

**Town of Knox
Regular Meeting
January 13, 2015**

PRESENT: Supervisor Hammond
Councilwoman Pokorny
Councilman Barber
Councilman Viscio

ALSO: Town Attorney Dorfman
Town Clerk Murphy
Highway Superintendent Salisbury

ABSENT: Councilman Decker

The meeting was called to order at 7:30 p.m. with the Pledge of Allegiance to the Flag.

Supervisor Hammond opened the public hearing regarding Local Law No. 1 of the year 2015 for Flood Damage Prevention as authorized by the New York State Constitution and read the notice of Public Hearing as printed in the Legal Notices:

NOTICE OF PUBLIC HEARING ON LOCAL LAW

PUBLIC NOTICE is hereby given that on December 9, 2014, Local Law No. 1 of the year 2015 entitled "A local law for Flood Damage Prevention as authorized by the New York State Constitution, Article IX, Section 2, and Environmental Conservation Law, Article 36" was presented to the Town Board of the Town of Knox, New York. It is the purpose of this local law to promote the public health, safety, and general welfare, and to minimize public and private losses due to flood conditions in specific areas in the Town of Knox.

THEREFORE, pursuant to statute, the Town Board of the Town of Knox, will hold a public hearing on Local Law No. 1 for the year 2015, in the Town Hall, Knox, New York, on January 13, 2015 at 7:30 p.m. at which time all persons interested will be heard.

RESOLUTION # 6-2015 – OPEN PUBLIC HEARING FOR LOCAL LAW NO. 1 FOR THE YEAR 2015

On motion of Councilwoman Pokorny, seconded by Councilman Viscio, the following resolution was ADOPTED AYES 4 NAYS 0 ABSENT 1
RESOLVED to open public hearing for Local Law No. 1 for the year 2015.

Councilman Viscio asked for an explanation of what the local law covers.

Supervisor Hammond read the summary page of the Local Law as follows:

It is the purpose of this local law to promote the public health, safety, and general welfare, and to minimize public and private losses due to flood conditions in specific areas by provisions designed to:

- (1) regulate uses which are dangerous to health, safety and property due to water or erosion hazards, or which result in damaging increases in erosion or in flood heights or velocities;
- (2) require that uses vulnerable to floods, including facilities which serve such uses, be protected against flood damage at the time of initial construction;
- (3) control the alteration of natural floodplains, stream channels, and natural protective barriers which are involved in the accommodation of flood waters;
- (4) control filling, grading, dredging and other development which may increase erosion or flood damages;
- (5) regulate the construction of flood barriers which will unnaturally divert flood waters or which may increase flood hazards to other lands, and;
- (6) qualify and maintain for participation in the National Flood Insurance Program.

Attorney John Dorfman added that the Town of Knox received notification from the NYSDEC that new flood plain maps were created by the Federal Government and NYSDEC. To obtain flood insurance, and/or seek damages for floods, the town must adopt this local law. The town received notice of this just before the December 2014 meeting and it had a deadline of March 16, 2015 so the town was required to act quickly to get this done. The new Local Law will require that special paperwork will need to be filled out through the Building Department if a house is in the newly designated flood plain area.

Supervisor Hammond added that adopting this local law will allow the town and its residents to receive FEMA funding for damages in the future.

The Town Board asked Robert Price, Planning Board Chairman, to have the flood plains added to the local maps that are currently being updated by Betty Ketchum of the Planning Board.

Councilman Viscio mentioned that residents in the designated flood area are concerned that

insurance rates could be higher and wondered if the town had any authority to move the flood boundaries. The maps have been drawn and designated by the Army Corp of Engineers and are not something that the town has authority to change.

Jim Gardener, Town Resident, addressed the board regarding the newly drawn flood plain boundaries that now cover some of his property. This is currently an issue with his bank who is now requiring they apply for Flood Insurance. Mr. Gardener is in favor of the adoption of the local law but would like to review the new maps and is may pursue this further with NYSDEC.

With no other comments on the Local Law No. 1 Supervisor Hammond moved to close the Public Hearing.

RESOLUTION # 7-2015 – CLOSE PUBLIC HEARING FOR LOCAL LAW NO. 1 FOR THE YEAR 2015

On motion of Councilman Barber, seconded by Councilwoman Pokorny, the following resolution was ADOPTED AYES 4 NAYS 0 ABSENT 1
RESOLVED to close public hearing for Local Law No. 1 for the year 2015.

Supervisor Hammond read the resolution for Local Law No. 1 as follows:

RESOLUTION ADOPTING LOCAL LAW NO. 1 FOR THE YEAR 2015

The Knox Town Board, having conducted a public hearing on the 13th day of January, 2015; and

WHEREAS, having conducted said public hearing, the Board having given this matter due consideration; and

WHEREAS, the purpose of Local Law No. 1 for the year 2015 is to promote the public health, safety, and general welfare, and to minimize public and private losses due to flood conditions in specific areas in the Town of Knox.

BE IT RESOLVED, that the Local Law No. 1 for the year 2015 of the Town of Knox is hereby enacted to become effective immediately upon the filing of the same with the New York State, Secretary of State's office.

Supervisor Hammond opened the floor for general public comment.

John Eberfeld, Town Resident, addressed the board to thank them on behalf of the Knox Historical Society for the work that has been done to the Museum, The Historical Society is very happy with how it looks. He also asked how the digitizing of the historic records were going.

Councilman Viscio suggested contacting the Town Historian Cheryl Frantzen to find out the progress of that project.

Town Board asked if any Trailer Park Permits have been received. Town Clerk Murphy

confirmed that we have not yet received any Trailer Park Permits.

RESOLUTION # 8-2015 – AUTHORIZE TOWN CLERK TO ADVERTISE POSITIONS OF SENIOR SERVICE COORDINATOR, YOUTH SERVICE COORDINATOR AND DATA COLLECTOR.

On motion of Councilman Barber, seconded by Councilman Viscio, the following resolution was ADOPTED AYES 4 NAYS 0 ABSENT 1

RESOLVED to authorize the Town Clerk to advertise the positions of Senior Service Coordinator, Youth Service Coordinator and Data Collector.

Supervisor Hammond reviewed and recommended a proposed Albany County Mutual Aid and Assistance Agreement for disasters and other related emergencies. This agreement would be with the County of Albany and its municipalities to provide for the sharing of resources, personnel and equipment in the event of a local disaster or other emergency.

RESOLUTION # 9-2015 – ENTER INTO ALBANY COUNTY MUTUAL AID AND ASSISTANCE AGREEMENT FOR DISASTERS AND OTHER RELATED EMERGENCIES

On motion of Councilman Viscio, seconded by Councilman Barber, the following resolution was ADOPTED AYES 4 NAYS 0 ABSENT 1

RESOLVED to enter into Albany County Mutual Aid and Assistance Agreement for Disasters and Other Related Emergencies.

Supervisor Hammond reviewed and recommended a proposed agreement with Albany County and the Town of Knox allowing the town to receive Youth Program Services funds.

RESOLUTION # 10-2015 – ENTER INTO AGREEMENT WITH ALBANY COUNTY TO RECEIVE YOUTH PROGRAM SERVICES FUNDS

On motion of Councilman Barber, seconded by Councilwoman Pokorny, the following resolution was ADOPTED AYES 4 NAYS 0 ABSENT 1

RESOLVED to enter into Agreement with Albany County to receive Youth Program Services Funds.

Supervisor Hammond recommended to the Board to amend the rate of compensation for Data Collector to \$14.00/hr. instead of an annual rate of \$4,202.00 which should bring a savings to the Town.

RESOLUTION # 11-2015 – AMEND RATE OF COMPENSATION FOR DATA COLLECTOR TO \$14.00/HR.

On motion of Councilwoman Pokorny, seconded by Councilman Viscio, the following resolution was ADOPTED AYES 4 NAYS 0 ABSENT 1

RESOLVED to amend the rate of compensation for Data Collector to \$14.00/hr.

RESOLUTION # 12-2015 – AUTHORIZE TRANSFER OF \$1,000.00 FROM A7140.4 TO KNOX LIGHTING DISTRICT AS PER 2015 BUDGET.

On motion of Councilman Barber, seconded by Councilwoman Pokorny, the following resolution was ADOPTED AYES 4 NAYS 0 ABSENT 1

RESOLVED to transfer of \$1,000.00 from account A7140.4 to Knox Lighting District as per 2015 budget.

RESOLUTION #13-2015 – AUTHORIZE SUPERVISOR TO RENEW CONTRACT AND MAKE ANNUAL PAYMENT OF \$25,500.00 TO THE HELDERBERG AMULANCE, INC. FOR 2015 EMERGENCY SERVICES.

On motion of Councilman Viscio, seconded by Councilwoman Pokorny, the following resolution was ADOPTED AYES 4 NAYS 0 ABSENT 1

RESOLVED to authorize Supervisor to renew contract and make annual payment of \$25,500.00 to the Helderberg Ambulance Inc. for 2015 emergency services, as per budget.

RESOLUTION #14-2015 – AUTHORIZE SUPERVISOR TO RENEW CONTRACT AND MAKE ANNUAL PAYMENT OF \$25,402.00 TO THE ALTAMONT RESCUE SQUAD FOR 2015 EMERGENCY SERVICES

On motion of Councilman Viscio, seconded by Councilwoman Pokorny, the following resolution was ADOPTED AYES 4 NAYS 0 ABSENT 1

RESOLVED to authorize supervisor to renew contract and make annual payment of \$25,402.00 to the Altamont Rescue Squad for 2015 emergency services, as per budget.

RESOLUTION #15-2015 – AUTHORIZE SUPERVISOR TO RENEW CONTRACT AND MAKE ANNUAL PAYMENT OF \$48,304.00 TO THE TOWN OF GUILDERLAND EMS FOR 2015 ADVANCED LIFE SUPPORT SERVICES

On motion of Councilwoman Pokorny, seconded by Councilman Viscio, the following resolution was ADOPTED AYES 4 NAYS 0 ABSENT 1

RESOLVED to authorize supervisor to renew contract and make annual payment of \$48,304.00 to the Town of Guilderland EMS for 2015 Advanced Life Support Services, as per budget.

RESOLUTION #16-2015 – AUTHORIZE PAYMENT OF \$7,400.00 TO THE ALTAMONT LIBRARY FOR 2015 SERVICES

On motion of Councilman Viscio, seconded by Councilman Barber, the following resolution was ADOPTED AYES 4 NAYS 0 ABSENT 1

RESOLVED to authorize payment of \$7,400.00 to the Altamont Library for 2015 services, as per budget.

RESOLUTION #17-2015 – AUTHORIZE PAYMENT OF \$3,500.00 TO THE BERNE LIBRARY FOR 2015 SERVICES

On motion of Councilman Barber, seconded by Councilman Viscio, the following resolution was ADOPTED AYES 4 NAYS 0 ABSENT 1

RESOLVED to authorize payment of \$3,500.00 to the Berne Library for 2015 services, as per budget.

RESOLUTION #18-2015 – AUTHORIZE SUPERVISOR TO MAKE TRANSFER OF \$55,000.00 FROM HIGHWAY FUND TO THE HIGHWAY CAPITAL RESERVE FUND

On motion of Councilman Viscio, seconded by Councilwoman Pokorny, the following resolution was ADOPTED AYES 4 NAYS 0 ABSENT 1

RESOLVED to authorize supervisor to make transfer of \$55,000.00 from Highway Fund to the Highway Capital Reserve Fund.

Councilman Barber confirmed that the date for the Knox Winterfest is January 24th and the “no-snow” date is set for February 7th.

Supervisor Hammond asked Highway Superintendent Salisbury if he has received the check from the Truck Auction. Salisbury has not yet received it and will contact them to check on that.

Councilwoman Pokorny presented the Board with a Comprehensive Plan review as follows:

1. Have collected lots of data and have been working on going through all of this
2. All info has been collated and is being prepared in a report
3. Survey of scenic resources is in process
4. At next board meeting hoping to have a draft report

Councilwoman Pokorny added that there has been wonderful participation from several residents in this process and she is grateful for their participation.

Planning Board Chairman Robert Price addressed the Board with a review of Planning Board work. Currently they have created a map of the pipeline that goes through the town. They are working on laying the tax map over the pipeline map so we know who is affected. It was also brought to their attention that the Zoning Ordinance updates have not been added into the current edition. In the past the Planning Board has volunteered to make these updates, and wondering who is responsible for updating this.

Supervisor Hammond stated that the Planning Board should continue to update the info because it is originally created by them and recommended that the Planning Board Secretary makes the changes.

Councilman Viscio addressed the Board and attendees to remind of the two recently posted positions in the town – Senior Services Coordinator and Youth Service Coordinator – and how important they are to the town. He encouraged the Board to spread the word people about these open positions.

RESOLUTION # 19-2015 – TOWN BOARD OF THE TOWN OF KNOX INSPECTED THE JUSTICE COURT’S CASH BOOK AND DOCKET FOR DECEMBER 2013 THROUGH NOVEMBER 2014

On motion of Councilman Barber, seconded by Councilman Viscio, the following resolution was ADOPTED AYES 4 NAYS 0 1 Absent

RESOLVED that the Town Board has reviewed the Justice Court's cash book and docket for December 2013 through November 2014 and all funds due to Supervisor are accounted for.

RESOLUTION #20-2015 – ENTER INTO EXECUTIVE SESSION

On motion of Councilman Barber, seconded by Councilman Viscio, the following resolution was ADOPTED AYES 4 NAYS 0 ABSENT 1

RESOLVED to enter into executive session.

Return to general session at 9:25pm.

RESOLUTION #21-2015 – RETURN INTO GENERAL SESSION AT 9:25PM

On motion of Councilman Viscio, seconded by Councilman Barber, the following resolution was ADOPTED AYES 4 NAYS 0 ABSENT 1

RESOLVED to return to general session.

Supervisor Hammond reported that the Board received and reviewed the annual report from the Registrar and will be filed with the Town Clerk.

RESOLUTION # 22-2015 - APPROVAL OF MINUTES

On motion of Councilman Viscio, seconded by Councilman Barber, the following resolution was ADOPTED AYES 4 NAYS 0 ABSENT 1

RESOLVED that the minutes of the December 2014 meeting and the January 1, 2015 organizational meeting be approved.

RESOLUTION # 23-2015 - APPROVAL OF MONTHLY REPORTS

On motion of Councilwoman Pokorny, seconded by Councilman Barber, the following resolution was ADOPTED AYES 4 NAYS 0 ABSENT 1

RESOLVED that the Reports of the Town Clerk and the Town Supervisor for the Month of December 2014 be approved.

RESOLUTION # 24-2015 - PAYMENT OF BILLS

On motion of Councilman Viscio, seconded by Councilwoman Pokorny, the following resolution was ADOPTED AYES 4 NAYS 0 ABSENT 1

RESOLVED that the Bills be paid on General Abstract #13 of the General Fund, covering claims #447-467 & 486 and of the Highway Fund, covering claims #468-485 for the year 2014 and on General Abstract #001 of the General Fund, covering claim #1-3 and of the Highway Fund, covering claims #4-5 for the year 2015.

With no further business, on a motion of Councilwoman Pokorny, seconded by Councilman Viscio, the meeting was adjourned at 9:50 p.m. Carried unanimously.

Respectfully Submitted,
January 27, 2015

Tara L. Murphy