

TOWN BOARD MEETING

May 13, 2013

6:00 P.M.

PRESENT:

Councilpersons: Kevin Armstrong, Leonard Govern, Luis Rodriguez-Betancourt, Patty Wood, Supervisor Bruce Dolph, Hwy. Supt., Walt Geidel, Attorney Brett Cowen and Town Clerk Ronda Williams

ABSENT:

OTHERS PRESENT:

Lillian Brown-Burdick – The Walton Reporter, Charles Gregory – Village of Walton Trustee, Stephen Dutcher - DCO

**RESOLUTION #49**

**APPROVAL OF MINUTES**

A motion was made by Councilman Armstrong, seconded by Rodriguez-Betancourt approving the minutes of April 8, 2013 as presented. All in favor, motion carried.

FLOOR TIME:

Village Trustee Charles Gregory stated the Village of Walton was opposed to the Mental Health Clinic moving to Treadwell, N.Y. He insisted that the Board of Supervisors have a vote in the matter and possibly a Public Hearing. He has asked for the Town of Walton's support in the matter.

SUPERINTENDENT OF HWY. REPORT:

Reported that he would like to seek bids for the 2009 truck that was purchased from NYS Federal Surplus. The bid items would include a plow, plow wing, hydraulic to run plows, and hydraulic dump box. These items will allow to reconfigure the truck to a dump/plow truck and will replace the 1990 plow/sander box truck.

Councilman Rodriguez-Betancourt questions the current box? Superintendent Geidel stated it was a sander box that was not sufficient for plowing and would be sold.

Discussion took place over the necessity to lengthen the frame or the need for an RFP verses bids. Councilman Armstrong suggested Superintendent contacting other companies to get an opinion as to what they would recommend with the truck.

Reported that three EWP Projects will have site reviews on May 20<sup>th</sup> with bid openings on May 31, 2013. Councilman Rodriguez-Betancourt questioned if it will be clear that all contractors need to be able to start work immediately? Superintendent Geidel stated it was included in the bid packet.

Reported that with the increase in CHIPS money, he would like to modify the Agreement for the Expenditure of Highway Moneys report.

**RESOLUTION #50**

**AMENDMENT OF AGREEMENT FOR THE EXPENDITURE OF HIGHWAY MONEY**

A motion was made by Councilman Govern, seconded by Armstrong granting permission to amend the 2013 Agreement for the Expenditure of Highway Money. All in favor, motion carried.

Reported that several pieces of equipment are no longer needed by the Highway Department; therefore would like to have them declared surplus. He stated that they would then be advertised on the Auctions International site. Councilwoman Wood relayed this information onto Trustee Gregory for the Villages future reference for surplus items.

**RESOLUTION #51**

**SURPLUS HIGHWAY EQUIPMENT**

A motion was made by Councilman Armstrong, seconded by Rodriguez-Betancourt declaring a 1997 International, 1985 Dodge Pickup, 1969 Austin Weston Crusher, 1990 Case Excavator, 1979 Cat Grader, 1968 Cat Loader, 17' Dump Box, Utility Box & Cap for a pickup truck, and 5-24' Steel I-Beams as surplus items. All in favor, motion carried.

Reported that the Highway Department has pulled some trees from the streams. Supervisor Dolph requested that the Walton Reporter announce if residents are aware of trees in the streams in the Town of Walton to please contact the Highway Department.

Reported that the Veteran's Bus has been stored at the Highway Garage and a request was made by John Boecke to have the Town's mechanic perform maintenance on their vehicle. The Board was in agreement that this was not something they were interested in doing.

**TOWN CLERK'S REPORT:**

Reported I am done collecting taxes at the Town level. I have collected 89% of the total levy and will be returning \$437,697.91unpays to the Delaware County Treasurer.

Reported that the DCO monthly report is available for review.

Reported that the Department of Health has announced there will be a free rabies clinic on June 11, 2013 at the Town of Walton's Highway Garage.

Requested permission to dispose of records that have met the NYS Record Retention and Disposition Schedule and no longer needed by the Town.

The following records have met the New York State Record Retention and Disposition Schedule and are no longer required to keep. Upon your approval these records will be disposed of properly.

DOG IDENTIFICATION AND CONTROL

RETENTION

2009 Copy of original or renewal license 3 years

FISCAL

**Banking and Investment:**

2006 Banking communications; bank statements 6 years  
copy of checks, deposit books & slips, receipts

**Payroll:**

2006 Employee time cards, sheets, request for time off, 6 years

**Purchasing:**

2006 Invoices, abstracts, 6 years

**General Accounting and Miscellaneous:**

2006 Accounting register, Cash transaction, 6 years  
Daily Cash Records

GENERAL

2011 Correspondence including e-mails of no fiscal, legal  
or administrative value o no longer need

INSURANCE/SELF-INSURANCE

**Insurance policy:**

1997 -2007 Insurance Policies 6 years

**Certificate of insurance:**

1996 – 2007 Certificate of Insurance 6 years

PUBLIC PROPERTY AND EQUIPMENT

**Consumption and Dispensing Records:**

2006 Fuel Consumption Records 6 years

TAXATION AND ASSESSMENT

**Assessment Roll/Tax Roll:**

2007 Tentative assessment rolls 5 years

2006 Tax collection records 6 years

TRANSPORTATION & ENGINEERING

**Highway, Engineering, and Public Works:**

2006                      Truck Load Slips    6 years

**RESOLUTION #52**

**OBSOLETE RECORDS**

A motion was made by Armstrong, seconded by Wood declaring the records obsolete that have met the NYS Records Retention and Disposition Schedule and to be properly disposed of. Roll call vote: 5 - Aye – Armstrong, Wood, Govern, Rodriguez-Betancourt & Supervisor Dolph. Nays - 0

Reported that a DOT Special Use Permit has been received from the Walton Booster Club to hold their Annual Car Show Parade on July 6, 2013. The Board acknowledged the permit request and was in favor.

SUPERVISOR’S REPORT:

Provided the Board with a budget amendment to reflect the increase in CHIPS money.

BUDGET AMENDMENTS MAY 2013

<b><u>Highway – DB</u></b>	<b><u>Increase</u></b>	<b><u>Increase</u></b>
Capital Outlay	DB5112.2	\$49,617.92
Revenues – (CHIPS)	DB3501	\$49,617.92

**RESOLUTION #53**

**2013 BUDGET AMENDMENT**

A motion was made by Councilman Rodriguez-Betancourt, seconded by Armstrong granting permission to perform the budget amendment as presented. All in favor, motion carried.

Reviewed the HRA Monthly Report, Town Clerk’s Monthly Report and his monthly financial reports.

Presented a letter he plans to submit to the Village Mayor requesting a handicap parking space be located on North Street near the Town Halls front steps.

Councilman Rodriguez-Betancourt expressed his concern with individuals exiting a car on North Street. I explained that this was not necessarily for persons in a wheelchair but also for those on oxygen or other health issues that do not allow them to walk long distances.

Supervisor Dolph read a letter of resignation from Code Enforcement Officer Mark Jacobs effective June 1, 2013.

**RESOLUTION #54**

**CODE ENFORCEMENT RESIGNATION**

A motion was made by Councilman Govern, seconded by Rodriguez-Betancourt accepting the letter of resignation from Code Enforcement Officer Mark Jacobs effective June 1, 2013. All in favor, motion carried.

Supervisor Dolph stated he will advertise for the opening and requested that the committee come to an agreement on the office hours and position details.

Supervisor Dolph presented each Board Member with a ballot for the election of the Executive Committee of the Coalition of Watershed Towns. A secret ballot vote was held with the results read by Attorney Cowen and tabulated by Town Clerk Ronda Williams.

Regular Members	
Peter Bracci	3
Marjorie Miller	1
Bruce Dolph	5
Bill Layton	2
Carl Stundel	1
Cindy Donofrio	2
Alternate Members	
Bill Layton	2
Carl Steundel	2
John VanBenschoten	0
Cindy Donofrio	4
Keitha Couyan	0
Michael Spaccaforno	5
Marjorie Miller	0

**RESOLUTION #55**

**EXECUTIVE COMMITTEE OF THE COALITION OF WATERSHED TOWN**

A motion was made by Councilman Govern, seconded by Rodriguez-Betancourt to accept results of the Executive Committee of the Coalition of Watershed Towns vote as performed by the Board and grant Supervisor Dolph to enter and submit the names of Peter Bracci, Bruce Dolph, and Cindy Donofrio as Regular Members and Bill Layton, Cindy Donofrio and Michael Spaccaforno as Alternate Members. All in favor, motion carried.

Supervisor Dolph asked for input from the Board on their opinion of the situation of the Mental Health Facility leaving Walton. He stated he has requested and awaits information showing the percentage of usage locally.

Councilwoman Wood questioned the reason for the move? Supervisor Dolph stated they are at capacity and to have everything under one roof.

Councilman Rodriguez-Betancourt questioned if Delaware Valley Hospital was approached with taking over the program? He felt that the facility should stay in Walton and commented that there are plenty of empty buildings. Councilman Rodriguez-Betancourt stated he has many years of experience with mental health patience and NYS issues on mental health facilities. He

stated this is detrimental to our society that this stay here and continue to provide services to our community. "Putting people on a bus and transporting them to another town is not a solution." He stated he would be concerned with patience not getting the help they need and require; and we would see an increase in patience not properly taking their medication and substance abuse.

Councilwoman Wood stated the Board of Supervisor's need time to look into the matter, stating the leap to Treadwell was very quick.

Councilman Govern questioned if Delhi Central School had previously offered the building to the County for a dollar? Supervisor Dolph stated he has research minutes and was not able to confirm that but found an offer to lease the building for a dollar but the wireless technology capabilities was an issue back then.

Supervisor Dolph thanked the Board for their input on the matter.

Reported that Delaware Opportunities has requested \$500.00 for the 2014 budget year. It is unclear if this is an informational request or a request for an additional amount.

Reported that the Union Auditor will be here on Friday.

Reported that the First Public Hearing for South Mountain Wind was basically an informational meeting. There will be a second one held for those to speak in favor or against soon.

Supervisor Dolph presented an Agreement between the Town of Walton and South Mountain Wind LLC. Attorney Cowen presented and discussed concerns he had with the agreement. The Board was in agreement to grant permission to enter into the agreement with South Mountain Wind LLC upon Attorney Cowen's satisfactory approval of the legal concerns he addressed. The final agreement will be presented as the next meeting.

**RESOLUTION #56**

**COST RECOVERY ESCROW AGREEMENT BY AND BETWEEN SOUTH MOUNTAIN WIND LLC AND THE TOWN OF WALTON**

A motion was made by Councilman Govern, seconded by Armstrong granting Supervisor Dolph permission to enter into an agreement with South Mountain Wind LLC upon final approval and satisfaction of the agreement from Attorney Cowen. All in favor, motion carried.

**RESOLUTION #57**

**ESTABLISHMENT OF AN ESCROW ACCOUNT FOR THE SOUTH MOUNTAIN WIND LLC**

A motion was made by Councilman Govern, seconded by Rodriguez-Betancourt granting permission to establish an escrow account with an initial deposit of \$8,500.00 and hold such funds in escrow upon the terms and conditions set forth in the Town wind law and in the agreement between South Mountain Wind LLC and the Town of Walton. All in favor, motion carried.

**RESOLUTION #58**

**HIRING A CONSULTANT TO CONDUCT THE REVIEW FOR THE PROJECT.**

A motion was made by Councilman Govern, seconded by Rodriguez-Betancourt granting permission to hire a consultant once named to Review for the Project as described in the Recitals of the Agreement. All in favor, motion carried.

**COMMITTEE REPORTS:**

Councilman Armstrong brought the Employee Handbook before the Board and asked if there were any other changes to be made? With no further additions, it was agreed to move forward with the order.

**RESOLUTION #59**

**EMPLOYEE HANDBOOK**

A motion was made by Councilman Armstrong, seconded by Rodriguez-Betancourt granting permission to order employee handbook. All in favor, motion carried.

Councilman Rodriguez-Betancourt mentioned on May 27, 2013 he and the Village Mayor will be looking at the property on Water Street for potential community garden plots.

**APPROVAL OF BILLS:**

**RESOLUTION #60**

**APPROVAL OF BILLS**

A motion was made by Councilman, Armstrong, seconded by Rodriguez-Betancourt approving the vouchers as presented for payment. All in favor, motion carried.

General Fund A	#87 -111	\$9,906.40
General OV B	#10-13	\$106.57
General Hwy DA	#43-53	\$20,642.41
OV Hwy DB	#5-10	\$59,745.04

**EXECUTIVE SESSION:**

**RESOLUTION #61**

**EXECUTIVE SESSION**

A motion was made by Councilwoman Wood, seconded by Rodriguez-Betancourt to enter into executive session for discussion of Union Contract Agreement disagreements. All in favor motion carried.

Entered executive session at 7:42 p.m. with no intended action following executive session, I was dismissed at this time.

Respectfully submitted,

Ronda Williams  
Town Clerk