

Town of Knox
Regular Meeting/Public Hearing
October 9, 2012

PRESENT: **Supervisor Hammond**
 Councilman Viscio
 Councilman Barber
 Councilman Decker
 Councilwoman Pokorny

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

The meeting was called to order at 7:29 p.m. with the Pledge of Allegiance to the Flag.

RESOLUTION #86 – CLOSE REGULAR MEETING AND ENTER INTO PUBLIC HEARING AT 7:30 P.M. FOR THE PURPOSE OF THE HYDROFRACKING MORATORIUM LAW

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

RESOLVED to close the regular meeting and enter into public hearing.

Town Attorney Dorfman reported to the board that since last month's meeting he has researched Hydrofracking in New York State. NYS Department of Environmental Conservation has no rules or regulations set in place for hydrofracking. A Supreme Court Judge made a ruling in another jurisdiction that a moratorium is premature at this time. Attorney Dorfman suggests that the board debate and discuss hydrofracking at tonight's meeting, and there is no time limit from the public hearing to when the board makes the decision on the proposed local law.

Mr. Price stated he attended a seminar regarding hydrofracking regulations. Two lawsuits in the Town's' of Middletown and Dryden, both cases the judge ruled in favor of the town. Mr. Price suggests that the Comprehensive Plan be revised to add the proper language against hydrofracking in the town. He has sent two proposals for quotes on the revision of the Comprehensive Plan and to review what is already in the plan against hydrofracking. He will forward the proposals to the town board for the revisions to the Comprehensive Plan. NYS is conducting a health study and will take approximately six to twelve months to complete, which will allow the town board to familiarize with hydrofracking.

Individual towns' have the authority to regulate town roads. NYS DEC does not have to notify town of any drilling applications filed within a specific town. Attorney Dorfman suggests, submitting a FOIL Request to NYS DEC, asking for any and all applications submitted in the town.

Terri Ray, a representative with Joseph E. Mastrianni and Sons reported on the Section 8 HUD Housing Program. Currently, eighteen families receiving assistance, five families are in the Self Sufficiency Program, one is in the escrow account, and one family is on the waiting list. Councilman Viscio was successful in implementing this program in Knox in 1995, which has been a helpful resource for families.

Matt Chase, President of the BKW Little League presented the board with some issues on the Knox Town Park Little League Field.

Issues:

- Field baselines are out of Little League Specifications
- Baseline "lips" from erosion of dirt leading to ball hops and player strikes (safety concern)
- Crabgrass / other plants grown into baselines

Solutions:

- Re-cut sod to Little League Specifications, replace with new infield mix
- At a minimum, recut baselines to three foot width
- Apply for Tri-City Valley Cats "4 in 24" Field Renovation

Highway Superintendent Salisbury agreed that the highway department could haul the material. Little League to see if a donation of infield mix could, be donated to the BKW Little League Knox Field. Kevin Toomey, Vice President and Matt Chase encourage the board to let the Little League complete renovations. Renting a sod cutter, and recut sod.

RESOLUTION #87 – AUTHORIZE THE BKW LITTLE LEAGUE TO COMPLETE THE RENOVATIONS AS DESCRIBED

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

RESOLVED to authorize the BKW Little League to complete renovation to the Knox Park Little League Field.

Charlotte Fuss reported that there is no busing for seniors in the Knox area. No residents from Berne have ridden the bus in over two weeks, just Knox and Altamont residents. CDTA donated a bus to the Hilltown Seniors, along with grant monies roughly \$650 a month from the Department of Aging for the busing expenses. Supervisor Hammond stated that Supervisor Crosier from the Town of Berne was submitting a proposal for tonight's town board meeting, which he has not received. A meeting with the Town of Berne, Town of Knox, CDTA and Judy Coyne should be set up for discussion. Supervisor Hammond to contact Judy Coyne with the Department of Aging.

Sgt. Tracy Henry with the Albany County Sheriff's Department reported that the Sheriff's Department should be all moved into the new building in Clarksville by the end of the month.

Supervisor Hammond announced that he has forwarded the correspondence from the Hazardous Waste Collection Day to the board members. Town of Knox's portion is \$1,916.80, paid to the Town of Berne.

RESOLUTION #88 – AUTHORIZE SUPERVISOR HAMMOND TO MAKE PAYMENT OF \$1916.80 TO THE TOWN OF BERNE FOR THE HAZARDOUS WASTE COLLECTION DAY

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

RESOLVED to authorize Supervisor Hammond to make payment to the Town of Berne in the amount of \$1916.80 for the portion of Knox.

Supervisor Hammond asked the board members, if he could have two volunteers to be the liaison between the town and the town highway employees. Councilman Barber and Councilman Decker have agreed.

Mr. Price reported that the American Red Cross Blood Drive will be held on March 30, 2013 at the Knox Town Hall.

Highway Superintendent Salisbury presented the board with the specifications for the new one ton to purchase. The board reviewed the specifications. Discussed the vehicle trade in.

RESOLUTION #89 – AUTHORIZE TOWN CLERK TO RUN LEGAL NOTICE SOLICITING REQUEST FOR BID ON SPECIFICATIONS ON ONE TON PICK UP TRUCK

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

RESOLVED to authorize the Town Clerk to publish a legal notice, requesting bids for a 1 ton pickup truck, with trade in.

Highway Superintendent Salisbury presented proposals for a new furnace at the highway garage. Board reviewed the proposals and agreed that Mr. Salisbury contact Comfort –Temp and William Dunn regarding the two different types of furnaces and pricing.

RESOLUTION # 90 – AUTHORIZE HIGHWAY SUPERINTENDENT SALISBURY TO CONTACT COMFORT-TEMP AND WILLIAM DUNN REGARDING THE PRICING OF THE TWO PROPOSALS AND DETERMINE WHICH TO BE INSTALLED

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

RESOLVED to authorize Highway Superintendent Salisbury to contact two companies regarding furnaces and arrange for the installation.

Highway Superintendent Salisbury presented proposal for a new backhoe; CASE 590 Super N Backhoe. Currently, no backhoe on state contract. Zero percent on municipal leases upon purchasing. Mr. Salisbury to get more information regarding the lease option and report back to the board.

RESOLUTION #91 – CLOSE PUBLIC HEARING AT 9:25PM AND RETURN TO REGULAR MEETING

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

RESOLVED to close public hearing and return to regular meeting.

Board agreed to delay a formal vote on the moratorium until further notice.

RESOLUTION #92 – ADOPT THE PRELIMINARY BUDGET FOR 2013 AND HOLD PUBLIC HEARING ON NOVEMBER 7, 2012 AT 7:30PM

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

RESOLVED to adopt the preliminary budget for 2013 and hold public hearing on November 7, 2012.

RESOLUTION #93 – APPROVAL OF MINUTES

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

RESOLVED to approve the minutes of the September 11, 2012 meeting.

RESOLUTION #94 – APPROVAL OF MONTHLY REPORTS

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

RESOLVED that the Reports of the Supervisor and Town Clerk for the Month of September 2012 be approved.

RESOLUTION #93 – PAYMENT OF BILLS

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

RESOLVED that the Bills be paid on General Abstract #10 of the General Fund, covering claims #273 – 284 and of the Highway Fund, covering claims #266 – 272 for the year 2012.

On motion of Councilman Barber, seconded by Councilman Viscio, the meeting was adjourned at 9:28 p.m. Carried unanimously.

Respectfully Submitted,
October 31, 2012

Kimberly D. Swain