

**Town of Knox  
Regular Meeting  
December 14, 2010**

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

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

**ABSENT:** Town Attorney Dorfman

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

**RESOLUTION #119 - 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 November 3, 2010 meeting be approved.

**RESOLUTION #120 - APPROVAL OF MONTHLY REPORTS**

On motion of Councilman Stevens, 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 November 2010 be approved.

**RESOLUTION #121 - PAYMENT OF BILLS**

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

RESOLVED that the Bills be paid on General Abstract #012 of the General Fund, covering claims #375-408 and of the Highway Fund, covering claims #355-374 for the year 2010.

Architect Charlie Sacco reported the following contractor's; Wainschaf Associates, Inc., Tri-Valley P & H Inc., and Rotterdam General Contracting have completed their obligations with the Town Hall project. Eckert Mechanical Service, Inc. has a few items that have not been completed, which the Town has been advised to hold the remainder of the balance due until the work is complete.

**RESOLUTION #122 - APPROVE FINAL PAYMENTS TO WAINSCHAF ASSOCIATES, INC FOR \$25,695.23, TRI-VALLEY P & H INC. FOR \$2,970.00, AND TO ROTTERDAM GENERAL CONTRACTING FOR \$4,557.00 FOR CONTRACTS ON TOWN HALL PROJECT**

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

RESOLVED to approve final payments to Wainschaf Associates, Inc., Tri-Valley P & H Inc., and Rotterdam General Contracting for completion of the contracts for the Town Hall Project.

**RESOLUTION #123 - AUTHORIZE APPROVAL OF PAYMENT TO M.A. SHAFER CONSTRUCTION FOR \$12,338.80 SUBJECT TO TOWN ATTORNEY DORFMAN APPROVING RELEASE OF PAYMENT**

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

RESOLVED to approve payment to MA Shafer Construction for \$12,338.80 subject to Town

Attorney approving release of payment.

**RESOLUTION #124 - AUTHORIZE SUPERVISOR TO TRANSFER \$6,772.00 FROM DA5112.4 TO DA9010.8, AND \$1,000.00 FROM A1990.4 TO A1330.4, AND \$6,266.00 FROM A1990.4 TO A1410.4**

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

RESOLVED to authorize Supervisor to transfer \$6,772.00 from DA5112.4 to DA9010.8, and \$1,000.00 from A1990.4 to A1330, and \$6,266.00 from A1990.4 to A1410.4.

Town Board reviewed a proposed sample dog licensing law along with a local law from the Town of Westerlo. Board agreed to table the discussion until Town Attorney can review the documents.

Supervisor Hammond reported that Highway Superintendent Salisbury and the Highway Employees will service the generator annually, instead of purchasing an annual service agreement of \$699.00 from the manufacture. The scheduled maintenance can be provided by the town. The board discussed the possibility of purchasing the extended warranty for \$1,200.00. The extended warranty contract seems unclear to whether it's a three or five year warranty. Supervisor to contact Milton CAT regarding the details to the warranty. Councilman Viscio expressed his concerns with extended warranties. Councilwoman Gage would like the Town Attorney to review.

Supervisor Hammond reported that Zena Pulliam wasn't at the last Conservation Advisory Committee meeting, therefore he wasn't able to meet with her, regarding her possible appointment to the CAC. The January Organizational Meeting will be held on January 1, 2011 at 9:00a.m.

The board mourns the loss of Stewart Kidder, he had been serving on the Planning Board for the past several years. He will be greatly missed. Reminder to the town board, of the vacancy of his position.

Sandy Gordan highlighted a few points within the County budget that could possibly affect the town. Charge backs for road patrols, and Charge backs for towns that have a County Public Works department that operate within a particular town. The possibility of shared services between the county and town highway departments. Highway Superintendent Salisbury stated that it would not benefit the town; the town operates on a specific budget, without having more roads to maintain. Salisbury sees this as the county wants the towns help but, doesn't want to return the favor, it's one sided.

Ed Ackroyd has asked the town to donate money to the school's marching band for the Memorial Day Parade. Supervisor Hammond reported that the town attorney has reviewed the proposal and doesn't believe it is legal for the town to do. The VFW brought this discussion forward and was looking for the town's that the marching band parade in for donations. Mr. Ackroyd has cleared the teacher, bus transportation and bus driver by the union. Mr. Ackroyd asked to receive a copy of the statute prohibiting the town to donate money.

Robert Price sent letter to Supervisor Hammond regarding the One Cut Rule. According to the New York State Building Code, if a driveway is over 300 feet long, it must be 12 feet wide and have a vertical clearance of 13.5 feet, and driveways longer than 500 feet must have a turnaround. Supervisor Hammond stated that the Town Board has not reviewed this letter sent by Mr. Price. The board would like to review this document before any further discussion.

Supervisor Hammond announced he installed the shelving and a drop ceiling in the Record Center.

**RESOLUTION #125 - ENTER INTO EXECUTIVE SESSION AT 8:54PM**

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

RESOLVED to enter into executive session.

**RESOLUTION #126 - END EXECUTIVE SESSION AND RETURN TO REGULAR MEETING**

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

RESOLVED to end executive session and return to the regular board meeting.

On motion of Councilwoman Nagengast, seconded by Councilwoman Gage, the meeting was adjourned at 9:45 p.m. Carried unanimously.

Respectfully Submitted,  
December 20, 2010

Kimberly D. Swain