

JANUARY 17, 2008 PUBLIC HEARING & TOWN BOARD MEETING

Present at meeting: Ralph Bentley Supervisor
 Frank Hill Councilman
 Ken Higgins Councilman
 Robert Olson Councilman
 Shirley Hayes Councilwoman

Paul Smith Highway Superintendent
Arlene Mayer Town Clerk

Also: Tom Johansen, Martin Meade, Ken Dott, Sandy Smith, Helen Smith, Chris Hayes, Harry Balz, Gary Frenz, Matt Simpson, Harvey Leidy

The Town Board audited the Town Justice books and the Town Clerk’s Accounting book at this meeting.

Supervisor Bentley opened the public hearing regarding Zoning Section 14.10. APA has changed the proposed wording decided on last month and notified the Town that it will not accept the previous wording, so no decisions can be made tonight. A new public hearing will have to be set by the Board.

The public hearing was then closed.

Supervisor Bentley opened the regular meeting and welcomed guests.

Approval of Minutes- The minutes of December 20th and 28th and the January 2nd meeting were approved by MOTION of Messrs. Higgins & Hill, all ayes.

Reports- Supervisor’s, Town Clerk, Zoning, Justice, Highway Garage

Approval of January Abstracts-

RESOLUTION NO. 23

Messrs. Olson & Higgins introduced Res. 23 and moved its adoption:

RESOLUTION TO AUTHORIZE PAYMENT OF JANUARY ABSTRACTS

RESOLVED, that the Town Board does hereby authorize the bookkeeper to pay the January Abstracts:

Highway Vouchers # 1-18	\$46,635.28
General Vouchers # 1-33	\$54,218.23
Highway Abstract # 1	\$10,831.56
General Abstract # 1	\$ 5,523.79

Hill-aye, Higgins-aye, Olson-aye, Hayes-aye, Bentley-aye

Communications-

Association of Towns	RE: Annual Meeting
APA-Brian Grisi	RE: Zoning Amendment
Time Warner	RE: Program Updates
Mark Schachner, Esq.	Re: ATV Access Case
Paul Holmes	RE: Application to Planning Board
Joan Watson	RE: Application to Planning Board
Gary Frenz	RE: Application to Planning Board
DEC David Mt. Pleasant	RE: Monitoring at Landfill

Old Business-

Zoning Changes- Discussion regarding the proposed wording sent by APA regarding Section 14.10. The Board tentatively approves the proposed wording and will set a public hearing later in meeting.

Opening on Planning Board The Town has 4 applicants for the opening at this time. Councilman Higgins wants to see Joe Dooris appointed as he is from here and well qualified. Councilman Olson suggested the Board hold interviews. Councilman Higgins does not feel this is necessary as Mr. Dooris has the most experience with the Town’s zoning. Mrs. Smith-Hayes reported that the Town Board would likely have three other vacancies to fill on the Boards in the near future, as it is rumored that others will have to resign for various reasons. We now have a pool of applicants to refer to for those positions.

RESOLUTION NO. 24 OF 2008

Messrs. Higgins & Hill introduced Res. 24 and moved its adoption:

RESOLUTION TO APPOINT JOE DOORIS TO PLANNING BOARD

RESOLVED, that the Town Board does hereby appoint Joe Dooris to fill the vacancy on the Planning Board due to the resignation of Steven Smith. Mr. Dooris will complete Mr. Smith’s term, which will expire on December 31, 2010.

Hill-aye, Higgins-aye, Olson-aye, Hayes-Abstain, Bentley-aye
The ZBA will now need to appoint an alternate to replace Mr. Dooris. Mr. Frenz, who was seated in the audience and who had applied for the Planning Board vacancy was asked if he would like to serve as alternate. Mr. Frenz graciously answered, “Yes”.

RESOLUTION NO. 25 OF 2008

Messrs. Higgins & Hill introduced Res. 25 and moved its adoption:

RESOLUTION TO APPOINT ALTERNATE TO ZBA

RESOLVED, that the Town Board does hereby appoint Gary Frenz to replace Joe Dooris as alternate to the Zoning Board of Appeals.

Hill-aye, Higgins-aye, Olson-aye, Hayes-aye, Bentley-aye

New Business

Monitoring Wells at Landfill- Supervisor Bentley reported that Attorney Mark Schachner is drafting a RFP for a company to do the monitoring work. The RFP will be shared by a few Towns, namely Chester, Stoney Creek, Warrensburg and Horicon at this point. Supervisor Bentley said that DEC informed him that Horicon is one of 33 Towns who have not yet complied with the monitoring. Once the RFP is drafted the Board will discuss it further.

Re-Val Meeting- The informational meeting regarding the re-val was re-scheduled from tonight until the February 21st meeting. This will allow time to advertise it in the Newsletter going out.

Cemetery/Beautification- Discussion regarding separating the two jobs again. Last year the two men shared one vehicle and divided their time between the two jobs. This did not work out as well as hoped for a variety of reasons. Superintendent Smith said he does not have an extra truck for them. Councilman Hill said we had two trucks before and if we have to buy another used truck we will. It was noted that Terry Peters was hired as the cemetery/highway worker, not beautification. If Terry was caught up and Jackie needed help he would help him, but his main job is to make sure the cemeteries are well tended. Councilman Olson said we have a couple of months to work out the transportation issue.

Resolutions-

RESOLUTION NO. 26 OF 2008

Messrs. Olson & Hill introduced Res. 26 and moved its adoption:

RESOLUTION TO AUTHORIZE PAYMENT OF TAX BILL

RESOLVED, that the Town Board does hereby authorize the payment of a tax bill for property located on East Shore Drive which now belongs to the Town of Horicon. The property identified as #20.10-1-28.1 and the amount of tax is \$244.99. The transfer of property did not occur in time to get off the tax roll.

Hill-aye, Higgins-aye, Olson-aye, Hayes-aye, Bentley-aye

RESOLUTION NO. 27 OF 2008

Messrs. Hill & Olson introduced Res. 27 and moved its adoption:

RESOLUTION TO AUTHORIZE AMENDMENT TO BUDGET

RESOLVED, that the Town Board does hereby authorize the bookkeeper to make the following budget amendment for insurance recovery for repairs to the cemetery tractor:

Increase:	Appropriated Fund Balance	(599)	\$3,476.98
	Appropriations	(960)	\$3,476.98
	Cemetery Contractual	(8810.4)	\$3,476.98
	Estimated Revenues	(A510)	\$3,476.98
	Insurance Recoveries	(A2680)	\$3,476.98

Hill-aye, Higgins-aye, Olson-aye, Hayes-aye, Bentley-aye

RESOLUTION NO. 28 OF 2008

Messrs. Olson & Hill introduced Res.28 and moved its adoption:

RESOLUTION TO JOIN OTHER SELECTED TOWNS IN A JOINT PROPOSAL FOR LANDFILL MONITORING

RESOLVED, that the Town Board of the Town of Horicon does hereby authorize joining other selected Towns in soliciting "Request For Proposals" for a company to conduct post-closure monitoring activities at the Horicon Landfill according to the requirements of the New York State Department of Environmental Conservation.

Ayes: 5 Nays: 0

RESOLUTION NO. 29 OF 2008

Mr. Higgins & Mrs. Hayes introduced Res. 29 and moved its adoption:

RESOLUTION TO APPROVE NEWEST REVISION OF PROPOSED WORDING FOR ZONING SECTION 14.10, SUBMIT TO APA AND SET PUBLIC HEARING

WHEREAS, the Town Board, after submitting proposed test to the APA December 21st regarding Section 14.10 and not receiving approval of said wording, does hereby approve a proposed re-wording and hereby submits the new wording to the APA for their review and approval, AND

WHEREAS, the currently proposed wording of the last paragraph of Section 14.10 shall now read:

"Determinations as to the lots in subdivisions that qualify as "pre-existing" under this Local Law are contained in Appendix E. Additions to the list of lots and subdivisions contained in Appendix E, and to qualify as "pre-existing" under this Local Law will be added in accordance of Local Law Section 18" (Zoning and Project Review Book).

NOW, THEREFORE BE IT

RESOLVED, that the Town Board does hereby set a public hearing for the proposed re-wording in Section 14.10 for February 21st at 7:00 PM.

Hill-aye, Higgins-aye, Olson-aye, Hayes-aye, Bentley-aye

RESOLUTION NO. 30 OF 2008

Messrs. Olson & Higgins introduced Res. 30 and moved its adoption:

RESOLUTION TO AUTHORIZE ATTENDANCE TO CONFERENCE

RESOLVED, that the Town Board does hereby authorize interested Planning & Zoning Personnel to attend the Saratoga County Planning & Zoning Conference on January 30, 2008 at the Saratoga Springs City Center. Registration for conference is \$50.00 per person and paid by the Town, mileage will also be reimbursed.

Hill-aye, Higgins-aye, Olson-aye, Hayes-aye, Bentley-aye

RESOLUTION NO. 31 OF 2008

Messrs. Olson & Hill introduced Res. 31 and moved its adoption:

RESOLUTION TO DESIGNATE VOTING DELEGATES FOR A.O.T. MEETING

RESOLVED, that the Town Board does hereby designate Paul Maniacek to cast the vote for the Town of Horicon at the Annual Business Session of the Association of Towns Meeting on February 20, 2008, BE IT FURTHER

RESOLVED, that in the absence of Mr. Maniacek the Board does hereby designate Gary McMeekin to cast the vote for Horicon.

Ayes: 5 Nays: 0

Discussion regarding the winter edition of the Newsletter that is being readied for mailing. Mr. Johansen said he has not received past Newsletters and wondered why he was not on the list. The Newsletter is available for all at the Community Center. Councilwoman Hayes added that she has never received it either and only comes to the Community Center once a month so would like to be added to the mailing list. Mrs. Smith-Hayes will check the mailing list for Mr. Johansen and Councilwoman Hayes' names to make sure they are included in all mailings.

This being all the business to attend to, the meeting was adjourned at 7:30 PM by MOTION of Messrs. Hill & Olson, all ayes.

Respectfully submitted:

Town Clerk

