

**Town of Northumberland
Town Board Meeting
May 12, 2016**

The Regular Monthly Meeting was called to order @ 7:00 pm by Supervisor Willard Peck. Following the salute to the flag, roll call was taken. Those attending included Supervisor Willard Peck; Councilman John DeLisle; Councilman George Hodgson and Councilwoman Patricia Bryant. Councilman Paul Bolesh was absent. Also attending were Clerk Denise Murphy; Town Attorney Douglas Ward; Highway Sup't Harold Vance Jr. and Building and Zoning Administrator Richard Colozza.

PUBLIC PARTICIPATION

Maria Trabka, Saratoga PLAN and Jamie O'Neill, Saratoga County Planning came before the Town Board regarding two farms in the town that are interested in protecting their property for agricultural purposes by conveying a permanent conservation easement on their land. Maria Trabka stated that in March, NYS announced that \$26 million is available through the farmland Protection Implementation Grant program to help farmers across New York State protect valuable and at-risk farmland for 2016 – 2017. Saratoga PLAN is expected to submit five (5) applications in this next cycle, for the future conservation of Saratoga County farmland. The two (2) farms are June Corbett and Michele Peter's landowners of "Half A Chance Farm" and Linda Barber and Chad Barber landowners of "Barber Brothers Dairy LLC". The Barbers are interested in protecting 432 acres, approximately 1/3 of their total farm acreage and June Corbett and Michele Peters are interested in protecting roughly 74 acres. These properties consist primarily of productive agricultural land. Supervisor Willard Peck informed the Town Board Members that Saratoga PLAN is the recipient of \$3.1 million in grant awards from the State Farmland Protection Implementation Program for the conservation of seven farm operations on six properties encompassing 961 acres of prime farmland in Saratoga County. Two of the awarded applications were from the Town of Northumberland, where 145 acres owned by Cathy and Neil Roberts, with the conservation of the Robert's Fiddle-i-Fee Farm and 220 acres owned and operated by Wayne Wood of Wildwood Farms. Ms. Trabka presented Farmland Protection Proposal Review Sheets, Site Plan Maps and Soil Quality Maps for the Half A Chance Farm and Baber Brothers Dairy LLC.

Councilwoman Patricia Bryant introduced Resolution #40 of 2016 –
A Resolution for Endorsement of an Agricultural Conservation Easement
For Barber Brothers Dairy Farm

WHEREAS:

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A. Barber Brothers Dairy LLC, Linda Barber and Chad Barber are landowners of certain real property (the "Property") consisting of approximately 432 acres in Tax Map parcels #'s 130.-1-41.3, 130.-1-18.2 and #130.-1-19 located on New York State Rte. 32, Tax Map Parcel # 117.-1-67 located on Stonebridge Road, Tax Map Parcel # 118.-1-9.212 and tax Map Parcel # 117.-1-16 located on Purinton Road in the Town of Northumberland, Saratoga County, New York. The Barbers are interested in protecting 432 acres, approximately 1/3 of their total farm acreage, for agricultural purposes by conveying a permanent conservation easement on the land;

B. Saratoga PLAN is a New York not-for-profit corporation within the meaning of Article 49, Title 3 or the Environmental Conservation Law of the State of New York (together with any successor statute, the "ECL"), is organized for, among other purposes, conserving real property, is a tax exempt and qualified organization within the meaning of Sections 501(c)(3), 509(a) and 170(b)(1)(A)(vi) of the Internal Revenue Code (the "Code"), and is a "qualified organization" for accepting, purchasing, and holding conservation easements under Section 170 (h) of the Treasury regulation Section 1.170A-14(c);

C. Article 14, Section 4 of the New York State Constitution States: "The policy of this state shall be to conserve and protect its natural resources and scenic beauty and encourage the development and improvement of its agricultural lands for the production of food and other agricultural products;"

D. Section 49-0301 of the ECL states: "The legislature hereby finds and declares that in order to implement the state policy of conserving, preserving and protecting its environmental assets and natural and man-made resources, the preservation of open spaces, the preservation, development and improvement of agricultural and forest lands,...is fundamental to maintenance, enhancement and improvement of ... balanced economic growth and quality of life in all areas of the state;"

E. The Property is located within Saratoga County's Agricultural District #1, created pursuant to Article 25-AA of the New York State Agriculture and Markets Law (the "AML"). Section 300 states: "It is hereby found and declared that many of the agricultural lands in New York State are in jeopardy of being lost for any agricultural purposes. When nonagricultural development extends into farm areas, competition for limited resources results... it is therefore, the declared policy of the state to conserve, protect and encourage the development and improvement of its agricultural land for production of food and other agricultural products... It is the purpose of this article to provide a locally-initiated mechanism for the protection and enhancement of New York State's agricultural lands as a viable segment of the local and state economies and as an economic and environmental resource of major importance;"

F. Article 25-AAA, Section 321 of the AML states: "It is hereby found and declared that agricultural lands are irreplaceable state assets. In an effort to maintain the economic viability, and environmental and landscape preservation values associated with agriculture", the Commissioner is authorized to

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administer programs to assist counties in developing agricultural and farmland protection plans to assist both county and municipal governments in the implementation of such plans. The Commissioner gives priority to projects that will preserve viable agricultural land, are located in areas facing significant development pressure and serve as a buffer for a significant natural public resource containing important ecosystem or habitat characteristics;”

G. The Property is located within Saratoga County, who’s Agriculture and Farmland Protection Board passed a resolution endorsing the conservation of this Property and submission of a funding application to NYS for such purpose on May 5, 2016.

H. Saratoga County adopted an Agricultural and Farmland Protection Plan in December, 1997 and a Green Infrastructure Plan in November, 2006. The Agricultural and Farmland Protection plan recommends:

- a. Support Local PDR Projects
 - i. “Encourage partnerships between landowners, local governments, private organizations, and the county to leverage access to existing state and federal funds purchase of development rights (“PDR”).
- b. Support Agricultural Conservation Easements
 - i. “Encourage landowners to learn more about private conservation options like conservation easements and promote public-private partnerships to expand these efforts”

The Green Infrastructure Plan recommends:

- c. “Help county municipalities and other partners create protection priorities, goals, and strategies for the conservation of natural heritage” (pg. 67)
- d. Create greenway corridors between natural system hubs.

I. The Property is located within the Town of Northumberland, which adopted a Comprehensive Plan in July 2004. The Plan identifies agriculture as the most important industry in Northumberland, vital to the Town’s economic well-being. The plan recommends;

- a. Preserve and encourage agricultural use within the town (pg. 36)
 - i. “Encourage public, private and not for profit groups to purchase or secure by other means development rights from farmland while allowing agricultural use to continue”
- b. “Preserve and protect the unique natural areas and plant and animal communities within the town” (pg. 38)
 - i. “Encourage private groups such as Saratoga PLAN to implement conservation easements to protect the town’s unique environmental areas”.

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c. "Require that densities and development patterns are consistent with soils suitability and protection of agricultural and open space resources" (pg.39)

i. "Use viable agricultural soils for agricultural Purposes".

J. The Property consists primarily of productive agricultural land. The Property contains of 40% prime soils and 12% soils of statewide importance as defined by the U.S. Department of Agriculture Natural Resources Conservation Services.

K. Saratoga PLAN determined that accepting a Conservation Easement on the Property will enhance the long-term agricultural values of the Property and promote the use of soil conservation practices, which will further Saratoga PLAN's charitable purposes of protecting the distinctive rural character of Saratoga County and its lands and waters of significant historic and ecological value. Furthermore, the Property is located within a high priority area for farmland and forestland conservation identified by the Saratoga PLAN in its conservation plan, adopted in January, 2014.

L. Barber Brothers Dairy LLC, Linda Barber, Chad Barber and Saratoga PLAN agree that the purpose of the agricultural conservation easement will be to conserve Viable Agricultural Land by preventing the conservation of the Property to non-farm uses. In achieving such prevention the Property shall be forever reserved for continued Agricultural Use.

NOW, THEREFORE, BE IT RESOLVED:

The Town of Northumberland Town Board passed a Resolution May 12, 2016 at a regular Town Board meeting, endorsing the submission of an application from Saratoga PLAN, in cooperation with Saratoga County Planning Department, to New York State Department of Agriculture and Markets for funding to Purchase Development Rights on a portion of Barber Brothers Farm and for Saratoga PLAN to hold and uphold a perpetual conservation easement on the land.

Councilman George Hodgson seconded Resolution # 40 of 2016 as presented.

Supervisor Willard Peck – "Aye"

Councilman John DeLisle – "Aye"

Councilman George Hodgson – "Aye"

Councilwoman Patricia Bryant – "Aye" Resolution # 40 of 2016 Adopted

Councilman George Hodgson introduced Resolution #41 of 2016 –

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A Resolution for Endorsement of a Conservation Easement
Half A Chance Farm

WHEREAS,

A. June Corbett and Michele Peters are landowners of Half A Chance Farm, certain real property (the "Property") consisting of approximately 74 acres in Tax Map Parcel #104.-1-28 located on Duncan Lane, in the Town of Northumberland, Saratoga County, New York. The landowners are interested in protecting the Property for Agricultural purposes by conveying a permanent conservation easement on the land;

B. Saratoga PLAN is a New York not-for-profit corporation within the meaning of Article 49, Title 3 of the Environmental Conservation Law of the State of New York (together with any successor statute, the "ECL"), is organized for, among other purposes, conserving real property, is a tax exempt and qualified organization within the meaning of Sections 501(c)(3), 509(a) and 170(b)(1)(A)(vi) of the Internal Revenue Code (the "Code"), and is a "qualified organization" to accept, purchase, and hold conservation easements under Section 107(h) of the Code of Treasury Regulation Section 1.170A-14(c);

C. Article 14, Section 4 of the New York State Constitution States: "The policy of this state shall be to conserve and protect its natural resources and scenic beauty and encourage the development and improvement of its agricultural lands for the production of food and other agricultural products;"

D. Section 49-0301 of the ECL states: "The legislature hereby finds and declares that in order to implement the state policy of conserving, preserving and protecting its environmental assets and natural and man-made resources, the preservation of open spaces, the preservation, development and improvement of agricultural and forest lands,...is fundamental to maintenance, enhancement and improvement of ... balanced economic growth and quality of life in all areas of the state;"

E. The Property is located within Saratoga County's Agricultural District #1, created pursuant to Article 25-AA of the New York State Agriculture and Markets Law (the "AML"). Section 300 states: "It is hereby found and declared that many of the agricultural lands in New York State are in jeopardy of being lost for any agricultural purposes. When nonagricultural development extends into farm areas, competition for limited resources results...it is, therefore, the declared policy of the state to conserve, protect and encourage the development and improvement of its agricultural land for production of food and other agricultural products... It is the purpose of this article to provide a locally-initiated mechanism for the protection and enhancement of New York State's agricultural lands as a viable segment of the local and state economies and as an economic and environmental resource of major importance;"

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F. Article 25-AAA, Section 321 of the AML states: "It is hereby found and declared that agricultural lands are irreplaceable state assets. In an effort to maintain the economic viability, and environmental and landscape preservation values associated with agriculture", the Commissioner is authorized to administer programs to assist counties in developing agricultural and farmland protection plans to assist both county and municipal governments in the implementation of such plans. The Commissioner gives priority to projects that will preserve viable agricultural land, are located in areas facing significant development pressure and serve as a buffer for a significant natural public resource containing important ecosystem or habitat characteristics;"

G. The Property is located within Saratoga County, who's Agricultural and Farmland Protection Board passed a resolution endorsing the conservation of this Property and submission of a funding application to NYS for such purpose on May 5, 2016.

H. The Property is located within Saratoga County, which adopted an Agricultural and Farmland Protection Plan in December, 1997 and a Green Infrastructure Plan in November, 2006. The Agricultural and Farmland Protection Plan recommends:

- a. Support Local PDR Projects
 - i."Encourage partnerships between landowners, local governments, private organizations, and the county to leverage access to existing state and federal funds for purchase of development rights ("PDR")."
- b. Support Agricultural Conservation Easements
 - i. "Encourage landowners to learn more about private conservation options like conservation easements and promote public-private partnership to extend these efforts"

The Green Infrastructure Plan recommends;

- c. "Help county municipalities and other partners create protection priorities, goals, and strategies for the conservation of natural heritage" (pg. 67)
- d. Create greenway corridors between natural system hubs.

I. The Property is located within the Town of Northumberland, which adopted a Comprehensive Plan in July 2004. The Plan identified agriculture as the most important industry in Northumberland, vital to the Town's economic well-being. The plan recommends;

- a. Preserve and encourage agricultural use within the town (pg36)
 - i. "Encourage public, private and not for profits groups to, purchase or secure by other means development rights from farmland while allowing agricultural use to continue"
- b. "Preserve and protect the unique natural areas and plant and animal communities within the town" (pg38)

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- i. "Encourage private groups such as Saratoga PLAN to implement conservation easements to protect the town's unique environmental areas".
- c. "Require that densities and development patterns are consistent with soils suitability and protection of agricultural and open space resources" (pg. 39)
 - i. " Use viable agricultural soils for agricultural purposes".

J. The Property consists primarily of productive agricultural land. The Property contains of 38% prime soils and 46% soils of statewide importance as defined by the U.S. Department of Agriculture Natural resources Conservation Services.

K. Saratoga PLAN determined that accepting a Conservation Easement on the Property will enhance the long –term agricultural values of the Property and promote the use of soil conservation practices, which will further Saratoga PLAN's charitable purposes of protecting the distinctive rural character of Saratoga County and its lands and waters of significant historic and ecological value. Furthermore, the Property is located within a high priority area for farmland and forestland conservation identified by the Saratoga PLAN in its conservation plan, adopted in January, 2014.

L. Half A Chance Farm, June Corbett, Michele Peters and Saratoga PLAN agree that the purpose of the agricultural conservation easement will be to conserve Viable Agricultural Land by preventing the conversion of the property to non-farm uses. In achieving such prevention the Property shall be forever reserved for continued Agricultural Use.

NOW, THEREFORE, BE IT RESOLVED:

The Town of Northumberland Board passed a Resolution on May 12, 2016 at a regular Town Board meeting, to endorse the submission of an application from Saratoga PLAN, in cooperation with Saratoga County Planning Department, to New York State Department of Agriculture and Markets for funding to Purchase Development Rights on Half A Chance Farm and for Saratoga PLAN to hold and uphold a perpetual conservation easement on the land.

Supervisor Willard Peck – "Aye"
Councilman John DeLisle – "Aye"
Councilman George Hodgson – "Aye"
Councilwoman Patricia Bryant – "Aye" Resolution # 41 of 2016 Adopted

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Brian Myers, Matthew Derway and Mark Wells with the Schuyler Hose Company came before the Town Board to give a presentation and to get the Town Board's support for a proposed project. Mr. Myers stated they are in the initial stage of looking into establishing a fire station within the Town of Northumberland. Mr. Myers stated that property owners within the Bacon Hill Fire Protection District, in most cases, are paying a higher homeowner premium due to the 5 + mile distance to the Schuyler Hose Fire Department. Mr. Myers stated that it would be a small 2 – 3 bay garage. Presently there are 10 members who reside in the Town of Northumberland and they would report to the substation instead of driving into Schuylerville in case of a fire. Mr. Myers stated that he is looking at property near the Terrel Hills Subdivision. Mr. Myers stated that they are not anticipating an increase in the fire tax. Mr. Myers stated that the money the Town of Northumberland presently allocates for the Bacon Hill Fire Protection District would be divided 30/70 between the Schuyler Hose Company and the Village of Schuylerville. The Northumberland Town Board was in support of the Schuyler Hose Company moving forward into investigating the feasibility of establishing a substation in the Town of Northumberland.

APPROVAL OF MINUTES

1. Councilman George Hodgson made a motion to approve the minutes of the March 22, 2016 Special Town Board Meeting. Councilwoman Patricia Bryant seconded the motion. All in favor, motion carried.

2. Councilman George Hodgson made a motion to approve the minutes of the April 14, 2016 Public Hearing. Councilwoman Patricia Bryant seconded the motion. All in favor, motion carried.

3. Councilwoman Patricia Bryant made a motion to approve the minutes of the April 14, 2016 Regular Monthly Meeting. Councilman George Hodgson seconded the motion. All in favor, motion carried.

CORRESPONDENCE

1. Supervisor Willard Peck received a letter from the "Turning Point Parade" Committee inviting the Town Board to participate in the 22nd Annual Turning Point Parade. The parade date is Sunday, August 7th. It was the consensus of the Town Board Members to participate in the parade.

2. Supervisor Willard Peck received a letter from Attorney William E. Fitzgerald with McPhillips, Fitzgerald & Cullum LLP regarding Marina Wilson – 51 Leonard Street and Harry and MayEllen Thomas – 44 Thomas Road. Attorney Fitzgerald stated that when they did a title search for the properties, it was revealed a paper street known as Mott Street based on an old map filed in the Saratoga County Clerk's

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Office. The potential buyer has requested that the Town quit claim any interest it has in this paper street back to the adjoining property owners. Therefore Attorney Fitzgerald is asking the Town Board to abandon the street, at least as to the portion that bisects the property being sold. Attorney Fitzgerald provided a copy of the survey. In the discussion the Town Attorney and the Code Enforcement officer confirmed that there was no evidence that the Town had ever had a real property interest in this paper street and that the Code Enforcement had also confirmed this fact with the town Assessor. The Town could either abandon the street or provide a quit claim deed if requested. The Board voted to authorize the Town Attorney to research the most appropriate method of confirming its lack of any real property interest in the paper street and to provide the applicant with either a quit claim deed for the portion of Paper Street traversing the applicant's property or abandoning this segment of property. The Board instructed the Town Attorney to limit the action to the segment of property crossing the applicant's property and to the properties of the immediately adjacent neighbors if necessary to protect their interests.

3. The Town of Northumberland received a flyer regarding a "Question & Answer Meeting" hosted by Cornell Cooperative Extension Saratoga County and Saratoga County Farm Bureau regarding "Renting Land for Solar Panels – Is it a Benefit or Curse". The Meeting is May 25, 2016 from 7:00 PM – 9:00 PM at the Cornell Cooperative Extension Office, 50 West High Street, Ballston Spa, NY.

OLD BUSINESS

1. Contract with South Glens Falls School: Town Attorney Douglas Ward stated that he is waiting for the amended contract from South Glens Falls School District regarding providing the Town of Northumberland a Certificate of Insurance naming us Additional Insurer and "Hold Harmless" Clause.

2. Special Town Board Meeting for bids for the Asbestos Removal and Demolition of the Old Town Hall. Supervisor Willard Peck stated that bids for this project are returnable by 12:00 Noon on May 18, 2016. At that time bids will be opened. It was the consensus of the Town Board that they will not have a Special Town Board Meeting and will consider awarding bids for the Asbestos Removal and Demolition of the Old Town Hall at June's Town Board Meeting which will be held on June 9, 2016 @ 7:00 PM.

NEW BUSINESS

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1. Asphalt Concrete Paving Bid: Highway Sup't Harold Vance Jr. presented the Asphalt Concrete Paving Bid for the Town Board's approval. Highway Sup't Vance stated the intent of this bid proposal is to solicit bids for materials, equipment and labor to pave with asphalt concrete on various roads in the Town of Northumberland. The successful bidder will furnish all materials, labor and equipment to deliver, place and compact Type 6 (Virgin material only, no Recycled Asphalt Products (R.A.P.) and Type 3 (Virgin material only no Recycled Asphalt Product (R.A.P.)). Highway Sup't Harold Vance Jr. stated that he is proposing Peters Road and Purinton Road (Type 3 Binder) and Brownville Road (Type 6 Binder). Councilman John DeLisle made a motion to solicit sealed bids for materials, equipment and labor to resurface with asphalt concrete (Virgin materials only) various streets within the Town of Northumberland. The Town reserves the right to extend any contract issued based on these specifications, under the same terms and conditions for a one year period from date or expiration provided such extension is mutually agreeable to both Town and the contractor. Each bid must contain a NON-COLLUSIOM CERTIFICATE per General Municipal Law, a WAIVER OF IMMUNITY CLAUSE, plus an OTETA COMPLIANCE CERTIFICATE. Bids must be received by Wednesday June 8, 2016 @ 4:00 PM. All bids will be opened and publically read at the Town Board Meeting on June 9, 2016 @ 7:00 PM. The Town has the right to reject any and all bids. Councilwoman Patricia Bryant seconded the motion. All in favor, motion carried.

2. Anna Payne with Green Leaf Racing asked the Town Board for a Letter of Support for the Hudson Crossing Triathlon being held on June 12, 2016 during the hours of 8:00 AM – 11:00 AM. Councilman George Hodgson made a motion to send a letter of support for their efforts to hold the Hudson Crossing Triathlon on Sunday, June 12, 2016 during the hours of 8 AM – 11 PM. The Town of Northumberland is not sponsoring this event and it will be necessary for them to maintain highway traffic and to protect the safety of participants in this event. Councilman John DeLisle seconded the motion. All in favor, motion carried.

3. Supervisor Willard Peck stated that the BAN note for the New Town Hall is due on May 19, 2016. The interest rate is 1.63%. The Town is paying \$150,000.00 leaving a balance of \$850,000.

Councilman John DeLisle introduced Resolution #42 of 2016 –

A RESOLUTION AUTHORIZING THE RENEWAL OF A BOND ANTICIPATION NOTE OR NOTES OF THE TOWN OF NORTHUMBERLAND, NEW YORK, IN THE AMOUNT OF \$850,000.00 IN ANTICIPATION OF THE SALE OF \$1,000,000.00 SERIAL BONDS TO PAY FOR THE CONSTRUCTUION OF A NEW TOWN HALL.

WHEREAS, pursuant to the bond resolution adopted May 19, 2015, the Town Board of the Town of Northumberland, New York, issued a Bond Anticipation Note in the amount of \$1,000,000.00, to mature May 19, 2016 to pay for the construction of a new town hall.

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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 May 19, 2016 in the amount of \$150,000.00 together with accrued interest and a new renewal note to be dated May 19, 2016 and issued in the amount of \$850,000.00 to mature no later than May 18, 2017;

BE IT RESOLVED this 12th day of May, 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 constructing a new town hall and in anticipation of the sale of serial bonds of the Town of Northumberland, New York, as authorized in a resolution adopted May 19, 2015, entitled

"A RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF \$1,000,000.00 SERIAL BONDS OF THE TOWN OF NORTHUMBERLAND, NEW YORK TO PAY FOR THE CONSTRUCTION OF A NEW TOWN HALL."

Section 2. The amount of Bonds to be issued for the aforesaid purpose is \$850,000.00. The amount of said Bond Anticipation Renewal Note or Notes shall not exceed \$850,000.00.

Section 3. Immediately, upon issuance of the Bond Anticipation Renewal Note authorized herein, the Bond Anticipation Note dated May 19, 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.

Section 4. The Bond Anticipation Renewal Notes authorized herein are renewal notes. By resolution dated May 19, 2015, the Town Board of the Town of Northumberland authorized the issuance of \$1,000,000.00 of serial bonds and Bond Anticipation Notes to pay for the construction of a new town hall. On or about May 19, 2016, the Town will issue Bond Anticipation Renewal Notes in the amount of \$850,000.00 and pay \$150,000.00 of the principal owed on the prior notes together with accrued interest. The Bond Anticipation Renewal Notes authorized herein are a renewal of the \$1,000,000.00 balance of the notes previously issued to pay for the construction of the new town hall. Said notes shall be renewed at the Glens Falls National Bank at an interest rate of 1.63%. 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.

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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.

Section 11. This resolution shall take effect immediately.

Councilwoman Patricia Bryant seconded the introduction of Resolution #42 of 2016.

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

Resolution #42 of 2016 Adopted

APPOINTMENTS

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1. ZBA Appointment: Gary Applegate’s term on the ZBA expires on 09/30/2016. Mr. Applegate submitted a letter asking to be reappointed. Councilman George Hodgson made a motion to reappoint Gary Applegate to the Zoning Board of Appeals (Term is from 10/01/2016 – 09/30/2023). Councilwoman Patricia Bryant seconded the motion. All in favor, motion carried.

2. Board of Assessment Review Appointment: Lisa Clark’s term on the Board of Assessment Review expires on 09/30/2016. Lisa Clark submitted a letter asking to be reappointed. Councilman George Hodgson made a motion to reappoint Lisa Clark to the Board of Assessment Review (Term is from 10/01/2016 – 10/31/2021). Councilwoman Patricia Bryant seconded the motion. All in favor, motion carried.

3. Schuyler Park Committee: Kevin Peck’s term on the Schuyler Park Committee expires on 05/31/2016 and does not wish to be reappointed. Stephanie Bowen has indicated that she wishes to be appointed to the Schuyler Park Committee for a three (3) year term. Councilman John DeLisle made a motion to appoint Stephanie Bowen to the Schuyler Park Committee (Term 06/01/2016 – 05/31/2019). Councilwoman Patricia Bryant seconded the motion. All in favor, motion carried.

DESIGNATIONS

1. Supervisor’s Financial Report for February 2016: Councilman John DeLisle introduced Resolution # 43 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 February 2016:

GENERAL

| | | |
|--------------------------|----|--------------|
| Balance as of 01/31/2016 | \$ | 1,157,244.87 |
| Increases | \$ | 825,440.65 |
| Decreases | \$ | 949,418.67 |
| Balance as of 02/29/2016 | \$ | 1,033,266.85 |

HIGHWAY

| | | |
|--------------------------|----|------------|
| Balance as of 01/31/2016 | \$ | 243,734.08 |
| Increases | \$ | 277,885.45 |
| Decreases | \$ | 75,840.88 |
| Balance as of 02/29/2016 | \$ | 445,778.65 |

SEWER DISTRICT #1

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|--------------------------|----|-----------|
| Balance as of 01/31/2016 | \$ | 33,804.15 |
| Increases | \$ | 4,861.73 |
| Decreases | \$ | 7.54 |
| Balance as of 02/29/2016 | \$ | 38,658.34 |

CAPITAL PROJECT – BUILDING

| | | |
|--------------------------|----|-----------|
| Balance as of 01/31/2016 | \$ | 44,837.18 |
| Increases | \$ | 4.74 |
| Decreases | \$ | 1,593.46 |
| Balance as of 02/29/2016 | \$ | 43,248.46 |

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

Councilwoman Patricia Bryant seconded the introduction of Resolution # 43 of 2016.

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

Resolution # 43 of 2016 Adopted

2. Supervisor’s Financial Report for March 2016: Councilman John DeLisle introduced Resolution # 44 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 March 2016:

GENERAL

| | | |
|--------------------------|----|--------------|
| Balance as of 02/29/2016 | \$ | 1,033,266.85 |
| Increases | \$ | 82,940.91 |
| Decreases | \$ | 61,969.66 |
| Balance as of 03/31/2016 | \$ | 1,054,238.10 |

HIGHWAY

| | | |
|--------------------------|----|------------|
| Balance as of 02/29/2016 | \$ | 445,778.65 |
|--------------------------|----|------------|

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| | | |
|--------------------------|----|------------|
| Increases | \$ | 136,807.26 |
| Decreases | \$ | 85,310.64 |
| Balance as of 03/31/2016 | \$ | 497,275.27 |

SEWER DISTRICT #1

| | | |
|--------------------------|----|-----------|
| Balance as of 02/29/2016 | \$ | 38,658.34 |
| Increases | \$ | 1.73 |
| Decreases | \$ | 33.30 |
| Balance as of 03/31/2016 | \$ | 38,626.77 |

CAPITAL PROJECT – BUILDING

| | | |
|--------------------------|----|-----------|
| Balance as of 02/29/2016 | \$ | 43,248.46 |
| Increases | \$ | 3.51 |
| Decreases | \$ | 6,761.25 |
| Balance as of 03/31/2016 | \$ | 36,490.72 |

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

Councilwoman Patricia Bryant seconded the introduction of Resolution # 44 of 2016.

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

Resolution # 44 of 2016 Adopted

3. Approval of Vouchers: Councilman John DeLisle introduced Resolution # 45 of 2016 –

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

A (General Fund) Vouchers - # 144 - # 176 Total: \$ 219,761.07
DA (Highway Fund) Vouchers - # 116 - # 138 Total: \$ 21,831.46
SS (Gansevoort Sewer District) Voucher # 4 Total: \$ 41.06

Councilwoman Patricia Bryant seconded the introduction of Resolution # 45 of 2016

**Town of Northumberland
Town Board Meeting
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Supervisor Willard Peck – “Aye”
Councilman John DeLisle – “Aye”
Councilman George Hodgson – “Aye”
Councilwoman Patricia Bryant – “Aye”

Resolution # 45 of 2016 Adopted

Supervisor Willard Peck stated that he would like to purchase new chairs for the board table. The present chairs are too low. Councilman George Hodgson made a motion authoring the purchase of seven chairs not to exceed \$1,700 total. Councilwoman Patricia Bryant seconded the motion. All in favor, motion carried.

Councilman John DeLisle made a motion @ 8:40 PM to go into Executive Session to discuss possible litigation. Councilwoman Patricia Bryant seconded the motion. All in favor, motion carried.

Councilman George Hodgson made a motion @ 9:15 PM to reconvene the Regular Monthly Meeting. Councilman John DeLisle seconded the motion. All in favor, motion carried.

Supervisor reported that no action was taken.

Councilman John DeLisle made a motion @ 9:20 PM to adjourn the Regular Monthly Meeting. Councilwoman Patricia Bryant seconded the motion. All in favor, motion carried.

Respectfully submitted,

Denise D Murphy
Town Clerk

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