

**STATE OF NEW YORK
COUNTY OF ALBANY**

JULY 17, 2017

REGULAR MEETING

The regular monthly meeting of the Town Board of the Town of Berne was held on the above date with the following officers present: Supervisor Crosier, Councilmembers Golden, Schimmer & Cooke. Also present was Town Clerk Clayton, Attorney Conboy, and several interested citizens. Councilmember Jordan was not in attendance. The Pledge of Allegiance was led by Supervisor Crosier who then called the meeting to order at 7:30 PM, and on motion of Councilmember Cooke and seconded by Councilmember Golden, the minutes of 6/14/17 were approved as presented with the following members voting aye; Supervisor Crosier; Councilmembers Golden, Schimmer & Cooke. Supervisor Crosier opened the meeting to guests:

Helen Marie Lounsbury – Thanked the board for working on internet capability for the Town; acknowledged the Fox Creek Market for their excellent service and dedication to the community and asked the residents to support their business. Supervisor Crosier gave an update on the broadband internet.

Michael Vincent – expressed thanks for the television for the planning board and stated that it worked very well at their meeting; remarked how nice it looks with the hotel down; the seniors enjoyed a nice trip to Lake George; spoke about the need for senior citizen housing.

CORRESPONDENCE

Thank you note from Debra & Haythem Bajouwa for the use of the Town Park for the 3rd Annual Hilltown Garden Exchange and Gardener's Picnic.

Save the date for grand opening of Town of Westerlo Heritage Museum on 10/6/17 at 7PM.

COMMITTEE REPORTS

HIGHWAY- Highway Superintendent Bashwinger discussed the ditching on Bradt Hollow, Cook, Peasley, Wood, Elm & Long roads; requested rental from Vantage for Gradall for one more month; paving will begin 2nd – 3rd week of August depending on weather; 17 culverts will be installed on Gulf Hill Road; the reclamation work at the salt shed will begin when the weather clears; the CHIPS road list was discussed in great detail; Superintendent Bashwinger called for a vote, but after discussion the matter was tabled; residents can purchase culverts from the Highway Department through the Town Clerk.

SENIORS - Councilmember Schimmer reported that the function of the Board of Directors was discussed and officers were appointed; board membership and potential candidates were appointed; general operations were discussed along with transportation and meal arrangements. The outreach office is now open.

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SENIOR MEAL PROGRAM – Linda Hodges has been recovering from an illness and get-well cards can be sent to the Town Clerk.

LIBRARY - Joanne Brady gave the Trustee Meeting report. There is now a free library located outside the Town Hall.

YOUTH COUNCIL –The Summer Recreation Program will be July 17-22. The Youth Council is looking for volunteers to serve on the council.

SWITZKILL FARM – Councilmember Schimmer reported that a \$150,000 grant for parking development has been applied for; there will be a Harvest Fest on 10/7/17 and there will be a viewing of the solar eclipse on 8/21/17.

OLD BUSINESS

**INTRODUCTION OF LOCAL LAW #3 OF 2017
“TOWN OF BERNE SOLAR ENERGY SYSTEM MORATORIUM LAW”**

After discussion, Supervisor Crosier introduced Local Law #3 of 2016 “**Town of Berne Solar Energy System Moratorium Law**” and moved to set a public hearing on proposed Local Law #3 of 2017 for August 9, 2017 at 7:15 PM and directing the Town Clerk to give notice of such public hearing in the manner provided in Section 20 of the Municipal Home Rule Law, and Councilmember Schimmer seconded the introduction of the proposed local law and the motion. Motion carried with the following members voting aye: Supervisor Crosier, Councilmembers Golden, Schimmer and Cooke.

**INTRODUCTION OF LOCAL LAW #4 OF 2017
“TOWN OF BERNE HYDRAULIC FRACTURING AND/OR HYDROFRACKING LAW”**

After discussion, Supervisor Crosier introduced Local Law #4 of 2017 “**Town of Berne Hydraulic Fracturing and/or Hydrofracking Law**” and moved to set a public hearing on proposed Local Law #4 of 2017 for August 9, 2017 at 7:15 PM and directing the Town Clerk to give notice of such public hearing in the manner provided in Section 20 of the Municipal Home Rule Law, and Councilmember Golden seconded the introduction of the proposed local law and the motion. Motion carried with the following members voting aye: Supervisor Crosier, Councilmembers Golden, Schimmer and Cooke.

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NEW BUSINESS

APPROVING RENTAL OF GRADALL FROM VANTAGE EQUIPMENT

After discussion, Councilmember Golden made a motion seconded by Councilmember Schimmer approving the rental from Vantage Equipment for one XL3100 Gradall for one month for the highway department in an amount not to exceed \$7,600. Motion carried with the following members voting aye: Supervisor Crosier and Councilmembers Golden, Schimmer & Cooke.

APPOINTING BRIAN CRAWFORD AS ASSESSOR

After discussion, Supervisor Crosier made a motion seconded by Councilmember Golden appointing Brian Crawford as Assessor to fill the term that expires 12/31/71. Motion carried with the following members voting aye: Supervisor Crosier and Councilmembers Golden, Schimmer & Cooke.

AUTHORIZING ROAD CLOSURE FOR FOX CREEK RACE

After discussion, Councilmember Golden made a motion seconded by Councilmember Cooke to authorize the Town Clerk to send a letter to the Sheriff's Office to close Helderberg Trail (NYS Rt. 443), from the U.S. Post Office in the Hamlet of Berne, west to the intersection with Switzkill Road (Co. Rt.1); Switzkill Road, from Helderberg Trail south to the intersection with Canaday Hill Road (Co. Rt. 9); and Canaday Hill Road, from Switzkill Road east to the intersection with Helderberg Trail. Roads will be closed to traffic from 9AM to 10AM on Saturday, August 5, 2017 for the duration of the Fox Creek 5K race and to publish a notice in The Altamont Enterprise. Motion carried with the following members voting aye: Supervisor Crosier, Councilmembers Golden, Schimmer and Cooke.

AWARDING OF BIDS

Tennis and Basketball Courts at the Town Park

The Town Board reviewed the bids received on 7/10/17 from the following:
Copeland Coating Company, Inc.

Materials and labor for one existing Tennis Court at the Town Park \$11,600;
Materials and labor for one existing Basketball Court at the Town Park \$10,500.

After reviewing the above said bids, Councilmember Golden made a motion which was seconded by Supervisor Crosier to award the bid to Copeland Coating Company, Inc. in an amount not to exceed \$22,100. Motion carried with the following members voting aye: Supervisor Crosier and Councilmembers Golden, Schimmer and Cooke.

Supervisor Crosier also discussed a quote from Pro Dunk Diamond for rust armor version of the basketball hoop.

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APPROVING MILEAGE POLICY AND MILEAGE FORM

After discussion, Councilmember Golden made a motion seconded by Councilmember Cooke approving the mileage policy and mileage form to be effective immediately. Motion carried with the following members voting aye: Supervisor Crosier and Councilmembers Golden, Schimmer and Cooke.

PAVING OF RTE. 443

Supervisor Crosier discussed the paving of Rt. 443 from the Senior Center to the intersection of Rts. 85 & 443.

AUTHORIZING THE TOWN CLERK TO SEND LETTER TO NYSDOT FOR SPEED LIMIT REDUCTIONS

After discussion, Councilmember Cooke made a motion seconded by Councilmember Schimmer authorizing the Town Clerk to send a letter to NYSDOT requesting the speed limit be reduced to 45 mph beginning at the intersection of Rts. 85 & 443 to Main Street. The letter will be sent out after the paving is complete. Motion carried with the following members voting aye: Supervisor Crosier and Councilmembers Golden, Schimmer and Cooke.

AUTHORIZING SUPERVISOR CROSIER TO SIGN CONTRACT WITH SANTORE'S WORLD FAMOUS FIREWORKS, LLC.

After discussion Supervisor Crosier made a motion seconded by Supervisor Crosier authorizing Supervisor Crosier to sign contract with Santore's World Famous Fireworks, LLC., in the amount of \$3,000 for fireworks at Summerfest. Motion carried with the following members voting aye: Supervisor Crosier and Councilmembers Golden, Schimmer and Cooke

AUTHORIZING EXPENDITURE TO THE ALTAMONT ENTERPRISE FOR SUMMERFEST

After discussion, Councilmember Schimmer made a motion seconded by Councilmember Cooke authorizing the expenditure of \$405 to The Altamont Enterprise for advertisement for the Summerfest. Motion carried with the following members voting aye: Supervisor Crosier and Councilmembers Golden, Schimmer and Cooke

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AUTHORIZING BUDGET TRANSFERS

After discussion, Councilmember Golden made a motion seconded by Councilmember Cooke that the following fund transfers be authorized in the amounts and manners as set forth:

General Fund:

From:		To:	Amount:	
A9060e 44976	\$6000.00	A 89060	\$12600.00	medical insurance
A9060e 44977	\$ 6600.00			
A9060e 44977		A89055	\$ 45.00	disability
A1010e 44020		A1010e 44047	\$ 1000.00	town board consulting fee
A1990e 44999	\$ 490.00	A1330e 44038	\$ 200.00	tax collector travel
		A1330e 44039	\$ 290.00	
A1990e 44999	\$ 2300.00	A1620e 11165	\$ 1000.00	custodian
		A7110 44022	\$ 1300.00	maintenance supplies parks
A3620e 44047		A3620e 44035	\$ 100.00	buildings postage
A7410e 44100		A7410e 44999	\$ 310.00	miscellaneous Library
A8020e 44020		A8020e 22050	\$ 500.00	planning equipment
computer				
A8020e 44047		A8020 44042	\$ 400.00	planning printing
A8160e 44050		A8160e 44070	\$ 400.00	Transfer station
				vehicle maintenance

Highway fund:

From		To	Amount	
Da 1430e 44047	\$ 350.00	Da1430e 44021	\$ 350.00	computer supplies
Da5110e 44077	\$ 840.00	Da513010e 44070	\$ 20.00	Truck # 10
		Da 513022 44070	\$ 70.00	Truck # 22
		Da 513027 44070	\$ 750.00	Truck # 27

Sewer Fund:

From:		To:	Amount:	
SS9901e 9996	\$ 1650.00	SS8110e 44070	\$ 500.00	Equipment repair
		SS8110e 44100	\$ 1150.00	Fuel oil/Propane

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BILLS AND REPORTS

The Supervisor's, Town Clerk's and Building & Zoning Administrator's monthly reports were received and accepted.

Councilmember Schimmer made the motion seconded by Councilmember Cooke to approve payment of the following bills:

GENERAL FUND, HIGHWAY FUND & SEWER 2017.....	\$50,409.79
ABSTRACT#071217.....	\$48,472.79
ABSTRACT#072117.....	\$ 1,937.00

Motion carried with the following members voting aye: Supervisor Crosier and Councilmembers Golden, Schimmer and Cooke.

MOTION TO ADJOURN

There being no further business, Councilmember Cooke made the motion seconded by Councilmember Schimmer to adjourn the meeting. Motion carried with the following members voting aye: Supervisor Crosier and Councilmembers Golden, Schimmer and Cooke. Meeting adjourned at 9:00 PM.

Respectfully submitted,

Anita C. Clayton, Town Clerk