

Town Board Meeting  
April 13, 2016

The regular meeting of the Town of Cambridge duly called and held the 11<sup>th</sup> day of April at the Town Hall, the following were present:

Supervisor Catherine Fedler  
Councilman Douglas Ford  
Councilwoman Susan Herrington  
Councilman Robin McMurray

Absent: Councilwoman Gretchen Wilmot

Others present: Heather Greenawalt Town Clerk, Jim Buckley Jr. Highway Superintendent, Terry Hamilton, LaVerne Davis Code Enforcement, Dieter and Amy Drake Tour of the Battenkill, Bruce Bailey, Bob Wright Woodland Cemetery

Supervisor Fedler called the meeting to order at 7:30 PM and immediately led in the Pledge Allegiance to the Flag.

#### Public Hearing for Local Law #1

Supervisor Fedler opened the Public Hearing at 7:31 PM.

The purpose of the Public Hearing for Local Law #1 was to reduce the size of the Existing Town of Cambridge Planning Board Members from seven to five. There was no one present at the meeting that commented on the Reduction of the Planning Board.

Supervisor Fedler closed the Public Hearing at 7:32 PM.

#### Resolution #16

Councilman Ford motioned, Seconded by Councilwoman Herrington to adopt Local Law #1 of 2016 to reduce the size of the Existing Town of Cambridge Planning Board Members from seven to five.

Vote:                      Ayes – 4                      Noes – 0

#### Tour of the Battenkill

Dieter and Amy Drake were present at the meeting to present this year's course for the Tour of the Battenkill Race. Mr. Drake said that this year they had moved the race to May and it would only be one day, Saturday, May 21<sup>st</sup> using the same course as in 2015. They moved the event to May to minimize the risk of bad weather, to reduce the impact on local roads and residents. The race will commence at the Washington County Fair Grounds for the start and finish.

#### Resolution #17

Councilwoman Herrington motioned, seconded by Councilman Ford to support the Tour of the Battenkill Race on May 21, 2016.

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Vote:                   Ayes – 4                   Noes – 0

Audit of the Bills

General	#52 – 69	\$3,852.12
Highway	#26 – 36	\$9,995.31

County Report

There was a retirement in the Code Enforcement Dept. at the County level, they are not sure yet whether they will do full time or part time positions. Kingsbury and the Village will be switching over to the county. The Supervisor reported that she attended the senior spring lunch. SUNY has been working on a feasibility study whether or not they need to teach some classes that will help agriculture. They will be doing a presentation on this study tomorrow. Supervisor reported that they have been talking about economical services that food pantries need to be aware that if this minimum wage increase goes in. Then some won't qualify for HEAP or food stamps so possible increase in need from food pantries.

The Supervisor reported that when the GE facility leaves they are looking to turn a road over to the county and the County DPW is not ready to take the road over. Part of DEC and GE agreement was that the water facility that they built when they were done they had to move everything. Ft. Edward would like it to be made into a development site and there is a road in there that they would like the county to take over, there has been a lot of discussion about this topic.

They had another Round Table Ag & Tourism meeting, people in the county spoke why they think tourism is good or bad and why they should fund it.

Supervisor's Report

Resolution #18

Councilman Ford motioned, Seconded by Councilman McMurray to approve the Supervisor's report from March 2016.

Vote:                   Ayes – 4                   Noes - 0

Approving of the Minutes

Resolution #19

Councilwoman Herrington motioned, Seconded by Councilman Ford to approve the March 14, 2016 minutes as mailed.

Vote:                   Ayes – 3                   Noes – 0

Supervisor Fedler abstained from the vote due to her absence at the March 14, 2016 meeting.

### Supervisor Report

The Supervisor mentioned the Solar Training on April 19, 2016 at the Hudson Falls School from 5:00 PM – 8:00 PM. She would like someone from the board to attend, the Supervisor and Town Clerk can't attend they have other commitments. Town Clerk mentioned that Councilwoman Wilmot was interested in going and a few from the Planning Board would be going. Councilman McMurray said that he has investigated privately and he would not be going. He does not see the Solar being an issue in the Town of Cambridge. He mentioned that have to have a large parcel of land that is southern exposed and well drained, within 1 mile of a National grid substation and run a three phase electrical line which is very expensive. The Supervisor also mentioned that the Cooperative Extension would be having a training session but this would be more geared towards landowners and what to watch for, the county is more geared towards the municipality.

The Supervisor reported that she has received information from Kathy Marchione that the Town of Cambridge would receive for CHIPS money \$151,041.78 and also \$34,476.79 for pave NY which would be a total of \$185,518.57 in CHIPS money. They would have to wait and see what the Pave NY money could go towards because the state gives rules of what this money can be spent on.

The Supervisor received a copy from the County of the Real Property exemptions as did every town and where we stand in the county in relation to other towns. She said that anyone could look at this and they could discuss next month if they wish.

### Assessor Report

The Supervisor reported that Grievance Day is on June 7, 2016 from 4:00 PM – 8:00 PM.

### Town Clerk Report

Town Clerk Heather Greenawalt reported that taxes were returned to the Washington County Treasurer on Tuesday, April 5, 2016. The amount returned to County Treasurer in unpaid taxes was \$192,280.46.

April 1<sup>st</sup> was the first day of fishing. Some fishing licenses have been sold. The new fishing guides are available at Town Clerk's Office. A resident called for a Dog License form and asked if they could get that on the Town Website, The Town Clerk was able to scan the form and email it to the resident. The dog licensing form for the Town of Cambridge is now available on line.

Town Clerk's Conference will be April 18 – 20<sup>th</sup> this year. The Town Clerk will be attending on April 18<sup>th</sup> and 19<sup>th</sup>. Deputy MJ Root will be working on Monday April 18<sup>th</sup>. No one can fill in Tuesday, April 19<sup>th</sup> so the office will have to close, a sign will be posted on the Town Hall door.

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### Planning Board Report

Planning Board Secretary Heather Greenawalt reported that the Town of Cambridge Planning Board met on Thursday, April 7, 2016, 7:30 PM at the Town Hall. There were 4 members present, Secretary and 2 people from the public.

### Communications

Several Planning Board Members showed interest in Planning & Zoning for Solar PV training that will be held on April 19, 2016 from 5:00 PM – 8:00 PM at the Hudson Falls High School.

### Public Hearing

- 1.) Public Hearing was held for the Wilmot's subdivision at the end of Belle Rd. where it meets King Rd, tax map #280.-2-40 which is connected to the Original Farm. The portion of the parcel consists of 27.04 acres on the eastside of King Rd. directly at the end of Belle road where it meets King Rd. The Planning Board granted Final Approval to Gretchen Wilmot, everything presented on the survey map was the same as the Preliminary survey.

The next Planning Board meeting will be on Thursday, May 5, 2016.

Councilwoman Herrington wondered if the Planning Board had any concerns about the Town Law changing the Planning Board from a seven person board to a five. The Supervisor said that she had discussed this with Eric Pearson the chair of the Planning Board before they had the sample law. Town Clerk Heather Greenawalt said that she had made the Planning board aware and they all received a copy of the law.

### Town Board

Councilwoman Herrington said that Town Wide Cleanup Day would be on April 30<sup>th</sup>. This will be publicized in the paper. Councilwoman Herrington asked if they had heard from anyone in the town about concerns of PFOA's in their water and where they could have it tested. Supervisor Fedler said that she only had one concerned resident contact her. Councilman Ford questioned if the Town of Cambridge had people living on the edge of the Hoosac River. Councilwoman Herrington asked if they should be proactive about this. Supervisor said that public health and DEC are working their into this area.

### Highway Report

Highway Superintendent Jim Buckley Jr. reported that the plows and wings were repaired, painted and put away. They have repaired the dump bodies on trucks #3 and #4. The crushed culverts have been replaced on Conley Road between Belle Road and Dickensen Road. They have improved the end of Dickensen Road toward Belle Road where it was getting narrow and have continued with the grading of roads. Ditch work has been done on Lee's Crossing and Whiteside Roads. Charlie and Dana have attended Mower Safety class. Supplies have been purchased: motor oil, grease and most filters for the year through spring sales. The Highway

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Superintendent met with Richard Wirumsky about Woodland Cemetery. The Highwaymen have started 4, 10 hour day, work weeks.

Code Enforcement

LaVerne Davis Code Enforcement Officer reported that still working on Turnpike with the draining issue. He will meet tomorrow with one of the land owners and the Highway Superintendent to see what they can do about town ditch. LaVerne Davis said that he would be attending the Solar training at the county on the 19<sup>th</sup> of April.

Supervisor Fedler mentioned that Town Clerk Heather Greenawalt typed up the new Planning Board Terms:

<b>Planning Board Member</b>	<b>7 year term</b>	<b>5 year term</b>
Stuart Ziehm	Jan. 1, 2010 – Dec. 31, 2016	Jan. 1, 2010 – Dec.31, 2016
Eric Pearson	Jan. 13, 2014 – Dec. 31, 2020	Jan. 13, 2010 – Dec. 31, 2018
Bob Hamilton	Jan. 7, 2013 – Dec. 31, 2019	Jan. 7, 2013 – Dec. 31, 2017
Leon Barkley	Jan. 1, 2015 – Dec. 31, 2021	Jan. 1, 2015 – Dec. 31, 2019
Judy Leon	Jan. 11, 2016 – Dec. 31, 2022	Jan. 11, 2016 – Dec. 31, 2020

Shared Services Agreement with NYSDOT

The Supervisor reported that she received paperwork in December of 2015 on Shared Services Agreement for Emergency Assistance. This would be for services that are valued at less than \$10,000, NYS Comptroller rules allow NYSDOT to “trade” services under this agreement. It was suggested at the county that the towns sign this agreement.

Resolution #20

Councilwoman Herrington motioned,  
Seconded by Councilman Ford,

**SHARED SERVICES AGREEMENT  
Between  
NYSDOT and Town of Cambridge**

THIS AGREEMENT, dated April 11, 2016, is between the People of the State of New York, hereinafter referred to as “State” or “NYSDOT” and the Town of Cambridge hereinafter referred to as “Municipality.” Pursuant to Section 99-r of the General Municipal Law, the State and the Municipality wish to share services, exchange or lend materials or equipment which shall promote and assist the maintenance of State and Municipal roads and highway and provide a cost savings by maximizing the effective utilization of both parties’ resources. The State and the municipality agree to share services as follows:

1. Description and Cost of Services, Materials or Equipment to be shared: Provide details of the services, materials or equipment to be shared in the attached standard Schedule A. The total amount

of the agreement shall not exceed ten thousand dollars (\$10,000.00). If applicable, indicate that the return exchange will be determined at a later date.

2. The Provider's employees shall remain under full supervision and control of the Provider. The parties shall remain fully responsible for their own employee's for all matters, including but not limited to, salary, insurance, benefits and Worker's Compensation.
3. If the borrowed machinery or equipment is damaged or otherwise needs repair arising out of or in connection with Recipient's use, the Recipient shall be responsible for such repairs.
4. The Municipality agrees to indemnify the State for any and all claims arising out of Municipality's acts or omissions under this Agreement.
5. The term of this Agreement shall be for one (1) year. The parties will endeavor to provide no less than thirty (30) days' notice of its intent to extend the Agreement. Either party may revoke this Agreement by providing sixty (60) days written notice of such revocation. Upon revocation, any outstanding obligations of the parties must be satisfied within thirty (30) days of the date of revocation.

Vote:                      Ayes – 4                      Noes – 0

#### Woodland Cemetery Discussion

Jim Buckley Jr. the Highway Superintendent reported that as they had discussed before the Town equipment doesn't fit through the cemetery road ways. Councilman Ford said that he agreed that he did not know how they would fit the equipment in the cemetery. Jim Buckley Jr. said that he has spoken with Richard Wirumsky and they discussed cutting, cleaning up some trees and a couple loads of gravel.

#### New Business

Supervisor Fidler read the resolution that was received from the county regarding allocation of County's net collections from its local sales and compensating use taxes.

Councilman Ford motioned,  
Seconded by Councilwoman Herrington,  
Resolution #21 of 2016

#### RESOLUTION OF THE TOWN BOARD OF THE TOWN OF CAMBRIDGE ELECTING DIRECT PAYMENT OF WASHINGTON COUNTY SALES AND COMPENSATING USE TAX ALLOCATION

WHEREAS, Washington County imposed sales and compensating use taxes pursuant to the authority of section 1210 of Tax Law of the State of New York; and

WHEREAS, Washington County has elected to allocate a portion of the net collections from its sales and use taxes to the towns in the county; and

WHEREAS, section 1262 (c) of New York Law authorizes a town to elect to be paid all or a specified part of its share to the county's allocation directly, in lieu of reduction of county taxes levied upon real property in such town; and

WHEREAS, the Town Board now desires to make such election;

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NOW, THEREFORE, BE IT RESOLVED, that the Town of Cambridge hereby elects to be paid directly all of its share of Washington County's sales and compensating use tax net collections, for calendar year 2017 and thereafter; and

BE IT FURTHER RESOLVED, that, pursuant to such section 1262 (c) of the Law, a copy of this resolution shall immediately be mailed by certified or registered mail to the chief fiscal officer of Washington County and to the Clerk of the Washington County Board of Supervisors before September 1, 2016, for this election to take effect January 1, 2017; and

BE IT FURTHER RESOLVED, that this resolution shall remain in effect until rescinded by the Town of Cambridge, Town Board in accordance with the notice provisions of such section 1262 (c) of the Tax Law; and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

Vote:                      Ayes – 4                      Noes – 0

A sample resolution was received from the state asking towns for their support of the funding in 2016-17 State Budget for HHR Partnership

Resolution#22

Historic Hudson-Hoosic Rivers Partnership

Councilwoman Herrington motioned,  
Seconded by Councilman Ford,

WHEREAS, the mission of the Historic Hudson-Hoosic Rivers Partnership is to ensure the continued protection and restoration of one of New York State's most valuable historic regions and its many educational, agricultural, scenic, natural, and recreational resources; and

WHEREAS, there are a number of projects critical to the continuation of this mission that require a guaranteed stream of upcoming funding, including the completion of the Gateway Visitor Center & Museum in Schuylerville; the protection of and long-term planning for the American Revolution Sword Surrender Site; the rehabilitation of the historic Susan B. Anthony House; the purchasing of development rights to property within the view shed of the National Battlefield; and the moving forward of multiple Erie Canal way Trail connections within Partnership's purview; and

WHEREAS, In June of 2015, Governor Andrew Cuomo vetoed a bill that would provide a means for this funding, stating in Veto Message No. 290 that such a means should be considered within the context of the New York State budget; and

WHEREAS, Assemblywoman Carrie Woerner and Senator Kathy Marchione have each requested to Governor Cuomo, the Speaker of the Assembly, and the Temporary President of the Senate that \$750,000 be included in the state budget for the funding of the Partnership per the Governor's veto message; now therefore be it

RESOLVED, that the Town of Cambridge supports this request for funding through the New York State budget.

Vote:                      Ayes – 4                      Noes – 0

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Standard Work Day and Reporting Resolution

Resolution #23

Councilman McMurray motioned,

Seconded by Councilman Ford,

BE IT RESOLVED, that the Town of Cambridge/30647 hereby establishes the following standard work days for these titles and will report the officials to the New York State and Local Retirement System based on their record of activities.

Vote:           Ayes – 4           Noes – 0

The Standard Work Day Resolution for Elected and Appointed Officials will be posted on the Official sign board at 846 County Route 59, Cambridge, NY 12186 for 30 days.

A Copy of the Standard Work Day Resolution for Elected and Appointed Officials will be included in the minute book for archival record.

Supervisor Fedler said that she would like to go into executive session to discuss personnel matters.

Resolution #24

Councilwoman Herrington motioned,

Seconded by Councilman McMurray to enter into executive session at 9:00 pm to discuss personnel matters.

Vote:           Ayes – 4           Noes – 0

Resolution #25

Councilwoman Herrington motioned,

Councilman McMurray seconded to exit executive session at 9:24 pm.

There being no further business before the Town Board, the meeting was moved and carried for adjournment at 9:25 pm.

Respectfully Submitted,

Heather Greenawalt  
Town Clerk/Town of Cambridge

<http://www.townofcambridgeny.org>