

Regular Monthly Meeting

October 13, 2011

Present: Supervisor – Pamela Weidman
Council – William Endress, Bruce Vermeulen, Kavin Winton
Town Clerk – Brenda Weidman
Hwy Superintendent – Kevin Cross
Absent: Council – Susan LaFever

Also Present:

Dan Avolio	Heather Anderson	Kathy Walker
Jeanette Avolio	Richard Horton	Brandon Loomis
Lori Horner	William VanTran	Margaret McGown
Elinor Homann	Nanette Farrell	Robert Huot
Tom Grace	Leroy Farrell	Carol Kinne
Dave Sheldon	George Coates	Ray Cross
Dennis Bender	Anna Senn	Robert Stein
Wells Horton	Elizabeth Vermeulen	Philip Fairchild
Beth McGown	Clayton Ellis	Kevin Mahler
John McManus	Richard Fornito	Lois Fairchild

Supervisor P. Weidman called the meeting to order at 7:02 p.m.

Board of Health County – No Business

Approval of Minutes: Special Meeting #2-2011 minutes were motioned to be approved as submitted by Town Clerk by B. Vermeulen and seconded by W. Endress. Regular monthly meeting of September 15, 2011 minutes were approved as submitted by Town Clerk by K. Winton and seconded by W. Endress. Carried.

Speakers: Kathy Walker presented alternative Health Plan to the Board for consideration. P. Weidman motioned to accept the new plan as lower cost and would stay within budget numbers for the next two years. No second to the motion. Motion was tabled. Board was looking into other alternatives before making a decision.

Supervisor gave Robert Huot the floor to bring up a proposal to NYSEG for an alternate route to install a new power line to Agro Farma. Wells Horton also supported this plan. Supervisor then gave the floor to representatives from NYSEG. Dennis Bender and Clayton Ellis proceeded to discuss the route they had chosen and why, but would take into consideration Planning Board Chair Wells Horton and Robert Huot's suggested route. Clerk was given written letters that had been sent to Agro Farma. One from Dan and Jeanette Avolio explaining how the proposed power line would be invasive on their properties front lawn. A letter from Robert Stein hoping that NYSEG would choose a route that would have the least impact on citizen's property in the area and still be the most cost effective for NYSEG. Robert Huot letter discussing the demands of Agro Farma on the Town's infrastructure and desiring that the people effected by the proposed route would be able to have more input on the decision making and help work out the best deal for all concerned. Letter from Wells Horton to Agro Farma with concerns of NYSEG proceeding with eminent domain and concerns with farmer's electric fences. IDA not appointed as lead agency yet but will probably happen shortly. Mr. Horton proposed following the existing line but NYSEG response was negative due to wetlands. Mr. Horton thought that was an incorrect assessment based on DEC wetland maps.

Supervisor P. Weidman thanked NYSEG representatives for attending the meeting and responding to questions and answers from the audience.

Communications: Clerk had received fire contracts and County 41 contract. Board wanted to study each before signing.

Committee Reports:

Planning Board – Wells Horton reported that web page was up and running. Lori Horner contact. Road Preservation complete. Sanitation Law at attorneys should be ready when returned. Site plan still on hold. Board to submit any changes at this meeting.

Park Committee– Heather Anderson reported that Columbus Days was a success and Citizen of the year was awarded to Carol Kinne. Applause and congratulations from the audience. Income and expense report would be submitted later when all bills are presented.

Highway Committee –.K. Cross reports Cutting trees from storm damage on Spurr St, cutting brush on Pope Hill, regraded a section of Winton Rd, hauling sand, ditched Hemlock Rd, Sheridan Hill Rd, opened weep tubes and added gravel to Mordas road turn around, oil and stoned Spurr St. Patched most hard top roads, repaired some flood damage on Button Rd.

Building/Grounds- Nothing to report

Informational Services- S. LaFever has overall policy in place.

Old Business:

1. **Ambulance district formation resolution** – Tom Grace requested that the Board table until cost to taxpayers is determined. Supervisor P. Weidman announced to audience that she was not in favor of this resolution and would be voting against it.

B. Vermeulen moved the following resolution:

Resolution #22-2011

***TOWN OF COLUMBUS
RESOLUTION NUMBER #22-2011
CONCERNING THE ESTABLISHMENT OF AN AMBULANCE DISTRICT***

WHEREAS, the Town Board has previously directed the creation of a Map, Plan and Report relating to the creation of the Columbus Ambulance District; and

WHEREAS, said Map, Plan and Report were duly filed with the office of the Columbus Town Clerk on September 15, 2011; and

WHEREAS, a Supplement to the Map, Plan and Report was filed with the office of the Columbus Town Clerk on October 3, 2011; and

WHEREAS, the Town Board by Resolution dated September 15, 2011 adopted and accepted the Map, Plan and Report on file at the Town Clerk and further made all necessary provisions as required by Town Law concerning the establishment of said ambulance district and further set the date of October 5, 2011 as the date for the Public Hearing concerning the establishment of said district as required by Town Law; and

WHEREAS, the Legal Notice of said Public Hearing was duly published and posted by the Town Clerk as required by Town Law; and

WHEREAS, the Public Hearing was duly held by the Town Board on October 5, 2011 and was completed on said date; and

NOW THEREFORE, BE IT RESOLVED AND DETERMINED by the Town Board of the Town of Columbus that the Notice of Hearing was published and posted as required by law and is otherwise sufficient as required by the Town Law and be it further;

RESOLVED AND DETERMINED, that all the property and property owners within the prospective district are benefitted by the establishment of said district and be it further;

RESOLVED AND DETERMINED, that all property and property owners benefitted are included within the limits of the proposed district and be it further;

RESOLVED AND DETERMINED, that the establishment of such ambulance district is in the public interest and be it further;

RESOLVED AND DETERMINED, that Town Board of the Town of Columbus hereby approves the establishment of the Town of Columbus Ambulance District as previously described on the Map, Plan and Report and Supplement to the Map, Plan and Report filed with the Town Clerk and that said resolution is subject to a Permissive Referendum as provided by the Town Law and be it further;

RESOLVED AND DETERMINED, that the Town Clerk shall cause to be prepared and have available for distribution proper forms for the Petition requesting such Referendum and shall distribute a supply to any person requesting same.

Seconded by K. Winton

Roll Call Vote as follows:

Supervisor P. Weidman	Nay
Council W. Endress	Aye
Council S. LaFever	Absent
Council B. Vermeulen	Aye
Council K. Winton	Aye

Adopted

2. Local Law #2-2011 - B. Vermeulen requested Attorney John Cameron to prepare Local Law #2-2011 to override the Tax Cap Limit as set forth in the Tax Cap Law (Laws of New York, 2011, Chapter 97).

B. Vermeulen motioned to hold a public hearing on Local Law #2-2011 on October 5, 2011. Seconded by W. Endress.

A public Hearing was held on October 5, 2011 on Local Law #2-2011 and those desiring to be heard were heard.

B. Vermeulen moves the following:

Resolution #23-2011

WHEREAS, the Town Board of the Town of Columbus, New York, wishes to override the budget if it will increase the tax levy to a higher level than the allowable limit, and

Whereas, a public hearing was held by the Town Board of the Town of Columbus on the 5th day of October, 2011, after duly posting notices of said hearing to consider the enactment of the proposed Local Law entitled "A LOCAL LAW TO OVERRIDE THE TAX CAP LIMIT AS SET FORTH IN THE TAX CAP LAW (Laws of New York, 2011, Chapter 97, and

Whereas, all interested persons were given an opportunity to be heard with respect to the enactment of said Local Law;

Whereas, the Town Board of the Town of Columbus has considered all matters relating thereto,

Now therefore Be It Resolved that Local Law No. 2 of 2011 be enacted and the Town Clerk shall file the Law with the Secretary of State.

Seconded by K. Winton

Vote as follows:

P. Weidman	Aye	S. LaFever	Absent	K. Winton	Aye
W. Endress	Aye	B. Vermeulen	Aye		

Enacted October 13, 2011.

3. Truck Resolution – B. Vermeulen moves the following:

Resolution # 24 – 2011

WHEREAS, the Town of Columbus has the duty to maintain the roads and keep free from snow, and

WHEREAS, the town of Columbus needs to replace the 1984 single axle truck,

