

**Town of Knox
Regular Meeting
July 13, 2010**

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

ALSO: Town Clerk Swain
Highway Superintendent Salisbury
Town Attorney Dorfman

The meeting was called to order at 7:28 p.m. with the Pledge of Allegiance to the Flag.

RESOLUTION #79 - APPROVAL OF MINUTES

On motion of Councilwoman Gage, seconded by Councilman Stevens, the following resolution was ADOPTED AYES 5 NAYS 0
RESOLVED that the minutes of the June 2010 meeting were approved.

RESOLUTION #80 - APPROVAL OF MONTHLY REPORTS

On motion of Councilman Viscio, seconded by Councilwoman Nagengast, the following resolution was ADOPTED AYES 5 NAYS 0
RESOLVED that the reports of the Supervisor and Town Clerk for the Month of June 2010 were approved.

RESOLUTION #81 - PAYMENT OF BILLS

On motion of Councilwoman Gage, seconded by Councilman Stevens, the following resolution was ADOPTED AYES 5 NAYS 0
RESOLVED that the bills be paid on General Abstract #007, covering claims #191-217 and Highway Abstract #007, covering claims #180-190 & 218 for the year 2010.

Councilman Stevens reported that Kevin Mason, from Boy Scout Troop 79 has started the clean up project for the cemetery located on Pleasant Valley Road and Route 156.

Robert Price discussed shared driveway concerns expressed by the planning board. He suggests that the town board amend the Subdivision Regulation Book, stating that shared driveways are prohibited in the town. He stated that residents are dividing property under the one cut rule, and sharing driveways without notifying the planning board. Mr. Price and planning board members are currently advising residents that they cannot have a shared driveway. Attorney Dorfman thinks that the one cut rule should go. Councilwoman Nagengast disagrees with that. Councilwoman Nagengast asked if the Building Inspector would have to see evidence regarding

easement before issuing a building permit. Highway Superintendent Salisbury and Councilman Viscio agreed that the discussion of shared driveways was mentioned when the Town of Knox Highway Law of 2007 was enacted. Attorney Dorfman stated that a shared driveway would never become a town road. Councilman Viscio suggested a workshop to discuss the shared driveway issue for September 7th, 2010. Mr. Price stated that if the board couldn't make a decision on this issue, that the planning board would tell residents to do what they want. Robert Price reminded the Board that we're upon Purple Loosestrife season.

RESOLUTION #82 - SET AGENDA FOR DISCUSSION OF SHARED DRIVEWAYS AND THE ONE CUT RULE FOR WORKSHOP ON SEPTEMBER 7, 2010

On motion of Councilman Stevens, seconded by Councilwoman Gage, the following resolution was not ADOPTED AYES 2(Stevens, Gage) NAYS 3(Hammond, Nagengast, Viscio)

Councilman Viscio stated that the board should just focus on the shared driveway issues now and later the board can review the one cut rule. Supervisor Hammond agreed.

RESOLUTION #83 - SET AGENDA FOR A WORKSHOP TO BE HELD ON SEPTEMBER 7, 2010 FOR DISCUSSION OF SHARED DRIVEWAYS

On motion of Councilwoman Nagengast, seconded by Councilman Viscio, the following resolution was ADOPTED AYES 3(Hammond, Nagengast, Viscio) NAYS 2(Stevens, Gage)
RESOLVED to set agenda for workshop to discuss shared driveways.

Councilman Stevens asked possibly in October can the board discuss the one cut rule. Councilman Viscio suggests that the board wait and resolve the shared driveway issue first. Councilwoman Nagengast agrees.

Supervisor Hammond read a letter from Judy Petrosillo, Berne Public Library Manager. The library is sponsoring a trip to the Zoom Flume on Monday, August 2, 2010 as part of their summer reading program. The library is requesting that the Town of Berne and Town of Knox contribute \$100.00 to off set the cost of the bus transportation.

RESOLUTION # 84 – AUTHORIZE PAYMENT OF \$100.00 TO THE BERNE PUBLIC LIBRARY TO OFFSET THE COST OF THE BUS TRIP TO THE EAST DURHAM ZOOM FLUME

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

RESOLVED to authorize payment to the Berne Library for \$100.00 to sponsor bus trip to Zoom Flume for the Summer Reading Program.

Charlie Sacco reported to the board that he has selected chairs for the Board Meeting Room. These chairs are sturdy and comfortable and will last many years, and the chairs are also on state contract. Charlie would like to receive the board's approval for ordering the chairs; this is the last piece of furniture that is holding up the use of the meeting room. Supervisor Hammond

recommends Charlie's recommendation to order these chairs.

RESOLUTION #85 – AUTHORIZE CHARLIE SACCO TO ORDER CHAIRS FOR THE MEETING ROOM ON STATE CONTRACT

On motion of Councilwoman Nagengast, seconded by Councilwoman Gage, the following resolution was ADOPTED AYES 4 NAYS 1(Stevens)
RESOLVED to authorize Charlie Sacco to order the chairs for the meeting room.

Charlie Sacco reported that Phoenix Electrical Co., Inc has completed obligation for the Town Hall Addition and Renovation Project. Councilman Stevens asked if Charlie had the electrical work inspected. Sacco reported that all the electrical has been inspected and has fulfilled obligation to the contract to the town. Rotterdam General Contracting has not completed a few items, and Charlie will be holding their last payment.

RESOLUTION #86 –AUTHORIZE PAYMENTS FOR BUILDING PROJECT TO WEAKLEY ENTERPRISES FOR INVOICE #2456 FOR \$500.00, THE HOME DEPOT FOR \$657.80, GRAINGER FOR \$46.31, GRAINGER FOR \$92.62, BRUCE BUNZEY FOR \$915.00, PHOENIX ELECTRICAL CO., INC FOR \$7,422.35

On motion of Councilwoman Gage, seconded by Councilman Viscio, the following resolution was ADOPTED AYES 4 NAYS 1 (Stevens)
RESOLVED to authorize payments for the Town Hall Renovation / Addition project.

RESOLUTION #87 – AUTHORIZE PAYMENT TO NYS MUNICIPAL INSURANCE RECIPROCAL PREMIUM OF \$31,362.00

On motion of Councilman Stevens, seconded by Councilwoman Nagengast, the following resolution was ADOPTED AYES 5 NAYS 0
RESOLVED to authorize payment to NYS Municipal Insurance Reciprocal.

RESOLUTION #88 – AUTHORIZE PAYMENT TO NEW YORK MUNICIPAL INSURANCE RECIPROCAL PREMIUM FOR GENERAL LIABILITY AND AUTO INSURANCE OF \$23,903.30

On motion of Councilwoman Gage, seconded by Councilman Viscio, the following resolution was ADOPTED AYES 5 NAYS 0
RESOLVED to authorize payment to New York Municipal Insurance Reciprocal premium for general liability and auto insurance.

Supervisor Hammond reported that the Town of Berne currently owns the Hilltown Senior Citizens building and the Town of Knox doesn't have to donate \$1,500.00 that is budgeted for. The Hilltown Senior Citizens Center still could use that \$1,500.00 donation for travel expenses.

Supervisor Hammond reported that the telephone system that was donated by Town Attorney Dorfman is still not functioning. Northeast Controls made the determination that the phone card

needed to be updated, and also another software card needed to operate answering system. Supervisor Hammond received a quote from Northeast Controls of \$1,580.00 to determine if this phone system will work. Attorney Dorfman reported that the phone system worked in December of 2005 and has been stored in basement since that time. Attorney Dorfman will make a few contacts and report back at next months meeting. Town Clerk Swain reported that her husband brought the phone system to his employer and they determined that the phone is out dated and will require some money to repair this system. Councilman Stevens would like to explore other avenues; Supervisor Hammond suggests he bring proposals to the next meeting. Councilman Stevens also suggested cell phones on state contract. Supervisor Hammond asked Councilwoman Nagengast to report back on the cell phones on state contract. Councilwoman Gage doesn't want to spend \$1,500.00 on a phone system that may or may not work.

Supervisor Hammond reported on the Culligan water tank, he would like it to be removed and placed in the new furnace room. The town board agreed to wait until the Town Hall project is complete.

Highway Superintendent Salisbury reported that he received a phone call from the County regarding the town purchasing road signs regardless if it is on a town or county road. Salisbury reported that the town has never done this before. Town Attorney Dorfman to investigate this, and report back at next months meeting.

Highway Superintendent Salisbury reported that the Highway Department purchased a used Flair Mower for the Ford Tractor. He traded in the sickle bar for \$250.00. As of July 1, 2010 Louis Saddlemire started on a temporary basis for the Highway Department operating the mowing. He also stated that the Highway Department will start on the water lines to the building behind Town Hall.

RESOLUTION #89 – ENTER INTO EXECUTIVE SESSION

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

RESOLVED to enter into executive session at 9:26pm.

RESOLUTION #90 – EXIT EXECUTIVE SESSION AT 10:14PM

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

RESOLVED to exit executive session at 10:14pm.

On motion of Councilman Viscio, seconded by Councilwoman Nagengast, the meeting was adjourned at 10:26p.m. Carried unanimously.

Respectfully Submitted,
July 27, 2010

Kimberly D. Swain