

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

**APRIL 11, 2024**

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

**Absent:** Councilman Wayne Van Valin, Ambulance Administrator Davia Montie & Highway Superintendent Gary Thorington

**Also Present:** Delaware Engineering John Brust, Jon Licurse, Michael Spero, Brendan Dougherty & Mike Ryan Mountain Eagle

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

THE MINUTES OF THE MARCH 28, 2024, TOWN BOARD MEETING were approved as typed on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Walker, with 4 in favor, one absent Councilman Van Valin.

1.DELAWARE ENGINEERING: John Brust was present. John brought for the Board's review a draft site plan layout for two baseball fields at the Windham Path. The first field will be for a practice field and the other field will be an enhanced field with Little League Regulations. The town owns 68.71 acres of which the proposed park upgrades will be using 5.57 acres less than 10% will impact on the property disturbance. There will be a gravel parking area for 46 cars off the State Route 23 entrance of the Windham Path. The little league enhanced field will be set to the north direction at sunset. There will be a playground next to this field and a grandstand under cover with locker rooms, rest rooms, concession stand (for the future) and dugouts. There will be a 20'x40' pavilion placed out of the sun. The practice field will be without a fence and facing the southeast direction. John Brust also stated looking at the Comprehensive Plan (adopted February 2022) Goal #3, Objectives: #3.2 Develop new parks.. this ball field fits in the plan. Saturday, April 27, 2024 Supervisor Hoyt and John Brust will be visiting a baseball field at Thrust Field in Gloversville, New York. They will visit their baseball field and see the history.

2.RESCIND TOWN BOARD RESOLUTION #26 OF 2024: At the Town Board meeting on **February 22, 2024**, Councilman Walker offered the following Town Board Resolution #26 of 2024 and moved its adoption. At the Town Board meeting on **March 14, 2024**, Town Board Resolution #26 of 2024 had been rescinded. Supervisor Hoyt offered the following revised Town Board Resolution and moved its adoption. At the Town Board meeting on **April 11, 2024**, Town Board Resolution #26 of 2024 has been rescinded once again. Supervisor Hoyt offered the

following revised resolution and moved its adoption: **Town Board Resolution #26 of 2024 (Revision); Supporting Participation In The New York City Funded Flood Buyout Program For 4702 & 4706 State Route 23, Windham, NY 12496.** Below is what has been changed for the revision to be adopted ...“WHEREAS, the May 23, 2015 Second Supplemental Side Agreement Among West of Hudson Watershed Stakeholders Concerning the New York City Funded Flood Buyout Program provides for the acquisition of properties that contain land outside of the mapped floodplain the ("Upland Areas"). WHEREAS, the Town may, but is not required to place a conservation easement on such Upland Areas. HEREAS, the Town has no intention of developing the Upland Areas. WHEREAS, the Town of Windham, intends to grant a conservation easement to the State of New York over the entire Parcel.” A motion to adopt this resolution was made by Supervisor Hoyt, 2<sup>nd</sup> by Councilman Peters, with 4 in favor, one absent.

3.LOCAL LAW #4 OF 2022: A Local Law Adding A New Chapter Entitled "**Noise Local Law**" To The Town Code Of The Town Of Windham. Supervisor Hoyt would like the Board to set a date for a public hearing for a revision to the law. The Town Board has elected to hold a public hearing on the Noise Local Law #4 of 2022 for a revised change to be made for **Thursday, April 25, 2024 @ 6:50 pm.** A motion to approve was made by Supervisor Hoyt, 2<sup>nd</sup> by Councilman Peters, with 4 in favor, one absent.\*\*\*...”Any noise which occurs continually for more than 15 minutes or intermittently for more than 30 minutes with a sound level reading above 75 dBA as measured from the property line boundary shall be considered prima facie evidence of an unreasonable noise.” The Supervisor would like to see the change made to **60 dBA.**

4.ESTIMATE QUOTE from Garzone Plumbing & Heating: Library ductless heat/cooling unit \$19,300.00. Supervisor Hoyt has meet with the Library Board of Trustees. They have asked for new LED lights throughout the building; and in the public/private restrooms new bathroom fixtures have been updated i.e. hand towel dispensers. Councilman Goettsche made a motion to accept the quote from Garzone Plumbing and Heating, 2<sup>nd</sup> by Councilman Walker, with 4 in favor, one absent.

5.ESTIMATE QUOTE from Garzone Plumbing & Heating: Ambulance Building water system \$8,850.00. Supervisor Hoyt stated the water has been discolored and has not cleared up. Water samples are being taken on a regular schedule. Councilman Peters made a motion to accept the quote from Garzone Plumbing and Heating, 2<sup>nd</sup> by Councilman Goettsche, with 4 in favor, one absent.

6.TOWN CLERK’S REPORT FOR MARCH 2024: \$9,491.88. Motion to approve was made by Councilman Goettsche, 2<sup>nd</sup> by Councilman Peters, with 4 in favor, one absent.

7.TOWN BOARD RESOLUTION #48 OF 2024: to authorize the Supervisor to transfer the sum of \$5,360.58 from the Town of Windham Sewer District checking account to the Town of Windham Sewer District O&M Contingency checking account. A motion to adopt this resolution was made by Councilman Peters, 2<sup>nd</sup> by Councilman Goettsche, with 4 in favor, one absent.

TOWN BOARD RESOLUTION #49 OF 2024: 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, 2<sup>nd</sup> by Councilman Goettsche, with 4 in favor, one absent.

GENERAL FUND RESOLUTION #9 OF 2024: the following resolution was proposed to transfer funds to balance the General Fund accounts. A motion to adopt this resolution was made by Councilman Goettsche, 2<sup>nd</sup> by Councilman Peters, with 4 in favor, one absent.

AMBULANCE FUND RESOLUTION #6 OF 2024: the following resolution was proposed to transfer funds to balance the Ambulance Fund accounts. A motion to adopt this resolution was made by Councilman Peters, 2<sup>nd</sup> by Councilman Goettsche, with 4 in favor, one absent.

8.AMBULANCE REPORT: Ambulance Administrator Davia Montie was not present. The following report was submitted to the Board for their review: “**Calls for the Month of March 2024:** Calls in Windham: Advanced Life Support (ALS)-12, Basic Life Support (BLS)-3, Call Cancelled (C/C)-3; Calls in Jewett: ALS-2, BLS-3, C/C-1;Calls in Durham: ALS-2; County Coverage Request Amb S/B-1; Stand by for GCEMS-0. **Total calls: 28, Calls turned over to Mutual Aid: Ashland-1. Vehicle Mileage Log for March 2024:** 96-1: 97,016 and 96-2: 7,592.”

9.ASSESSOR'S REPORT: The following report was submitted to the Board for their review: "1. The phone calls, professional inquiries on the WINDHAM MOUNTAIN CLUB process have completely subsided. Locals and out of towners as well as Realtors, builders, investors, Air BnB's, all have been very quiet. 2. The Board of Assessment Review members are attending the BAR Training this month in Catskill. One is on time whilst the other two attendees are going a year early, to stay updated in advance. 3. Tax issue for Senior STAR glitch is virtually completed. The WAJ School District secretary to the business manager has informed a taxpayer, that the checks will be mailed April 19th, this month. 4. I continue to add to the Windham photo database. It now contains @10,000 Windham based high definition photos. This year's contribution is the addition of about 100 blueprints / plans / site plans to our photo files. This will aid builders, researchers, the Assessor, emergency personnel, and the Windham Code Enforcer as needed. 5. Additionally the original plans noted above are now each labeled with Tax Map Numbers and some with Building Permit numbers. They are all now stored in plastic inventoried cases with labels viewable from the outside without opening or sorting. The TOW Assessor Plans Index will be in WORD PDFS. A PDF Index copy will delivered as each case is completed to Town Clerk Bonnie Poehmel, in addition to the Assessor's Office keeping the Index. (The index is nicknamed TAP Index for TOW Assessor Plans) 6. Look forward to finding an installer for the third flat screen, greatly needed for the wall in the Assessor's office. I have purchased three hanging wall mounts that rotate left, right, upward and downward... We will be the first in the area to display, satellite imagery, RPS, any MLS data, site photos, and comparables simultaneously."

10.HIGHWAY REPORT: Highway Superintendent Gary Thorington was not present. The Town Attorney has reviewed the Draft Resolution Dedication of Town Roads & Streets. A motion to approve was made by Councilman Peters, 2<sup>nd</sup> by Councilman Goettsche, with 4 in favor, one absent. The Highway Superintendent has received a Letter of Resignation from one of his Highway MEO Employees. **George E. Scherer last day of work will be April 5, 2024.** A motion to approve was made by Councilman Peters, 2<sup>nd</sup> by Councilman Walker, with 4 in favor, one absent.

11.POLICE REPORT: Chief Rich Selner has prepared the following report for the Board's review:

This report is for the months of January 01, 2024-April 11, 2024.

1. All Calls for Service (See Attached)
2. 25 UTT'S (Uniform Traffic Tickets)
3. 17 Active Property Checks
4. School Detail on School days
5. Assisted with Tree lighting Ceremony Main St. Windham and St. 296 Hensonville
6. Drug Take Back Day April 27, 2024 from 10:00AM-2:00PM. Location will be in front of the Windham Pharmacy.
7. Construction started today April 11, 2024 for the new Police station. No date at this time when project will be finished.
8. Arrangements are being made to update the bullet proof vests worn by officers. Most have past the expiration date.
9. The new police vehicle recently had lights attached but is still waiting other lights and radio that has not arrived to install.
10. Upcoming training for May 2024, dates and times will be determined.

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Supervisor Hoyt has stated the Police will be moving their office to the basement where the Golden Agers once occupied. A local builder has started the improvement renovations. There will be a locker room with shower, evidence storage, booking room and a juvenile room.

12.COMMITTEE REPORT: **Councilman Walker** will be attending a CWT Meeting on April 22, 2024. They will be working on more revisions for the Land Acquisitions. Jerilyn Miltenberger has noted a bench rest at the Hensonville Park needs to be reset. **Councilman Goettsche** has nothing to report on at this time. **Councilman Peters** has nothing to report on at

this time. **Supervisor Hoyt** stated that 75% of the Life Guard staff will be back, along with 3 others that are interested. No advertising for Life Guards will be needed this year. Supervisor Hoyt has received the yearly permit to remove the Geese from the Park. The pavilion and rest rooms will be open at CD Lane Park near the end of May weather permitting for the Memorial Day weekend. Supervisor Hoyt would like to remind the Councilmen to review the budget binder in the office as it is updated every two weeks. Supervisor Hoyt the Town Clerk's office has received numerous phone calls for the town flower bid. **Supervisor Hoyt** has spoken to Chuck, the DOT Residential Engineer; starting Monday, April 15, 2024 there will be paving work starting at the Windham Car Wash to Hickory Hill Road (Main Street). They will be working on the stormwater drainage, sidewalks specifically at the crosswalks and will be milling the road with a new surface. Each day the workers will be there 8-10 hours and there will be no road closure. It has been 20-years since Main Street was last done.

GENERAL FUND WARRANT #7-G contained vouchers #229-253, totaling \$26,382.90 was audited and approved for payment on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Peters, with 4 in favor, one absent.

HIGHWAY FUND WARRANT #7 contained vouchers #79-93, totaling \$30,382.01 was audited and approved for payment on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Peters, with 4 in favor, one absent.

SEWER DISTRICT FUND WARRANT #7 contained vouchers #94-114, totaling \$31,597.64 was audited and approved on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Peters, with 4 in favor, one absent.

STREETLIGHTING FUND WARRANT #4 contained vouchers #25-34, totaling \$8,346.46 was audited and approved for payment on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Peters, with 4 in favor, one absent.

AMBULANCE FUND WARRANT #7 contained vouchers #68-85, totaling \$8,569.36 was audited and approved for payment on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Peters, with 4 in favor, one absent.

NY RISING WARRANT #45 (South Street Stormwater) contained vouchers #75-76, totaling \$154,647.13 was audited and approved for payment on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Peters, with 4 in favor, one absent.

GENERAL FUND PAYROLL WARRANT #7-P for **General** contained 8 claims, totaling \$8,586.94 was audited and approved for payment on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Peters, with 4 in favor, one absent. **Ambulance** payroll contained 18 claims, totaling \$17,133.85 was audited and approved for payment on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Peters, with 4 in favor, one absent. **Police** payroll contained 2 claims, totaling \$289.75 was audited and approved for payment on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Peters, with 4 in favor, one absent.

HIGHWAY PAYROLL WARRANT #7-P contained 6 claims, totaling \$14,664.17 was audited and approved for payment on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Peters, with 4 in favor, one absent.

SEWER DISTRICT FUND PAYROLL WARRANT #7-P contained 2 claims, totaling \$1,163.02 was audited and approved for payment on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Peters, with 4 in favor, one absent.

COMMENTS FROM THE PUBLIC: No one in the public audience had any comments.

The meeting adjourned at 7:30 pm on a motion by Councilman Peters, 2<sup>nd</sup> by Councilman Goettsche, with 4 in favor, one absent.

Absent Councilman  
Wayne Van Valin

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SUPERVISOR

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COUNCILMAN

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TOWN CLERK

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