin, John Parke, Teresa Sayward, Elaine Marin, Jackie Thomas, Helen Coste, Bob Hammerslag, David Lansing, Lois Sayward,

Offer Courtesy of the Floor:

Peter Gibbs spoke on Landfill Closure

Peter said there are 5 different things.

1-You have been accepted for the Landfill Closure

2- The loan will be with EFC (Environmental Facilities Corp.) Your name will be put on their Agenda for January or February, then you will be ready to close on the loan.

3-The loan amount with D.E.C. is \$906,400.00 the Town had said \$650,000.00. Peter talked to Vic Putman and they decided it is easier to have both amounts the same, therefore Peter is requesting loan amount to be \$906,000.00. You don't need to use all of the loan amount, use what you need then pay back the rest. The loan is a 2 year, no interest.

4- You have to complete voucher #2. Since 1992 nearly \$32,000.00 has been spent by the Town, the State will reimburse 90% and hold 10%.

5- The plans we sent down were approved for clay cap, Synthetics are way down in price now. The plans are going to be changed to Synthetic, we will have to redo the plans and get them approved, the cost is around \$5,000.00. Peter wants the Board to approve the new plans.

Teresa Sayward- Noblewood

Willsboro has hired a Lifeguard and two Park Rangers for the summer months. Willsboro would like to have Essex participate with them, the cost to Essex would be \$7,700.00, anyone in Essex could attend the Park as much as they wanted. Willsboro is going to keep track of all costs and of the people of Essex who use it. Teresa said there will be Tent sites, Canoe, Kayak access, Swimming, and walking Trails. There is a building down there that holds about 75 people that could be used for parties, and there is parking. The Park will be staffed the last week of June through Labor Day.

The Town board will get back to Teresa on this.

Jim LaForest has a petition with 120 names on it who are opposed to Section 2 Paragraphs #4, #5, #7, and #9 of Local Law #2 of 98. It should be the entire Shoreline of Essex, not hamlet area. We are also concerned with Section 2 #6 paragraph it refers to the Essex Township, and also the Hamlet, this gets mixed up in peoples minds. The board should make a clear statement. We feel the Board should do away with the Moratorium as written. The Board should meet with Department of Agriculture and Markets. We vote the Board should table this Law, and within 20 days you could make the changes to the Local Law #2. LaForest feels this should be questioned by the voting people of Essex, not someone who lives someplace else. He is suggesting that we need a Moratorium, it should be crafted to provide us with the direction that we need so



when you work on the long range plan, there is some kind of consensus about this. Senator Stafford cited the Town of Essex as a nice place for people to visit. LaForest thinks the Moratorium should be redrafted for the interest of the many people in our town who have been working to get our town the way it is. ←

John Parke spoke about his feelings about large scale Farming in our area. ✓

Minutes:

Approval of Minutes of October 8th meeting.

Motion made to approve the minutes by C. Perley, Seconded by C. Morse.

Ayes 5 Noes 0

Approval of Minutes of October 22nd meeting.

Motion made by C. Lowe to approve the minutes, Seconded by C. Perley.

Ayes 5 Noes 0

Approval of Minutes of November 5th meeting.

Motion made by C. Morse to approve the minutes, Seconded by C. Pratt.

Ayes 5 Noes 0

Planning Board Report:

No Report.

Zoning Officer's Report:

No Report.

Discussion of Bills:

General \$11,512.61, Highway \$1,962.11, Water \$4,606.26, LANDFILL \$681.15, Landfill Closure \$134.75, Street Lighting \$589.58, Wright's Inn \$173.40.

Motion made by C. Pratt to pay bills, Seconded by C. Perley.

Ayes 5 noes 0

Transfer of Funds: Motion made by C. Morse to transfer the following funds of \$3,195.00 from the Contingent Account # A1990.4 to Supervisors Equipment Account # A1220.2 in order to pay the bill for the Accounting Software Package for the town.

Ayes 5 Noes 0

Correspondance:

The Town received letters from;

(a) Letter from Harold MacDougal

(b) Letter from John Parke

(c) Letter from Shanley, Sweeney, Reilly & Allen, P.C. (Salim Lewis)

(d) Letter from Cameron Geotechnical, on Mining permit for Sandy Lewis, Dave Lansing-spoke that nothing is to be sold or go off property. There is a very strong case for farmland. The D.E.C. has very strong views on Mining. ✓

Pratt asked if this has gone to the Planning Board, Dave said no, it's hot off the Press.

Supervisor Drummond signed the letter and checked the box so we could talk to Cameron Geotechnical more about this.

John Battle said that he feels that the box should be checked so we can find out more information about this.

The APA staff will get in touch with us.

(e) Letter from Kristine Koehne, wanted to see if she could use Begg's Park to get married on June 19, 1999.

(f) Letter to Dan Connel from Bill Finucane.

Unfinished Business:

(a) Local Law #2

C. Morse said that due to the information from the Public Hearing. I move that the Moratorium not be adopted at this time. I think the Planning Board should move ahead as fast as they can with this special committee.

Seconded by C. Lowe, that we should table the Moratorium at this time.

Ayes 5 Noes)

(b) Water Committee Recommendations

The Water Committee recommends that Peter Gibbs be paid at this time. And the Water District determines if there are any unauthorized users. C. Morse feels that no one can get fined until all the Meters are installed and inspected, you can't enforce part of the law when everything isn't finished in the Water District.

(c) Adoption of 1999 Budget

C. Lowe asked if we need to act on this tonight, seeing that Willsboro asked us for money for the Noblewood Park.

Supervisor Drummond said no, we have until the 20th of November.

C. Perley asked Jim Morgan if he was comfortable with the budget for the Highway, as it is predicted that we are going to have a lot of snow.

Morgan feels he will be all right.

C. Morse suggested we either decrease our fund balance by \$4,000. Or increase our Budget by \$4,000., for Noblewood. Then if it works out with the poll of the people that we do want to join for \$7,700., then we are not caught short, we will have \$4,000. plugged in.

It may not be until January before we get the Poll of the people of the Town of Essex.

C. Pratt said there is a comment from the audience, at \$7,700., that represents 1,540 cars .

C. Morse said there was an interest in Essex a few years ago , we had an ADHOC committee that went around to put in a big recreation center. That money was put other places. I feel that we should gear up and have money in the Budget.

Claire LaPine asked if there was any money left from the Recreation Center, Supervisor Drummond said yes there is money left.

C. Lowe feels that we should meet sometime between now and the 20th to haggle over the Budget.

C. Perley, I don't think that we need to pass the Budget tonight, after all Teresa came to us with very little facts I feel that I need to talk more with Teresa on this.

C. Pratt the number do not correspond, we have 680 residents in the Town, you have at most 200 families, if you figure one \$5.00 permit for family, that doesn't even come close.

C. Morse said you have to figure other things into it, like the Crater Club could have 200 families, they pay taxes, they should get the passes as well as the Town of Essex year round people.

NYSEG Resolution

C. Lowe does not want to endorse it. Seconded by C. Morse.

Ayes 3 Noes —opposed C. Perley and Supervisor Drummond.

New Business:

Personnel Committee Meeting

Tomorrow morning Friday 13, of November at 10:00A.M.

We have a contract from Barbara Papineau for the Nutrition Site.

Motion made by C. Morse to accept Contract, Seconded by C. Perley

Ayes 4 Noes 1 —C. Lowe.

Supervisors Financial reports:

Motion made to accept Supervisors Report by C. Morse, Seconded by C. Lowe.

Ayes 5 Noes 0

Town Clerk's Report

Motion made to accept Town Clerks Report by C. Perley, Seconded by C. Morse.

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Ayes 5 Noes 0

Water Rent's Report

Motion made to accept Water Rent report by C. Perley, seconded by C. Morse.

Ayes 5 Noes 0

Purchase of New Truck for Highway:

Motion made by C. Pratt for Jim Morgan to purchase a 98 Chevrolet 1 Ton truck for highway use.

Seconded by C. Lowe

Ayes 5 Noes 0

Purchase Software Package for Office:

C. Morse made motion to purchase software package for use at the Town Offices. Seconded by C. Pratt.

Ayes 5 Noes 0

C. Pratt asked Bob Hammerslag about Daytop, ECHO Board voted to accept offer from Daytop and have their Lawyer negotiate with them.. If available to ECHO, we will accept it. /

Bill Raus spoke and said the Grievance Board does not function the way it is suppose to. After the Tree Farm was bought within 6 months he had a bill saying it was assessed \$100,000.00 more than the selling price.

C. Perley requested that Bob Hammerslag review the grants that ECHO recently received to construct a parking area and visitors interpretive center at Norma Jackson Park at our next Town Board Meeting. /

Adjournment: 8:45 P.M.

Respectfully yours
Ethel Barnaby
Town Clerk

SPECIAL TOWN BOARD MEETING
Nov.24,98

In February 11th, and 25th.

Bob said Clyde has requested that the basement be cleaned out by December 3, and the balance of the building by Dec.11.

Supervisor Drummond said he had spoke to Jim Mason about using the Garange Hall, we would be able to move in on the 7th, after their Craft Fair, we would have to pay heat, lights, and have telephone service put in while we are there.

The way Jim Mason spoke, they cannot charge us for rent, but we could possibly give them a donation. He is agreeable to come in and talk to the Board.

C. Perley asked if Supervisor Drummond ever contacted Mark Estus on the Fire Hall.

Supervisor Drummond said I wrote the letter, it is still on my desk, because Diane Lansing had contacted him and said from her conversation that the Commissioners don't want us there.

C. Perley said the Commissioners were never asked. Now they are getting some flack from the community, and this needs to be resolved. You need to put in a request to Mark Estus, and let them say no, because this is going to mushroom.

C. Perley had some phone calls today on the Fire Hall.

C. Perley is going to type the letter and mail it to all the Commissioners, then wait for a reply. C. Perley can sign the letter as she was appointed Deputy Supervisor by the Supervisor. She will come in and sign the Oath Book.

Bob discussed with Rabideau about what was discussed at the last meeting about payments towards the end of the project that the Town is going to have to wait for the State to pay them before the Town can pay him. He said he understood that and that he would work with the Town on that and be reasonable about it. Bob, I don't know if you authorized Supervisor Drummond to sign the Contracts for Rabideau Bros. and Bessboro, this needs to be done. Rabideau's contract came through today, so the contracts should be signed.

C. Morse motion to authorize Supervisor Drummond to sign Contracts with Rabideau and Bessboro.

Seconded by C. Lowe.

Ayes 5 Noes 0

Bob, said that our contract with the State runs out in December, Bob wrote John Albert asking that they extend our EQBA contract until July 31, 1999.

Supervisor Drummond asked if the contractors would be back in the Spring to finish up?

Bob said it is just to cold for the mortar to set up.

C. Morse said it needs 7 days.

Bob said this is a suggestion from Rabideau, that catch basin out there on North side of building has all sorts of pipes coming into it now, it is kind of disorganized now, there is a large hunk of concrete out there that the Plow Trucks hit every winter, he suggested that someone put a manhole in there so you have access to it. You wouldn't have that hole there. He is already using the catch Basin in front of the Town Office.

C. Pratt said wouldn't the State be responsible for the Manhole.

Supervisor Drummond said he will call the State and talk with Mark Bonfey.

Supervisor Drummond said the Fire Co. has said that we could use their bay in the old Fire House for storage.

C. Pratt said in your letter to the Fire Commissioners, you should ask if the Town could use the bay.

C. Morse said there are 3 heated bays in the old Fire House. C. Morse asked what a Mobile Office Trailer would run the Town?

Supervisor Drummond said between \$4,000. and \$5,000 for three months, and we would have to put the Phone lines in.

C. Morse said you better check with Whallongsburg and see what their bills run a month at the Grange, after all, it is like a barn. I think we ought to spend a day going over numbers, to see what is the best way.

C. Perley asked who the Supervisor contacted for the Mobile Trailer?

Supervisor Drummond said Todd Rabideau.

Bob said if we went to the Grange Hall or Fire Hall that could be counted as an inkind contribution to the project, which would be good.

C. Morse said could we meet Monday night to see where the Town can go?

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C. Perley asked for the information on the Mobile Trailers, Supervisor Drummond said he has all that information, he will give it to her after the meeting. C. Perley hopes to have all the information by Monday to present to the Board at their work session.

Bob said you have your Town Office Rehabilitation Financial Report and some proposed change orders developed by Mr. Rabideau. These figures in terms of the Town's funds available have not been updated since August 31, he thinks they will be accurate enough to know where we are. Bob took out the bids that have been awarded, it leaves you with \$35,411.70 before any change Orders, and before the steps and portacos, there were some thoughts of building them out of stone. Al Ulmer does not want to supply stone to someone else. If the contractor were to use stone the cost would be around \$20,000. We will need to have plans for wooden steps. That is one problem with the contract, the steps were not in the contract, but the portacos were. You cannot work on the portacos unless the steps are out of the way.

Supervisor Drummond feels that we should go with wooden steps and maybe sometime down the road, the steps can be replaced with stone.

Bob proposes to get the plans to Clyde and have him give us a price on wooden steps. Instead of putting in a full foundation for stone steps the contractor can put in sonatube and fill with cement for support for the steps this is change order # 1B. The price for the above and below grade work is \$3,000. The weather is just too cold to get everything done now.

1 A-The Town will replace the sidewalks.

1 B- A Jackhammer was used for 2 days for loose stone and concrete curbing. 12" sonatube, the concrete slab that was outside was taken out and they will go down 4ft for support. \$159.76 for both stairways outside.

C. Morse said you don't need a 12" sonatube for a 6x6 post, unless he plans to cover the cement with dirt so you can't see the cement post. He is also paying the sub contractors like Sheehan's men.

1 C- is a proposed deletion, Paving of driveway \$3,700., trench excavation depth down to 18" from 2 1/1 ft., \$798.23. that gives you including the credit on profit and overhead a little over \$6,000.

C. Morse said the cost is \$600. higher on the west side than on the east side, it is a lot and the digging is easier.

1 D- There are 2 versions on this, where stairs were on the west side of building. The contractor could put a shed on top of cement foundation, or a foundation repair \$455., for footer and masonry wall underneath sill. The shed building is where you were going to have a window for the kitchen, that would save about \$600. C. Morse Rabideau has a price of \$60. A sq. ft., that is what you would get with heated Office space.

Bob the shed will have shingles and a floor.

C. Morse said he talked with Bob on Saturday morning and feels that we should go with the shed type because down the road we will have a vault, and we don't know where we will have to cut into the wall. We don't need an entrance to the shed now, we can do that later.

1 E-There are 2 boarded up windows and a doorway upstairs can be left or removed and siding repaired \$263., it would look much better with windows repaired and door replaced with window.

C. Morse and C. Pratt feels that it should be fixed.

C. Pratt asked how are all the change orders reviewed by the Historic people.

Bob I don't think anyone ever saw the change orders at the Library.

Bob said to C. Morse you are right, they need to have a plan for the steps before they know how many sonatubes they will need or where to place them.

1A- will be done by Town

1B amended.

1 C not approved, want an explanation of why the deduct is low.

1D-out

1 D alternate is a hold, at \$60. A sq. ft.

1 E approved.

C. Morse made motion to approve 1A and 1E

1 B change \$708.47 total of deducts. It needs to be moved to a second change order.

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Seconded by C. Pratt
Ayes 5 Noes 0

C. Perley said she had a letter from Sandy Lewis's Lawyer, she wanted to know if Supervisor Drummond responded to it .
Ethel Barnaby told C. Perley that she sent in the minutes that were approved, also the Planning Board minutes. She does not have the minutes from the ADHOC committee.

Personel Policy:

C. Perley gave copies of the Personnel Policies to each of the Board members and told them to go home and read pages 4 and 10. Those pages define who is a parttime or fulltime employee. We will go over Policy later.

Health Insurance Benefits are covered. Everyone is invited to the meeting on December 8,1998 at 9A.M. All Employees have to be notified.

C. Pratt asked C. Perley what she came up with on the Insurance.

\$10. Co-pay 1 person-\$171.93
2 person-\$352.
Family -----\$469.
Medicare-----\$240.

Jim Morgan has not been getting his fare share on Insurance.

C.Perley made motion effective November 1,1998 , Jim Morgan gets his Insurance paid for. Seconded by C. Morse.

Ayes 5 Noes 0

Supervisor Drummond will take care of the Budget and then give to the Town Clerk to copy.

C. Perley asked Supervisor Drummond if he had scheduled a meeting with Victor Putman on the Water Meeting, Supervisor Drummond said he had not, He will call Ron Jackson and schedule a meeting.

Talk of the Towns book that you got today, there is a section on Environmental concerns.

C.Perley mentioned that Sandy Lewis was challenging the Town Committee's ability to work on the zoning, C. Perley talked to Lori Mithin of the Association of Towns, and she said the Town Board is the only one that can amend the zoning process.

C. Lowe said that Job Descriptions should include Zoning Officer attend Planning Board Meetings.

Adjourned 8:35 P.M.

Respectfully yours,
Ethel Barnaby
Town Clerk