

**Town of Knox
Regular Meeting
February 12, 2008**

PRESENT: Supervisor Hammond
Councilwoman Gage
Councilwoman Nagengast
Councilman Decker
Councilman Viscio

ALSO: Town Attorney Dorfman
Town Clerk Swain
Highway Superintendent Salisbury

The meeting was called to order at 7:36 p.m. with the Pledge of Allegiance to the Flag.

RESOLUTION # 26 - APPROVAL OF MINUTES

On motion of Councilman Viscio, seconded by Councilwoman Gage, the following resolution was ADOPTED AYES 5 NAYS 0

RESOLVED that the minutes of the January 8th and January 22nd 2008 meeting be approved.

RESOLUTION # 27 - APPROVAL OF MONTHLY REPORTS

On motion of Councilwoman Gage, seconded by Councilman Decker, the following resolution was ADOPTED AYES 5 NAYS 0

RESOLVED that the Reports of the Town Clerk and the Town Supervisor for the Month of January be approved.

RESOLUTION # 28 - PAYMENT OF BILLS

On motion of Councilman Decker, seconded by Councilwoman Gage, the following resolution was ADOPTED AYES 5 NAYS 0

RESOLVED that the Bills be paid on General Abstract #14 of the General Fund, covering claims #460-465 & 467 and of the Highway Fund, covering claims #459 & 466 for the year 2007 and on General Abstract #002 of the General Fund, covering claims #21-43 & 45 & 46 and of the Highway Fund, covering claims #4-20 & 44 for the year 2008.

RESOLUTION #29 – AUTHORIZE SUPERVISOR TO RENEW CONTRACT AND MAKE ANNUAL PAYMENT OF \$24,814.00 TO THE ALTAMONT RESCUE SQUAD FOR 2008 EMERGENCY SERVICES AS PER BUDGET

On motion of Councilman Decker, seconded by Councilman Viscio, the following resolution was ADOPTED AYES 5 NAYS 0

RESOLVED to authorize supervisor to renew contract and make annual payment of \$24,814.00 to the Altamont Rescue Squad for 2008 emergency services, as per budget.

RESOLUTION #30 – AUTHORIZE SUPERVISOR TO RENEW CONTRACT AND MAKE ANNUAL PAYMENT OF \$22,000.00 TO THE HELDERBERG RESCUE SQUAD FOR 2008 EMERGENCY SERVICES

On motion of Councilwoman Gage, seconded by Councilwoman Nagengast, the following resolution was ADOPTED AYES 5 NAYS 0

RESOLVED to authorize supervisor to renew contract and make annual payment of \$22,000.00 to the Helderberg Rescue Squad for 2008 emergency services, as per budget.

RESOLUTION #31 – AUTHORIZE SUPERVISOR TO RENEW CONTRACT AND MAKE ANNUAL PAYMENT OF \$41,250.00 TO THE TOWN OF GUILDERLAND EMS FOR 2008 ADVANCED LIFE SUPPORT SERVICES

On motion of Councilwoman Gage, seconded by Councilman Viscio, the following resolution was ADOPTED AYES 5 NAYS 0

RESOLVED to authorize supervisor to renew contract and make annual payment of \$41,250.00 to the Town of Guilderland EMS for 2008 Advanced Life Support services, as per budget.

RESOLUTION #32 – AUTHORIZE SUPERVISOR TO MAKE PAYMENT OF \$5,500.00 TO THE ALTAMONT LIBRARY FOR SERVICES IN 2008 AS PER BUDGET

On motion of Councilman Viscio, seconded by Councilman Decker, the following resolution was ADOPTED AYES 5 NAYS 0

RESOLVED to authorize supervisor to make annual payment of \$5,500.00 to the Altamont Library for 2008 services, as per budget.

RESOLUTION #33 – AUTHORIZE SUPERVISOR TO MAKE PAYMENT OF \$1,300.00 TO THE BERNE LIBRARY FOR SERVICES IN 2008 AS PER BUDGET

On motion of Councilman Decker, seconded by Councilwoman Gage, the following resolution was ADOPTED AYES 5 NAYS 0

RESOLVED to authorize supervisor to make annual payment of \$1,300.00 to the Berne Library for services in 2008, as per budget.

Supervisor Hammond announced the availability of weatherization of private homes through the Cooperative Extension in Voorheesville (518)765-3539. Weather proofing homes, such as storm doors.

The Town Board reviewed Kountry Knolls and Knox Estates Trailer Court Renewal applications. Green Acres has not sent in the renewal application, Town Clerk Swain sent out a reminder notice. Knox Estates, sent in the renewal application along with payment, application was incomplete. Town Clerk Swain sent letter to Knox Estates, they have 30 days to submit NYS Health Department Inspection.

Highway Superintendent Salisbury presented specifications for one (1) new 2008 9,200 GVWR Single Rear Wheel, Four Wheel Drive, Extended Cab with pick up body and step bumper.

No State contract on this truck.

RESOLUTION #34 –TO ADVERTISE BID FOR ONE (1) NEW 2008 9,200 GVWR PICKUP FOR THE HIGHWAY DEPARTMENT

On motion of Councilman Decker, seconded by Councilman Viscio, the following resolution was ADOPTED AYES 5 NAYS 0

RESOLVED that the Town Clerk advertise notice to bidders for one (1) new 2008 9,200 GVWR Single Rear Wheel, Four Wheel Drive, Extended Cab with pick up body and step bumper.

NOTICE TO BIDDERS

PLEASE TAKE NOTICE that the Town of Knox will receive sealed bids for the purchase of one (1) new 2008 9,200 GVWR Single Rear Wheel, Four Wheel Drive, Extended Cab with Pick Up Body and Step Bumper. Bid specifications may be obtained by contacting Knox Highway Superintendent Mr. Gary Salisbury at the Highway Garage, (518)872-0038. All bids must be accompanied with a non-collusive bidding certificate. All bids must be received by the Town Clerk no later than 7:00 p.m. on March 11, 2008. All bids will be opened and read aloud at 7:30 p.m. on the above date. Bid opening will take place at the Knox Town Hall located on Route 156 in the Town of Knox. All bids must in a sealed envelope and be clearly marked “Bid - 2008 Truck.” The Town Board reserves the right to accept or reject any and/or all bids.

By order of the Town Board of the Town of Knox, New York

Dated: February 12, 2008

KIMBERLY D. SWAIN

Knox Town Clerk

Highway Superintendent Salisbury reported that the Town of Knox will have to recycle electronics, fluorescent light bulbs and batteries. He received a letter from eLot Electronics Recycling, Inc., a full service recycling company, with prices for recycling these items. eLot supplies the storage containers for electronics and will pick up for no charge. The Town will have to provide their own container for the fluorescent bulbs and batteries, and be charged for the recycling fees. Salisbury reported that the Town of Berne is using eLot for the recycling of those products. The Town Board will continue discussion at next month’s board meeting.

Highway Superintendent Salisbury reported that he was notified that the Town of Knox will no longer be able to burn brush due to DEC regulations. He asked the board what the Town should do; Councilman Decker replied we will handle that situation when the time comes.

Supervisor Hammond reported that on November 1, 1948 was the first meeting for the Knox Fire Company, this year is the 60th Anniversary.

RESOLUTION #35 –IN RECOGNITION OF THE KNOX FIRE COMPANY, NOVEMBER 1, 2008 WILL BE SET ASIDE TO RECOGNIZE THE 60TH ANNIVERSARY

On motion of Councilwoman Gage, seconded by Councilman Viscio, the following

resolution was ADOPTED AYES 5 NAYS 0

RESOLVED that the Town Board recognize the 60th Anniversary of the Knox Fire Company. November 1, 2008 will be set aside to recognize the anniversary.

RESOLUTION #36 –SET TERM OF OFFICE FOR THE APPOINTMENTS OF EARL BARCOMB JR. AND TRAVIS STEVENS TO THE CAC

On motion of Councilwoman Gage, seconded by Councilwoman Nagengast, the following resolution was ADOPTED AYES 5 NAYS 0

RESOLVED that the Town Board set term of office for the appointments of Earl Barcomb Jr. to December 31, 2013 and Travis Stevens to December 31, 2014.

Town Board discussed advertising and set a date for a public hearing on removing 5.4 acres of town property (46.1-37.13) from Land Conservation District #2 located adjacent to the Transfer Station.

RESOLUTION #37- AMEND ZONING ORDINANCE TO REMOVE A PORTION OF A PARCEL OF LAND OWNED BY THE TOWN OF KNOX(46.1-37.13)

On motion of Councilman Viscio, seconded by Councilwoman Nagengast, the following resolution was ADOPTED AYES 5 NAYS 0

RESOLVED that the Town Board hold a public hearing to amend the Zoning Ordinance to remove a portion of a parcel of land owned by the Town of Knox.

WHEREAS, pursuant to Sections 264 and 265 of the Town Law, the Knox Town Board is considering an amendment to the Town of Knox Zoning Ordinance The removal of that portion of a parcel of land owned by the Town of Knox located adjacent to and contiguous with the Town of Knox Transfer Station and more fully identified as a portion of land identified within Tax Map No. 46-1-37.13 from Land Conservation District # 2 (LC2) in the Town of Knox; and

WHEREAS, the Knox Town Board has conducted an informational hearing after due notice on January 22, 2008 at 7:30 p.m. at the Town Hall, Knox, New York; and

WHEREAS, pursuant to the Town Law of the State of New York, a Public Hearing must be held before any amendment to the Zoning Ordinance can be adopted; and

WHEREAS, the Knox Town Board is extremely interested in receiving input from the residents of the Town of Knox regarding the proposed changes to the Zoning Ordinance;

NOW, THEREFORE BE IT

RESOLVED, that the Town Clerk is hereby designated to publish in the Altamont Enterprise, the attached Notice of Public Hearing:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE, that the Town of Knox will hold a Public Hearing pursuant to Sections 264 and 265 of the Town Law of the State of New York to amend the Zoning Ordinance of the Town of Knox and more specifically Section 31-District Boundaries, Subdivision 2 as follows: The removal of that portion of a parcel of land owned by the Town of Knox located adjacent to and contiguous with the Town of Knox Transfer Station and more fully identified as a portion of land identified within Tax Map No. 46-1-37.13 from Land Conservation District # 2 (LC2) in the Town of Knox

Said hearing will be held on March 11, 2008, at 7:30 p.m. at the Town Hall, at which time all persons interested shall be given an opportunity to be heard.

By order of the Town Board, Town of Knox.

Dated: Knox, New York

February 12, 2008

Councilwoman Gage retracts her previous thoughts on the Town Board relying on the Planning Boards recommendation for the cell tower; she sees the need to remove the land from the LCD2 to meet the needs of the Transfer Station.

Councilman Viscio indicated he still thinks the Town needs to be sensitive to its proximity to the adjacent Land Conservancy area and the proximity to the Winn Preserve.

Dan Driscoll recommends the Town Board consider the impact on the land if the land be removed from the LCD2. He stated that the Town will have to take several steps to re-zone the land.

RESOLUTION #38- ADOPT RESOLUTION FOR TOWN HALL RENOVATIONS

On motion of Councilwoman Nagengast, seconded by Councilman Decker, the following resolution was ADOPTED AYES 5 NAYS 0

RESOLVED that the Town Board adopt resolution for the renovations of the Town Hall.

NOTICE IS HEREBY GIVEN, that at a regular meeting held on the 12th day of February, 2008, the Knox Town Board(the "Town") duly adopted a resolution, an abstract of which follows, which resolution is subject to a permissive referendum pursuant to Town Law Article 7.

RESOLUTION

WHEREAS, the Knox Town Board has previously sought the services and input from a committee made up on of Town of Knox residents to review the needs of the Town with respect

to the current size and layout of the Knox Town Hall and its current and future ability to meet these needs; and

WHEREAS, the Town of Knox has retained the services of an Architect who has worked in concert with the committee to identify and make recommendations regarding the enlargement and improvements to the Knox Town Hall; and

WHEREAS, the committee and the Architect having appeared before the Knox Town Board on several occasions to provide their finding and recommendations resulting in a proposed final plan; and

WHEREAS, the proposed Town of Knox building addition will provide the necessary space and configuration to meet the present and future needs of the Town of Knox to provide the needs of the Town Offices and Town Residents; and

WHEREAS, the cost of said additions to the Knox Town Hall, including architectural and engineering services, will be at a cost not to exceed one million three hundred sixty five thousand dollars (\$1, 365,000) which amount will be will be financed through the sale of bonds with a proposed maturity greater than five (5) years; and

WHEREAS, Town Law § 81 and 220 and Local Finance Law § 35.00 and 11.00 requires that the Towns financing method through the sale of bonds with a proposed maturity greater than five (5) years is subject to a permissive referendum under Town Law §§ 90 and 91;

NOW, THEREFOR, BE IT RESOLVED AND DETERMINED THAT, pursuant to the provisions of Town Law § 81 and 220 and Local Finance Law § 35.00 and 11.00 that the Towns financing method through the sale of bonds with a proposed maturity greater than five (5) years is approved, subject to a permissive referendum; and

BE IT FURTHER RESOLVED THAT, pursuant to Town Law §§90 and 91, that within ten (10) days from the date of this resolution, the Town Clerk, in a manner as provided for a notice of a special election, shall post and publish a notice which shall set forth the date of adoption of the resolution, shall contain an abstract of such resolution concisely setting forth the date of adoption of the resolution, shall contain an abstract of such resolution concisely setting forth the purpose and effect thereof, shall specify that this resolution was adopted subject to a permissive referendum and shall publish such notice in the Altamont Enterprise, a newspaper published in the County having general circulation in the Town, and in addition thereto that the Town Clerk shall post or cause to be posted on the sighth-board of the Town, a copy of such notice within ten (10) days after the date of the adoption of this resolution.

Dan Driscoll reported that the Helderberg Kiwanis Club has been working on Schoolhouse #12, installed the subfloor, will finish the flooring this summer, and primer the outside before it's turned over to NYS Parks and Recreation. Currently working on a sign for the details of the school.

Robert Price has been in contact with a Verizon Representative regarding the Cell Tower. On February 21, 2008 a crane will be on the Street Road location, to take electronic images signals from location around town. Verizon is interested in the Street Road location. Mr. Price stated that Verizon is looking into another location on Knox Cave Road Route 252 and McMillian Road.

Attorney Dorfman recommends that the Town Board start talking with providers for the cell tower.

RESOLUTION #39-AUTHORIZE THE TOWN SUPERVISOR TO MEET WITH INDIVIDUAL CELL TOWER COMPANIES FOR THE PURPOSE OF DISCUSSING PROPOSALS FOR CELL TOWER CONSTRUCTION ON TOWN PROPERTY FOR THE PURPOSE OF DESIGNING A PROPOSAL LEASE FOR SUCH PROJECTS

On motion of Councilman Viscio, seconded by Councilwoman Gage, the following resolution was ADOPTED AYES 5 NAYS 0

RESOLVED that the Town Supervisor meet with individual cell tower companies for the purpose of discussing proposals for cell tower.

Supervisor Hammond reported that he has received notification on a start date to work on Route 156 Berne Altamont Road to Route 252, sometime in April of 2008.

Enter into executive session to discuss Union contract negotiations at 10:43p.m.
No decisions were made.

With no further business, on a motion of Councilman Decker, seconded by Councilwoman Nagengast, the meeting was adjourned at 10:44p.m. Carried unanimously.

Respectfully Submitted,
February 23, 2007

Kimberly D. Swain

