

**Town of Knox
Regular Meeting
December 13, 2011**

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 7:30p.m. with the Pledge of Allegiance to the Flag.

Jack Norray addressed the board regarding his appointment 15 years ago as the Dog Warden; he stated that it was just suppose to be one year. He regretfully is stepping down; he has enjoyed the position and thanked the Town Board for the opportunity. After the new person is appointed to the position, he will be available to help in the transition. Supervisor Hammond thanked Jack for doing a great job, and that the town appreciates his dedication and hard work.

Robert Curtis Jr., addressed the board with a letter of intent for the position of Dog Warden.

RESOLUTION #123 - AUTHORIZE PAYMENT OF \$1,155.00 TO FRONTIER SNOWMOBILE CLUB

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

RESOLVED to authorize payment of \$1,155.00 to Frontier Snowmobile Club as provided for in grant proceeds as received for phase 11.

Supervisor Hammond noted that the Ridge Runner Club didn't apply due to the trail damage from Hurricane Irene.

RESOLUTION #124 - AUTHORIZE SUPERVISOR TO TRANSFER FUNDS AS STATED BELOW

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

RESOLVED to authorize Supervisor Hammond to make the following transfers: \$17,373.00 from DA5112.4 to DA9010.8 (retirement contribution), \$1,800.00 from A1410.4 to A1990.4, and \$600.00 from A1330.4 to A1990.4.

Supervisor Hammond read the following resolution:

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF KNOX, NEW YORK TO ACCEPT AND ADOPT THE SOLID WASTE MANAGEMENT PLAN FOR THE CAPITAL REGION SOLID WASTE MANAGEMENT PARTNERSHIP AND THE SEQR FINDING STATEMENT ISSUED BY THE LEAD AGENCY; and AUTHORIZING THE EXECTION OF AN EXTENSION TO THE EXISTING INTERMUNICIPAL AGREEMENT

WHEREAS, in order to promote the public health, safety and welfare and further the purposes of the New York State policy on solid waste management articulated in New York State

Environmental Conservation Law Section 27-0106, the Town of Knox, New York is a member of the Capital Region Solid Waste Management Partnership Planning Unit (the "Planning Unit"); and

WHEREAS, on behalf of the Planning Unit, and with the guidance of a Steering Committee consisting of representatives from each municipality in the Planning Unit, among other stakeholders, the City of Albany has prepared a Solid Waste Management Plan (SWMP) which has been submitted for acceptance to the New York State Department of Environmental Conservation; and

WHEREAS, the City of Albany Common Council was designated Lead Agency for the review of the Draft SWMP pursuant to the State Environmental Quality Review Act (SEQR); and

WHEREAS, the City of Albany Common Council, as Lead Agency, has accepted the Final Generic Environmental Impact Statement (FGEIS) / SWMP, and issued its Findings Statement, which among other things concluded that the requirements 6 NYCRR 617 have been met and that, the SWMP avoids or minimizes adverse environmental impacts to the maximum extent practicable; and

WHEREAS, the implementation of the SWMP will require that the existing Intermunicipal Agreement (IMA) between the member municipalities of the Planning Unit be extended beyond its current expiration date; and

WHEREAS, the Town of Knox, New York has reviewed the FGEIS/SWMP and the Finding Statement;

NOW THEREFORE, BE IT RESOLVED, AS FOLLOWS BY THE KNOX TOWN BOARD

1. The Knox Town Board accepts and adopts the FGEIS/SWMP for the Planning Unit, and the Findings Statement adopted by the Lead Agency, for this Action.
2. The Supervisor of the Town of Knox, New York is hereby authorized to enter into and execute an extension of the existing IMA with members of the Planning Unit.
3. This Resolution shall take effect immediately.

RESOLUTION #125 - ACCEPT AND ADOPT THE SOLID WASTE MANAGEMENT PLAN

On motion of Councilman Stevens, seconded by Councilwoman Nagengast, the following resolution was ADOPTED AYES 5 NAYS 0
RESOLVED to accept and adopt the Solid Waste Management Plan as presented.

Supervisor Hammond reported that the town received \$1,318.45 from a return insurance premium, which has been deposited into the general fund.

RESOLUTION #126 - SET TIME AND DATE FOR ORGANIZATIONAL MEETING

On motion of Councilman Viscio, seconded by Councilman Stevens, the following resolution was ADOPTED AYES 5 NAYS 0
RESOLVED to hold the Organizational Meeting on January 1, 2012 at 8:00am.

Highway Superintendent Salisbury reported that the new container for the Transfer Station was delivered. He has completed about 95 percent of the FEMA paperwork from Hurricane Irene. Waiting for FEMA representatives to inspect Line Road, with the winter approaching he has made turn arounds at each end of the road for plowing proposes.

Vincent Virano addressed the board; he owns property on Singer Road. He has had difficulty with his neighbor for the last five years. The neighbors have four zoning violations; he has spent numerous amount of money in attorney fees and doesn't know what to do. He has tried to contact the Town Attorney, but has received no return calls. Supervisor Hammond reported that the Town Attorney has contacted him and the town board is now aware of the situation and the town attorney will have to direct the board.

Robert Price asked when the projector will be ready for use and how to use it? Councilman Viscio has installed the projector and cables, he has one more connection to make and it will be ready. He only has one issue, and that is the remote. How to keep it safe and from getting lost. Councilman Stevens suggests that it stays with the clerk and person using has to sign it out.

Councilman Stevens submitted letter of resignation to Supervisor Hammond and the town clerk. Supervisor Hammond read the letter and thanked Travis for serving on the Town Board. (letter of Resignation attached)

Councilwoman Gage suggested making the appointment of Michael Swain to fill the remainder of Councilman Stevens' term. He was a candidate in this year's election and had the third highest in votes. Councilwoman Gage submitted Mr. Swain's letter of interest to all board members, as he was unable to attend due to illness.

Supervisor Hammond suggests waiting until new board is present to appoint anyone to a vacancy.

Councilwoman Gage would like to make a motion to advertise all open positions within the town, so it's public knowledge and gives everyone an equal chance. Councilman Stevens doesn't see any harm in advertising for vacant positions. Councilwoman Nagengast stated that all positions, paid and unpaid should be advertised prior to filling. Councilman Viscio reminded the board that past practice has been to advertise for vacant positions at the board's discretion.

RESOLUTION #127 - ADVERTISE AND POST ALL VACANT PAID AND UNPAID POSITIONS PRIOR TO FILLING IN THE TOWN

On motion of Councilwoman Gage, seconded by Councilman Stevens, the following resolution was ADOPTED AYES 3 NAYS 2 (Hammond & Viscio)

RESOLVED to advertise and post all vacant paid and unpaid positions within the Town on the website and in the official newspaper.

Supervisor Hammond stated that the past eight years have been very productive with Councilwoman Gage on the board, the town hall project being one of the biggest issues, and the concerns Councilwoman Gage has brought to the board. Councilman Stevens came into the board at the end of the construction phase of the new town hall and Councilwoman Nagengast has been here for four years. The cell tower, new town hall, this board has worked very hard and well together. Thank you Pat, Travis and Mary Ellen. (Councilwomen Gage and Nagengast did not seek re-election, Dennis Decker and Dennis Barber will be the new town board members in January; Councilman Stevens won the Legislature seat for the 31st district and will resign as of the end of this calendar year)

RESOLUTION #128 - APPROVAL OF MINUTES

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

RESOLVED that the minutes of the November 2011 meeting be approved.

RESOLUTION #129 - 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 November 2011 be approved.

RESOLUTION #130 - PAYMENT OF BILLS

On motion of Councilwoman Gage, seconded by Councilman Viscio, 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 #354-376 and of the Highway Fund, covering claims #338-353 for the year 2011.

On motion of Councilman Stevens, seconded by Councilwoman Nagengast, the meeting was adjourned at 8:14 p.m. Carried unanimously.

Respectfully Submitted,
December 19, 2011

Kimberly D. Swain