

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

DECEMBER 23, 2021

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, Karen Gardner, Gail Nichol森, Bette & Bob Rhoades, Cindy Nelson, Richard Tollner, Tal Rappleyea, Tom Poelker, Marilyn Carreras, Dominick Caropreso & Mike Ryan Mountain Eagle

Absent: Ambulance Administrator Davia Montie

The Supervisor called the meeting to order at 7:00 p.m. and Attorney Larry Gardner opened with the Pledge of Allegiance.

THE MINUTES OF THE DECEMBER 9, 2021 TOWN BOARD MEETING were approved as typed on a motion by Councilman Walker, 2nd by Councilman Peters, with all in favor.

1.DELAWARE ENGINEERING: John Brust was present. The new ambulance facility has been put out to bid. This bid will be out for about six weeks. There are new vacant lot owners on the top end of Panarama Lane that have approached Delaware Engineering and are interested in connecting to the town's sewer system. John would like to come back to the Board at the next meeting with recommendations for this to possible happen.

2.LOCAL BUSINESS IS SEEKING PERMISSION TO USE TOWN PROPERTY for a Promotional Event (across from the Chicken Run parking lot on County Route 12 near WWTP). The following letter was provided to the Board: "We are writing to you in hopes of gaining your approval to utilize the grounds across from our restaurant for a local business promotional event on January 16, 2022 @ 11:00 am-3:00 pm. The event will be a demonstration by Big Boyz Toyz of the new amphibious vehicle Argo Aurora 950 XS Huntmaster. It will also be an opportunity for interested customers (21+ with valid license) to test drive in a controlled environment. The max speed of the vehicle is 20 mph and I have included an image for reference below. The space needed will not require parking near or impede the use of the helipad in any way. It will use only the grassy area north of the pad where the Car Show was held this summer. The Chicken Run and Big Boyz Toyz will provide copies of liability insurance upon request. We hope the board will see this as we do, an opportunity to work together and help each other through what has been and continues to be a challenging time in our area. Thank you for your consideration, Jeff & Hetti Misenti, Chicken Run Restaurant, Tony Agauto, Big Boyz Toyz. 2022 ARGO AURORA 800 Huntmaster 8X8." Councilman Goettsche expressed the date they are asking permission for is a holiday weekend. He would like to make sure that they understand that the helo-pad and entrance to the helo-pad has to be kept clear for any emergency use by the ambulance/police and or a helicopter landing. Councilman Goettsche stated in the letter they made reference "to where the car show was held"; there was some issues in this area during the car show and we have to make sure this doesn't happen again. A motion to approve by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor. The Board would also like both parties to provide a Certificate of Liability Insurance prior to the event. Supervisor Hoyt would like the Town Clerk to contact them with the understanding that a helicopter if needed will have to land and the ambulance has access with nothing blocking their way!

3.SKI WINDHAM SEEKS PERMISSION TO HAVE NEW YEAR'S EVE AND MARTIN LUTHER KING'S FIREWORKS (by Youngs Explosives): A motion to approve was made by Supervisor Hoyt, 2nd by Councilman Walker, with 3 in favor, two abstained by Councilmen Peters and Goettsche as they are employed by Ski Windham.

4.COURT JUSTICE REPORT FOR NOVEMEBER 2021: Justice McCarthy \$746.00 & Justice Stevens \$4,184.00 was noted by the Board.

5.TOWN BOARD RESOLUTION #64 OF 2021: the following resolution was proposed to transfer funds to balance the Sewer District accounts. A motion to approve was made by

Councilman Peters, 2nd by Councilman Goettsche, with all in favor. TOWN BOARD RESOLUTION #65 OF 2021: to authorize the Supervisor to us \$29,371.26 from Unappropriated Fund Balance to balance the accounts in the General Fund as per General Fund Resolution #21 of 2021. A motion to adopt this resolution was made by Councilman Goettsche, 2nd by Councilman Peters, with all in favor. GENERAL FUND RESOLUTION #21 OF 2021: the following resolution was proposed to transfer funds to balance the General Fund accounts. A motion to approve was made by Councilman Goettsche, 2nd by Councilman Peters, with all in favor. HIGHWAY FUND RESOLUTION #6 OF 2021: the following resolution was proposed to transfer funds to balance the Highway Fund accounts. A motion to approve was made by Councilman Goettsche, 2nd by Councilman Peters, with all in favor.

6.AMBULANCE REPORT: Ambulance Administrator Davia Montie was absent. No report was submitted to the Board for the last meeting of 2021 year. Ambulance Liaison Councilman Peters noted that Ambulance Administrator Davia Montie will be getting a 2nd quote for a new ambulance from the dealer that the last ambulance was bought from four years ago. The ambulance staffing crew for the holiday period has been set in place.

7.POLICE REPORT: Police Chief Tor Tryland was present. Chief Tryland would like to ask for permission from the Board to apply for a grant. The grant would be for replacing the computers in the cars. The Chief would need 3 computer units. The only cost to the town would be the brackets that hold the computers in place. This is done through the State. The State Police organizes it. A motion to approve to move forward on this grant was made by Councilman Van Valin, 2nd by Councilman Walker, with all in favor. Chief Tryland has received a Letter of Resignation from Vincent Sirago; due to medical reasons Officer Sirago will need to resign effective December 20, 2021. Chief Tryland would like to recommend that the Board approves this resignation letter. The Board has approved the resignation letter.

8.HIGHWAY REPORT: Highway Superintendent Gary Thorington was present. The repair at the Windham Path by the stream has been completed. The town highway had some help in that area with Greene County Soil & Water. Emergency road work at a culvert on Peck Road, Maplecrest has been completed. The town highway had materials on hand to fix the area along with the help of shared services with Greene County Highway. Highway Superintendent Gary Thorington submitted to the Board a memo regarding de-icing prices. In the research “7 random towns in New York were listed showing an average for de-icing material at \$1,910.63 per mile. Windham’s average is \$600.00 per mile/total of 38 centerline miles of highway. Windham’s average is 68.6% below State average.” The highway dept has already made some minor changes. Supervisor Hoyt would like permission from the Board for sign a Northrax Agreement for a new loader with 82 hours (this is considered brand new with a warrantee), just to hold it. The town is under no obligation to take the loader should we not be able to finance the loader. This is such a good offer for the town, we would not want to lose the opportunity. A motion to approve the Supervisor to sign the agreement to hold the machine was made by Councilman Walker, 2nd by Councilman Van Valin, with all in favor.

9.COMMITTEE REPORT: **Councilman Van Valin** has nothing to report on as we close out the end of the year. The music is on in the steeple and playing at the Centre Property. He would like to see if a better music system could be installed. **Councilman Walker** has nothing to report on. The Board has received a memo from the court as they will be closed from December 23, 2021 to January 3, 2022. **Councilman Goettsche** is still making changes on the website to the calendar. **Councilman Peters** has read through the Town of Hunter’s Solar Law and the Town of Windham should be able to use 95% of that law written. He would like to encourage the rest of the Board members to read. **Supervisor Hoyt** would like to hear the Board’s questions/comments for retaining Tal Rappleyea “to represent the Town of Windham as Attorney for all general matters for the calendar year 2022.” Councilman Walker would like to make a motion to give the Supervisor permission to sign the retainer, 2nd by Councilman Peters, with all in favor. Supervisor Hoyt, our current Town Attorney Larry Gardner will be retiring the end of this year 2021 and Attorney Tal Rappleyea has agreed to step in as our new Town Attorney for 2022. **Supervisor Hoyt** would like to mention what we have accomplished as a Board in 2021. Our equipment replacement we received a new highway snowplow truck, new police cruiser, new skid steer for the sidewalk operation, new highway pick-up, we negotiated new Union Contracts with the Police and Highway Depts., cable and internet connections in

Maplecrest for 126 homes, life guards back at CD Lane Park, finished a stream job behind the Windham Pharmacy, completed a draft Comprehensive Plan, Ambulance Contract with the Town of Jewett, numerous paving jobs within the Town of Windham were completed with NYS DOT and Greene County Highway Dept., a committee for Police Reform was completed and we have the EFC Contract signed for the 0% for the water district. The Board will be doing a lot of new projects in 2022: A reevaluation of taxes with the former retired Assessor Bob Rhoades and the new Assessor Richard Tollner, add to the replacement of our equipment with a loader & ambulance, another section of cable is being worked on at High Peak Road, we will continue to work with NYS DOT on paving State Route 23 from Hickory Hill Road to the town line on west side of State Route 23, paving with Greene County Highway on County Route 21 & 10, and stormwater program on County Route 12. Supervisor Hoyt would like to thank everyone on the Board and their committees for accomplishing everything for 2021.

GENERAL FUND WARRANT #24-G contained vouchers #900-949, totaling \$42,693.27 was audited and approved for payment on a motion by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor.

HIGHWAY FUND WARRANT #24 contained vouchers #299-304, totaling \$987.97 was audited and approved for payment on a motion by Councilman Van Valin, 2nd by Councilman Goettsche, with all in favor.

SEWER DISTRICT FUND WARRANT #24 contained vouchers #344-370, totaling \$17,407.96 was audited and approved on a motion by Councilman Van Valin, 2nd by Councilman Goettsche, with all in favor.

AMERICAN RESCUE PLAN ACT WARRANT #1 (New Government Law for 2021) contained voucher #1-3, totaling \$43,553.85 was audited and approved for payment on a motion by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor.

GENERAL FUND PAYROLL WARRANT #25-P for **General** contained 11 claims, totaling \$7,520.93 was audited and approved for payment on a motion by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor. **Ambulance** payroll contained 17 claims, totaling \$15,860.74 was audited and approved for payment on a motion by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor. **Police** payroll contained 1 claim, totaling \$1,830.48 was audited and approved for payment on a motion by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor.

HIGHWAY PAYROLL WARRANT #25-P contained 5 claims, totaling \$8,860.00 was audited and approved for payment on a motion by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor.

SEWER DISTRICT FUND PAYROLL WARRANT #25-P contained 1 claim, totaling \$66.60 was audited and approved for payment on a motion by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor.

The meeting adjourned at 7:20 p.m. on a motion by Councilman Peters, 2nd by Councilman Walker, with all in favor.

SUPERVISOR

COUNCILMAN

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TOWN CLERK

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At the end of the meeting Supervisor Hoyt presented Town Attorney Larry Gardner with a plaque for all his years of dedicated service to the Town of Windham. Larry Gardner will be retiring the end of 2021.

In 1985, Larry started as the new attorney in town and as the Town of Windham Attorney. With 36 years of dedication service, Larry will be missed by all. The Town Board presented a special cake of "Thank You" and coffee to Larry and was served to all present.

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