

**Town of Northumberland  
Town Board Meeting  
August 9, 2016**

Supervisor Willard Peck called the Regular Monthly Meeting to order @ 8:00 AM. Following the salute to the flag, roll call was taken. Those attending included Supervisor Willard Peck; Councilman Paul Bolesh; Councilman John DeLisle; Councilman George Hodgson and Councilwoman Patricia Bryant. Also attending were Clerk Denise Murphy and BZA Richard Colozza.

**PUBLIC PARTICIPATION**

There were no comments from the public at this time

**APPROVAL OF MINUTES**

1. Councilman George Hodgson made a motion to approve the minutes of July 14, 2016 Public Hearing on proposed Local Law #2 of 2016. Councilman Paul Bolesh seconded the motion. All in favor, motion carried.
  
2. Councilman Paul Bolesh made a motion to approve the minutes of the July 14, 2016 regular Monthly Meeting with the following change: Page 7 replace "Bate" with "Bait". Councilman John Delisle seconded the motion. All in favor, motion carried.

**CORRESPONDENCE**

1. Dog Control Officer Ed Cross submitted his report for July, 2016. Mr. Cross answered 9 complaints, brought 8 dogs to the Animal Shelter, issued 4 warnings, issued 1 summons and 1 bite case. A very busy month.
  
2. Supervisor Willard Peck received a letter from Tom Stebbins, Executive Director, Lawsuit Reform Alliance of New York regarding County Legislature support of reform of New York's notorious "Scaffold Law", (NY Labor Law §240). Supervisor Willard Peck stated this issue is being reviewed at the county level.
  
3. Supervisor Willard Peck received a copy of a letter from Assemblywoman Carrie Woerner to Sam Zhou, P.E., Region I Director with NYS Department of Transportation regarding the Nelson Avenue Extension Bridge. Assemblywoman Woerner outlined concerns that have been brought to her attention regarding the potential removal of the Nelson Avenue Bridge in Saratoga Springs. Supervisor Peck stated that this issue has been discussed at the County Level. The bridge has reached the end of its design life. The Town of Malta sent a copy of a "Support Resolution to Save the Nelson Avenue Extension Bridge".

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Councilman Paul Bolesh introduced Resolution # 57 of 2016 - **SUPPORT RESOLUTION TO SAVE THE NELSON AVENUE EXTENSION BRIDGE**

**WHEREAS** the Town Board of the Town of Northumberland has been advised that the existing bridge crossing of Nelson Avenue Extension over the Adirondack Northway is slated to be closed; and

**WHEREAS**, immediately upon this plan becoming known by the public, Malta Town government has been inundated with calls, correspondence and visitors all expressing their dismay and distress at this plan, and seeking the help of the Town in registering their opposition to such closure; now therefore, it is

**RESOLVED** by the Town Board, on behalf of the residents of the Town who will be negatively affected by the closure of the Nelson Avenue Extension over the Adirondack Highway, and on behalf of those who are not residents of the Town, but have expressed their distress to us, requests that the New York State Department of Transportation reconsider the planned closure of the bridge, keeping in mind that it constitutes a vital link for daily access to employment and a link to the service of The Saratoga Hospital and other health-care providers. The Town of Northumberland supports the replacement by new construction of the Nelson Avenue Extension Bridge.

Councilman John DeLisle seconded the introduction of Resolution # 57 of 2016 as presented.

Supervisor Willard Peck – “Aye”

Councilman Paul Bolesh – “Aye”

Councilman John DeLisle – “Aye”

Councilman George Hodgson – “Aye”

Councilwoman Patricia Bryant – “Aye” Resolution # 57 of 2016 Adopted

**OLD BUSINESS**

1. Think DIFFERENTLY: The Town of Northumberland received a letter from Marcus Molinaro, Dutchess County Executive, regarding adopting a Resolution which would be a great step forward for residents with special needs one that can be replicated throughout New York State. Councilman George Hodgson introduced Resolution # 58 - **A Resolution Calling on Town of Northumberland, Residents And Business Owners to Adopt the “Think Differently” Initiative to Assist Individuals With Special Needs and Their Families**

**WHEREAS**, the “Think Differently” initiative is about promoting awareness and acceptance of all people, advocating for the inclusion of all living on the Autism Spectrum and with special needs and;

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**WHEREAS**, our state and communities are stronger because of our diversity and differences;  
and

**WHEREAS**, according to the Center for Disease Control (CDC) over 55 million people, or approximately 19% of Americans, have a type of disability or special need; and

**WHEREAS**, for some people with special needs, the very things that make them unique can also keep them on the sidelines, separate from those who might not understand their differences or uniqueness; and

**WHEREAS**, it is important to promote and provide guidance to those with special needs on how to access publically supported services available to them in the community; and

**WHEREAS**, it is important to encourage and educate the community and businesses on ways they can make facilities and services more accessible and on how to train staff to welcome and support special needs customers and co-workers; and

**WHEREAS**, the goal of this initiative is to provide a supportive and inclusive environment for Individuals of all abilities by supporting community events that expand family friendly opportunities for people with special needs and their families; and

**WHEREAS**, adopting the “Think Differently” initiative is an important statement that our Town/Village/City officials, business owners and residents can make to show their support for the differently-abled children and adults with special needs, and their families.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town of Northumberland encourages residents and business owners to adopt the “Think Differently” initiative so that all are better prepared to communicate with, provide for, and support those living on the Autism Spectrum and with special needs.

Councilman John DeLisle seconded the introduction of Resolution # 58 of 2016 as presented.

Supervisor Willard Peck – “Aye”  
Councilman Paul Bolesh – “Aye”  
Councilman John DeLisle – “Aye”  
Councilman George Hodgson – “Aye”  
Councilwoman Patricia Bryant – “Aye”

Resolution # 58 of 2016 Adopted

**NEW BUSINESS**

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1. Town Clerk Denise Murphy received an email from Kent Wian requesting to use the Terrel Hills Park field for U14 Soccer for the spring of 2017. Usage would be for practices and games that would take place between April 1<sup>st</sup> and June 15<sup>th</sup> 2017. The number of games would be (5) and practices (20). Most practices would be in the evening hours 6:00 – 7:30 PM. This team is not part of Old Saratoga Athletic Association (OSAA) due to the soccer part of OSAA only supporting up to the U12 age level. This team participates in the Capital District Youth Soccer League and is insured through Eastern New York Youth Soccer. Town Clerk Denise Murphy stated that she worked with both Attorney Douglas Ward and Insurance Agent David Meager to come up with a “Field Request Form” which addresses both Insurance requirements and “Hold Harmless Agreement.”

Councilman John DeLisle introduced Resolution # 59 of 2016 –

**WHEREAS**, Kent Wian, 248 Route 4N, requested use of the Terrel Hills Park between April 1<sup>st</sup> and June 15<sup>th</sup>, 2017 for U14 Soccer, and

**WHEREAS**, the team is insured through Eastern New York Youth Soccer, therefore be it

**RESOLVED**, the Northumberland Town Board approves Kent Wian’s request to use the Terrel Hills Park between April 1<sup>st</sup> and June 15<sup>th</sup>, 2017 for U14 Soccer, and be it further

**RESOLVED**, that Mr. Wian must submit a Field Request Form and provide a Certificate of Liability Insurance and the Certificate must name the Town of Northumberland as additional insured, and be it further

**RESOLVED**, Mr. Wian must provide a schedule of practices and games and provide a portable toilet.

Councilman Paul Bolesh seconded the introduction of Resolution # 59 of 2016.

Supervisor Willard Peck – “Aye”

Councilman Paul Bolesh – “Aye”

Councilman John DeLisle – “Aye”

Councilwoman Patricia Bryant – “Aye”      Resolution # 59 of 2016 – Adopted

2. Bond Anticipation Note (BAN) Renewal for a 2015 Western Star 4700 SB Chassis and Viking Body, plow and wings: Supervisor Willard Peck stated that the BAN needs to be renewed by August 12, 2016. Town Attorney has provided copies of the BAN, which has an interest rate of 1.75%. Supervisor Peck stated that the Town is paying \$40,000 on the note which leaves a balance of \$75,000.00.

Councilman John DeLisle introduced Resolution # 60 of 2016 –

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**RESOLUTION AUTHORIZING THE RENEWAL OF A BOND ANTICIPATION NOTE OR NOTES OF THE TOWN OF NORTHUMBERLAND, NEW YORK IN THE AMOUNT OF \$75,000.00 IN ANTICIPATION OF THE SALE OF \$135,000.00 SERIAL BONDS TO PAY FOR THE PURCHASE OF A 2015 WESTERN STAR 4700SB CHASSIS AND VIKING BODY, PLOW AND WING.**

**WHEREAS**, pursuant to the Bond Resolution adopted August 14, 2014, the Town Board of the Town of Northumberland, New York, issued a Bond Anticipation Note in the amount of \$135,000.00, to mature August 14, 2015 for the purpose of purchasing a 2015 Western Star 4700SB Chassis and Viking Body, Plow and Wing; and

**WHEREAS**, pursuant to a Bond Anticipation Renewal Note Resolution adopted August 11, 2015, the Town Board renewed the note, in part, by issuing an \$115,000.00 Bond Anticipation Renewal Note and paying \$20,000.00 of the principal owed on the note together with accrued interest; and

**WHEREAS**, the Town Board desires to provide for the renewal, in part, of the prior note with a portion of said prior note to be paid on or about August 12, 2016 to wit the sum of \$40,000.00 together with accrued interest and a new renewal note to be dated August 12, 2016 and issued in the amount of \$75,000.00 to mature no later than August 11, 2017;

**BE IT RESOLVED** this 9<sup>th</sup> day of August, 2016, by the Town Board of The Town of Northumberland, New York, as follows:

Section 1. There are hereby authorized to be issued pursuant to the Local Finance Law of the State of New York Bond Anticipation Renewal Note or Notes for the purpose of paying for a 2015 Western Star 4700SB Chassis and Viking Body, Plow and Wing and in anticipation of the sale of serial bonds of the Town of Northumberland, New York, as authorized in a resolution adopted August 14, 2014, entitled

“A RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF \$135,000.00 SERIAL BONDS OF THE TOWN OF NORTHUMBERLAND, NEW YORK TO PAY FOR THE PURCHASE OF A 2015 WESTERN STAR 4700SB CHASSIS AND VIKING BODY, PLOW AND WING.”

Section 2. The amount of Bonds to be issued for the aforesaid purpose is \$75,000.00. The amount of said Bond Anticipation Renewal Note or Notes shall not exceed \$75,000.00.

Section 3. Immediately, upon issuance of the Bond Anticipation Renewal Note authorized herein, the Bond Anticipation Renewal Note dated August 13, 2015 issued in anticipation of the aforesaid bonds will be paid and there will be no Bond Anticipation Notes outstanding which have been previously issued by the Town of Northumberland in anticipation of the sale of the aforesaid bonds.

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Section 4. The Bond Anticipation Renewal Notes authorized herein are renewal notes. By resolution dated August 14, 2014, the Town Board of the Town of Northumberland authorized the issuance of \$135,000.00 of serial bonds and Bond Anticipation Notes to pay for the purchase of a 2015 Western Star 4700SB Chassis and Viking Body, Plow and Wing. Thereafter, on August 13, 2015, the Town issued a Bond Anticipation Renewal Note in the amount of \$115,000.00 and paid \$20,000.00 of the principal owed on the original note together with accrued interest. On or before August 12, 2016, the Town will issue Bond Anticipation Renewal Notes in the amount of \$75,000.00 and pay \$40,000.00 of the principal owed on the prior notes together with accrued interest. The Bond Anticipation Renewal Notes authorized herein are a renewal of the \$75,000.00 balance of the notes previously issued to pay for the purchase of a 2015 Western Star 4700SB Chassis and Viking Body, Plow and Wing. Said notes shall be renewed at the Glens Falls National Bank at an interest rate of 1.75%. The Bond Anticipation Renewal Notes authorized herein shall provide that they cannot be converted to registered notes.

Section 5. The Bond Anticipation Renewal Notes authorized herein shall mature within one year of the date of their issue.

Section 6. The Bond Anticipation Renewal Notes authorized herein are not issued in anticipation of bonds for an assessable improvement.

Section 7. The Town Clerk is hereby authorized to sell at private sale the original bond anticipation renewal notes herein authorized to be issued. Such notes may be sold and delivered at one time or from time to time and if sold at different times they shall be dated as of the respective dates of issue. The place of payment, rate of interest, denominations and all other terms, details and contents of said notes, including provisions for redemption if deemed desirable, shall be determined by the Supervisor of the Town of Northumberland.

Section 8. The Supervisor of the Town of Northumberland is hereby authorized to designate these notes as qualified tax-exempt obligations pursuant to section 265 (b) (3) of the Internal Revenue Code of 1986. The Town of Northumberland does not reasonably expect to issue in excess of Ten Million Dollars (\$10,000,000.00) of its general obligations in a calendar year ending December 31, 2016. The Town Board covenants that it will take any necessary action to all things and not take any prohibited action to insure that the interest on the notes will be exempt from federal taxation at all times.

Section 9. Such bond anticipation notes shall be signed by the Supervisor of the Town of Northumberland and shall have the corporate seal of the Town of Northumberland affixed thereto and attested by the Town Clerk.

Section 10. The faith and credit of said Town of Northumberland, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such notes as the same respectively become due and payable. The bond anticipation notes shall be paid from the aforesaid revenues or may be redeemed as provided by the Local Finance Law of the State of New York.



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Supervisor Willard Peck – “Aye”  
Councilman Paul Bolesh – “Aye”  
Councilman John DeLisle – “Aye”  
Councilman George Hodgson – “Aye”  
Councilwoman Patricia Bryant – “Aye”      Resolution # 62 of 2016 Adopted

**DESIGNATIONS**

1. Approve Vouchers for Payment: Councilman John DeLisle introduced Resolution # 63 of 2016

**BE IT RESOLVED**, the following Vouchers to be paid as presented:

A (General Fund) Vouchers - # 261 - # 285 Total: \$ 26,892.68  
DA (Highway Fund) Vouchers - # 185 - # 201 Total: \$ 59,734.29  
SS (Gansevoort Sewer District) Voucher # 7 Total: \$ 25.62

Councilwoman Patricia Bryant seconded the introduction of Resolution # 63 of 2016

Supervisor Willard Peck – “Aye”  
Councilman John DeLisle – “Aye”  
Councilman George Hodgson – “Aye”  
Councilman Paul Bolesh – “Aye”  
Councilwoman Patricia Bryant - “Aye”      Resolution # 63 of 2016 Adopted

2. Supervisor’s Financial Report for June 2016: Councilman John DeLisle introduced Resolution # 64 of 2016: **BE IT RESOLVED**, pursuant to Section 125 of the Town Law, Supervisor Willard Peck rendered the following detailed statement of all money received and disbursed during the June 2016:

**GENERAL**

Balance as of 05/31/2016 \$ 1,042,629.66  
Increases                    \$ 96,755.01  
Decreases                    \$ 66,950.05  
Balance as of 06/30/2016 \$ 1,072,434.62

**HIGHWAY**

Balance as of 05/31/2016 \$ 380,761.25  
Increases                    \$ 32.64  
Decreases                    \$ 51,193.43  
Balance as of 06/30/2016 \$ 329,600.46

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**SEWER DISTRICT #1**

Balance as of 05/31/2016	\$	38,556.55
Increases	\$	2.14
Decreases	\$	35.29
Balance as of 06/30/2016	\$	38,523.40

**CAPITAL PROJECT – BUILDING**

Balance as of 05/31/2016	\$	36,497.30
Increases	\$	3.09
Decreases	\$	0.00
Balance as of 06/30/2016	\$	36,500.39

**BE IT RESOLVED**, the Town Board has reviewed and Approved June 2016 Monthly Report by Supervisor Willard Peck as presented.

Councilwoman Patricia Bryant seconded the introduction of Resolution # 64 of 2016.

Supervisor Willard Peck – “Aye”	
Councilman John DeLisle – “Aye”	
Councilman George Hodgson – “Aye”	
Councilman Paul Bolesh – “Aye”	
Councilwoman Patricia Bryant – “Aye”	Resolution # 64 of 2016 Adopted

Councilman Paul Bolesh made a motion @ 8:50 AM to adjourn the Regular Monthly Meeting. Councilman George Hodgson seconded the motion. All in favor, motion carried.

Respectfully submitted,

Denise Murphy, Town Clerk

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