

November 9, 2022

**STATE OF NEW YORK
ALBANY COUNTY**

REGULAR MONTHLY MEETING

Town Supervisor Palow led the pledge of allegiance and called the meeting to order at 7:01PM with the following roll call attendance: Councilmembers Clayton, Doolin, Thiem and Vane were present. Also present was Town Clerk Kristin De Oliveira.

DISCUSS/APPROVE MEETING MINUTES FROM OCTOBER 2022

Supervisor Palow made a motion seconded by Councilmember Vane to approve the meeting minutes from October 5, 2022- Supervisor Palow & Councilmembers Clayton, Doolin, Thiem and Vane all voting aye.

CORRESPONDENCE

Jeanette Miller wrote a thank you card complimenting the Transfer Station staff and discussed how wonderful and helpful Dave Harnett always is.

Supervisor Palow spoke of an extensive FOIL Request recently received pertaining to all the Town's bank account statements.

DEPARTMENT REPORTS

Highway- Highway Superintendent Bashwinger is preparing for cold winter weather and talked of the new fuel tanks at the highway garage.

Transfer Station- Highway Superintendent told of Deputy Supervisor Deitz maintaining all the town generators.

Planning Board- Planning Board Chairman Martin was present and spoke of the recent Solar Ground Mount Variance and that Admin Assistant Deitz would be developing a fee schedule for applications to ensure all aspects are complete. He also mentioned the recent inquiry of welcoming air bnbs.

ZBA Board- ZBA Chairman Spargo mentioned the variance granted for a partial solar on a garage that was lacking the 100 ft set back but because of the road frontage and neighbor's there was no visual possible and no landscaping was required.

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Building and Zoning Department – Councilmember Clayton spoke of how wonderful the team is and that things are really moving forward in the building and zoning department.

Library- Library Director Kathy Stempel thanked the Town Board for all of the help and support setting the new well up.

Parks & Recreation- The Celebration Committee and Parks and Recreation committee have joined but are also in the need of volunteers. The Board should be in charge of the yearly calendar of events that the board hosts.

Assessor's- The department mailed a summary report over for the month that Town Clerk De Oliveira shared.

Senior Meals- Mat Harris sent over a report saying that the Monday Luncheons were dwindling down and wanted to share that Meals on Wheels will deliver to people in need in the hill towns.

OLD BUISNESS

CULVERTS BILL FOR GIFFORD HOLLOW ROAD

Supervisor Palow made a motion seconded by Councilmember Doolin to approve the second invoice for the culverts needed to repair Gifford Hollow Road in an amount not to exceed \$9271.20 Supervisor Palow and Councilmembers Clayton, Doolin, Thiem and Vane all voting aye.

ATV UPDATE- HILLTOWN RIDERS CLUB PRESENT

Commander Presnier of The Sherriff's Department spoke of the concerns for the ATVs on the roadways and made it clear that safety was his main concern. The Hilltown Riders Club Board Members spoke of many safety features that they have within the app and spoke of the strict expectations and rules that come along with membership. Many questions and discussions were had, and Supervisor Palow said a Public Hearing would be set for next year to discuss more on the topic.

NEW BUSINESS

ADOPTING FINAL BUDGET OF 2022

BE IT RESOLVED, that the Town Board of the Town of Berne does hereby accept and adopt the final budget; and

BE IT FURTHER, RESOLVED, that the Town Clerk prepare and certify duplicate copies of such budget and deliver the copies to the Supervisor and to the County Legislature of Albany, all as required by law. Resolution was declared duly adopted by the following roll call vote:

- Supervisor Palow.....Aye Councilmember Thiem.....Aye
- Councilmember Clayton.....Aye Councilmember VaneAye
- Councilmember Doolin.....Aye

Resolution for NYS Retirement for Tax Collector

Supervisor Palow made a motion seconded by Councilmember Clayton to approve the resolution for Deb Flagler’s NYS Retirement Record of Activity for elected officials with a standard workday of 6 hours. Supervisor Palow moved a resolution seconded by Councilmember Clayton, The resolution was declared duly adopted by the following roll call vote:

- Supervisor Palow.....Aye Councilmember Thiem.....Aye
- Councilmember Clayton.....Aye Councilmember VaneAye
- Councilmember Doolin.....Aye

Rabies Clinic at Highway Garage November 19

Supervisor Palow announced that a Rabies Clinic would be held at the Highway Garage November 19th with the help of Albany County Department of Health and Mohawk Humane Society- reservations could be made ahead of time online and the clinic would be held at the Highway Garage from 10 AM- 1PM.

Seasonal Road List for 2022-2023 Winter

Supervisor Palow made a motion seconded by Councilmember Clayton to approve the seasonal roadway list for Dec 1st to April 1st and to allow the Town Clerk to advertise and post the list, Super Palow and Councilmembers Clayton, Doolin, Thiem and Vane all voting aye. (The Road List is attached at the end of these minutes.)

Approving Hiring of Deputy Town Clerk

Supervisor Palow made a motion seconded by Councilmember Clayton to approve the hiring of Valerie Komjathy as Deputy Town Clerk provisional part- time permanent with a 6-month probation at \$17.00 per hour not to exceed 15 hours per week, FLSA non-exempt employee, unclassified non-competitive civil service. Motion carried with Supervisor Palow and Councilmembers Clayton, Doolin, Vane and Thiem voting aye.

Discuss/Approve Auctioning of Senior Van

After discussion it was concluded that since the value of the van was greater than the cost of repairs the town could not donate it and will move forward with auctioning. Supervisor Palow made a motion seconded by Councilmember Clayton, Supervisor Palow and Councilmembers Clayton, Doolin, Thiem and Vane all voting aye.

Appointment of New Town Justice

Supervisor Palow made a motion seconded by Councilmember Clayton to appoint Jefferey Harvey as Town Justice to Alan Zuk's term to 12/31/2022 upon his resignation effective immediately.

DISCUSSION AND APPROVAL OF MONTHLY FINANCIAL REPORTS

Supervisor Palow made a motion to accept the Supervisor's Financial Report from October 2022 seconded by Councilmember Doolin, motion carried with the following roll call vote: Supervisor Palow and Councilmembers Clayton, Doolin, Thiem and Vane voting aye.

Supervisor Palow made a motion to accept the Town Clerk's Financial Report from October 2022 seconded by Councilmember Thiem, motion carried with the following roll call vote: Supervisor Palow and Councilmembers Clayton, Doolin, Thiem and Vane voting aye.

Supervisor Palow made a motion to accept the Building and Zoning's Financial Report from October 2022 seconded by Councilmember Clayton, motion carried with the following roll call vote: Supervisor Palow and Councilmembers Clayton, Doolin, Thiem and Vane voting aye.

AUTHORIZING BUDGET TRANSFERS FOR OCTOBER

After discussion, Supervisor Palow made a motion seconded by Councilmember Clayton that the budget transfers for October be authorized. Motion carried with the following roll call vote: Supervisor Palow and Councilmembers Clayton, Doolin, Thiem and Vane voting aye.

APPROVING ABSTRACTS AND PAYMENT OF MONTHLY BILLS

After discussion, Supervisor Palow made a motion seconded by Councilmember Doolin to approve the following abstracts and payment bills:

GENERAL FUND, HIGHWAY FUND, SEWER, UTILITIES WITHHOLDINGS FOR 2022

- 1. Abstract #57 Void
- 2. Abstract #58 \$5,626.68 (Voucher 1307) Debit Card
- 3. Abstract #59 \$27,665.18 (Voucher 1308-1329) Prepaid
- 4. Abstract #60 \$5,749.81 (Voucher 1340-1343) Prepaid
- 5. Abstract #61 \$2,714.34 (Voucher 1344-1354) Prepaid
- 6. Abstract #62 \$55,800.11 (Voucher 1355-1379) Prepaid

Abstracts #58-#62 Totaling \$97,286.12

Supervisor Palow made a motion seconded by Councilmember Thiem to authorize payment of bills -motion carried with the following roll call vote: Supervisor Palow, and Councilmembers Doolin, Thiem and Vane voting aye.

MOTION TO ADJOURN

There being no further business or discussion, Supervisor Palow made the motion seconded by Councilmember Clayton to adjourn the meeting. Motion carried with the following roll call vote: Supervisor Palow, and Councilmembers Doolin, Thiem and Vane voting aye. Meeting adjourned **9:01PM**.

Respectfully submitted,

Kristin De Oliveira, Town Clerk

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SEASONAL ROADS FOR THE TOWN OF BERNE

December 1, 2022 through April 1, 2023

Gulf Hill Rd. from one-quarter mile south of NYS Route 443(Helderberg Trail) and NYS Route 85(Delaware Turnpike) to one-half mile north of Duck Hill Rd

West Woodstock Rd. from County Route 2(Cole Hill Rd.) to one-half mile north of Switzkill Rd.

Beaver Rd. from one-quarter mile north of Bradt Hollow Rd. to County Route 13(Sickle Hill Rd.)

Shultes Rd from Cook Hill Rd. to one-half mile north of Peasley Rd.
Partridge Run Rd. from one quarter mile west of County Route 1 Switzkill Rd.) to County Route 6(Ravine Rd.)

Smokey Hollow Rd. from one-quarter mile west of NYS Route 85 (Delaware Turnpike) to one-half mile east of Joslyn School Road.

Wood Rd. from intersection of Peasley Rd. to the Town of Rensselaerville line.
Dyer Rd.

Cook Hill Rd. from two miles west of Bradt Hollow Rd. to 500' east of County Route 10 (Huntersland Rd.)

Stage Rd. from 182 Stage Rd. west to the intersection of 1490 Helderberg Trail.