

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

SEPTEMBER 14, 2023

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

Also Present: Ambulance Administrator Davia Montie, Highway Superintendent Gary Thorington & Mike Ryan Mountain Eagle

The Supervisor called the meeting to order at 7:00 p.m. and Ambulance Administrator Davia Montie opened with the Pledge of Allegiance.

THE MINUTES OF THE AUGUST 24, 2023, TOWN BOARD MEETING were approved as typed on a motion by Councilman Goettsche, 2nd by Councilman Walker, with 4 in favor, Councilman Peters abstained as he was absent from this meeting.

1.DELAWARE ENGINEERING: John Brust was not present.

2.WAJCSD MUNICIPAL AGREEMENT to purchase gasoline, diesel fuel & other petroleum products: WHEREAS, there is authority for municipalities to enter into inter-municipal agreements for the joint purchasing of products; and WHEREAS, both the School District and the Town are municipalities with the authority to purchase gasoline, diesel fuel and other petroleum products for the aforementioned purpose; and WHEREAS, the Town presently has an approved bid for the purchase of gasoline, diesel fuel and other petroleum products; and WHEREAS, the Town presently has a facility to which it has gasoline, diesel fuel and other petroleum products delivered, and from which it then uses such products for its vehicles; and WHEREAS, the Town and the School District have a method of calibrating the amounts of gallons that are pumped into each of its vehicles; and WHEREAS, the Town has agreed that the School District may purchase gasoline, diesel fuel and other petroleum products from the Town for its vehicles. A motion to approve the agreement and allow the Supervisor to sign was made by Councilman Van Valin, 2nd by Councilman Goettsche, with all in favor.

3.TOWN BOARD RESOLUTION #79 OF 2023: WHEREAS, Windham Fire District is in need of a source from which it may purchase gas, diesel or other petroleum products and the Town of Windham has and approved bid for the purchase of same; and WHEREAS, Town Board of the Town of Windham determined that it is in the best interest of the residents of the Town to allow the Windham Fire District to utilize the Town's approved bid and is appropriate pursuant to General Municipal Law §119-O; and NOW THEREFORE, IT IS HEREBY

RESOLVED, that the Town Board of the Town of Windham hereby agrees to allow the Windham Fire District to purchase fuel products through the Town's bid; and it is further RESOLVED, that the Supervisor or his designee may execute any documents to complete the intent of this resolution. A motion to adopt this resolution was made by Councilman Walker, 2nd by Councilman Peters, with all in favor.

4.TOWN BOARD RESOLUTION #80 OF 2023: Bond Resolution Authorizing Issuance Of Statutory Installment Bond (Sib Series 2022 #2) Of Town Of Windham, Greene County, New York In The Amount Of \$925,000 (Nine Hundred Twenty-Five Thousand) Dollars. WHEREAS, the Town Board of the Town of WINDHAM, New York by the within Resolution hereby determines it necessary and in the best interest of the Town to issue a Statutory Installment Bond for period of five years. NOW, THEREFORE, BE IT RESOLVED: SECTION I: The specific object or purpose for which obligations are to be issued pursuant to this resolution is to partially finance the purchase of a new 2022 Demers MXP-150, Ford F-350 Ambulance vehicle. SECTION II: The maximum amount to be financed \$192,875.00 (One Hundred Ninety-Two Thousand Eight Hundred Seventy-Five Dollars) and the plan of financing such cost is as follows: the issuance of a \$192,875.00 (One Hundred Ninety-Two Thousand Eight Hundred Seventy-Five Dollars) five-year statutory installment bond. Said bond shall obligate the Town to pay to the registered owner the principal sum of financed \$192,875.00 (One Hundred Ninety-Two Thousand Eight Hundred Seventy-Five Dollars) in full on or about the 13th day of October 2023 including interest, the rate of 4.40% per annum, annually from the date of the bond until it matures at Greene County Commercial Bank. The subject of this resolution was previously put to a referendum of the voters of the Town of Windham and was approved thereby. A motion to adopt this resolution was made by Councilman Peters, 2nd by Councilman Goettsche, with all in favor.

5.APPROVE ESTOPPEL NOTICE: NOTICE TOWN OF WINDHAM STATUTORY INSTALLMENT BOND SERIES 2003 #1: NOTICE OF ADOPTION OF RESOLUTION PROPOSING TO FINANCE AND EXPEND THE SUM OF \$192,875.00 (ONE HUNDRED NINETY-TWO THOUSAND EIGHT HUNDRED SEVENTY-FIVE DOLLARS). PLEASE TAKE NOTICE that at a Regular Meeting of the Town Board of the TOWN OF WINDHAM, Greene County, New York duly called and held at the Town Hall, Windham, NY on the 14th day of September in the year 2023, it was on motion duly made, seconded and passed, NOW, THEREFORE IT IS RESOLVED that a sum of \$192,875.00 (One Hundred Ninety-Two Thousand Eight Hundred Seventy-Five Dollars) be financed by way of a Statutory Installment Bond, to partially finance the purchase of a new 2022 Demers MXP-150 Ford F-350 Ambulance, and it was further RESOLVED, that the validity of said statutory installment bond issued may be contested only if: (1) Such obligations are authorized for an object or purpose for which the Town is not authorized to expend money; or (2) The provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with; and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or (3) Such obligations are authorized in violation of the provisions of the Constitution of New York. A motion to approve this legal notice for the newspaper was made by Councilman Walker, 2nd by Councilman Peters, with all in favor.

6.RENEWAL TERM FOR Board of Assessment Review Member: Richard Fournier would like to renew his term for another five-years. His new term will expire on September 30, 2028. A motion to approve was made by Councilman Walker, 2nd by Councilman Peters, with all in favor.

7.TOWN JUSTICE MONTHLY REPORT for August: Justice McCarthy \$2,260.00 was noted by the Board.

8.AMBULANCE FUND RESOLUTION #6 OF 2023: the following resolution was proposed to transfer funds to balance the Ambulance District accounts. A motion to adopt this resolution was made by Councilman Peters, 2nd by Councilman Goettsche, with all in favor. GENERAL FUND RESOLUTION #15 OF 2023: the following resolution was proposed to transfer funds to balance the General Fund accounts. A motion to adopt this resolution was made by Councilman Peters, 2nd by Councilman Walker, with all in favor. TOWN BOARD RESOLUTION #81 OF 2023: the following resolution was proposed to transfer funds to balance the Sewer District accounts. A

motion to adopt this resolution was made by Councilman Peters, 2nd by Councilman Goettsche, with all in favor. TOWN BOARD RESOLUTION #82 OF 2023: authorize the Supervisor to reinvest the maturing CD principle \$100,810.40 plus interest earned of Street Lighting Fund money in a new Certificate of Deposit for 60 days at the Bank of Greene County, New York. A motion to adopt this resolution was made by Councilman Peters, 2nd by Councilman Goettsche, with all in favor. TOWN BOARD RESOLUTION #83 OF 2023: Regarding the Water Improvement Fund maturing CD \$201,807.34 principal plus the interest earned held at the Bank of Greene County, Catskill, New York. Authorizing the Supervisor to reinvest a portion of the amount of \$175,000.00 to be deposited into a CD for 60 days and the balance of the maturing CD is to be deposited back into the Water Improvement Fund account. A motion to adopt this resolution was made by Councilman Goettsche, 2nd by Councilman Walker, with all in favor. TOWN BOARD RESOLUTION #84 OF 2023: Regarding the General Fund maturing CD \$1,009,715.07 principal plus the interest earned held at the National Bank of Coxsackie, Cairo, New York. Authorizing the Supervisor to reinvest a portion of the amount of \$800,000.00 to be deposited into a CD for 60 days and the balance of the maturing CD is to be deposited back into the General Fund account. A motion to adopt this resolution was made by Councilman Peters, 2nd by Councilman Walker, with all in favor. TOWN BOARD RESOLUTION #85 OF 2023: authorize the Supervisor to reinvest the maturing CD principle \$100,971.51 plus interest earned of Library Fund money in a new Certificate of Deposit for 60 days at the National Bank of Coxsackie, Cairo, New York. A motion to adopt this resolution was made by Councilman Walker, 2nd by Councilman Peters, with all in favor. TOWN BOARD RESOLUTION #86 OF 2023: the Street Lighting Fund maturing CD \$25,242.88 principle plus the interest earned at the National Bank of Coxsackie, Cairo, New York, is to be closed and the funds deposited back into the Street Lighting Fund Account. A motion to adopt this resolution was made by Councilman Walker, 2nd by Councilman Peters, with all in favor. TOWN BOARD RESOLUTION #87 OF 2023: authorize the Supervisor to reinvest the maturing CD principle \$100,971.51 plus interest earned of Water District Fund money in a new Certificate of Deposit for 60 days at the National Bank of Coxsackie, Cairo, New York. A motion to adopt this resolution was made by Councilman Walker, 2nd by Councilman Peters, with all in favor. TOWN BOARD RESOLUTION #88 OF 2023: authorize the Supervisor to reinvest the maturing CD principle \$15,145.73 plus interest earned of Youth Fund money in a new Certificate of Deposit for 60 days at the National Bank of Coxsackie, Cairo, New York. A motion to adopt this resolution was made by Councilman Peters, 2nd by Councilman Goettsche, with all in favor.

9.GREENE COUNTY RESOLUTION #260-23: Resolution in Opposition to New York State Senate Bill S139B & New York State Assembly Bill A1358B an Act to Amend the Uniform Justice Court Act, The Town Law and The Village Law, In Relation to requiring certain Town and Village Justices be admitted in Practice Law in the State. (see Town Board Resolution #74 of 2023)

10.AMBULANCE REPORT: Ambulance Administrator Davia Montie was present. Hospital wait times are still the same. The new ambulance rig should be shipped on Monday and our rep Mike should have the new rig by Tuesday. There is one EMT who will be attending Paramedic School. Our staff currently is made up of more Paramedics then EMTs. Windham Ambulance will be present at the Autumn Affair. Ambulance Administrator Davia Montie would like permission to order a pin pad for the back door; as the keys have already locked out various employees and would like permission to have new entrance floor mats for the new building. The following report was submitted to the Board for their review: ***Calls for the Month of August 2023***: *Calls in Windham: Advanced Life Support (ALS)-7, Basic Life Support (BLS)-3, Refused Medical Assistance (RMA)-2, Call Cancelled (C/C)-3, Public Assist (P/A)-3, Helicopter-1, Stand By Fire (S/B Fire)-2*; *Calls in Jewett: ALS-2, BLS-1, C/C-1*; *Calls in Hunter: ALS-3, BLS-1, C/C-1*; *Calls in Cairo: ALS-2, RMA-1, C/C-1*; *Calls in Ashland: ALS-1, C/C-2, P/A-1*. County Coverage Request Amb S/B-2; Stand by for GCEMS-1; Total Calls: 42; Calls turned over to Mutual Aid: Ashland-1. ***Vehicle Mileage Log for August 2023***: 96-1: 90,238 and 96-2: 143,987.

11.ASSESSOR'S REPORT: Town Assesor Richard Tollner has submitted the following report to the Board for their review: "Getting quiet on the inquiries from investors, builders, locals and out-of-towners. Assessor's office prepared for three grievances at SCAR this year, slated for September 25, 2023. Our first SCAR hearing is via ZOOM. Office organization continues as chronologically able. Added another 200 phone numbers & email addresses this summer to

reduce downtime in finding taxpayers or in assisting Windham PD or Water/Sewer billing getting in contact with taxpayers. Will confirm BAR members (Board of Assessment Review) returning to BAR in May 28th, 2024, our next BAR. Working through Senior STAR exemption RP-554 tax bill corrections, generated by an outside of Windham Source. Seniors content with the fix it process. I have received a compliment or two and no discourse. Keeping Supervisor Hoyt informed as requested. Photography work continues, especially in new construction and improvements as season winds down. I bought new mittens for the upcoming winter... LOL.”

12.HIGHWAY REPORT: Highway Superintendent Gary Thorington was present. The highway dept has been working on the installation of the helopad. The hard surface has been completed. The helicopter service would like to do a test run. The sock will be installed next week. The highway dept has been brush hogging, but there are still areas that are very wet. The office land line has been out of service. Verizon is to be there on Monday to fix the problem. The Main Street light lamps have been changed as some have been broken from the trees growing close to them. The Salt Contract has been received. The price is \$60.79 per ton, \$.23 less than last year. The new highway employee is working out fabulous and is a pleasure to work with. Highway Superintendent Gary Thorington will be away the last week in September for Fall Conference. Foreman Troy Aplin will be in charge. The highway has some surplus items. The JD 1050 park tractor; has they can no longer get parts to fix. Building Material and the zero turn park mower. The highway dept hours for winter will start back after Columbus Day.

13.POLICE REPORT: Supervisor Hoyt has received a letter of retirement from Chief Tor Tryland to be effective October 15, 2023. A motion to approve was made by Councilman Peters, 2nd by Councilman Walker, with all in favor. Supervisor Hoyt has been speaking to someone who has Police Chief credentials and is interested. Supervisor Hoyt meet with Greene County Sheriff Peter Kusminsky and the Police Union to partner with a joint venture if a shift for the Windham Police Dept can't be filled; giving our taxpayers safety & protection.

14.COMMITTEE REPORT: **Councilman Walker** will be attending the next CWT Meeting on September 25, 2023. **Councilman Van Valin**, the new maintenance free flooring has been installed at the town hall in the foyer entrance and down the hall. He has received 50/50 on likes/dislikes of the flooring. The painting bid at the Centre Property has not interest at this time; we will rebid again in the spring 2024. The library windows need to be redone. Councilman Van Valin will need to look into thermo-pane windows in hopes to use as this is a historical building. There is inside work for the highway dept this winter to replace the tiles in the hallway. And three new ceiling lights have been approved for the Town Clerk's office; they are the same that are in the Supervisor's office. **Councilman Goettsche** has nothing to report on at this time. **Councilman Peters**, will be working with the telephone company to get the police phone number 518-734-3030 working again. The telephone company has said there have been a lot of lightning strikes and this may have affected the telephone line. Councilman Peters would like to make a motion that all ambulance staffing who are scheduled for fulltime hours 36 working hours per week and overtime threshold 40 hours per week (after 80 hours 2 week time period), same protocol as the highway dept. A motion to approve was made by Councilman Peters, 2nd by Councilman Walker, with all in favor. **Supervisor Hoyt**, The Windham Town Board shall conduct a Special Work Session for the Tentative Budget for 2024 on Wednesday, October 11, 2023 @ 6:00 pm. A motion to approve was made by Councilman Peters, 2nd by Councilman Goettsche, with all in favor. A revised email request was received for a second dumpster from the Windham Chamber of Commerce for the Autumn Affair. A motion to approve was made by Councilman Goettsche, 2nd by Councilman Walker, with all in favor. Town Clerk Bonnie Poehmel would like permission to call Uniforms USA to price new foot mats for the front door of the town hall. As the seasons are changing to help keep clean the foot traffic. Supervisor Hoyt suggested the Town Clerk to call Candy Begley at the Library for who they use. Also, a fourth new employee Amanda Jones, has been added to the Main Office to help the other girls there.

GENERAL FUND WARRANT #17-G contained vouchers #558-590, totaling \$28,677.81 was audited and approved for payment on a motion by Councilman Van Valin, 2nd by Councilman Goettsche, with all in favor.

HIGHWAY FUND WARRANT #17 contained vouchers #163-172, totaling \$171,848.95 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 #17 contained vouchers #215-232, totaling \$57,258.60 was audited and approved on a motion by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor.

STREETLIGHTING FUND WARRANT #9 contained vouchers #71-79, totaling \$1,390.79 was audited and approved for payment on a motion by Councilman Van Valin, 2nd by Councilman Goettsche, with all in favor.

AMBULANCE FUND WARRANT #16 contained vouchers #163-178, totaling \$11,070.14 was audited and approved for payment on a motion by Councilman Van Valin, 2nd by Councilman Goettsche, with all in favor.

SIDEWALK MAINTENANCE DISTRICT WARRANT #2 contained voucher #2, totaling \$43.98 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 #18-P for **General** contained 14 claims, totaling \$16,238.86 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 \$17,095.04 was audited and approved for payment on a motion by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor. **Police** payroll contained 9 claims, totaling \$10,919.98 was audited and approved for payment on a motion by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor.

HIGHWAY PAYROLL WARRANT #18-P contained 4 claims, totaling \$7,292.16 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 #18-P contained 4 claims, totaling \$610.09 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 7:48 p.m. on a motion by Councilman Peters, 2nd by Councilman Walker, with all in favor.

SUPERVISOR

COUNCILMAN

COUNCILMAN

COUNCILMAN

COUNCILMAN

TOWN CLERK
