

**Town of Knox  
Town Board Meeting  
November 9, 2016**

**PRESENT:** Supervisor Lefkaditis  
Councilwoman Pokorny  
Councilman Kuck  
Councilman Barber  
Councilman Barcomb

**ALSO:** Town Attorney Dorfman  
Town Clerk Murphy  
Highway Superintendent Salisbury

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

Supervisor Lefkaditis congratulated New York State Senator George A. Amedore, Jr., New York State Assemblyman Angelo Santabarbara, and Congressman Paul Tonko on their election win, as well as local town council candidates Dan Hanley and Ken Saddlemire on a successful campaign. Results were too close to call, a winner will be announced at a later date.

**RESOLUTION # 191-2016 – SUSPEND REGULAR MEETING TO OPEN PUBLIC HEARING FOR 2017 PRELIMINARY BUDGET**

On motion of Councilwoman Pokorny, seconded by Councilman Barcomb, the following resolution was carried unanimously.

RESOLVED to suspend regular meeting to open public hearing for 2017 Preliminary Budget.

*NOTICE OF PUBLIC HEARING UPON PRELIMINARY BUDGET*

*NOTICE IS HEREBY GIVEN that the Preliminary Budget for the Town of Knox for the fiscal year beginning January 1, 2017 has been completed and filed in the Office of the Knox Town Clerk at the Knox Town Hall, 2192 Berne-Altamont Road, Altamont, (Town of Knox), NY where it is available for inspection by any interested person during office hours.*

*NOTICE IS FURTHER GIVEN that the Knox Town Board will meet and review said Preliminary Budget and hold a Public Hearing thereon, at the Knox Town Hall, Route the Knox Town Hall, 2192 Berne-Altamont Road, Altamont, (Town of Knox), NY at 7:30 p.m. on the 9<sup>th</sup> day of November 2016 and that at such hearing any person may be heard in favor of or against the Preliminary budget as complied or for or against any item or items therein contained; and*

*NOTICE IS FURTHER GIVEN that pursuant to Section 108 of the Town Law, the proposed salaries of the following officers, subject to final approval of the 2017 Town Budget, are hereby specified as follows:*

<i>Supervisor</i>	<i>\$16,672</i>
<i>Councilmen (4) Total</i>	<i>20,286</i>

<i>Town Clerk</i>	12,985
<i>Superintendent of Highways</i>	56,678
<i>Tax Collector</i>	5,000

and

*NOTICE IS FURTHER GIVEN that pursuant to Section 27 and 108 of the Town Law, the proposed salaries of the following officers, are proposed to be changed as set forth hereinafter subject to final approval of the 2017 Town Budget, and are hereby specified as follows:*

*Town Clerk - Salary increase from \$12,585.00 to \$12,985.*

*Supervisor of Highways – Salary increase from \$55,878 to \$56,678.*

*BY ORDER OF THE KNOX TOWN BOARD  
TARA MURPHY, TOWN CLERK*

**RESOLUTION # 192-2016 – APPROVE TO CONSENT AGENDA AND MINUTES FROM 10.11.16 MEETING.**

On motion of Councilman Barcomb, seconded by Councilman Barber, the following resolution was carried unanimously.

RESOLVED to approve to consent agenda and minutes from 10.11.16 meeting.

**5a. Liaisons Report:**

PB – Supervisor Lefkaditis reported a conditional permit has been issued to Borrego Solar.

CAC – Councilman Kuck reported that the CAC discussed the Borrego Project as well as Flood Map for use in the Comprehensive Plan. Recent Benchmarking reported was also presented.

Councilman Barber reported that they are waiting on a permit to put a driveway and parking area in for the ice skating rink. The rink will be approximately 40’ x 80’. Supervisor Lefkaditis will meet with Lou Saddlemire, Superintendent Salisbury and Councilman Barber next week to revisit the wet area in the town park as a possible location for the skating rink.

**5b. Section 8 Housing** – Joseph Mastrianni presented a summary of the Section 8 Housing Program in Knox. Mastrianni reported that there are sixteen opening in the program with twelve families currently receiving assistance, leaving four openings currently. Of the twelve families participating, ten are elderly or disabled and five are participating in the Family Self-Sufficiency program.

Supervisor Lefkaditis stated that there have been some complaints from neighbors have issues with renters in the Section 8 program and asked who they can contact to issue a complaint. Mastrianni responded that they can contact John Patwell in their office and a report can be placed with follow-up from their office.

**6a. Highway Report** – Superintendent Salisbury asked the board for approval to sell, for scrap, an old roll-off container filled with scrap metal. The board concedes to bringing whole thing to scrap yard.

**RESOLUTION # 193-2016 – AUTHORIZE HIGHWAY SUPERINTENDENT TO DISPOSE OF 20 YARD CONTAINER WITH LOAD OF SCRAP METAL LOCATED AT THE HIGHWAY GARAGE FOR GOING RATE OF SCRAP.**

On motion of Councilman Barcomb, seconded by Councilman Kuck, the following resolution was carried unanimously.

RESOLVED to authorize Highway Superintendent to dispose of 20 yard container with load of scrap metal, located at the highway garage, for going rate of scrap.

**6b. FEMA Update** – all equipment has been received and payment arrangements will be discussed later in the meeting.

**6c. Reflectors for Beebe & Knox Cave Road** – county Legislator Chris Smith had reflectors up within 48 hours of the original discussion. His efforts were greatly appreciated and recognized by the board.

**7a. Recognition Plaques for Town Hall** – Councilman Barber suggested installing 2 commemorative plaques to recognize Mr. Hammond and Mr. Driscoll for their years of service to the Town of Knox.

**RESOLUTION # 194-2016 – APPROVE PURCHASE AND INSTALLATION OF TWO COMMEMORATIVE PLAQUES FOR MR. HAMMOND AND MR. DRISCOLL, NOT TO EXCEED \$150.00**

On motion of Councilman Barber, seconded by Councilman Barcomb, the following resolution was carried unanimously.

RESOLVED to approve purchase and installation of two commemorative plaques for Mr. Hammond and Mr. Driscoll, not to exceed \$150.00

7b. New Equipment BAN – Supervisor Lefkaditis discussed the payment plan to cover the last two FEMA purchases - wheeled excavator: \$229,578.23 and equipment trailer: \$18,686.89.

**RESOLUTION # 195-2016 – AUTHORIZE PURCHASE OF EQUIPMENT TRAILER IN THE AMOUNT OF \$18,685.89 FROM EQUIPMENT LINE ITEM DA5130.2**

On motion of Councilman Barber, seconded by Councilman Barcomb, the following resolution was carried unanimously.

RESOLVED to approve purchase of equipment trailer in the amount of \$18,685.89 from Equipment Line item DA5130.2.

**RESOLUTION # 196-2016 – AUTHORIZE PURCHASE OF CATERPILLAR WHEELED EXCAVATOR IN THE AMOUNT OF \$229,578.23 WITH FUNDS FROM EQUIPMENT LINE ITEM DA5130.2 IN THE AMOUNT OF \$15,000.00 AND BAN REMAINING BALANCE OF \$214,578.23.**

On motion of Councilman Barcomb, seconded by Supervisor Lefkaditis, the following resolution was carried unanimously.

**RESOLUTION # 197-2016 – APPROVE BOND ANTICIPATORY NOTE AS READ**

On motion of Councilman Barcomb, seconded by Supervisor Lefkaditis, the following resolution was ADOPTED unanimously.

RESOLVED to approve the Bond Anticipatory Note as read.

***Bond Anticipation Note Resolution***

*Resolution authorizing the issuance and sale of bonds in the amount of Two Hundred Fourteen Thousand Five Hundred Seventy Eight and 23/100 (\$214,578.23) DOLLARS for the purpose of financing the purchase by the Town of Knox of a 2017 Caterpillar Wheeled Excavator, model # 314F, and no previous bond anticipation notes having been issued thereon and said bonds having not as yet been sold,*

*NOW THEREFORE, IT IS RESOLVED THAT:*

- 1. The specific object or purpose for which the obligation is to be issued pursuant to this resolution is to finance the above stated Purpose.*
- 2. This bond resolution authorizing the bonds in anticipation of the sale of which this note is hereby authorized to be issued is to provide funds for the above specific object or purpose.*
- 3. The amount of the bonds to be issued for such specific object or purpose is the sum of Two Hundred Fourteen Thousand Five Hundred Seventy Eight and 23/100 (\$214,578.23) DOLLARS, and such bonds are to be serial bonds.*
- 4. The amount of the bond anticipation note hereby authorized is Two Hundred Fourteen Thousand Five Hundred Seventy Eight and 23/100 (\$214,578.23) DOLLARS; that none of said bonds have been sold and no other bond anticipation notes have been issued in anticipation of the sale thereof.*
- 5. There is hereby authorized to be issued a bond anticipation note in the amount of Two Hundred Fourteen Thousand Five Hundred Seventy Eight and 23/100 (\$214,578.23) DOLLARS maturing on November 9, 2017, and it shall be executed in the name of the Town of Knox by the Knox Town Supervisor, its corporate seal shall be affixed thereto and it shall be attested by the Clerk and shall bear interest at the rate of point 88 (.88%) percent per annum, payable at maturity; and said note shall be sold to Key Bank upon receipt of the face amount thereof.*
- 6. The note hereby authorized is hereby designated a "qualified tax exempt obligation" pursuant to Section 265(b)(3)(B) of the Internal Revenue Code of 1986, as amended (the "Code"). The Town of Knox reasonably anticipates and hereby agrees that it will not issue tax exempt obligations in excess of \$10 million during the calendar year 2016. The Town of Knox further certifies that the sum of the principal amount of this note and the principal amount of any other tax exempt obligations heretofore issued by the Town of Knox during 2016 for the purposes of Section 265(b)(3)(C) of the Code does not exceed \$10 million.*
- 7. Appropriate documents shall be executed to prevent application of the arbitrage provisions of the Internal Revenue Code to said note, and the note shall contain provisions required by Key Bank of New York to assure continued exemption of the interest on the note from Federal and State income taxes, and in particularly, said Town of Knox does hereby agree to comply with the requirements for continued tax exemption of such interest as are set forth in the Code.*
- 8. In the event that for any reason, other than through fault of Key Bank, the interest on said note becomes taxable, then upon request of Key Bank of New York, said Town of Knox shall redeem said note.*
- 9. Said note is not issued in anticipation of bonds for an assessable improvement.*
- 10. This resolution shall take effect immediately.*

The undersigned, Clerk of the Town of Knox, hereby certifies that the foregoing is a true and correct copy of the resolution duly adopted by the Town Board of the Town of Knox at a meeting thereof duly held on the 9th day of November, 2016, and is in full force and effect.

**RESOLUTION #198-2016 – MOTION TO ESTABLISH STANDARD WORK DAY FOR PART-TIME EMPLOYEES AS REQUIRED BY THE NYS RETIREMENT SYSTEM**

On motion of Councilman Barcomb, seconded by Councilman Kuck, the following resolution was carried unanimously.

RESOLVED to establish standard work day for Part-Time employees as required by the NYS Retirement System.

Supervisor Lefkaditis stated that the town has received money from FEMA to pay off the first BAN of \$104,000 and at 1% interest for only 6 months the town only paid about \$550 in interest.

8a. Budget Presentation – Supervisor Lefkaditis gave a budget presentation with the following summary:

	<u>Appropriations</u>	<u>Estimated Revenue</u>	<u>Unexpended Fund Balance</u>	<u>Amount to be Raised by Taxes</u>
Total Budget				
2016	\$1,917,494.00	\$972,488.00	\$678,481.00	\$266,525.00
2017P	\$1,613,870.00	\$1,092,750.00	\$254,595.00	\$266,525.00
Increase/Decrease	<b>-\$303,624.00</b>	\$120,262.00	<b>-\$423,886.00</b>	\$0.00
Percentage	<b>-15.83%</b>	12.37%	<b>-62.48%</b>	0.00%

**RESOLUTION # 199-2016 – CLOSE PUBLIC HEARING AND RETURN TO REGULAR MEETING.**

On motion of Councilman Barber, seconded by Councilman Barcomb, the following resolution was carried unanimously.

RESOLVED to close Public Hearing and return to regular meeting.

**9a. Move bank accounts from Key Bank to Bank of Greene County** – Supervisor Lefkaditis requested permission to move the following town accounts ending in: 603, 191, 103, 212, 511, 294, 274, 282, 659, 389 from KeyBank to the Bank of Greene County. This move should generate approximately \$4,500 additional income for the town.

**RESOLUTION # 200-2016 – AUTHORIZE SUPERVISOR TO MOVE ABOVE ACCOUNTS FROM KEY BANK TO BANK OF GREENE COUNTY.**

On motion of Councilman Barber, seconded by Councilman Barcomb, the following resolution was carried unanimously.

RESOLVED to authorize Supervisor to move above accounts from Key Bank to Bank of Greene County.

**6b. Act on 6 year building project BOND** – the board authorized to enter into a 6 year BOND at a rate of .88% for the remaining building loan.

**RESOLUTION # 201-2016 –APPROVE BUILDING BOND AT .88% FOR SIX YEARS IN THE AMOUNT OF \$479,981.00 PENDING THE APPOINTMENT OF BOND COUNSEL**

On motion of Councilman Barcomb, seconded by Councilwoman Pokorny, the following resolution was carried unanimously.

RESOLVED to approve building bond at .88% for six years in the amount of \$479,981.00 pending the appointment of Bond Counsel.

9c. RFPs for Liability Insurance and Legal Service – Supervisor Lefkaditis made a motion to RFP for both Liability Insurance and Legal Service. There was no second. The remaining board members agreed with an RFP for Liability Insurance but disagreed with and RFP for legal services.

**RESOLUTION # 202-2016 –APPROVE SENDING OUT RFP FOR LIABILITY INSURANCE**

On motion of Councilman Barcomb, seconded by Councilman Kuck, the following resolution was carried unanimously.

RESOLVED to approve sending out RFP for Liability Insurance.

**9d. Purchase of Safety Clothing for Transfer Station Employees** – Councilman Barber requested that safety shirts be purchased for the transfer station employees. A local vendor has been found that could provide 3 t-shirts, 1 sweatshirt and 1 jacket per employee for \$538. The board conceptually agreed to purchase and would like to meet with the employees to discuss further.

9e. 2017 Preliminary Budget – Councilwoman Pokorny had 5 suggested changes to the proposed budget: 1. Suggested adding \$5,000 to Town Clerk Fees for potential expected increase in income from Dog Enumeration project; 2. Suggested and additional \$228.00 for the Registrar of Vital Statistics Salary; 3. Suggested addition of \$2,925 for wages for refuse & garbage employees, a \$1.25/hour increase to salary; 4. Add line item for training with \$400 to accommodate training requests from CAC members; 5. Use \$3,500 in celebration line in other line items if fireworks will be donated each year.

Supervisor Lefkaditis addressed the suggested changes: 1. Training Line item is a simple additions as a place holder with no funds – A6292.0; 2. \$3,500 in celebration line is just a place holder and don't expect to spend it; 3. Raises that are proposed for all are reasonable and caution board on not staying with a fiscally conservative position. The board discussed a compromise of \$.50/hr for Transfer Station employees and \$228 increase for Registrar, and a motion was made:

**RESOLUTION #203-2016 - ADOPT THE PRELIMINARY BUDGET AS PRESENTED ON 10/11/16 WITH ADDITIONS 1. ADD LINE ITEM 6292.0 FOR TRAINING, 2. INCREASE OF \$700.00 TO TRANSFER STATION SALARY A8160.1, and 3. INCREASE OF \$230.00 TO REGISTRAR OF VITAL STATISTICS SALARY A4020.1 FOR FISCAL YEAR 2017**

On motion of Supervisor Lefkaditis, seconded by Councilman Barber, the following resolution was carried unanimously.

RESOLVED to adopt the preliminary budget as presented on 10/11/16 with additions 1. Add Line Item 6292.0 for Training, 2. Increase of \$700.00 to Transfer Station Salary a8160.1, and 3. Increase of \$230.00 to Registrar of Vital Statistics Salary A4020.1 for fiscal year 2017.

**RESOLUTION 204-2016 - PAYMENT OF BILLS**

On motion of Councilwoman Barber, seconded by Councilman Barcomb, the following resolution was ADOPTED unanimously.

RESOLVED that the Bills be paid on General Abstract #11 of the General Fund, covering claims #314-335 in the amount of: \$13,426.24 and of the Highway Fund, covering claims #336-350 in the amount of: \$256,598.72 for the year 2016.

**10a. Interview for Planning Board and ZBA** – Councilwoman Pokorny will contact Planning Board candidates to set up interviews. Supervisor Lefkaditis requested that the board reconsider an interview with Planning Board member who is currently serving. Councilman Barcomb stated that they were comfortable with the re-appointment of Betty Ketcham and do not need to use time to interview her. Supervisor Lefkaditis will call Betty Ketcham to discuss any questions he may have.

**10b. Update on HHW** – Town of Berne has been invoiced, payment has not yet been received. Councilwoman Pokorny will need copies of cancelled checks to send in for grant reimbursement.

**10c. Climate Smart Community** – There were 4 action items needed to be eligible for the \$110,000 NYSEDA Grant and 3 have been completed. One final item is an EV Charging station or have building inspectors attend and complete a free training in Albany. Councilwoman Pokorny will reach out to building department to set up training.

**10d. Comprehensive Plan Update** – All demographic info has been collected, natural resources survey complete and ready for review process by Nan Stolzenburg.

**RESOLUTION # 205-2016 - APPROVAL OF MONTHLY REPORTS**

On motion of Councilman Kuck, seconded by Councilman Barber, the following resolution was ADOPTED unanimously.

RESOLVED that the Reports of the Town Clerk and Town Supervisor for the Month of October 2016 be approved.

**RESOLUTION # 206-2016 - APPROVE REIMBURSEMENT TO DEBBIE LIDDLE IN THE AMOUNT OF \$484.00 FOR PURCHASE OF LEGAL BOOKS**

On motion of Councilman Barcomb, seconded by Supervisor Lefkaditis, the following resolution was ADOPTED unanimously.

RESOLVED approve reimbursement to Debbie Liddle in the amount of \$484.00 for purchase of legal books.

**RESOLUTION 207-2016 -ADJOURN TO EXECUTIVE SESSION AT 10:32PM TO DISCUSS LITIGATION AND CONTRACTUAL MATTER. NOT TO RECONVENE TO PUBLIC SESSION.**

On motion of Councilman Barcomb, seconded by Councilman Barber, the following resolution was ADOPTED unanimously.

RESOLVED to adjourn to Executive Session at 10:32pm to discuss litigation and contractual matter, not to reconvene to public session.

Respectfully Submitted,  
November 23, 2016

Tara Murphy