

**6:45 PM Public Hearing Local Law # 6 of 2018**

Supervisor Lyons declared the public hearing on Local Law #6 of 2018 known as “**A Local Law modifying the Berne Town Code related to the Town of Berne Youth Council**” still open with the following members present; Councilmembers Schimmer, Jordan, Palow & Willsey. Supervisor Lyons opened the floor to guests: after public comment from residents, Supervisor Lyons closed the public hearing at 7:00 PM.

**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 Lyons, Councilmembers Schimmer, Jordan, Palow & Willsey. Also present were Town Clerk Clayton, Attorney Conboy, and several interested citizens. The Pledge of Allegiance was led by Supervisor Lyons who then called the meeting to order at 7:00 PM, and on motion of Councilmember Willsey and seconded by Councilmember Jordan, the minutes of 09/12/18 and 09/26/18 were accepted with the following members voting aye; Supervisor Lyons; Councilmembers Schimmer, Jordan, Palow & Willsey.

**CORRESPONDENCE**

Letter from Hon. Raymond & Hon. Zuk supporting efforts to improve parking at the Town Hall. Thank you note from Kiernan Hanley for donations towards his Eagle Scout project. Thank you note from the Senior Meal Program saying how pleased they are with the new tables and chairs, new plates and all the maintenance performed on the building.

**DEPARTMENT/LIAISON REPORTS**

**HIGHWAY**- Highway Superintendent Bashwinger reported that 9 highway employees attended traffic safety control training through Cornell and will attend training with PESH at the end of October. Truck #37 will be put back on Auctions International as offer price was too low; purchase of new trucks were discussed.

**PLANNING & ZONING** – Councilmember Jordan reported that Michael Vincent was named as acting Chair and Alexis Goldsmith was recommended as planning board member; the site plan for proposed Dollar General was reviewed with a public hearing scheduled for 11/1/18; approved historic review for a house in the Berne Hamlet; next meeting is 10/18/18. ZBA members attended a Bethlehem ZBA meeting for informational purposes; meeting on 10/17/18 to review Special Use Permit application for Helderberg Christian School.

**SENIORS** – Councilmember Jordan stated next meeting is 10/13/18 and stated how several members are pleased with the new tables and chairs.

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**YOUTH COUNCIL** – Ms. Guarino reported that there will be a “Trunk or Treat” with Helderberg Lutheran Church on 10/31/18 from 4-6PM; looking into training on Youth Protection programs; working on the by-laws.

**SWITZKILL FARM** – Councilmember Schimmer reported that there is a committee to work with Roger Chrysler for the Agricultural Museum for Switzkill Farm; Spook-tacular Boo Bash will be held on October 20, 2018 from 6-9PM.

**SENIOR MEAL PROGRAM** - Councilmember Schimmer stated how impressed she is with the volunteers who work on the meal program; on 10/16 Tom Dolin from Albany County Cooperative Extension will be present to discuss HEAP and SNAP programs; Shannon McNally and Sandy martin will discuss Medicare; 2<sup>nd</sup> Monday of every month an Attorney for Seniors is available, please make appointment with Charlotte Fuss 518-861-8960.

**CONSERVATION BOARD** – Mr. Schwendeman reported that three high impact actions are underway; Jessica Waldorf from NYPA gave a presentation regarding the Streetlight Project.

**LIBRARY** – Kathy Stempel spoke regarding activities at the Library.

**ANNOUNCEMENTS**

- Access Hill Towns will be sponsoring a presentation on HEAP/snap at the Berne Community & Senior Center on 10/16/18 at 12:15 PM
- Berne Fire District will host their annual Roast Beef Dinner on 10/21/18
- Lasagna Dinner & Cakewalk will be held on 11/3/18 – noon-5:00pm

**OLD BUSINESS**

**ADOPTING LOCAL LAW #6 OF 2018**

**“A Local Law Modifying the Berne Town Code related to the Town of Berne Youth Council”**

The following resolution was offered and moved by Supervisor Lyons and seconded by Councilmember Schimmer:

**WHEREAS** Local Law #6 of 2018 known as “**A Local Law Modifying the Berne Town Code related to the Town of Berne Youth Council**” has been introduced by the Town Board of the Town of Berne and a public hearing has been duly called and held, **NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Berne hereby adopts **LOCAL LAW #6 of 2018** of the Town of Berne known as “**A Local Law Modifying the Berne Town Code related to the Town of Berne Youth Council**”. The resolution was adopted by the following roll call vote: Supervisor Lyons & Councilmembers Schimmer, Jordan, Palow and Willsey.....Aye.

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**WORKSHOP DATES-** Budget workshops will be held on 10/17/18 from 3:00 PM – 6:30 PM at the Berne Town Hall and on 10/22/18 (if needed) beginning at 4:00 PM.

**APPROVING RANDY BASHWINGER AS YOUTH COUNCIL MEMBER**

After discussion, Supervisor Lyons made a motion seconded by Councilmember Palow approving Randy Bashwinger as a member to the Youth Council. The motion was denied by the following roll call vote: Supervisor Lyons...aye; Councilmember Palow...aye; Councilmember Schimmer...nay; Councilmember Jordan...nay; Councilmember Willsey...nay. Councilmember Willsey submitted documentation to be recorded as part of the record. Documentation on file with the Town Clerk.

**NEW BUSINESS**

**INTRODUCTION OF LOCAL LAW #7 OF 2018**

**“Local Law modifying the Berne Town Code related to the Town of Berne Switzkill Farm Board”**

After discussion, Supervisor Lyons introduced **Local Law #7 of 2018 “Local Law modifying the Berne Town Code related to the Town of Berne Switzkill Farm Board”** and moved to set a public hearing on proposed Local Law #7 of 2018 for November 14, 2018 at 6:45 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 Lyons, Councilmembers Schimmer, Jordan, Palow and Willsey.

**ACCEPTING RESIGNATION OF DEBRA BAJOUWA**

After discussion, Supervisor Lyons made a motion seconded by Councilmember Jordan accepting the resignation of Debra Bajouwa as Planning Board Chair. Motion carried with the following members voting aye: Supervisor Lyons, Councilmembers Schimmer, Jordan, Palow and Willsey.

**SWITZKILL FARM AGRICULTURAL MUSEUM-** Mr. Kunker and Mr. Chrysler gave a brief outline of their request for an Agricultural Museum at Switzkill Farm.

**RESOLUTION HONORING GERALD CROSS 2017 NYS EMT OF THE YEAR**

A complete copy of the resolution attached to these minutes was offered and moved by Supervisor Lyons and seconded by Councilmember Schimmer. Resolution was carried with the following members voting aye: Supervisor Lyons and Councilmembers Schimmer, Jordan, Palow & Willsey.

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**PUBLIC COMMENT**

Several citizens spoke regarding matters in the Town and before the Board.

**AUTHORIZING BUDGET TRANSFERS**

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

**General Fund.**

| <b>From:</b>                      | <b>To:</b>   | <b>Amount:</b> |
|-----------------------------------|--------------|----------------|
| A1990e 44999 \$ 165.00            | A1220e 44047 | \$ 165.00      |
| A1990e 44999 \$ 874.00            | A3620e 11160 | \$ 6528.00     |
| A7111e 10016 \$ 1004.00           |              |                |
| A8010e 11195 \$ 1750.00           |              |                |
| A8020e 44045 \$ 1000.00           |              |                |
| A8020e 11190 \$ 900.00            |              |                |
| A8020e 44047 \$ 1000.00           |              |                |
| <br>                              |              |                |
| A1410e 44999                      | A1410e 44047 | \$ 27.50       |
| <br>                              |              |                |
| A1430e 22050 \$ 180.00            | A1430e 44021 | \$ 400.00      |
| A1430e 44020 \$ 224.00            |              |                |
| <br>                              |              |                |
| A1620e 22300 \$ 420.00            | A1620e 44022 | \$ 320.00      |
|                                   | A1620e 44028 | \$ 100.00      |
| <br>                              |              |                |
| A1620e 44070                      | A1620e 44036 | \$ 500.00      |
| <br>                              |              |                |
| A3620e 44021                      | A3620e 44047 | \$ 30.00       |
| <br>                              |              |                |
| A7110e 44253                      | A7110e 44022 | \$ 130.00      |
| <br>                              |              |                |
| A7110e 44999                      | A7110e 44106 | \$ 195.00      |
| <br>                              |              |                |
| A7111e 22080 \$ 433.00            | A7111e 22300 | \$ 8.00        |
|                                   | A7111e 44106 | \$ 115.00      |
|                                   | A7111e 44999 | \$ 310.00      |
| <br>                              |              |                |
| A7989e 44100                      | A7989e 11210 | \$ 100.00      |
|                                   | A7989e 44999 | \$ 500.00      |
| <br>                              |              |                |
| Increase budget line A1110e 22080 |              | \$ 4400.00     |

|  |            |
|--|------------|
| Increase budget line A1220r 3089   | \$ 4400.00 |
| Increase budget line A1620e 22999  | \$ 6500.00 |
| Line increase from board approval of library renovations                   |            |
| Increase budget line fund balance reserve A511 (A230 reserve cash account) | \$ 6500.00 |

**Highway fund**

| <b>From:</b>   | <b>To:</b>     | <b>Amount:</b> |
|----------------|----------------|----------------|
| Da 1990e 44999 | Da 89055       | \$ 485.00      |
|                | Da 5110e 19970 | \$ 4000.00     |
| Da5130e 44070  | Da5130 44999   | \$ 150.00      |

**Sewer fund:**

| <b>From:</b>  | <b>To:</b>    | <b>Amount:</b> |
|---------------|---------------|----------------|
| SS9901e 99960 | SS8110e 44106 | \$ 600.00      |
|               | SS8110e 44300 | \$ 425.00      |
| SS8110e 17345 | SS8110e 17340 | \$ 34.00       |

Motion carried with the following members voting aye: Supervisor Lyons and Councilmembers Schimmer, Jordan, Palow & Willsey.

**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 Palow to approve payment of the following bills:

**GENERAL FUND, HIGHWAY FUND & SEWER 2018.....\$138,818.30**  
**ABSTRACT#1010818.....\$138,818.30**

Motion carried with the following members voting aye: Supervisor Lyons and Councilmembers Schimmer, Jordan, Palow & Willsey.

**MOTION TO ADJOURN**

There being no further business, Councilmember Jordan made the motion seconded by Councilmember Schimmer to adjourn the meeting. Motion carried with the following members voting aye: Supervisor Lyons and Councilmembers Schimmer, Jordan, Palow & Willsey.  
Meeting adjourned at 8:40PM

Respectfully submitted,

\_\_\_\_\_  
Anita C. Clayton, Town Clerk

**PROCLAMATION**  
**Recognizing GERALD CROSS**  
**NYS EMT of the Year for 2018**

**Honoring 50 years of service to the People and Town of Berne**

**WHEREAS**, annually the New York State EMS Council presents awards to individuals in several categories.

**WHEREAS**, the New York State EMS Council wishes to recognize **GERALD CROSS** as New York State EMS Council's Basic Life Support Provider of the Year Award from a group of 42,000 EMS professionals,

**WHEREAS**, **GERALD CROSS** is being recognized for his consistency in EMS excellence and exhibiting exemplary performance when providing or supporting prehospital emergency medical care,

**WHEREAS**, **GERALD CROSS**' EMS career and service to the Town of Berne began in 1961 when he joined the Berne Fire Company,

**WHEREAS**, shortly after **GERALD CROSS** joined the Berne Fire Company, when driving the ambulance to one of his first calls where the patient had passed away **GERALD CROSS** became determined to be better trained in EMS and began training in First Aid, Advanced First Aid and EMT courses,

**WHEREAS**, **GERALD CROSS** has been and continues to be the Helderberg Ambulance squad's top responder, responding to over a 100 calls per year and more than 1,000 calls in his career,

**WHEREAS**, his service to the Town extended into local government by joining the Berne Planning Board for 5 years,

**WHEREAS**, **GERALD CROSS** served as Town Councilman for 8 years from 1986 to 1993 and Town Supervisor for two years from 1984 to 1985,

**WHEREAS**, **GERALD CROSS**' service to the Town by membership on Town committees are too numerous to list,

**WHEREAS**, **GERALD CROSS** is a Veteran of the US Army and a lifelong member of the First Reformed Church of Berne, and

**WHEREAS**, **GERALD CROSS**' commitment to family began in 1958 when he married his wife Barbara, and has flourished with two daughters and a son, 6 grandchildren and one great grandson,

**NOW, THEREFORE, BE IT RESOLVED** that as duly elected members of the Berne Town Board, we would like to congratulate and commend **GERALD CROSS** for his NYS EMT of the Year 2017 award and for his years of dedicated and successful service to the People and Town of Berne.

In witness thereof, we have here unto set our hands and caused the seal of the Town of Berne to be affixed this 10th day of October, 2018

Sean Lyons  
Supervisor

Karen Schimmer  
Town Council

Dawn Jordan  
Town Council

Anita C. Clayton  
Town Clerk

Dennis Palow  
Town Council

Joel Willsey  
Town Council