

**Town of Knox
Regular Meeting / Public Hearing
November 6, 2013**

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

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.

Supervisor Hammond read the Notice of Public Hearing.

NOTICE IS HEREBY GIVEN that the preliminary Budget for the Town of Knox for fiscal year beginning January 1, 2014 has been completed and filed in the office of the Town Clerk at the Knox Town Hall where it is available for inspection by any interested person at all reasonable hours.

FURTHER NOTICE IS HEREBY GIVEN that the Town Board of the Town of Knox will be held at the Town Hall at 7:30 p.m. on the 6th day of November, 2013 and that a such hearing any person may be heard in favor or against the Preliminary Budget as complied or for or against any item or items therein contained.

PURSUANT to Section 113 of the Town Law, the proposed salaries of the following Town Officers are hereby specified as follows:

Supervisor.....	\$16,672.00
Town Justices (2) Total.....	\$20,286.00
Councilmen (4) Total.....	\$15,300.00
Town Clerk.....	\$12,585.00
Highway Supt.....	\$55,358.00

DATED: October 8, 2013

BY ORDER OF THE KNOX TOWN BOARD

KIMBERLY D. SWAIN

Town Clerk

RESOLUTIONS #101 – ENTER INTO PUBLIC HEARING ON THE PRELIMINARY BUDGET FOR 2014 AT 7:35PM

On motion of Councilman Decker, seconded by Councilwoman Pokorny, the following resolution was ADOPTED AYES 5 NAYS 0
RESOLVED to open public hearing on tentative budget for 2014.

Supervisor Hammond stated that the board will continue with normal board duties while leaving the floor open for discussions or comments on the budget.

RESOLUTION # 102 – AUTHORIZE SUPERVISOR TO MAKE ANNUAL PAYMENT OF \$62,186.00 TO THE NEW YORK STATE RETIREMENT SYSTEM

On motion of Councilman Viscio, seconded by Councilman Decker, the following resolution was ADOPTED AYES 5 NAYS 0
RESOLVED to authorize the Supervisor to make annual payment to the NYS Retirement System.

RESOLUTION #103 – AUTHORIZE PAYMENT OF \$13,480.00 TO LOUCKS BROTHERS FOR THE WORK COMPLETED DOWNSTAIRS IN COMMUNITY ROOM AS PER AGREEMENT

On motion of Councilman Barber, seconded by Councilwoman Pokorny, the following resolution was ADOPTED AYES 5 NAYS 0
RESOLVED to authorize payment to Loucks Brothers for the completed work in the Community Room of Town Hall.

RESOLUTION# 104 –AUTHORIZE SUPERVISOR TO ENTER INTO AGREEMENT WITH MOHAWK HUDSON ANIMAL SHELTER FOR SERVICES FOR FISCAL YEAR 2014

On motion of Councilman Barber, seconded by Councilwoman Pokorny, the following resolution was ADOPTED AYES 5 NAYS 0
RESOLVED to authorize the Supervisor to enter into agreement with Mohawk Hudson Animal Shelter for services for fiscal year 2014.

Town Clerk Swain reported on the changes taking effect January 1, 2014 for the New York State Department of Environmental Conservation for the selling of hunting and fishing licenses. The contract between the state and the agency that provides the software will expire on December 31, 2013. Equipment that has been provided will no longer be used in the sales process; all sales will be sold through a website from NYSDEC. NYSDEC will be conducting training on the new software, in which Town Clerk Swain will be attending on November 13, 2013 in Cobleskill. A new License Issuing Agent Agreement needs to be filled out and returned by December 15, 2013.

Whereas, New York State Department of Environmental Conservation is authorized by Section 11-0713 of the Environmental Conservation Law to Appoint agents to issue licenses for the privilege of hunting and fishing in New York State; and

NOW, THEREFORE, BE IT RESOLVED that the Knox Town Supervisor is hereby authorized to execute a License Issuing Agent Agreement with the New York State Department of Environmental Conservation as set forth in the attached License Issuing Agent Agreement.

RESOLUTION #105 –AUTHORIZE SUPERVISOR TO ENTER INTO AGREEMENT WITH NYSDEC FOR ISSUING HUNTING AND FISHING LICENSES

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

RESOLVED to authorize Supervisor to enter into agreement with New York State Department of Environmental Conservation for the issuing of hunting and fishing licenses.

Supervisor Hammond reported that AT&T would like to add 4G service to the cell tower. More revenue for the town. Execute an amendment to the agreement.

Whereas, the Town of Knox, (“Town”), Enterprise Consulting Solutions, LLC, (“ECS”) and NEW CINGULAR WIRELESS PCS, LLC, (Lessee) entered into a Site Lease Agreement dated September 28, 2009, whereby Town and ECS leased to Lessee certain Premises, therein described, that are a portion of the Property located at 163 Street Road in the Town of Knox, County of Albany, State of New York (“Agreement”); and

WHEREAS, Town, ECS and Lessee desire to amend the Agreement to allow for the installation of additional antennas, associated cables and other communications instruments resulting in additional rents pursuant to the terms of the original Agreement; and

WHEREAS, Town, ECS and Lessee, in their mutual interest, wish to amend the Agreement to allow for the installation of additional antennas, associated cables and other communications instruments resulting in additional rents pursuant to the terms of the original Agreement.

NOW, THEREFORE, BE IT RESOLVED, that The Knox Town Supervisor is hereby authorized to execute an Amendment to the site lease agreement dated September 28, 2009 with Enterprise Consulting Solutions, LLC, (“ECS”) and NEW CINGULAR WIRELESS PCS, LLC, (Lessee) for a portion of premises located at 163 Street Road, Town of Knox, New York for the purposes of the installation, maintenance and operation of a telecommunications facility upon said premises, additional rents to be paid by Lessee and update addresses for Notices to the parties.

RESOLUTION #106 – AUTHORIZE SUPERVISOR TO EXECUTE AN AMEDEMMENT TO THE SITE LEASE AGREEMENT WITH ENTERPRISE CONSULTING SOLUTIONS, LLC (ECS)

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

RESOLVED to authorize Supervisor to execute an amendment to the Site Lease Agreement with ECS and New Cingular Wireless PCS, LLC.

Highway Superintendent Salisbury asked Supervisor Hammond if he received a letter from Albany County Soil and Water. Albany County receiving a grant to purchase a hydro seeder, in which would benefit the town. No obligation for the town, Albany County looking for support.

RESOLUTION #107 – TOWN OF KNOX IN SUPPORT OF ALBANY COUNTY SOIL AND WATER TO PURCHASE A HYDRO SEEDER WITH GRANT FUNDS

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

RESOLVED that the Town of Knox supports Albany County Soil and Water in purchasing a hydro seeder with grant funds.

Highway Superintendent Salisbury reported that he has billed everything for Hill and Dale Road at the federal level and the town should be reimbursed quickly. Dutch Settlement Road project is all funded by the state and that will take longer to receive. The SAMS issue has been resolved.

Highway Superintendent Salisbury has had three individuals submit applications for the part time winter help position. Two of those are residents of Knox, and prefers to hire within the town. Will be conducting interviews the week of November 12th. He spoke with Louis Saddlemire, which he would be available during the day, but would like to have two people that he could have on standby as needed. He would also need an hourly rate.

Trucks are all set for the winter months; had to replace the motor on the sander.

The Knox Historical Society would like to place a barn quilt on a 4X4 post in the ground and attach three 2'X2' barn quilts in support of the Helderberg Quilt Barn Trail.

RESOLUTION #108 – AUTHORIZE THE HISTORICAL SOCIETY TO INSTALL A MONOPOLE TO HOLD BARN QUILTS

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

RESOLVED to authorize the Knox Historical Society to install a monopole to hold barn quilts.

Councilwoman Pokorny reported that she's received 48 responses on the vision survey for the Comprehensive Plan, and 16 responses of the agriculture survey. She would like to hold a workshop on the 26th of November at 7:00 p.m. to review and edit the responses. To be published on the website and Hilltown Channel 17 News and the Altamont Enterprise.

Robert Price announced that March 29, 2014 would be the date of the American Red Cross Blood Drive at the Town Hall; More information to follow.

Robert Price reported by mid month, all members of the Planning Board should have attended training.

Robert Price reported that he is restoring an old water pump from the Historical Society Building, and while there he looked at the floor joists where the old voting machine will be placed. The beams need to be supported if the voting machine will be placed there. Contact John DeMis to look at and possibly supply drawings of the scope of work involved in supporting the beams.

Marie Viscio suggested keep all the "cool" parts of the machine and discard the base. Town Attorney Dorfman to find out if Albany County or the town owns the machine.

RESOLUTION #109 – APPROVAL OF MONTHLY BILLS

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

RESOLVED that the bills be paid on General Abstract #011 covering claims #279-294 in the amount of \$8,062.42 and Highway Abstract #011 covering claims #267-278 in the amount of \$42,350.36.

RESOLUTION #110 – APPROVAL OF THE MONTHLY REPORTS

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

RESOLVED that the Reports of the Supervisor and Town Clerk for the Month of October 2013 be approved.

RESOLUTION #111 – APPROVAL OF MINUTES

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

RESOLVED that the minutes of the October 2013 meeting be approved.

Supervisor Hammond reported that the public hearing for the budget is still open.

Pamela Fenoff asked if the budget will be on the website for the public to view. Supervisor Hammond reported that no, it will not. If someone wants to view it, the budget is filed in the town clerk's office.

Pamela Fenoff asked what is contractual. Supervisor Hammond responded, if you look at the supervisors' line item, an example of what is paid out of that is Paychex.

Pamela Fenoff mentioned the agenda, is there anyway the public could get a copy of that before the meeting and why isn't that posted? Supervisor Hammond stated that the town clerk receives the supervisor's schedule before the meeting. Town Clerk Swain responded that legally the "Supervisor's Schedule" doesn't have to be posted; if it was called an "Agenda" then it would have to be posted. Supervisor Hammond asked if the town clerk could have copies of the Supervisor's Schedule available at the board meetings.

RESOLUTIONS #112 – CLOSE PUBLIC HEARING AT 8:38 P.M.

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

RESOLVED to close Public Hearing at 8:38 p.m. and resume regular town board meeting.

RESOLUTION #113 – ADOPT THE TENTATIVE BUDGET AS PRESENTED FOR FISCAL YEAR 2014

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

RESOLVED to adopt the tentative budget as presented for fiscal year 2014.

On motion of Councilman Barber, seconded by Councilwoman Pokorny, the meeting was adjourned at 8:40p.m. Carried unanimously.

Respectfully submitted,
November 19, 2013

Kimberly D. Swain