

**STATE OF NEW YORK
COUNTY OF ALBANY**

OCTOBER 12, 2016

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, Emory, Schimmer & Jordan. Also present were Town Clerk Clayton; Attorney Conboy, and several interested citizens. The Pledge of Allegiance was led Supervisor Crosier. Supervisor Crosier called the meeting to order at 7:30 PM, and on motion of Councilmember Schimmer and seconded by Councilmember Emory, the minutes of the meeting of 9/14/16 were approved as presented with the following members voting aye; Supervisor Crosier; Councilmembers Golden, Emory, Schimmer and Jordan. Supervisor Crosier then opened the meeting to guests.

Diane Sefcik – Westerlo – read letter regarding Mr. Green and asked it to be entered into public record. Said letter is on file with the Town Clerk.

Michael Hanley – spoke regarding Mr. Green.

Frank Brady – asked questions regarding the preliminary budget, stated everyone was entitled to a raise. Supervisor Crosier stated that in the last 6 years the highway employees experienced a 12% wage growth and were offered another 6% for a total of 18% wage growth; the cost of an employee with benefits to the tax payer is \$35 per hour.

Helen Lounsbury – spoke regarding veterans exemption which will be discussed at the BKW School Board on 10/17/16.

Cheryl McCathran – Wright – spoke regarding Mr. Green.

Correspondence:

Letter from Town of Rensselaerville regarding Local Law and change to Zoning Ordinance allowing alternate Zoning Board Member.

Letter received from Chris Smith regarding issue with Mr. Lippert and Planning Board.

Two letters and one email regarding Mr. Green.

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COMMITTEE REPORTS

HIGHWAY- Highway Superintendent Bashwinger stated he had 75 +/- old road signs (47 lbs.) and would like to donate them to the Library for auction; thanked Mr. Brady for historical signs and weed whacking; gave Town Clerk list of seasonal roads; reported on salt shed; discussed new hub pilot for Oshkosh truck; discussed surplus equipment to sell at Auctions International; discussed change order for Beau Roc box. Superintendent Bashwinger stated that he and Mr. Hampton completed 7 hours of training and took two tests for certification to maintain the underground fuel tanks at the highway garage.

SENIOR MEAL PROGRAM – Phyllis Johnson stated 196 meals were served in September. Six BKW students volunteer on Tues and Friday for a job mentoring program; upcoming activities are being planned for October and November.

SENIORS – Councilmember Jordan reported a letter was received from Linda Carmen regarding the Use Policy and MOU; Thanksgiving Dinner will be held at the Berne Reformed Church; Christmas Dinner will be held at the Town of Berne Community and Senior Services Center.

CONSERVATION BOARD – Councilmember Schimmer reported that the board performed two site visits.

PLANNING & ZONING – Councilmember Emory reported the Planning Board met on 10/6/16 for regular business; Bob Price from Knox Planning Board spoke regarding industrial solar facilities; there will be a workshop meeting on 10/20 to discuss zoning for solar panels.

SEWER DISTRICT – Supervisor Crosier reported that one grinder pump had come unplugged; flows are down due to water conservation.

LIBRARY - Judy Petrosillo stated construction to replace the single glass panes has been completed and the damaged brick work is being fixed; a new book drop has been donated by Senator George Amadore; Friends of Library raised \$1500 from the lasagna dinner/cake walk. She thanked everyone who donated lasagnas and cakes. Ms. Petrosillo thanked the Town of Berne and Knox for funding 4 more hours per week for the Library.

YOUTH COUNCIL – Councilmember Jordan stated the meeting was rescheduled for 10/17 from 6-7PM and will be held at the Library.

SWITZKILL FARM – Councilmember Schimmer thanked the highway department for the great job on fixing the road; Board met 10/4; a new calendar has been set up to schedule the use of the Lodge; registration forms and scheduling will come from the Town Clerk; the Harvest Festival is scheduled for 10/15; Winter Festival will be the last weekend in January. Star Gazing permits are available from the Town Clerk.

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OLD BUSINESS

APPROVING EXPENDITURE FOR MATERIALS FOR EAGLE SCOUT PROJECT

After discussion, Councilmember Golden made a motion seconded by Councilmember Schimmer, approving materials for Devin Longendyke's Eagle Scout project in an amount not to exceed \$1,097.20. Motion carried with the following members voting aye: Supervisor Crosier and Councilmembers Golden, Emory, Schimmer & Jordan.

APPROVING TOWN OF BERNE MEDIA RELEASE AGREEMENT

After discussion, Councilmember Emory made a motion seconded by Councilmember Jordan approving the Town of Berne Media Release Agreement. Motion carried with the following members voting aye: Supervisor Crosier and Councilmembers Golden, Emory, Schimmer & Jordan.

AUTHORIZING USE OF SENIOR SHUTTLE FOR THE DEPARTMENT OF AGING SUMMIT

After discussion, Councilmember Emory made a motion seconded by Councilmember Jordan authorizing the use of the Senior Shuttle for the Department of Aging Summit on October 26, 2016 from 9AM to 1PM. Motion carried with the following members voting aye: Supervisor Crosier and Councilmembers Golden, Emory, Schimmer & Jordan.

AUTHORIZING SUPERVISOR CROSIER TO SIGN CONTRACTOR'S APPLICATION FOR PAYMENT No. 1 FOR SALT SHED

After discussion, Councilmember Golden made a motion seconded by Councilmember Jordan authorizing Supervisor Crosier to sign Contractor's Application For Payment No. 1 for salt shed in an amount not to exceed \$83,125. Motion carried with the following members voting aye: Supervisor Crosier and Councilmembers Golden, Emory, Schimmer & Jordan.

ACCEPTING OGS MINI BID FOR 2500HD 2017 CHEVROLET PICK UP TRUCK WITH FISHER V PLOW

After discussion, Councilmember Golden made a motion seconded by Councilmember Emory Accepting OGS mini bid from 2500HD 2017 Chevrolet Pick-up truck with Fisher v-pLOW with Capellino Chevrolet in an amount not to exceed \$33,634.25. Motion carried with the following members voting aye: Supervisor Crosier and Councilmembers Golden, Emory, Schimmer & Jordan.

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APPROVING FINAL LOGO AND TAG LINE FOR SWITZKILL FARM

After discussion, Councilmember Schimmer made a motion seconded by Councilmember Emory approving the final logo and tag line for Switzkill Farm. Motion carried with the following members voting aye: Supervisor Crosier and Councilmembers Golden, Emory, Schimmer & Jordan.

NEW BUSINESS

DECLARING ROAD SIGNS SURPLUS

After discussion, Councilmember Jordan made a motion seconded by Councilmember Golden declaring up to 100 old road signs as surplus and donating them to the Friends of the Library. Motion carried with the following members voting aye: Supervisor Crosier and Councilmembers Golden, Emory, Schimmer & Jordan.

AUTHORIZING HIGHWAY SUPERINTENDENT TO PURCHASE HUB PILOT AND FRONT END PARTS FOR 1997 OSHKOSH

After discussion, Councilmember Golden made a motion seconded by Councilmember Schimmer authorizing the Highway Superintendent to purchase hub pilot and front end parts for the 1997 Oshkosk from Beyer Bros. in an amount not to exceed \$6,471.88. Motion carried with the following members voting aye: Supervisor Crosier and Councilmembers Golden, Emory, Schimmer & Jordan.

DECLARING HIGHWAY EQUIPMENT SURPLUS TO SELL AT AUCTIONS INTERNATIONAL

After discussion, Councilmember Schimmer made a motion seconded by Councilmember Golden declaring 1987 Ford F350, VIN#2FTJW35H8HCA89260; 1988 Eager Beaver Trailer, VIN#112HDB203JT090117; 1988 Badger Gradall Excavator, #H50466/222018, as surplus to sell at Auctions International. Motion carried with the following members voting aye: Supervisor Crosier and Councilmembers Golden, Emory, Schimmer & Jordan.

AUTHORIZING CHANGE ORDER TO T & T BODY KING, INC FOR THE BEAU ROC BOX ON THE 1999 INTERNATIONAL

After discussion, Councilmember Emory made a motion seconded by Councilmember Jordan to authorize a change order for T & T Body King, Inc., in the amount of \$2,700 for installing heavy duty hitch and sandblast and paint inside and out of frame. Motion carried with the following members voting aye: Supervisor Crosier and Councilmembers Golden, Emory, Schimmer & Jordan.

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AUTHORIZING USE OF SENIOR SHUTTLE FOR THE EMPIRE STATE YOUTH ORCHESTRA CONCERT

After discussion, Councilmember Schimmer made a motion seconded by Councilmember Jordan authorizing the use of the Senior Shuttle for the Empire State Youth Orchestra Concert at The Palace on November 1, 2016. Motion carried with the following members voting aye: Supervisor Crosier and Councilmembers Golden, Emory, Schimmer & Jordan.

ADOPTION OF PRELIMINARY BUDGET

After a discussion regarding the tentative budget, Councilmember Schimmer offered and moved the following resolution seconded by Councilmember Jordan:

BE IT RESOLVED, that the Town Board of the Town of Berne does hereby accept and approve the preliminary budget of the Town of Berne for the fiscal year of 2017 filed by the Supervisor; the itemized statement of expenditures and revenues is hereto attached and made part of this resolution and; **BE IT FURTHER, RESOLVED**, that this board shall meet at 6:30 PM on the 9th day of November, 2016 at the Berne Town Hall for the purpose of holding a public hearing in the manner provided in section 108 of Town Law, and, further, that the Town Clerk shall publish notice of such meeting. Resolution was declared duly adopted by the following roll call vote:

Supervisor Crosier.....Aye	Councilmember Golden.....Aye
Councilmember Schimmer.....Aye	Councilmember Emory.....Aye
Councilmember Jordan.....Aye	

APPOINTING CRAIG ANGARD TO SWITZKILL FARM TASK FORCE

After discussion, Councilmember Schimmer made a motion seconded by Councilmember Jordan appointing Craig Angard to the Switzkill Farm Task Force. Motion carried with the following members voting aye: Supervisor Crosier and Councilmembers Golden, Emory, Schimmer & Jordan.

AUTHORIZING SUPERVISOR CROSIER TO SIGN CONTRACT WITH ST. PAULY TEXTILE

After discussion, Councilmember Golden made a motion seconded by Councilmember Emory authorizing Supervisor Crosier to sign contract with St. Pauly Textile. Motion carried with the following members voting aye: Supervisor Crosier and Councilmembers Golden, Emory, Schimmer & Jordan.

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AUTHORIZING BUDGET TRANSFERS

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

General Fund

From:		To:	Amount:	
A1990e 44999	\$2000.00	A89060	\$ 4000.00	Insurance
A 89010	\$2000.00			
A1990e 44999	\$1450.00	A3120e 44999	\$ 1450.00	police contractual expenses
A1990e 44999	\$3410.00	A7410e 44999	\$ 3410.00	library repairs water damage
A1010e 44999		A1010e 44035	\$ 40.00	Postage
A1110e 44036	\$400.00	A1110e 44020	\$ 65.00	office supplies
		A1110e 44047	\$ 345.00	consulting fees
A1220e 44020	\$455.00	A1220e 44038	\$215.00	travel
		A1220e 44047	\$240.00	consulting fees
A1330e 44046		A1330e 44047	\$ 16.00	consulting fees
A1990e 44999		A1355e 44042	\$ 425.00	assessor printing
		A1355e 44300	\$ 85.00	dues membership
A1620e 22300		A1620e 17230	\$ 2600.00	laborer
A1620e 44999	\$ 4399.00	A1620e 44022	\$ 2200.00	maintenance supplies
		A1620e 44024	\$ 300.00	housekeeping supplies
		A1620e 44028	\$ 19.00	safety supplies
		A1620e 44036	\$ 865.00	phone
		A1620e 44070	\$ 1000.00	equipment repairs
		A1620e 44071	\$ 15.00	property repairs
A3620e 44040		A3620e 44035	\$ 56.00	postage
A5132e 44100	\$1294.00	A5132e 22080	\$ 529.00	Highway Building equipment

	A5132e 44022	\$ 400.00	maintenance supplies
	A5132e 44036	\$ 365.00	Phone
A7989e 44101	A77989e 44999	\$ 5.00	senior misc. expenditures
A8160e 44999 \$ 300.00	A8160e 44070	\$ 1300.00	transfer station
A8160e 44072 \$ 1000.00			

Highway fund:

From	To	Amount	
Da5110e 44077 \$ 4135.00	Da5110e 44022	\$635.00	Maintenance supplies
	Da5110e 44075	\$ 3500.00	Bldg / Road Repair
Da 5112e 44077	Da 5112e 44075	\$ 60,000.00	Road Materials repairs
Da 5130e 44070 \$2277.00	Da 513010 44070	\$ 885.00	Truck # 10
	Da 513022 44070	\$ 900.00	Truck # 22
	Da 513027 44070	\$ 286.00	Truck # 27
	Da 513030 44070	\$ 15.00	Truck # 30
	Da 513037 44070	\$ 191.00	Truck # 37

Sewer fund:

From:	To:	Amount:	
Ss8110e 44106	SS8110e 44101	\$ 500.00	Electric

BILLS AND REPORTS

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

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

GENERAL FUND, HIGHWAY FUND & SEWER 2016.....\$214,010.08
ABSTRACT#101316.....\$214,010.08

CAPITAL PROJECT SALT SHED.....\$ 4,952.00
ABSTRACT#101216.....\$ 4,952.00

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

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EXECUTIVE SESSION – 8:47 PM

Councilmember Golden made the motion seconded by Councilmember Emory to enter into executive session for the purpose of discussing a personnel matter. Motion carried with all members voting aye.

9:15 PM

Supervisor Crosier reconvened the meeting and reported that no action had taken place.

MOTION TO ADJOURN

There being no further business, Councilmember Schimmer made the motion seconded by Councilmember Jordan to adjourn the meeting. Motion carried with the following members voting aye: Supervisor Crosier and Councilmembers Golden, Emory & Jordan. Meeting adjourned at 9:16 PM.

Respectfully submitted,

Anita C. Clayton, Town Clerk