

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

JULY 14, 2022

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, Delaware Engineering John Brust, Police Chief Tor Tryland, William Pine, Gail Nichol森, Kathleen & John Yannucci, Alan J Trinkle, Ed & Anne Oakley, Patrick & Lynne Blaine & Mike Ryan Mountain Eagle

Absent: Ambulance Administrator Davia Montie

The Supervisor called the meeting to order at 7:00 p.m. and Police Chief Tor Tryland opened with the Pledge of Allegiance.

THE MINUTES OF THE JUNE 23, 2022, TOWN BOARD MEETING were approved as typed on a motion by Councilman Peters, 2nd by Councilman Walker, with all in favor.

WILLIAM “Billy” PINE was present to speak with the Board. Billy handed his Resume to the Board for their review as he is interested in being hired as a part-time police officer. Billy gave some background as to who he is; his education and his work history. Billy has already had his education with Zone 14 Law Enforcement Academy, Hudson, NY. He will need to be recertified with the 84-hour refresher course. The Board is interested in hiring.

PUBLIC COMMENT: Supervisor Hoyt addressed the guest audience that this is a Town Board meeting not a Planning Board meeting. The guests all understood and were here to speak to the Town Board. **Ed Oakley, Windham** approached the Board with pictures of a neighboring house. There are a few residents that live in site of this house on County Route 10, Windham. The private owner of the property has been working on this house for six (6) years now. The property building permit has currently expired as of 2019. The pictures show the house to be a possible three story; is this on the original plans for the building permit submitted to the town? Also, there is a lot of junk that is a potential safety hazard and yellow shipping containers. They are concerned if all this is legal? Supervisor Hoyt accepted the photos; he will have the Code Enforcement Officer review the building permit and make an inspection visit to the property as well.

Alan J. Trinkle, Windham spoke regarding the Galway Road Subdivision that is currently in discussion at the planning board meetings. The residents that live on Galway Road or near the property in question are quite concerned as this subdivision is to have 12 units. Supervisor Hoyt, the Town Board is aware of everything going on with this project. The Code Enforcement Officer has written numerous violations; Highway Superintendent Gary Thorington has issued a “Stop Work Order” for the road; also, an outside engineer company has been hired to oversee the work on this account on behalf of the town, and an escrow account has been set up with the town attorney. The Planning Board members are still in session with this property as they are looking at all issues. The owner of the subdivision property has not been approved yet to proceed. **Alan Trinkle** also asked about the Comprehensive Plan. What is the vision-guidance for the next 20 years, they will be offering to the town? **Supervisor Hoyt** the new Advisory Committee Board is a new independent board with new issues. They have already meet twice. We are looking for a grant to help with the offset costs. The new Advisory Committee Board will be revisiting the site plan law, subdivision law and noise law. This new Board will make suggestions only not laws as to how to make the town better.

1.DELAWARE ENGINEERING: John Brust was present. The ambulance building construction has started. Owed to the Board a WWTP survey. We are working on the CFA funding grant application for the next stage of the comp plan. The WWTP improvements have all been completed. The Stonewall Glen project on County Route 12 is ready to proceed forward. Delaware Engineering will be reviewing/inspecting work on behalf of the Town. Kaatersill Engineering Associates will be working for the developer, also involved is DEP, DEC, and DOH

will all be working on the Stonewall Glen project. Supervisor Hoyt, “the initial septic line was to go under County Route 12 now it will connect on to Panorama Lane, there will need to be a change in the design. Hurricane Donna 1960’s changed history (County Route 12).”

2.TWO NEW SEWER SERVICES are seeking permission to connect into the town sewer service. Tax Map #78.19-2-4, 64 Maplewood Ave, for a residential, multiple unit dwelling, has paid their \$50.00 application fee. A motion to approve was made by Councilman Van Valin, 2nd by Councilman Peters, with all in favor. Tax Map #78.0-4-11, 5149 State Route 23, for a commercial, multiple unit dwelling, as paid their \$50.00 application fee. A motion to approve was made by Councilman Walker, 2nd by Councilman Van Valin, with 4 in favor, Councilman Peters will abstain as he is employed by owner of the property.

3.AMENDMENT CHANGE IN SIGN PERMIT LAW: Supervisor Hoyt spoke to Chairman Tom Poelker. The Planning Board has some concerns of the sign permit law. See page 4 Section 4-Specific Regulations #2...”no more than three (3) off premises signs...” to amend change to “no more than one (1) off premises sign...” A public hearing will need to happen before the change can be made. A motion to approve was made by Councilman Peters, 2nd by Councilman Goettsche, with all in favor. Councilman Peters will make the change in a rough draft for review.

4.YOUNG EXPLOSIVES CORPORATION/CHICKEN RUN: July 15, 2022, Young Explosives Corporation will be setting off fireworks display at the Chicken Run. Young Explosives has asked if they may “access and utilize the town property of the WWTP off South Street for a fireworks display.” A motion to provide them access and to give the Supervisor permission to sign the agreement was made by Councilman Peters, 2nd by Councilman Van Valin, with all in favor.

4A.NEW LIQUOR LICENSE application for Hotel Vienna: as a requirement by the ABC Law Section 110 (b) any new applicant filing for “On Premises Liquor with the State Liquor Authority” must notify the municipality by certified mail return receipt. H House Business Holdings LLC, Hotel Vienna, 107 State Route 296, Windham is seeking permission from the town to waives its rights to the 30-day hold. A motion to approve was made by Councilman Walker, 2nd by Councilman Peters, with all in favor.

5.Sgt JAMES F. CARTY, DSC-VFW POST 1545 seeking permission to hold tag day on Saturday, July 16, 2022 @ 9:00 am to 1:00 pm at the intersection of State Route 23 and State Route 296. A motion to approve was made by Councilman Walker, 2nd by Councilman Goettsche, with all in favor.

6.WAJ ATHLETIC EVENTS COORDINATOR Joel Middleton is seeking permission to use the Windham Path and the Creamery Pond Field to the use of sports practices for the WAJ students. The Cross-Country team is requesting to use the Windham Path for practices starting Monday, August 22, 2022, through the end of October 2022. The Varsity and Modified Soccer teams are requesting to use the Creamery Pond Field for practices starting Friday, September 9, 2022, through the end of October 2022. A motion to approve was made by Supervisor Hoyt, 2nd by Councilman Goettsche, with all in favor.

7.WINDHAM PUBLIC LIBRARY is seeking permission to use the Centre Property for summer events: Mad Science-Life in the Sea Program, Tuesday, July 19, 2022 @ 12:00 noon-4:00 pm; Storytime with Carol Spear, Wednesday, July 20, 2022 @ 10:00 am-2:00 pm; Stampin’ Up Class, Thursday, July 21, 2022 @ 10:00 am-1:00 pm; Collage over Painting Class with Alice Tunison, Monday, July 25, 2022 @ 12:00 noon-5:00 pm; and Oceans of Fun Workshop, Wednesday, July 27, 2022 @ 10:00 am-2:00pm. A motion to approve all the above listed events was made by Supervisor Hoyt, 2nd by Councilman Peters, with all in favor.

8.MUSIC REHEARSAL FOR WINDHAM GATHERING, John Quinn is seeking permission to use the Centre Property for Sunday, July 24, 2022 @ 1:00 pm-4:00 pm. A motion to approve was made by Councilman Walker, 2nd by Councilman Goettsche, with all in favor.

9.WINDHAM PUBLIC LIBRARY BOARD OF TRUSTEES; has sent a letter to the Town Board dated June 25, 2022. At a regular monthly meeting the Library Board of Trustees has

approved to hire a new library aide Rachel Terrill. Rachel's official title will be clerk part-time, and she will be paid the minimum wage. A motion to approve Rachel Terrill was made by Supervisor Hoyt, 2nd by Councilman Peters, with all in favor.

10.THE TOUR OF THE CATSKILLS will have bicycle riders following a course run through the Town of Windham. The organizers of the Tour of the Catskills have announced the 15th Annual event to be held on Saturday, August 13, 2022. "The current event is being coordinated through the Greene County Sheriff's Dept., NYS Police and the various Towns and Villages through which the event passes."

11.TWO AFFIDAVIT APPLICATIONS FOR CERTIFICATE OF RESIDENCY: Applicant Cassidy Terrill plans on enrolling at the Finger Lakes Community College and applicant Jennifer Litts plans on enrolling at Hudson Valley Community College. "The affidavits are made for the purpose of securing from the Chief Fiscal officer of the Greene County a certificate of residence pursuant to the requirements of Article 126 of the Education Law." A motion to approve was made by Councilman Peters, 2nd by Councilman Walker, with all in favor.

12.TOWN BOARD RESOLUTION #27 OF 2022: Prohibiting Smoking in All Town Parks & Property: WHEREAS, Town Board of the Town of Windham hereby determines that smoking in Town-Owned Parks and on Town-Owned Property is not a desirable activity due to the potential negative impacts; and WHEREAS, the Town Board of the Town of Windham hereby determines that smoking, tobacco and marijuana use of any kind should be prohibited at all Town-Owned Parks and Town-Owned Property. NOW THEREFORE, IT IS HEREBY RESOLVED, that the Town Board of the Town of Windham that smoking and the use of tobacco products including but not limited to cigarettes, cigars, chew, vaping and marijuana use in any form is and hereby shall be prohibited in all Town-Owned Parks and Town-Owned Property. A motion to approve was made by Councilman Peters, 2nd by Councilman Walker, with all in favor.

13.TOWN BOARD RESOLUTION #28 OF 2022: the following resolution was proposed to transfer funds to balance the Sewer District accounts. A motion to approve was made by Councilman Goettsche, 2nd by Councilman Peters, with all in favor. TOWN BOARD RESOLUTION #29 OF 2022: to authorize the Supervisor to use \$22,067.00 from the Unappropriated Fund Balance to balance the accounts in the General Fund as per General Fund Resolution #15 of 2022. A motion to approve was made by Councilman Peters, 2nd by Councilman Goettsche, with all in favor. GENERAL FUND RESOLUTION #15 OF 2022: 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 Van Valin, with all in favor.

14.AMBULANCE REPORT: Ambulance Administrator Davia Montie was not present. Ambulance Liaison Councilman Peters gave the verbal report. Ambulance Administrator Davia Montie is having staffing issues. She herself is filing those shifts. She would like to look for more interested staffing people. Ambulance Administrator Davia Montie knows the pay will be an issue as other agencies are able to pay more than Windham Ambulance. Will be meeting with Tom McCullough, Regional Sales Manager for Specialty Vehicles on July 20, 2022, to discuss the new ambulance rig issues and price changes. Supervisor Hoyt at a Mountaintop Supervisor's Meeting has discussed the location of 28 Demy Road in Jewett. This road is covered by the Windham Ambulance. Hunter Ambulance will now take over this road as they are closer. Supervisor Hoyt is looking for permission from the Board to sign the MOA with the Town of Jewett and the Town of Hunter, NY. A motion to approve was made by Councilman Peters, 2nd by Councilman Goettsche, with all in favor. *Calls for the Month of June 2022:* *Calls in Windham: Advanced Life Support (ALS)-12, Basic Life Support (BLS)-4, Call Cancelled (C/C)-3; Refused Medical Assistance (RMA)-5, Stand by Fire (S/B Fire)-0; ALS (helicopter)-1. Calls in Hunter: C/C-1; Calls in Jewett: ALS-4, BLS-3, RMA-1; Greene County EMS: S/B-3; Calls in Cairo: ALS-1; Ashland Fire S/B-1. Total calls for June: 39, Calls turned over to Mutual Aid-0. Vehicle Mileage Log for June 2022: 96-1: 64,632 and 96-2: 140,311.*

15.ASSESSOR'S REPORT: Town Assessor Richard Tollner submitted the following report to the Board for their review. "FINAL Roll 2022 was submitted to and verified by Greene County.

Proper paperwork shipped to New York State. Our growing database of photos has over 5,000 labelled photos, with an equal amount to be catalogued. The volume of phone numbers and email addresses exceeds 500. **Requests for unique data continues.* As the market tightens information requests get more complicated. The questions on sub-divisions and lot line adjustment projects continues, with requests from all avenues of Windham real estate.... Owners, realtors, investors, and even out of town investors, still. The office has saved requesters billable hours as well as thousands in legal and search fees. The Town of Windham's reputation continues to be well represented. ***I have attended** planning board meetings, solely as an audience member and "real estate librarian". Taxpayers are reminded I am a resource, not a referee. As a reminder this year's Continuing Education requirements have been, last year. Next year's requirements will be completed by the end of this year. Still finding homes without FIRE Number signs, and others with severely faded signs. Each circumstance is photographed and shipped to Bette Rhoades, for record keeping. Is there a party to enforce this need for the property owners, to protect their homes? (Letters/ notice or ???) Our FIRE Departments deserve all the assistance in locating each call as soon as possible. Town of Windham was increased in value this year 2.70% without a complaint or tax grievance. Windham Ashland Jewett School District announced a 2.76% increase on their budget, *a difference of .0006* to WAJ Budget balance @ \$8,700. This may be a case where Windham Taxpayers could experience a very low may be a ZERO percent increase in their 2023-24 School Tax Bill, due to a well-managed Assessor's Office. Thank you, Town Board. We'll wait and see...."

16.HIGHWAY REPORT: Highway Superintendent Gary Thorington was present. Sausbier' Awning Shop was in to service all the fire extinguishers. Public Service duties for the 4th of July celebration for the Windham Chamber of Commerce. The highway dept has been working on routine road maintenance. The mowing has done once single pass and they have brush hogged by the creamery pond field.

17.POLICE REPORT: Police Chief Tor Tryland was present. 4th of July Celebration went well. Chief Tryland would like to "thank the New York State Police and the Greene County Sheriff's Office for helping. Thank you to Windham Highway for loaning us a truck to help people get around. **Officer Parquez** has completed his New York State Firearms Instructor Course. He **has received "Constable Richard R. Kelly's Memorial Award for Excellence in Firearms Training."** Requesting permission to sign contract with SW24 for installation of PC/printers etc. in three patrol vehicles. Hardware/Software \$2,094.00; installation \$1,800.00; freight \$142.28 Grand Total \$4,036.28." Motion to approve was made by Councilman Van Valin, 2nd by Councilman Peters, with all in favor. Chief Tryland has spoken to Civil Service they recommend we hire William Pine non-competitive part-time. Chief Tryland is requesting permission to hire part-time, non-competitive as long as background checks works out. Motion to approve was made by Councilman Walker, 2nd by Councilman Van Valin, with all in favor. Chief Tryland would like to thank his dept for filling in to make sure all shifts are being covered. The Board was provided with a copy of the following "activity report for the month of June 2022: *Arrests-1; Traffic Tickets-13; Traffic Stops-27; Parking Tickets-0; Calls for Service-82; Property Checks-333; EMS Assist-7; Fire Assist-4; and EID, Alarms-13.* (Per the Chief, please do not place all the weight on these numbers as each month is subject to change.)"

18.COMMITTEE REPORT: **Councilman Van Valin** the local guy who is building the structure for the Windham Path sign will start building in two weeks. **Councilman Walker** CWT meeting has been cancelled. **Councilman Goettsche**, we have a lot of Facebook traffic. People are interested in CD Lane Park hours open and if swimming is available with lifeguards and the Windham Path. People were interested in the household waste. Supervisor Hoyt 200 cars were there that day. **Councilman Peters** sent some noise law notes to the new comp plan advisory committee for their input. Greene County EMS meeting next week. **Supervisor Hoyt** NY Rising project is moving ahead and very clean so far. DEC is visiting the project once a week. The lady from Elayne Gold's office has been here to speak with the three people. We are waiting for that report before we can move on. There is a lot of interest at the park. Every Saturday and Sunday there is a group using the pavilion. The only complaint at the park is dogs. Not everyone likes a dog. Lifeguards have been telling the dog owners to put a leash on their dogs and to play away from the people on the beach. Supervisor Hoyt would like to thank Highway Superintendent Gary Thorington & Police Chief Tor Tryland for tracking down the NYSEG lights that were out in town and now are back on.

TOWN BOARD MEETING (CON'T)

JULY 14, 2022

GENERAL FUND WARRANT #13-G contained vouchers #552-596, totaling \$46,402.28 was audited and approved for payment on a motion by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor.

HIGHWAY FUND WARRANT #13 contained vouchers #120-136, totaling \$160,501.65 was audited and approved for payment on a motion by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor.

SEWER DISTRICT FUND WARRANT #13 contained vouchers #184-202, totaling \$74,188.96 was audited and approved on a motion by Councilman Van Valin, 2nd by Councilman Goettsche, with all in favor.

STREETLIGHTING FUND WARRANT #7 contained vouchers #50-58, totaling \$6,230.90 was audited and approved for payment on a motion by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor.

NY RISING WARRANT #39 (South Street Stormwater) contained voucher #69, totaling \$36,200.00 was audited and approved for payment on a motion by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor.

SIDEWALK MAINTENANCE DISTRICT WARRANT #4 contained voucher #4, totaling \$1,544.07 was audited and approved for payment on a motion by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor.

CD LANE PARK ENHANCEMENT WARRANT #24 contained vouchers #63-65, totaling \$1086.92 was audited and approved for payment on a motion by Councilman Van Valin, 2nd by Councilman Van Valin, with all in favor.

GENERAL FUND PAYROLL WARRANT #13-P for **General** contained 18 claims, totaling \$15,023.70 was audited and approved for payment on a motion by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor. **Ambulance** payroll contained 16 claims, totaling \$17,119.37 was audited and approved for payment on a motion by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor. **Police** payroll contained 10 claims, totaling \$11,915.44 was audited and approved for payment on a motion by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor.

HIGHWAY PAYROLL WARRANT #13-P contained 3 claims, totaling \$5,794.35 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 #13-P contained 3 claims, totaling \$757.15 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 #14-P for **General** contained 11 claims, totaling \$12,208.95 was audited and approved for payment on a motion by Councilman Van Valin, 2nd by Councilman Goettsche, with all in favor. **Ambulance** payroll contained 17 claims, totaling \$19,173.66 was audited and approved for payment on a motion by Councilman Van Valin, 2nd by Councilman Goettsche, with all in favor. **Police** payroll contained 1 claim, totaling \$1,705.22 was audited and approved for payment on a motion by Councilman Van Valin, 2nd by Councilman Goettsche, with all in favor.

HIGHWAY PAYROLL WARRANT #14-P contained 3 claims, totaling \$5,421.60 was audited and approved for payment on a motion by Councilman Van Valin, 2nd by Councilman Goettsche, with all in favor.

SEWER DISTRICT FUND PAYROLL WARRANT #14-P contained 3 claims, totaling \$531.20 was audited and approved for payment on a motion by Councilman Van Valin, 2nd by Councilman Goettsche, with all in favor.

TOWN BOARD MEETING (CON'T)

JULY 14, 2022

The meeting adjourned at 8:07 pm on a motion by Councilman Peters, 2nd by Councilman Walker, with all in favor.

SUPERVISOR

COUNCILMAN

COUNCILMAN

COUNCILMAN

COUNCILMAN

TOWN CLERK

OFFICIAL