

**Town of Northumberland
Town Board Meeting
April 19, 2018**

The Regular Monthly Meeting of the Northumberland Town Board was called to order @ 7:00 PM by Supervisor Willard Peck. Following the salute to the flag, roll call was taken. Those attending were Supervisor Willard Peck; Councilman Paul Bolesh and Councilman John DeLisle. Councilman George Hodgson and Councilwoman Patricia Bryant were absent. Also attending were Clerk Denise Murphy; Highway Supt Harold Vance Jr; Building and Zoning Administrator Richard Colozza and Town Attorney Douglas Ward.

PUBLIC PARTICIPATION

Jacob Heber, Brownville Road, provided the Town Board Member's with runway information regarding Heber Airpark. Mr. Heber stated that his families concern is that due to the size of the Waste Management dump, planes are forced to use a different landing and take-off pattern. The patterns were designed to go over the agricultural land, but unfortunately, with the landfill and the concern of birds, the planes are forced to either start their entrance over some of our subdivisions off Colebrook Road and Putnam Road. Mr. Heber stated that he is concerned with new homes being built near the airport. Mr. Heber stated that he would like the Town to make people aware of the airport when applying for either a Subdivision or Building Permit in the vicinity. Town Attorney Douglas Ward stated that he will contact the Association of Town's to see how other Town's address this problem.

APPROVEAL OF MINUTES

1. Councilman John DeLisle made a motion to approve the minutes of the March 15, 2018 Regular Monthly Meeting. Councilman Paul Bolesh seconded the motion. All in favor, motion carried.

CORRESPONDANCE

1. Dog Control Report: Dog Control Officer Edward Cross submitted his Dog Control Report for March 2018. Mr. Cross answered 5 complaints and had 1 bite case.

2. The Town received a copy of a letter sent to Saratoga County Board of Elections regarding the request for four (4) Optical Scan Voting Machines for the May 15, 2018 School Budget vote.

3. Intersection of Purinton Road and Stonebridge Road: The Town Board received a letter from Gwenne Rippon and Donald Butler regarding the intersection of Purinton Road and Stonebridge Road. Both Ms. Rippon and Mr. Butler felt that limited visibility and the high rate of speed that motorists travel on this stretch of road has been an issue. They also expressed concern with motorists trying to pass their farm vehicles while entering and exiting their fields near the intersection. They feel that a 4 way "Stop" at this intersection is warranted. Supervisor Willard Peck stated that he has talked with the Saratoga County Public Works Department and they will send their traffic engineer out to investigate the intersection and give the Town their recommendations.

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OLD BUSINESS

1. There was no "Old Business"

NEW BUSINESS

1. Agreement with South Glens Falls School for the use of a 65 passenger school bus: Supervisor Peck stated that in front of them tonight was an Agreement for the use of one 65 passenger school bus for the Northumberland Youth and Recreation Program, beginning July 10, 2018 and ending August 16, 2018. This Agreement was approved by the Board of Education on March 19, 2018. Councilman John DeLisle introduced Resolution #42 of 2018 -

THIS AGREEMENT, made on March 19, 2018 between the **Town of Northumberland** with offices located at 17 Catherine Street, Gansevoort, New York, and the **South Glens Falls Central District**, with offices located at 6 Bluebird Road, South Glens Falls, New York.

WHEREAS, the Town of Northumberland has requested permission from the School for the use of **one 65-passanger school bus** for the purpose of its Northumberland Youth and Recreation Program for six consecutive Tuesdays and Thursdays, beginning Tuesday, July 10, 2018 and ending Thursday, August 16, 2018 during the hours of 10:00 a.m. to 3:00 p.m. with the specific dates and times of July 10, 2018 through August 16, 2018 to be scheduled between the responsible individuals for each party, and

WHEREAS, each party has reviewed anticipated costs and expenses incurred or expected to be incurred as a result of this shared arrangement.

NOW, THEREFORE, it is mutually agreed:

1. The South Glens Falls Central School District grants permission to the Town of Northumberland the use of **one 65-passanger school bus** for use in the Northumberland Youth and Recreation Program between the dates of July 10,2018 and August 16, 2018, two times per week during the hours of 10:00 a.m. to 3:00 p.m. as mutually determined by the parties; specifically dates as follows:

Tuesday, July 10, 2018
Thursday, July 12, 2018
Tuesday, July 17, 2018
Thursday, July 19, 2018
Tuesday, July 24, 2018
Thursday, July 26, 2018
Tuesday, July 31, 2018

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Thursday, August 2, 2018
Tuesday, August 7, 2018
Thursday, August 9, 2018
Tuesday, August 14, 2018
Thursday, August 16, 2018

2. The Town of Northumberland indemnifies and holds the South Glens Falls Central School District harmless against **“any and all”** claims for damage made against the South Glens Falls Central School District by reason of any act by the Town of Northumberland in its use of said property and holds the South Glens Falls Central School District harmless for **“any”** expenses in connection therewith and shall cause the South Glens Falls Central School District to be named as additional insured under the Town of Northumberland’s General Liability and Automobile Policies.
3. The South Glens Falls Central School District will provide a Certificate of Liability to the Town of Northumberland listing the Town of Northumberland as additional insured. The Town of Northumberland shall provide the South Glens Falls Central School District with evidence of coverage confirming the Town of Northumberland carries collision and liability and has added such 65-passenger school bus as an additional insured designated on its General Liability and Automobile Policies.
4. The Town of Northumberland shall be responsible for applicable costs in the use of 65-passenger school bus on noted dates, inclusive of driver’s time and fuel.
5. The parties shall review weekly the aforementioned schedule and costs incurred by each party to confirm the benefits provided to and received by party (Town of Northumberland) to this Agreement are in fact reasonable and acceptable.
6. This Agreement may be terminated by either party at any time between the dates of July 10, 2018 and August 16, 2018 by written notice. In the event no termination notice is received, such Agreement shall continue for stipulated time period and sunset end of the workday August 16, 2018.

Councilman Paul Bolesh seconded the introduction of Resolution # 42 of 2018.

Councilman Paul Bolesh – “Aye”
Councilman John DeLisle – “Aye”
Supervisor Willard Peck – “Aye”

Resolution #42 of 2018 Adopted

2. Supervisor Willard Peck stated that the 2019 Western Star 4700 was delivered from Tracey Road Equipment. The Town of Northumberland was given a discount if the town paid for the truck on delivery prior to the fitting of the plow and box. The cost of the truck, with discount, was \$132,385.00. The total cost with the Cives Tandem Plow and Dump Equipment is \$213,406.87. Supervisor Peck stated

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that he would like to Bond \$180,000.00 and pay for the balance out of the Highway Budget for 2018 not to exceed \$33,406.87. Supervisor Peck reported the interest rate will be 2.38%. Councilman Paul Bolesh introduced Resolution #43 of 2018:

A RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF \$180,000.00 SERIAL BONDS OF THE TOWN OF NORTHUMBERLAND, NEW YORK TO PAY FOR THE PURCHASE OF A 2019 WESTERN STAR 4700SB CAB/CHASSIS AND CIVES TANDEM PLOW AND DUMP EQUIPMENT.

BE IT RESOLVED this 19th day of April, 2018, 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 \$180,000.00 serial bonds of the Town of Northumberland, New York, to ,pay for the purchase of a 2019 Western Star 4700SB Cab/Chassis and Cives Tandem Plow and Dump Equipment.

Section 2. The estimated maximum cost of said 2019 Western Star 4700SB Cab/Chassis and Cives Tandem Plow and Dump Equipment is \$213,406.87. It is hereby determined that the plan for financing such purchase is by payment from funds contained in the 2018 budget for the Highway Department of the Town of Northumberland in an amount not to exceed \$33,406.87 and by the issuance of serial bonds of the Town of Northumberland, New York, in an amount not exceeding \$180,000.00.

Section 3. The period of probable usefulness thereof is fifteen years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law. Said bonds will mature over a period not to exceed 5 years. No down payment is required thereof pursuant to Section 107 of the Local Finance Law.

Section 4. 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 bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of such Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to provisions of the Local Finance Law, the power to authorize the issuance of and to sell the serial bonds herein authorized is hereby delegated to the Supervisor of the Town of Northumberland. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor of the Town of Northumberland. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 6. This resolution shall take effect immediately.

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Councilman John DeLisle seconded the Resolution #43 of 2018

Councilman Paul Bolesh – “Aye”

Councilman John DeLisle – “Aye”

Supervisor Willard Peck – “Aye”

Resolution #43 of 2018 Adopted

Councilman John DeLisle introduced Resolution #44 of 2018

A RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF NOTES OF THE TOWN OF NORTHUMBERLAND, NEW YORK, IN ANTICIPATION OF Sale of \$180,000.00 SERIAL BONDS TO PAY FOR THE PURCHASE OF A 2019 WESTERN STAR 4700SB CAB/CHASSIS AND CIVES AND CIVES TANDEM PLOW AND DUMP EQUIPMENT.

WHEREAS, the Town Board of the Town of Northumberland, New York, has heretofore by resolution dated April 19, 2018, authorizing the issuance and sale of serial bonds in the amount of \$180,000.00 to pay for the purchase of a 2019 Western Star 4700SB Cab/Chassis and Cives Tandem Plow and Dump Equipment.

WHEREAS, the Town Board of the Town of Northumberland, New York, now desires to provide the issuance of a Bond Anticipation Note in anticipation of the sale of the aforesaid bonds,

BE IT RESOLVED this 19th day of April, 2018, 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 Note or Notes for the purpose of paying for a 2019 Western Star 4700SB Cab/Chassis and Cives Tandem Plow and Dump Equipment and in anticipation of the sale of serial bonds of the Town of Northumberland, New York, as authorized in a resolution adopted April 19, 2018, entitled

“A RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF \$180,000.00 SERIAL BONDS OF THE TOWN OF NORTHUMBERLAND, NEW YORK TO, PAY FOR THE PURCHASE OF A 2019 WESTERN STAR 4700SB CAB/CHASSIS AND CIVES TANDEM PLOW AND DUMP EQUIPMENT.

Section 2. The amount of Bonds to be issued for the aforesaid purpose is \$180,000.00. The amount of said Bond Anticipation Note or Notes shall not exceed \$180,000.00.

Section 3. There are no Bond Anticipation Notes outstanding which have been previously issued by the Town of Northumberland in anticipation of the sale of the aforesaid BONDS.

Section 4. The Bond Anticipation Notes, authorized herein are not renewal notes. The Bond Anticipation Notes authorized herein shall provide that they cannot be converted to registered notes.

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

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Section 6. The Bond Anticipation 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 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 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, 2018. The Town Board covenants that it will take any necessary action to all things and not take any prohibited action to ensure 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.

Section 11. This resolution shall take effect immediately.

Councilman John DeLisle seconded the introduction of Resolution # 44 of 2018

Councilman Paul Bolesh – “Aye”

Councilman John DeLisle – “Aye”

Supervisor Willard Peck – “Aye”

Resolution #43 of 2018 Adopted

3. Saratoga County Animal Shelter: Supervisor Willard Peck stated that he has the Intermunicipal Agreement between the County of Saratoga and the Town of Northumberland regarding Saratoga Animal Shelter services for 2019. Councilman Paul Bolesh introduced Resolution #44 of 2018

WHEREAS, the Saratoga County (The County) owns and operates the Saratoga County Animal Shelter (hereinafter “Shelter”) located at 6010 County Farm Road, Ballston Spa, New York 12020; and

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WHEREAS, Saratoga County Shelter provides certain services to contracting municipalities relative to the care and impoundment of animals delivered to the Shelter by municipal animal or dog control officers within Saratoga County; and

WHEREAS, Saratoga County Shelter also provide other services to contracting municipalities such as cremation services, as well as emergency response services when a municipality's animal or dog control ,officer is unavailable to respond; and

WHEREAS, Town of Northumberland (Town) desires to enter into an agreement with Saratoga County for the provision of shelter and other services offered by Saratoga County's Shelter;

NOW, THEREFORE, for and in consideration of the mutual covenants contained in this Agreement, County of Saratoga and Town of Northumberland agree as follows:

1. The County of Saratoga will maintain and operate a shelter for the care and impoundment of seized and stray dogs in accordance with Article 7 of the Agriculture and Markets Law and its applicable rules and regulations. The Saratoga County's Shelter will provide for the care and impoundment of seized cats delivered to the Shelter by Town of Northumberland.
2. The Saratoga County Shelter shall be staffed by Saratoga County employees and will be open Monday through Saturdays (excluding holidays) from 10 A.M. to 4 P.M. The Saratoga County shall provide the Town of Northumberland with a key to access the Animal Control area of the Shelter at all times.
3. The Saratoga County is responsible for the maintenance of the Shelter's records including the disposition of each animal delivered to the Shelter. The Saratoga County shall provide the Town of Northumberland with a monthly Animal Control Officer/Dog Control Officer report detailing each stray and seized dog delivered to the Shelter from within the municipal boundaries of the Town of Northumberland. The Saratoga County shall also provide the Town of Northumberland with a monthly report of all cats delivered to the Shelter by Town of Northumberland's Animal or Dog Control Officer. The Town of Northumberland shall have forty-five days from the receipt of each monthly report submitted by Saratoga County to dispute any entry in the report by notifying the Shelter's Supervisor, in writing, of any disputed entry or entries.
4. The Saratoga County's Shelter staff will respond to emergency or rabies-related incidents as soon as possible when the Town of Northumberland's animal control person is unavailable. The charge will be based upon a per call rate \$90.00 plus mileage at the mileage rate set by the Internal Revenue Service.
5. For Shelter services rendered to animals either delivered to the Shelter by Town of Northumberland or for which services Town of Northumberland is otherwise responsible for the payment of pursuant to state law regulation, County of Saratoga shall charge, and Town of Northumberland agrees to ,pay, a fee of \$40.00 per dog, \$20.00 per puppy or kitten.

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6. For the cremation of animals either delivered by the Town of Northumberland to the Shelter or for which the Town of Northumberland is otherwise responsible for the payment of the cremation of, Saratoga County shall charge, and Town of Northumberland agrees to pay, a fee determined by the weight of the animal cremated in accordance with the following schedule:

0-25 lbs.	\$15.00
26-50 lbs.	\$20.00
51-75 lbs.	\$30.00
76-100 lbs.	\$35.00
Over 100 lbs.	\$40.00

7. The County of Saratoga will collect and remit impoundment fees to the Town of Northumberland.
8. The Town of Northumberland will pay the County of Saratoga for all services rendered by the County of Saratoga pursuant to this agreement during the period from January 1, 2018 through December 31, 2018, as documented in the monthly reports submitted by the Saratoga County to the Town of Northumberland. The County of Saratoga shall submit a bill for 2018 services to the Town of Northumberland on or before April 15, 2019, which sum shall be due and payable by the Town of Northumberland on or before October 1, 2019.

Councilman John DeLisle seconded the introduction of Resolution # 44 of 2018

Councilman Paul Bolesh – “Aye”
Councilman John DeLisle – “Aye”
Supervisor Willard Peck – “Aye”

Resolution #44 of 2018 Adopted

DEISGNATIONS

1. Supervisor Willard Peck presented the following transfer for the Town Board’s consideration:

From: DA5140.1 \$812.00
To: DA9050.8 \$747.00
DA9055.8 \$65.00

Councilman John DeLisle introduced Resolution #45 of 2018

BE IT RESOLVED, the Town Board authorizes the transfer from DA5140.1 To: DA9050.8 \$747.00 and DA9055.8 \$65.00 as presented by Supervisor Willard Peck for the Highway Account.

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Councilman Paul Bolesh seconded the introduction of Resolution #45 of 2018.

Supervisor Willard Peck– “Aye”
Councilman John DeLisle – “Aye”
Councilman Paul Bolesh – “Aye” Resolution # 45 of 2018 Adopted

2. Approve Vouchers for Payment: Councilman Paul Bolesh introduced Resolution # 46 of 2018

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

A (General Fund) Vouchers # 78 - # 112 Total: \$ 39,432.70
DA (Highway Fund) Vouchers # 61 - # 85 Total: \$ 44,807.59
SS (Sewer Fund) Voucher #3: \$ 43.88
HA (Capital Project) Voucher #1: \$132,385.00

Councilman John DeLisle seconded the introduction of Resolution # 46 of 2018

Supervisor Willard Peck– “Aye”
Councilman John DeLisle – “Aye”
Councilman Paul Bolesh – “Aye” Resolution # 46 of 2018 Adopted

3. Supervisor’s Financial Report for January 2018: Councilman John DeLisle introduced Resolution # 47 of 2018:

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 March 2018:

GENERAL

Balance as of 02/28/2018	\$	867,788.82
Increases	\$	86,843.11
Decreases	\$	57,476.13
Balance as of 03/31/2018	\$	897,155.80

HIGHWAY

Balance as of 02/28/2018	\$	524,411.56
Increases	\$	169,143.47
Decreases	\$	114,785.29
Balance as of 03/31/2018	\$	578,769.74

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SEWER DISTRICT #1

Balance as of 02/28/2018	\$	44,551.63
Increases	\$	4.57
Decreases	\$	31.00
Balance as of 03/31/2018	\$	44,525.20

CAPITAL PROJECT – BUILDING

Balance as of 02/28/2018	\$	268.26
Increases	\$	0.12
Decreases	\$	0.00
Balance as of 03/31/2018	\$	268.38

BE IT RESOLVED, the Town Board has reviewed and approved March 2018 Monthly Report by Supervisor Willard Peck as presented.

Councilman Paul Bolesh seconded the introduction of Resolution # 47.

Supervisor Willard Peck– “Aye”

Councilman John DeLisle – “Aye”

Councilman Paul Bolesh – “Aye”

Resolution # 47 of 2018 Adopted

DEPARTMENTS

4. Energy Savings Plan: Supervisor Willard Peck stated that James Buono with PMG (Potential Management Group) provided him with a cost savings breakdown for electric at both the Town Hall and Highway Garage. The goal is to replace the ballasts and bulbs to LED at both the Town Hall and Highway Garage. Mr. Buono estimated that we could reduce the annual kWh by 13, 238 at the highway garage and 13,237.6 at the town hall. It was the consensus of the Town Board Member’s that the town hall would be minimal since it is only 2 years old and energy savings bulbs were already installed. There is a 10% reduction if the customer cost is paid in full. Mr. Buono stated that the gross project cost is estimated at \$6,510.00 of which National Grid will contribute \$2,382.09 towards the cost which will leave a balance of \$4,127.09 for the highway garage. If we pay the balance in full the cost is estimated at \$3,715.00. The Town Board Members asked if they would need to get additional quotes based on the town’s Procurement Policy. Town Attorney Douglas Ward stated that based on the NYS Comptroller’s discussion of professional services, I believe that providing a lighting audit together with recommendations and installation of appropriate low consumption lighting units would arguably fall into this definition as this service appears to require a degree of technical skill, expertise and judgement and this would be a “Professional Service”. Councilman John DeLisle introduced Resolution #48 of 2018.

Be it Resolved, the Northumberland Town Board accepts PMG’s quote for a low consumption light audit/installation at the Highway Garage at a cost of \$4,717.23 minus the 10%.

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Councilman Paul Bolesh seconded the introduction of Resolution #48 of 2018.

Supervisor Willard Peck – “Aye”
Councilman Paul Bolesh – “Aye”
Councilman John DeLisle – “Aye”

Resolution #48 of 2018 Adopted

Town Hall: Building and Zoning Administrator Richard Colozza stated that he has been working on obtaining quotes for the installation of a door for the conference room. Mr. Colozza asked if the Town Board Members were looking for a single or double doors to the opening. Mr. Colozza stated if the Town Board decided on double doors there would need adjustments to the opening. It was the consensus to have a single door with windows. Mr. Colozza will obtain quotes for the Town Board.

Hudson Crossing Park: Highway Supt Vance stated that he met with volunteers with Hudson Crossing regarding the slide. The slide is built in the side of the hill. The slide has moved and needs to be stabilized. Town Attorney Douglas stated that would like Hudson Crossing engineer to review the project prior to the start.

Councilman John DeLisle made a motion @ 9:10 PM to adjourn the Regular Monthly Meeting. Councilman Paul Bolesh seconded the motion. All in favor, motion carried.

Respectfully submitted,

Denise Murphy
Town Clerk