

**TOWN OF WINDHAM  
TOWN BOARD MEETING  
371 State Route 296, Hensonville, NY  
Website: www.townofwindhamny.com**

**AUGUST 13, 2020**

**Present:** Supervisor: Thomas F. Hoyt  
Councilmen: Wayne Van Valin, Ian Peters, Stephen Walker & Kurt Goettsche  
Town Clerk: Bonnie Poehmel

**Also Present:** Highway Superintendent Gary Thorington, Town Attorney Larry Gardner, Delaware Engineering John Brust, Police Chief Tor Tryland, Mr. & Mrs. Steven Sideratos, Bob Rhoades, Anne & Bob Donovan, Brendan O'Brien, William MacGregor, Janine Soule, Karen Hansen, Barbara Rittenhouse, Brian Hammel, Noreene DeLong, Kelly Primiano, Marilyn T. Carreras, Esq., Rosie Niebling, Deb Sherman, Heidi Ruehlmann, Anita Buyers, Jared Schwartz, Angela Schwartz, Sondra Clark, Susan Sommers Evans, Jeff Lennox, Rick Horsel, Jonathan Gross, Angie Fimalino, Caitlyn Ball, Scott Tyree, James J. Starr, Debra Bunce, Carol Shaw, Kevin Maldonado, Lisa Pettigano, Mary Ellen Holtzman, Elizabeth C., Pat P., (listed names that are not complete as sign up sheet said to *print*, those names were illegible to read) and Mike Ryan Mountain Eagle

**Absent:** Ambulance Administrator Davia Montie

Prior to the meeting starting Sandi Laskowski and Kelly Primiano submitted a letter addressed to the Windham Town Board. Letters has been copied to Supervisor Hoyt, Councilmen: Wayne Van Valin, Ian Peters, Stephen Walker & Kurt Goettsche and copies has been given to the Windham Planning Board Chairman David Weiman. The original letters will be filed in the Town Clerk's office.

The Supervisor called the meeting to move outside on the west side of the building where tables/chairs will be set up for the Board in the driveway and the Public would be seated on the lawn next to the driveway. As per the Governor's Executive Order #202.45 we can only have half of our occupancy in the building at one time. Total Occupancy for the Meeting Room #10 is 60 people. This would only allow 30 people inside for this meeting and practicing COVID-19 NYS Guidelines. The public was invited to stay and a chair was waiting for them outside or they could stand. The public was asked to wear masks and practice social distancing.

The Supervisor called the meeting to order at 7:06 pm and William MacGregor the oldest War Veteran here was asked to opened with the Pledge of Allegiance.

THE MINUTES OF THE JULY 23, 2020 TOWN BOARD MEETING were approved as typed on a motion by Councilman Peters, 2<sup>nd</sup> by Councilman Goettsche, with all in favor.

Supervisor Hoyt stated to everyone attending this is not a public hearing or a debate, if you are not on the agenda you will not be able speak publicly tonight, we are here to conduct town board business. Those that are on the agenda will be allowed only 5 minutes each to speak.

1.ROBERT RHOADES presented to the Supervisor and the Windham Town Board a signed petition. The original petition was first presented to the Windham Planning Board on August 6, 2020 where Chairman David Weiman declined it. At that meeting a statement was made that "the petition should go to the Windham Town Board as they would be the Board to make the final decision for approval of the application in question". Mr. Rhoades spoke to everyone what the petition was about. "Recently, the Windham Planning Board tentatively approved the establishment of a drug and outreach center in our township. (The Mountain Top Care Coalition) This facility is to be located on Main Street in Windham and in our historic district of homes and businesses. Additionally, the proximity to our school is a potential cause for concern. We, the taxpayers of Windham, do not feel that a sufficient amount of information has been publicized about this facility to enable us to formulate an opinion. There are many questions that remain unanswered. Questions such as "Have the taxpayers and businesses of Windham demonstrated a crucial "need" for such a facility?" "What if the overall "benefit" to the taxpayer and the Township if this facility receives final approval?" "Why is the proposed location to be

situated only in Windham if this is a "Mountain Top" project?", etc. These questions, along with many others, should be answered to the taxpayers at a formal, well publicized public meeting to be held in Windham prior to any final approval being granted." "We the undersigned, are concerned citizens who urge our leaders to allow a public discussion prior to the establishment of this proposed facility in Windham." The above petition has been signed by 214 concerned citizens of the Town of Windham and surrounding townships. The petition was respectfully submitted as required by Mr. Robert Rhoades. Supervisor Hoyt accepted the petition and thanked Mr. Rhoades. This petition will be submitted into the minutes and will be filed in the Town Clerk's Office.

MARILYN CARRERAS handed a map of the Historical District Main Street, Town of Windham, a GIS Map showing the distance between the WAJ School and the proposed recovery center building border to border, and a typed-up speech that she shared with the Windham Town Board and the Public. The hand out with the two maps will be submitted to the Windham Town Board for their review. The same will be submitted into the minutes and will be filed in the Town Clerk's Office. Marilyn along with her daughter Dina Carreras has researched the facts and has found them to be accurate as stated. Marilyn gave a history background of who she is, her education and her life long career. "Mt. Top Cares Coalition/Recovery Center (hereinafter MTCC) for substance abuse planned to locate to Main Street Windham in the Historic District, close to our School and its grounds." "I am a taxpayer and homeowner in the Historic District along Main Street, 500 feet from the proposed "Recovery Center". No one sent me a notice, knocked on my door or consulted my view. I was bypassed as was most of the Windham Community." **"I strongly oppose** the location of MTCC for various reasons, primarily its effect on our children, the legal, social and economic consequences, and the safety of us all. (However, I do support a recovery center somewhere off a back road, in a serene pastoral area which can be accessed by the self-transport that the Cares facility proposes to provide. If they prefer a Main Street, then Hunter or Tannersville with the most need by their own statistics, is ideal with numerous vacant restaurants, super markets, lounges, buildings, etc. available)." **"PLEASE KEEP IN MIND THROUGHOUT THAT MY PRIMARY PURPOSE IS MY CONCERN FOR OUR SCHOOL CHILDREN NOW AND IN THE FUTURE."** "These are the facts as I understand them from my research and conversations with principals. Legal and Practical impediments: **Failure of Due Process**-the notices that were sent to neighboring properties was not sent by certified mail **RETURN RECEIPT** as mandated by the Site Plan Review Law of Windham. Additionally, some properties that were (as mine) within or slightly beyond the 500-foot area were not given notice at all. The whole process must begin new." **ADDITIONAL FACTS:** A restricted lease of premises was **signed 6 months ago** and never was the intended location revealed until a few weeks ago. Huntersfield Christian Center, apparently affiliated with a principal herein through his "manager" already is a "recovery" center although "in patient". It appears that Marie's Dream House in Lexington is set up as an in-bed detox. The next logical step is to refer those patients to this facility along with those from Drug Court and walk-ins. It is clear to see that members of this facility shall increase dramatically, quickly and exponentially for recovery is a life long event. Few will be "discharged". The success of substance abuse in these type facilities has been dismal. Due to the increasing number of "clients", rapid expansion will be mandatory. The rapid growth of numbers of persons brought to or drawn into the area will not benefit any the Town. Inversely it shall become quite a burden on the taxpayer." "St. Theresa's Church has many of the services and can be expanded by our own community members, if needed."

JONATHAN GROSS he is the President of MTCC, he is a resident-renter of four-years in the Town of Windham, he gave his work history/career. Jonathan "we have really done a poor job in our messaging." He has seen the petition and plans on answering all the questions asked as best as can be. "The message here tonight is we are open and leasing that place, we are open to a conversation moving forward", he says this "from the bottom of his heart and we will meet again and talk." We serve people who are in long-term recovery, families of those people, who have addictions or substance abuse issues. "We hope we are going to serve the community by promoting neighbor by helping neighbor." "This is who we are and what we do", he was assisted by Scott Tyree who is a Recovery Coach with an easel presentation. Scott works at the Huntersfield Christian Training Center and he gave a real-life example of how someone in need that is being helped. Jonathan, "we are not a half-way house, not a detox center, not a treatment center, not a rehab center, not acute care center, not a resident, we are not a clinical or a medical

facility. We are on the spectrum of recovery...Narcan we do not store it but we will provide training.” We are a safe place and we are secure. We know there is a need for our center and we think we will be good for the town. We are going to have a community advisory board. Someone from MTCC circulated a hand-out to the public regarding the questions answered in the petition but nothing was given to the Board to be submitted as part of the minutes of this meeting.

Supervisor Hoyt thanked those who spoke and any papers that were submitted copies will be made for the Town Board and also submitted to the Planning Board Chairman. The original papers will go on file in the Town Clerk’s Office.

William Macgregor asked to speak aloud as he thought he was to be on the agenda. In a miscommunication error, if there is time at the end of the meeting the Supervisor will let him speak then. The Supervisor also stated again that is not a debate. **Kevin Maldonado** asked if this was a public hearing. The Supervisor again stated this is not a public hearing and we the Town Board are not making that discussion, that belongs to the Planning Board! The Planning Board currently in session with a public hearing for this site plan discussion, the public hearing has been recessed till their next meeting on August 20, 2020. **Barbara Rittenhouse**, the Planning Board stated last week they have no authority, other than the site plan.

The Supervisor is now moving the board meeting forward as we have other business to discuss.

2.DELAWARE ENGINEERING: John Brust was present. We are almost complete with the water project on State Route 23. We are almost done here on County Route 65, Hensonville, we have one service and two hydrants to complete. That will complete a \$7 million dollar project. The project started in 2007, we built a filtration plant because we had higher arsenic levels than we want, we have replaced most of the water lines that were 100 years old and we are very close to completion. We will have more water and better water. **Karen Hansen** asked why her water was still brown? John suggested that she tell Bette Rhoades in the office and he will get in touch with Bette for her information and will have someone come look at your water. Everything has been replaced and there should be no brown water. Supervisor Hoyt explained about the last 612 feet of pipe that was replaced on County Route 65. With the new pipe there, the water should no longer be brown. John stated, “back in 2007 the Board said the average cost for water per average homeowner use should be no more than \$600. Fast forward in 2020 the average cost of water per average homeowner use is \$560. We are \$200 less than what NYS says the average cost for water per average homeowner use should be. The Board has done a really good job and the residents have been cooperative”. On the waste water side, NYS DEC wants to change our effluent limits. We are hoping to get some grant money. We will have the application done by September 21, 2020 for the Clean Water Revolving Fund. Grant programs right now in NYS are on hold due to COVID-19 and NYS financial issues. This will not affect rates for the waste water. CD Lane Park has a new project, there are donations coming in and improvements being made. We just finished a concept plan and finishing up some final plans, the enhancements for the trail system. “It is a GEM and an incredible asset to the community.” We are working on the Comprehensive Plan for the community. Two Hundred fifty (250) survey responses have been received with good positive productive comments. A question from the public was asked however, due to the meeting being outside and the noise of outside, it was not picked up on the recorder. The Supervisor answered next spring in the month of May per DEC we are going to drop the water level six feet and the beach area will be excavated. We are hoping to have lifeguards next year, the research for this is being done in the town office. For the water side of the beach we are going to build a kayak rack slip. Actually, out in the middle it is 25 feet deep and a 26-acre lake. **Kevin Maldonado** would like to commend the Supervisor on the Park looking so well. **Mr. O’Brien** asked about the leeches in the water at the park? This is the first time the Supervisor has heard about it and he will look into this. John Brust stated some of the improvements to be at the Park will have a frisbee disc golf, expanding the beach area, adding a volley ball area, view points in the woods and trails on the northside. Supervisor Hoyt, the Town has partnered with the Windham Foundation. They have made a very generous donation, along with private people. Someone from the Town of Hunter was married there 21 years ago and he has a cleaning service and has pressure washed the concrete, picnic tables and the pavilion pro-bono. **Kevin Maldonado** asked what the capacity of the treatment plant was running at? John answer probably right now at 50% capacity. Councilman Peters would like to ask John about the water project with a construction time line ending next week, what does the time line look like to

finalize the financials and the bonding. He would like to finalize next year's debt service number? John will have to get back on that. We have with EFC \$7 million, \$2.5 million grant money and a zero percent interest on financing.

The Supervisor and Board have been given a copy of the Mitchell Hollow Bank Stabilization Contract for their review and the Supervisor will need authorization to enter into this contract with Delaware Bulldozing. This project is being 100% funded by CWC. The work is for the reconstruction of the Madd Brook on the south side of State Route 23, the wall in front of Anne Brabazon's home. A motion to approve the contract and authorize the Supervisor to sign was made by Councilman Van Valin, 2<sup>nd</sup> by Councilman Walker, with all in favor.

3.APPLICATION FOR OUTSIDE SEWER DISTRICT: Darrin Elsom, Katterskill Associates representing proposed buyer for vacant land on Panarama Lane. No one was present for this discussion.

4.STEVEN SIDERATOS at 425 State Route 296, Hensonville storm water drain issue. Mr. & Mrs. Steven Sideratos were present. He purchased the house in 2000. He has appeared in front of the Board a couple of times through the years. He has a storm water culver issue. He was here last year for the same issue and at that meeting he was told it is a NYS DOT issue. He did approach the State. The State says it is not their issue. A map of the area in question was given to the Board for their review. The State tells Mr. Sideratos there is no easement to document ownership, therefore it is not the State's responsibility. The highway was built in 1910. He would like to know if the Town has any record of this? Supervisor Hoyt has spoken to the State Engineering Mr. Shepard and our town Highway Superintendent Gary Thorington regarding this issue. "The map is dated 1910, by our records we cannot find any legal obligation on the town's behave to do any work on that property, there is no deed that says we can." It is a galvanized pipe and there is no way that a galvanized pipe was installed in 1910. Between 1910 and 2020 (110 years) someone else put that pipe in. From our records we have never had permission to work on that property. The map says the Town would dig the catch basin. The possibility is out some point that was an open channel ditch and over the time someone decided to close that in. Our records show that the Town did not expand any money on. We will continue to research this, but at this time we cannot go on private property and do work. Legally we can not take tax payers money and work on private land. Councilman Walker suggested that maybe SWAC can be of help.

5.MOUNTAINTOP YOUTH SOCCER seeking permission to use the Creamery Soccer Field on Saturday, August 15, 2020 @ 9am – 12 noon for a training program. They are anticipating players ranging from 3 to 14 years will be participating. "All participants will sign the appropriate COVID waivers and we have protocols in place to address the current requirements from the state, federal, local, insurance and regional soccer association." A motion to approve was made by Councilman Walker, 2<sup>nd</sup> by Councilman Peters, with all in favor.

6.TOUR OF THE CATSKILLS will be riding cycles throughout the mountaintop towns on Sunday, September 20, 2020. An informational letter with map has been given to the Town Supervisor, Town Board members and Windham's Police Chief Tryland. The organizers of the Tour of the Catskills announced the 13<sup>th</sup> Annual event to be held on Sunday, September 20, 2020. The event is non-competitive in format and all "rules of the road" are to be followed. Due to the COVID-19 crisis, provisions for riders, and public safety and guidelines have been provided by New York State. "The event is currently being coordinated through the Greene County Sheriff's Office Dept, NYS Police and various Towns and Villages through which the event passes."

7.GREENE COUNTY SOIL & WATER CONSERVATION request to use the Windham Path for a Photography Walk on Saturday, October 3, 2020 (rain date Sunday, October 4, 2020). "The photography will be part of the GCSWCD's Schoharie Watershed Weekend series of events...These events are free education opportunities available to the general public to learn more about the Schoharie Reservoir watershed...This will be a guided walk with photographer Francis X. Driscoll... We will be adhering to the COVID-19 guidelines that is current for the date of the walk. A motion to approve was made by Councilman Peters, 2<sup>nd</sup> by Councilman Walker, with all in favor.

8.LOCAL RESTURANT SEEKING Temporary Liquor License for COVID-19 State of Emergency Municipality Application to Temporarily Extend Licensed Premises to A Municipal Street, Sideway, Or Other Outdoor Area. JJ First Place Inc d/b/a Millrock Restaurant, 5398 State Route 23, Windham has submitted an application to the State of New York Liquor Authority to expand their outdoor area premises on allowing them to serve alcohol outside in their driveway; at this time, they are offering no inside dining. All meals are being serviced outside as they meet the COVID-19 NYS Guidelines. NYS Liquor Authority is requesting the restaurant to notify the Town of Windham of this application. A motion to approve was made by Councilman Goettsche, 2<sup>nd</sup> by Councilman Van Valin, with all in favor.

9.DONATION TO CD LANE PARK from the Newcomb Family Reunion. The Town of Windham received a letter of thanks from the members of the Newcomb Family Reunion for allowing them to use the pavilion facilities as they have their annual reunion every year at CD Lane Park.

10.TOWN CLERK'S MONTHLY REPORT FOR JULY 2020: \$8,930.65. A motion to approve was made by Councilman Peters, 2<sup>nd</sup> by Councilman Walker, with all in favor.

11.JUSTICE REPORT FOR APRIL/MAY/JUNE 2020: Justice Stevens has submitted the following filing report for April \$243.00, May \$0.00 and June \$336.00. The Board has noted.

12.TOWN BOARD RESOLUTION #24 OF 2020: to authorize the Supervisor to establish the following new checking account entitled "CD Lane Park Enhancements". This checking account is to be opened at the Bank of Greene County, NY. Supervisor Hoyt noted this checking account will be totally funded by the Windham Foundation and will be at no expense to the tax payers. A motion to approve was made Councilman Peters, 2<sup>nd</sup> by Councilman Walker, with all in favor. Anyone can contribute they will contact the Windham Foundation and it will be tax-deductible. The Supervisor stated we are looking to do a little grand opening October 10, 2020 at CD Lane Park. TOWN BOARD RESOLUTION # 25 OF 2020: the following resolution was proposed to transfer funds to balance accounts for the Sewer District accounts. A motion to approve was made by Councilman Peters, 2<sup>nd</sup> by Councilman Goettsche, with all in favor. GENERAL FUND RESOLUTION #14 OF 2020: the following resolution was proposed to transfer funds to balance accounts for the General Fund. A motion to approve was made by Councilman Van Valin, 2<sup>nd</sup> by Councilman Goettsche, with all favor.

13.AMBULANCE REPORT: Ambulance Administrator Davia Montie was not present. Davia has submitted the following report for the Board's review: "**Vehicles:** Nothing to Report. **Monthly Calls:** There were a total of 37 calls for the month of July, with 3 calls turned over to Ashland. Last year for the month of July there were 33 calls. **Calls for the Month of July:** *Calls in Windham: Advanced Life Support (ALS)-12, Basic Life Support (BLS)-1, Call Cancelled (C/C)-4; Fire S/B(stand by)-1 Refused Medical Assistance (RMA)-4; Helicopter-1; Calls in Hunter: none; Calls in Jewett: ALS-3, BLS-3, RMA-1, C/C-2; Greene County EMS: none; Calls in Cairo: none; Ashland, Prattsville, Lexington: ALS-2; Durham: none; Calls Turned Over: Ashland-3. Total calls for July: 37. Calls turned over to mutual aid: 3. **Vehicle Mileage Log for July 2020:** 96-1: 31,799 and 96-2: 124,733. In comparison from Jan-July 2019 we had 245 calls, this year Jan – July we had 254. So far for the month of August we have more than doubled our normal call volume, if we continue like this, we will have to look into putting second crews on for the weekends. I have a couple people that are interested in applying at Windham, one new paramedic and one EMT. **And in other news...**Amanda Rion passed her paramedic practical exam (Yay Amanda) and will be taking the written soon. Glenn Morrison will be doing our Bloodborne Pathogens and OSHA update in September, the Workplace Violence and Sexual Harassment will be done on line. Due to new DOH requirements, we will have to do EVOC in the fall as well." **Councilman Peters** is the Liaison to the Ambulance Dept. He has nothing to report on. We are moving forward on the new ambulance building. The current facility we pay rent and the building is in poor condition that we are operating out of. We are looking to build a new facility at the end of South Street and State Route 23 by the Waste Water Treatment Plant. The new facility will house the 24/7 ambulance staff, the vehicles and a community center room for the mountaintop seniors. We are in the planning stage right now and we are moving forward despite CODVID. Supervisor Hoyt, Delaware Engineering John Brust has an initial design for us, it will be bid publicly, it will be through the wicks law, the building has not gone out for*

public bid yet. We are still deciding on the specifics of each floor plan. It is going to be an automatic referendum, on the election ballot in November, 2020 to our taxpayers to approve or disapprove. We are preparing for each property in town what the cost of the new facility will be costing you as the taxpayer in money. We are also allowing a tour for anyone to see our current facility at the ambulance building and the seniors' room in the basement area of the town hall.

Again, being outside there is more noise than probably usual and it is hard to hear who asked a question. The Supervisor answered the question to **Kevin Maldonado** about the bus garage. There is a conversation right now with the bus garage, Greene County Highway and the CWC. It is also a numbers game on what the community can afford.

14.ASSESSOR'S REPORT: The Town Assessor doesn't attend the Town Board meetings. He does give a monthly report as to what he is doing. He is having a lot of request for deeds and property research. Because of the COVID we have had a lot of interest that people want to invest in our community. We have a past assessor here Mr. Robert Rhoades and he knows all the work that goes into that office. Mr. Rhoades, "the deeds are a courtesy, they were never kept in the Assessor's Office before. Most people had to go to the County for the record. It is not an automatic that the deed will be in the Assessor's Office." Town Assessor Richard Tollner has submitted a report to the Board for their review: "Assessor's office has added 200 more photos to this year's town photo update, bringing the number to 2,500 new photos this year. We've been fielding an unusual higher volume of deed and property information requests from out of area prospective buyers. These contacts have received on the spot service, including deed copies. map copies, site photos from our updated photo log. Local realtors are pleased with our responses. Windham homeowners are surprised to find just how much we can assist them, in their info gathering. The volume is definitely attributed to COVID environment where people are looking to buy right away in a safe non-urban area. We are helping them find what they want in Windham, as often as they ask. Great PR for Windham, with a positive effect on local business and real estate. Sales in July were strong."

15.HIGHWAY REPORT: Highway Superintendent Gary Thorington was present. The highway dept has been wearing a lot of different hats not just filling potholes. We have been meeting with the Supervisor and the Councilmen on different projects throughout town. Gary has filed for about \$30,000.00 in reimbursement from NYS. We did get a report from our State Highway Association President, his feelings are the reimbursements are going to start coming in at 80% rather than 100%. CHIPS and Paved-NY have been filed for. CHIPS reimbursement has not been filed yet as he is still waiting for a cancelled check to come back, before he can file. Devin Drum has passed his CDL Commercial License and now we have a 6<sup>th</sup> full-time man to handle the equipment. We have assisted the Water Dept a few times with some issues that he had needing manpower. We have had 6 breakdowns in the last month, from \$750.00 to \$7,300.00 in repairs.

16.POLICE REPORT: Police Chief Tor Tryland was present. The Chief gave his report. **1.** Cars had no issues lately beyond oil/filter etc. **2.** In-service training has started. Work in process. **3.** Busy weekend August 15 & 16, "Greek Fest" and Car Show. **4.** Tuition reimbursement for Rion and Parquez. Reimbursement, in lieu of contract for employment. Suggesting 3 years for full time and 5 years for part time. If employee wishes to leave employment, the amount of money being paid back will be prorated. If status changes from full time to part time retention will be the balance of 5 years. Tuition was \$2,250.00 per student. Requesting Town Attorney to draft or approve an agreement between the Town and said employee." The Supervisor would like the Chief to write the contract, Town Attorney Larry Gardner will review and then the Board can review and vote on it. **At the 4<sup>th</sup> of July Parade the Chief stated "as a cop it was heart-warming to drive through town the people were clapping and cheering us on and he thanks everyone for that". The public clapped again in thanks.** **5.** SJS, our records management systems, no end date yet but support will be terminated soon. Other vendors, CAD, etc. **6.** State mandated issues...Eric Gardner Anti-chokehold Act; a change in Foil Request, disciplinary records/proceedings, personnel records; Medical attention for person under arrest, mental health issues, etc.; Right to monitor law enforcement, the public has the right to film the police now, but must stay in a safe distance to keep everyone safe; body-cameras for all police officers will be coming down as a law soon. There will be a need to keep the data-storage for 8 hours/per officer in a safe place, a big computer will be needed and the data will have to be stored for years.; OAG, Misconduct Office and Special Investigation Office (will investigate and prosecute alleged

criminal offenses committed by police officer. Both by April 1, 2021; Executive Order #203. Any local government with police agency; to perform a comprehensive review of and develop a plan to improve current, police force deployments. Strategies, policies and procedures and practices. Required stakeholder in such a committee; Police members and leaders, members of the community, interested non-profit and faith-based groups, DA, PD, Local elected officials. Goal is to provide a plan which must be offered for public comment, presented to the Town Board, Implemented/adopted by April 1, 2021, Certification must be presented to the director of Division of Budget.”

17.COMMITTEE REPORTS: **Councilman Van Valin**, one of his committees is the Centre Property and the maintenance. The Highway Superintendent has volunteered his highway department to help out the in-house savings on the sidewalk stone that has finally settled a considerable amount of money has been saved here. Fill in the cracks, edge everything, stone dust. The COVID has been real problem on moving forward with projects. **Councilman Walker** the Windham Town Court has opened for the first time this week and is running well. Supervisor Hoyt stated plexiglass has been installed in the court in front of the Justice’s bench for their protection and the Court Clerk’s protection. **Councilman Goettsche** most of his committee stuff has been put on hold due to COVID. **Councilman Peters** he is helping out with email staff support, deadline on a 2-year contract with Mid-Hudson Cablevision on expanding the service to the end of Maplecrest, this is going to make a big difference with remote learning for our school students and remote working of others who can work from home rather than in their offices. He has been getting a lot of email of asking when the service will be available. Mid-Hudson Cablevision has reiterated they are going to make their deadline for the end of the year. The budget process will be here soon, the State very uncertain, he is working closely on the water budget and the ambulance budget. Looking to possibly change the staffing in the ambulance to more full-time help. **Anita Buyers** asked a question about the ambulance. (Again, being outside there is more noise than probably usual and it is hard to hear who asked a question.) Supervisor Hoyt answered that the Ambulance Dept gives a once a month report on the call volume. The minutes are posted on the town website once they are approved at Town Board meeting. We rely on Mr. Mike Ryan to get the word out to the people, Supervisor Hoyt does a by-weekly radio report on the WRIP 97 prior to the Town Board meeting with any new business. We want the Supervisor and Town Board members to be out there for anyone in the public to ask a question. The radio show is done every Wednesday prior to the Town Board meeting. Every 2<sup>nd</sup> and 4<sup>th</sup> Wednesday of every month. Because of COVID, the Supervisor calls in on the telephone with his report, he prefers to do this in person. **Attorney Larry Gardner** the last two weeks he has prepared the papers for the notice to the Board of Elections to be printed on the ballots for the November election for the taxpayers to vote on the new ambulance building. He has prepared the borrowing of the partial funds paper work for the purchase of the new highway snow plow truck. A very low interest rate was available through the Bank of Greene County for 1.49 %. **Supervisor Hoyt** needs a motion to change the civil service status of Devin Drum to a full-time Labor MEO effective July 31, 2020 as he has passed his commercial CDL License. A motion to approve was made by Councilman Peters, 2<sup>nd</sup> by Councilman Goettsche, with all in favor. Every time we change the status of an employee this has to go to Greene County Civil Service. The waste water treatment plant where we vote the sealing has been completed. Last time this was done was three years ago. NY Rising the last project is drainage on South Street and CD Lane Road. Paperwork has been signed to move that project forward. We are hoping to obtain 20 easements and then we can begin the bidding process later this fall and start the project next winter/early next spring to get that project under motion. He has spoken with Mid-Hudson Cablevision with concerns on High Peak Road. Mid-Hudson did a survey on High Peak Road and found that out of 20 plus residence, all but one residence is willing to have Mid-Hudson Cablevision, everyone else would like to have the cablevision to their houses. The Park project that has been completed to date. We have completed all the staining of the picnic tables we have 30 tables. The basket ball court has been completed, the Town paid for the sealing of the court itself (this had not been done in 26 years) and the Windham Foundation paid for the new basketball hoops. The boat launch area for the kayaks has been regraded through a donation and shared services with Greene County Soil & Water. The pressure washing was done free of charge. Projects yet to be done in the next week or two the infield has been dug out and the new dirt will be delivered next week; the volley ball court, there will be two one will be grass and the other will be closer to the beach area; new material around the playground area. Right now, we have WIFI-Mid Hudson Cablevision from the center of the basketball court towards the road

down to the beach, we would like to expand that over to the playground and the pavilion. Some of the grills will be updated, the backstop behind home plate will be excavated and reset to square up. We are being very frugal with the donation money as if it is taxpayers' money. We are going to paint the chain link fence behind the home plate. To replace it has a new fence it would cost about \$7,000.00 therefore we are only going to paint it for now. The entrance sign has to totally be redone, a local person will make the sign and his wife will paint it for us. The color will change to be blue & white. We are going to add a little bit more sand to the beach.

GENERAL FUND WARRANT #15-G contained vouchers #561-596, totaling \$31,010.02 was audited and approved for payment on a motion by Councilman Van Valin, 2<sup>nd</sup> by Councilman Goettsche, with all in favor.

HIGHWAY FUND WARRANT #14 contained vouchers #138-158, totaling \$17,146.17 was audited and approved for payment on a motion by Councilman Van Valin, 2<sup>nd</sup> by Councilman Goettsche, with all in favor.

SEWER DISTRICT FUND WARRANT #15 contained vouchers #191-209, totaling \$62,030.47 was audited and approved on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Walker, with all in favor.

STREETLIGHTING FUND WARRANT #8 contained vouchers #55-63, totaling \$2,298.57 was audited and approved for payment on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Van Valin, with all in favor.

CWC FLOOD HAZARD WARRANT #7 (Madd Brook) contained voucher #11, totaling \$9,403.48 was audited and approved for payment on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Van Valin, with all in favor.

GENERAL FUND PAYROLL WARRANT #16-P for **General** contained 9 claims, totaling \$9,079.98 was audited and approved for payment on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Van Valin, with all in favor. **Ambulance** payroll contained 17 claims, totaling \$14,258.69 was audited and approved for payment on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Van Valin, with all in favor. **Police** payroll contained 5 claims, totaling \$5,027.16 was audited and approved for payment on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Van Valin, with all in favor.

HIGHWAY PAYROLL WARRANT #16-P contained 5 claims, totaling \$6876.55 was audited and approved for payment on a motion by Councilman Van Valin, 2<sup>nd</sup> by Councilman Walker, with all in favor.

SEWER DISTRICT FUND PAYROLL WARRANT #16-P contained 3 claims, totaling \$489.78 was audited and approved for payment on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Van Valin, with all in favor.

GENERAL FUND PAYROLL WARRANT #17-P for **General** contained 17 claims, totaling \$10,362.83 was audited and approved for payment on a motion by Councilman Van Valin, 2<sup>nd</sup> by Councilman Goettsche, with all in favor. **Ambulance** payroll contained 19 claims, totaling \$14,525.93 was audited and approved for payment on a motion by Councilman Van Valin, 2<sup>nd</sup> by Councilman Goettsche, with all in favor. **Police** payroll contained 4 claims, totaling \$5,445.66 was audited and approved for payment on a motion by Councilman Van Valin, 2<sup>nd</sup> by Councilman Goettsche, with all in favor.

HIGHWAY PAYROLL WARRANT #17-P contained 4 claims, totaling \$6,816.00 was audited and approved for payment on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Van Valin, with all in favor.



SEWER DISTRICT FUND PAYROLL WARRANT #17-P contained 3 claims, totaling \$669.25 was audited and approved for payment on a motion by Councilman Van Valin, 2<sup>nd</sup> by Councilman Goettsche, with all in favor.

Supervisor Hoyt asked **Mr. MacGregor** if he would like to know speak. Due to a miscommunication error and he was not on the agenda; Mr. MacGregor was going to read out of the Town Board Law Manual but it is too dark at this time. He was a former Councilman so he still has his manual. He knows that the current Town Board members have this same manual and he wishes that the Planning Board members had this manual. He has an objection from the last Planning Board meeting. He believes that the Chairman did his job wrong, when the public asks a question to the applicant in question it is not the Chairman's or the Members' of the Planning Board to answer that question. It is up to the Chairman of the Board to call the order. Bill wanted to read something from the Constitution and from the Town Law. He wanted Mr. Gardner's interpretation. He will bring this up at the Planning Board meeting next Thursday, August 20, 2020.

Supervisor Hoyt spoke to the public, reminding them this meeting was not a public hearing tonight. The Supervisor knows that most of the public is here tonight for the proposed center he would say respectfully go to next planning board meeting next Thursday. Make sure you have your comments for three-five minutes, the Chairman will probably have a time-frame, as there may be a lot of people there with a lot of questions. This is an important issue for the community. I am sure Mr. Gross would take anyone's phone calls and listen to your concerns. I am sure that Marilyn Carreras would take anyone's phone calls she has protected children her whole life. Supervisor Hoyt has had more phone calls at his home over this proposed issue so far in his short term as Town Supervisor. I have heard everyone say, "it is not the mission it is the location." The Supervisor thanked everyone for attending tonight.

Mike Ryan from the Mountain Eagle would like to ask a question. Mike went to the planning board meeting and then to the town board meeting and at both meetings it sounds like "the planning board said they are looking to you for advice guidance" and "you are saying it is the planning board's decision. What decision?" Supervisor Hoyt "the planning board has to make a decision if the proposed project has met all the responsibilities for the proposed project. That proposed project could be in the Historical District, it could be site plan, it could be SEQA, it could be the sending of the envelopes out to the people within the 500 feet where informed, that is the planning board's job to make sure they check every box that the applicant did. It is not the position of the Town Board...It is not the job of the Town Board. The Planning Board are members of the town body and that is their responsibility...It is the Planning Board's job... What the Supervisor has gathered there are a few missing boxes that have not been checked... If a project doesn't meet every box that is checked, then that project doesn't get approved...The petition should be part of the final say." **Karen Hansen**, "who decides the answer to the proposed project?" Supervisor answered the question as stated above. **Jared Schwartz**, "is there anything on the books that says there is land use restrictions for this piece of property?" This is a legal question for Mr. Gardner. Supervisor Hoyt knows there are deed restrictions within a deed that certain things can or cannot be done. There are issues within the ARB that may put conditions within that district that cannot allow you to do certain things. Supervisor Hoyt has never been a member of the planning board but he has recently read the site plan law and there is a lot to understand. (See the Town's website for the current Laws) and **Marilyn Carreras** will be the last question (as we are now in the dark) for the Supervisor to answer. Marilyn Carreras, "the Planning Board that night said it was above their pay grade, they are passing it over to the Town Board for guidance." Supervisor Hoyt, "Our guidance is go back and do your job! The Supervisor has not spoken to the Planning Board Chairman. He has not asked and he has not called, the Supervisor has not heard from him! Mr. Gardner is our attorney and the Chairman is welcome to reach out to him and we have the Association of Towns for legal advice. The Supervisor again thanked everyone for coming.

The meeting adjourned at 8:40 pm on a motion by Councilman Peters, 2<sup>nd</sup> by Councilman Goettsche, with all in favor.

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SUPERVISOR

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COUNCILMAN

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TOWN CLERK

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