

Present at meeting:	Ralph Bentley	Supervisor
	Frank Hill	Councilman
	Robert Olson	Councilman
	Kenneth Higgins	Councilman
	Matthew Simpson	Councilman
Krista Wood	Town Clerk	
Mark Schachner	Town Counsel	

Also: Brian Grisi (APA), Robyn Burgess (APA), Tom Johansen, Bill McGhie, Jane Smith, Donna Galarza, Joe Cantone, Mike Raymond, Dennis Doyle, Harry Balz, Bob Miller, Brandon Himoff, ZA Gary McMeekin, Andy and Edna Trumble, Mark Younes, Bobby Hill, Aaron Baker, HS Paul Smith, Sandy Smith, Matt Fuller, Harvey Leidy, Jack Baker, Bob Smith, William Siegle, Roscoe Chase, and others.

Supervisor Bentley called the meeting to order at 6:00 PM.

Supervisor Bentley introduced Mr. Brian Grisi and Ms. Robyn Burgess from the APA who were in attendance to answer questions regarding the APA review process for the proposed Zoning Ordinance. Mr. Grisi and Ms. Burgess fielded numerous questions regarding the Zoning Ordinance and the review process. There was lengthy discussion regarding the wording changes for the Inn under the R1 zone. In regards to an Inn, the Board indicated they would like to add docks for an Inn, instead of prohibiting them, and asked Ms. Burgess if that would be allowed. She replied that the designation is not clear cut but it would still be considered a Class B project and therefore subject to Town jurisdiction. The Board asked Ms. Burgess what other concerns there were. She said in addition to her previous notes she would suggest changing the Shoreline Building Setback wording from "building" to "structure". The Board agreed there are basically just three items that need to be addressed which include the wording for Inn in the R1 zone (prohibited use on lots less than 3.2 acres in size), the addition of docks to an Inn, and the Shoreline Building Setback wording change. Supervisor Bentley noted that the suggested changes can be made and a revised copy of the Zoning Ordinance will be sent to the APA for review. There were no further questions.

Approval of Minutes: Minutes of August 16, 2012 were approved by Motion of Messrs. Simpson and Olson, all Ayes.

Approval of September 20, 2012 Vouchers and Abstracts:

RESOLUTION #111-2012

Messrs. Hill and Simpson introduced Res. No. 111 and moved its adoption, all Ayes:

RESOLUTION TO AUTHORIZE PAYMENT OF SEPTEMBER ABSTRACTS

RESOLVED, that the Town Board does hereby authorize the payment of the September 20, 2012 Vouchers and Abstracts as follows:

General Vouchers	# 267-301	\$ 28,467.36
Highway Vouchers	# 122-141	\$ 71,780.68
General Abstracts	24 & 25	\$ 19,879.05
Highway Abstracts	24 & 25	\$ 17,859.70

Correspondence to the Board:

- Barbara Bennett Mein RE: Letter noting how nice the cemeteries looked
- Edna Trumble/HHM RE: Letter requesting the "Beach Parking" signs be removed from in front of the Union Church
- Computel Consultants RE: Letter explaining claim process with Time Warner
- APA Local Gov't. RE: Schedule of upcoming webinars on protecting public water supply sources
- ANCA RE: Invitation to ANCA's 57th Annual Meeting

- North Ctry Stormwater RE: North Country Stormwater Tradeshow and Conference
schedule/application

Resolutions:

RESOLUTION #112-2012

Messrs. Higgins and Hill introduced Res. No. 112 and moved its adoption, all Ayes:

RESOLUTION TO AUTHORIZE TRANSFER OF FUNDS

RESOLVED, that the Horicon Town Board does hereby authorize the Bookkeeper to make the following fund transfers:

<u>From:</u>	<u>To:</u>	<u>Amount:</u>
<i>General:</i>		
8090.1 (Insect-Pers)	8090.4 (Insect-Contr)	\$ 5,322.79
8510.1 (Beaut.-Pers)	8810.1 (Cemet-Pers)	\$ 7,000.00
9060.8 (Med. Ins.)	9050.8 (Unemp.)	\$ 3,000.00
 <i>Highway:</i>		
5130.4 (Mach-Contr)	5130.2 (Mach-Equip)	\$ 12,500.00
5130.4 (Mach-Contr)	5112.4 (Chips)	\$ 1,155.33

Old Business:

Garage Electrical Issues: Councilman Olson said he had spoken with an electrician who indicated the problem was the expanded use of the ball field facilities and the lack of power to the ball field. He said more power needs to be run to solve the issue. Councilman Olson said the Board should look into getting this done.

Generator at Highway Garage: Supervisor Bentley said the issue at the old Highway Garage seems to be a broken line between the box and the building. He said the County electrician will be up the following week to take a look at it. In the meantime, the County wants the Town to dig up the line to see where the break is.

ZBA Alternate Applications: Councilman Olson suggested the applicants be interviewed. The Zoning Committee will interview the applicants and make a recommendation to the Board at next month's meeting.

Union Church Roof Bid Process: The Board decided to put the roof project off until next year for several reasons, one of which is the Historical Society would like the Town to pay for half the cost. Supervisor Bentley indicated the Town does not have the money to pay for it right now so the project is off.

New Business:

Set Budget Workshop Meeting:

RESOLUTION #113-2012

Messrs. Olson and Higgins introduced Res. No. 113 and moved its adoption, all Ayes:

RESOLUTION TO SET BUDGET WORKSHOP MEETING DATE

RESOLVED, that the Horicon Town Board will hold a Budget Workshop Meeting on Tuesday, October 9, 2012 at 6:00 PM to discuss the 2013 Proposed Budget.

Cemetery Truck: Councilman Simpson said he has received an estimate of approximately \$2,000.00 for repairs to the Cemetery truck. According to the estimate there are numerous issues with the truck. Councilman Hill asked him to get a couple more estimates.

Emergency Shelter Plan: Councilman Simpson said it had been suggested to him that the Town consider putting a plan in place to utilize the Community Center as an emergency shelter for people during lengthy power outages. The Board felt this was a good idea. Councilman Olson suggested contacting Warren County Emergency Services to see if they have a template the Town could follow for such a thing.

DEC Recycling Program: Councilman Simpson said it was brought to his attention that DEC is accepting applications for the household hazardous waste assistance program. He asked if this is something that would benefit the Town. The Board agreed that they would like to look into this further.

Privilege of the Floor:

-Harry Balz again expressed his frustration with Warren County over the lack of work that has been done on East Shore Drive. He said that Kevin Hajos (Warren County) had promised to do several things, but they are not getting done. Harry noted that something needs to be done.

-Tom Johansen asked if the Board would give permission for the Highway crew to put up tents on October 11th.

RESOLUTION #114-2012

Messrs. Hill and Simpson introduced Res. No. 114 and moved its adoption, all Ayes:

RESOLUTION TO AUTHORIZE HELP WITH TENTS

RESOLVED, that the Horicon Town Board does hereby give permission for the Highway crew to help Tom Johansen set up tents on October 11, 2012.

-Matt Fuller, attorney with Fitzgerald, Morris, Baker, and Firth, addressed the Board regarding the issues he is encountering on two lawsuits which involve the Town. He indicated that after numerous requests on his part, the Zoning Officer has yet to make a determination on the Cochran boathouse issue which has forced him to file an Article 78 to compel a determination. Mr. Fuller stated he had filed another Article 78 yesterday regarding the Brant Lake Heights Homeowners Association lawsuit concerning docks and the Town's efforts on that. He further indicated there is evidence of "back room deals" on the part of the Town's Planning Board and Zoning Board of Appeals that were prohibiting this lawsuit from moving forward to the APA review process. Mr. Fuller pointed out to the Town Board that the things he has spoken of violate the Town's Code of Ethics and the Board needs to look into them.

-Joe Cantone and Donna Galarza addressed the Board regarding the issues with the recent drainage work that was done on their property on South Ike Hayes Road. They said they feel violated and trespassed against and would like to know who allowed this. Councilman Hill explained that the Highway Superintendent had talked with the Highway Committee concerning the need for extended drainage and the Committee felt the work was necessary based on the information they had. Ms. Galarza stated that there was plenty of room on their neighbor's property to do what was needed. Mr. Cantone said no one from the Town ever contacted them and they want to know what is going to be done for them. Supervisor Bentley said there is an investigation under way. Mr. Cantone said they have an issue with their neighbor and it should have stayed between them. He further noted that the Town should not crucify one person for this issue, and in attempting to do so the investigation has brought much unwanted attention onto him and Ms. Galarza. Councilman Higgins pointed out that the investigation was not brought on by the Town Board, it was initiated solely by the Town Supervisor. He apologized to Mr. Cantone and Ms. Galarza for what has become of this and pointed out that they should have been contacted and it never should have gone this far. Mr. Cantone asked to be contacted with any further information on this.

-Aaron Baker asked the Board about purchasing a small section of Town property that is adjacent to his property. He will pay for the survey and purchase the piece if the price is reasonable. Supervisor Bentley explained that the Town could declare this as surplus property and sell it at fair market value. Councilman Hill told Mr. Baker that they will look into this.

-Jane Smith asked if going forward things could be settled without putting it in the newspaper first because all of this makes the Town of Horicon look so bad. She noted that this latest issue is one more black eye for the Town and it could have been handled differently.

-Jack Baker told the Board that if he winds up in the middle of one more investigation he will not continue on as Highway Foreman for \$25.00 a week because it is not worth it.

Executive Session:

Councilman Higgins made a motion, seconded by Councilman Simpson, to move to Executive Session to discuss CSEA negotiations, North Warren EMS contract, and Personnel, all in favor. The Board moved to Executive Session at 8:25 PM.

The Board returned from Executive Session at 9:27 PM and Councilman Higgins made a motion to return to Regular Session, seconded by Councilman Olson, all in favor. CSEA negotiations, NW EMS contract, and Personnel were discussed.

RESOLUTION #115-2012

Messrs. Simpson and Olson introduced Res. No. 115 and moved its adoption, all Ayes:

RESOLUTION TO TERMINATE ZONING OFFICER

RESOLVED, that the Town Board of the Town of Horicon does hereby terminate Mr. Gary McMeekin's appointment as Zoning Officer effective September 26, 2012.

Adjourn... There being no further business to attend to the meeting was adjourned at 9:30 PM by MOTION of Messrs. Olson and Simpson, all in favor.

Respectfully Submitted:

Town Clerk