

**Town of Northumberland
Town Board Meeting
April 8, 2021**

The Regular Monthly Meeting of the Northumberland Town Board was called to order by Supervisor Willard Peck. Following the salute to the flag, roll call was taken. Those attending were Councilman Paul Bolesh; Councilman John DeLisle; Councilman George Hodgson and Councilwoman Patricia Bryant. Also attending was Clerk Denise Murphy; Town Attorney David Brennan and Building and Zoning Administrator Richard Colozza.

PUBLIC PARTICIPATION

There were no comments from the public.

APPROVAL OF MINUTES

1. Councilman George Hodgson made a motion to approve the minutes of the March 11, 2021 Regular Monthly Meeting. Councilwoman Patricia Bryant seconded the motion. All in favor, motion carried.

CORRESPONDENCE

1. Dog Control Officer: Ed Cross, Dog Control Officer, submitted his report for March 2021. Mr. Cross answered 14 complaints, brought 6 dogs to the Saratoga County Animal Shelter, issued 1 Warning and issued 3 Summons. Mr. Cross stated that he has been issuing tickets for an ongoing barking problem at 4870 Route 50.

NEW BUSINESS

1. Bond Anticipation Renew Note for a 2019 Western Star: Supervisor Peck reported that the Town of Northumberland needs to renew the BAN for the 2019 Western Star. Currently there is a \$90,000.00 balance on the BAN. We will be approving paying \$45,000.00 tonight and leaving a balance of \$45,000.00. Supervisor Peck stated that he has talked with Glens Falls National Bank & Trust and they have given us an interest rate of 1.25%.

Councilman John DeLisle Introduced Resolution #38 of 2021 -

A RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF NOTES OF THE TOWN OF NORTHUMBERLAND, NEW YORK IN THE AMOUNT OF \$45,000.00, 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 TANDEM PLOW AND DUMP EQUIPMENT.

WHEREAS, pursuant to the Bond Resolution adopted April 19, 2018, the Town Board of the Town of Northumberland, New York, issued a Bond Anticipation Note in the amount of \$180,000.00, to mature April 19, 2019 for the purpose of purchasing a 2019 Western Star 4700SB Cab/Chassis and Cives Tandem Plow and Dump Equipment; and

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WHEREAS, pursuant to a Bond Anticipation Renewal Note Resolution adopted April 11, 2019, the Town Board renewed the note, in part, by issuing an \$135,000.00 Bond Anticipation Renewal Note dated April 19, 2019, to mature on April 18, 2020, and paying \$45,000.00 of the principal owed on the note together with accrued interest on April 19, 2019; and **WHEREAS**, pursuant to a Bond Anticipation Renewal Note Resolution adopted April 9, 2020, the Town Board renewed the note, in part, by issuing a \$90,000.00 Bond Anticipation Renewal Note dated April 18, 2020, to mature on April 17, 2021, and paying \$45,000.00 of the principal owed on the note together with accrued interest on April 18, 2020; 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 April 17, 2021 to wit the sum of \$45,000.00 together with accrued interest and a new renewal note to be dated April 17, 2021 and issued in the amount of \$45,000.00 to mature no later than April 16, 2022;

BE IT RESOLVED this 8th day of April, 2021, 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 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 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 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 \$45,000.00.

Section 3. Immediately, upon issuance of the Bond Anticipation Renewal Note authorized herein, the Bond Anticipation Note dated April 18, 2020 issued in anticipation of the aforesaid bonds 2 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 Note authorized herein is a renewal note. By resolution dated April 19, 2018, the Town Board of the Town of Northumberland authorized the issuance of \$180,000.00 of serial bonds and a Bond Anticipation Note to pay for the purchase of a 2019 Western Star 4700SB Cab/Chassis and Cives Tandem Plow and Dump Equipment. On or before April 17, 2021, the Town will issue Bond Anticipation Renewal Notes in the amount of \$45,000.00 and pay \$45,000.00 of the principal owed on the prior note together with accrued interest. The Bond Anticipation Renewal Notes authorized herein are a renewal of the \$45,000.00 balance of the notes previously issued to pay for the purchase of

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a 2019 Western Star 4700SB Cab/Chassis and Cives Tandem Plow and Dump Equipment. Said notes shall be renewed at the Glens Falls National Bank at an interest rate of 1.25%. The Bond Anticipation Renewal 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. re

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 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, 2021. 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 full 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 Paul Bolesh seconded the introduction of Resolution # 38 of 2021.

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

Resolution #38 of 2021 Adopted

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2. Town Wide Garage Sale: Supervisor Peck stated that Penny Gifford-Hargett has contacted him regarding the Town Wide Garage Sale which is held on Mother's Day Weekend. Mrs. Hargett would like to use the Veteran's Park again this year. It was the consensus of the Town Board Members to grant Mrs. Hargett's request to use the park with vendors being spread out and there will be no portable toilet located in the Park and they must follow all New York State and CDC rules regarding Covid 19.

3. Bacon Hill Bonanza Race: The Town of Northumberland received a letter from the Bacon Hill Bonanza Race Committee requesting permission to host the Bacon Hill Bonanza Road Race on Saturday, May 22, 2021. Due to Covid restrictions, this year they plan to have a 5K event and limit it to 100 participants with a staggered start and social distancing. The Race will start at 10:00 and be finished by Noon. They will just be using Stonebridge Road for the "out and back" style race leaving from the church and turning around before the intersection with Callahan Road. The Race will be sanctioned by USA Track and Field and receive a Certificate of Insurance for the Town of Northumberland through them. This year's race waiver will include Covid specific language. For Safety reasons, once again we would like to request permission to close Stonebridge Road to traffic that day from 9:00 AM until Noon. A Safety Plan will be submitted to the town for this event. They will comply with any changes to Covid restrictions. Councilman John DeLisle introduced Resolution # 39 of 2021 –

WHEREAS, the Town of Northumberland received a request for support of the 9th Annual Bacon Hill Bonanza Race, and

WHEREAS, the event is scheduled to take place on May 22, 2021 from 10:00 AM – 12 Noon, and

WHEREAS, The Northumberland Town Board support Bacon Hill Reformed Church to hold the Bacon Hill Bonanza Race on Saturday May 22, 2021 during the hours of 8:00 AM through 12 Noon. The Town of Northumberland is not sponsoring the event, and be it further

RESOLVED, it will be necessary to maintain highway traffic and to protect the safety of participants in this event and Bacon Hill Reformed Church will be responsible to obtain the necessary traffic control assistance from the Sheriff's Department and to obtain any permits required outside the jurisdiction of the Town of Northumberland, and be it further

RESOLVED, Bacon Hill Reformed Church must provide a Certificate of Liability Insurance and must name the Town of Northumberland as additional insured, and be it further

RESOLVED, Bacon Hill Reformed Church will not hold the Town of Northumberland liable for any claims for injury or damages resulting from or arising out of the use of Stonebridge Road. Bacon Hill Reformed Church agrees to indemnify the Town and hold it harmless against any and all such claims.

Councilman George Hodgson seconded the introduction of Resolution # 39 of 2021.

Supervisor Willard Peck – "Aye"
Councilman Paul Bolesh – "Aye"

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Councilman John DeLisle – “Aye”

Councilman George Hodgson – “Aye”

Councilwoman Patricia Bryant – “Aye”

Resolution #38 of 2021 Adopted

4. Copier: Town Clerk Denise Murphy provided the Town Board Members a quote for a Sharp Copier that is on State Contract (State Contract # PM68232). The copier is a SHARP MX-3071. The purchase price for the copier is \$3,362.00; sheet trays is an additional \$279.00 and the Inner Finisher is \$568.00. The total purchase price is \$4,209.00. The Town has the option of lease to own of \$154.41 per month for 36 months, the total cost at the end would be \$5,558.76. Clerk Denise Murphy stated the copier at the Planning/Zoning/Building Department is 15 years old. Councilman George Hodgson made a motion to purchase the SHARP MX-3071 with add-on's (State Contract # PM68232) for a total cost of \$4,209.00. Councilwoman Patricia Bryant seconded the motion. All in favor, motion carried.

5. Veterans: Supervisor Willard Peck stated that Saratoga County amended the 2021 Budget allocating \$2,500 per town and city to assist Saratoga County Communities with the funding of Veterans program, events or projects. Some examples of intended use include but are not limited to expenses related to parades, ceremonies, or other recognition events for veterans and Military; Flags or other Memorial Day grave decoration projects for Veterans; costs associated with Veteran's memorial or monument repair or construction. Supervisor Peck asked each Board Member to think about what they would like to see in our Town.

6. Stonebridge Farm: Supervisor Willard Peck stated that at January 2021 Town Meeting representatives for Stonebridge Farm came in front of the Town Board regarding the rezoning of the Stonebridge Farms property as a Planned Unit Development District (PUDD). The PUDD would enable commercial uses on 14.21 acres and the remaining 72.07 acres which would remain agricultural. The PUDD would have allowable uses within the Commercial Use area would include Agricultural Event Venue; catering kitchen, parking and any allowable uses in the Agricultural Use area. The PUDD was referred to the Planning Board to review and comment on the proposed rezoning of the Stonebridge Farms property. On March 29, 2021, the Planning Board met and considered this matter. In accordance with Zoning Law Article V, the Planning Board recommends that the request for creation of the PUD be granted. The Planning Board stated if the Town Board votes to approve the PUD, particular attention should be given to potential sources of noise and the potential for impacts from traffic in addition to asking the Town Engineer review Town Codes regarding ADA Parking, traffic safety access, lighting and limitations of occupancy. The Planning Board is also recommending no more than 500 people attend a single event on the entire site. Restrict the dual use zone from uses as proposed in the draft local law. Consider the water usage impact for large crowds, require special use permits for exterior structures. Consider the agricultural impact and compatibility of the use with agricultural. Daniel Farnan, Project Engineer with Colliers Engineering and Genevieve Trigg, Special Counsel with Barclay Damon addressed some of the Planning Board's concerns. Councilman George Hodgson made a motion to hold a Public Hearing on the proposed Local Law amending the Town of Northumberland Zoning Ordinance to establish a Planned Unit Development District for Stonebridge Farm. Councilman John DeLisle seconded the motion. All in favor, motion carried. The Town Board thanked Mr. Farnan and Ms. Trigg for attending tonight's meeting.

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7. P/T Clerk: Supervisor Willard Peck stated that the Town's Court Clerk Karen Epifanio has been working part time as the bookkeeper. Christina Kilburn, Planning/Zoning/Highway Clerk has been doing the payroll end. Supervisor Peck stated that Ms. Kilburn's hourly rate was increased \$2.00 to do the additional duties. Supervisor Willard Peck stated that he would also like to increase Karen Epifanio's hourly rate from \$16 to \$18 per hour for the additional duties. Councilman Paul Bolesh made a motion to amend the Organizational Meeting Minutes to reflect the Court Clerk's new rate of \$18.00 per hour. Councilwoman Patricia Bryant seconded the motion. All in favor, motion carried.

DESIGNATIONS

1. Approval of Vouchers: Councilwoman Patricia Bryant introduced Resolution # 40 of 2021

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

A (General Fund) Vouchers # 76 - # 97 Total: \$ 24,397.09
DA (Highway Fund) Vouchers # 89 - # 116 Total: \$ 73,532.66
SS (Sewer Fund) Voucher # 3 Total: \$ 30.85
TA (Trust & Agency) Vouchers #13 - #15 Total: \$1,458.40

Councilman George Hodgson seconded the introduction of Resolution # 40 of 2021

Supervisor Willard Peck – "Aye"
Councilman John DeLisle – "Aye"
Councilman Paul Bolesh – "Aye"
Councilman George Hodgson – "Aye"
Councilwoman Patricia Bryant – "Aye" Resolution # 40 of 2021 Adopted

Councilman George Hodgson made a motion @ 9:20 AM to adjourn the Regular Monthly Meeting. Councilman Paul Bolesh seconded the motion. All in favor, motion carried.

Respectfully submitted,

Denise Murphy, Town Clerk