

**TOWN OF CANAJOHARIE  
MONTGOMERY COUNTY  
May 3, 2012**

The regular meeting of the Town Council was held at the Town office building, 12 Mitchell Street, Canajoharie.

**Present:** Supervisor Herbert Allen, Councilpersons William Armitstead, Judith Burgess, and John Toomey, Jr; Bookkeeper Amy Kretser and Highway Superintendent Eric Bowerman. Court Clerk Peggy Allen was present for the beginning of the meeting. Mr. Allen opened the meeting at 7:30 PM and presented the evening's **agenda**. With one addition, that of Court financial books review, the agenda was accepted on a motion by Councilman Toomey, seconded by Councilwoman Burgess. Councilman Armitstead made a motion to accept the **minutes** from the April meeting. The motion was seconded by Councilwoman Burgess, and all were in favor.

**COURT**

**Financial records**

Mrs. Allen informed the Council that Councilwoman Burgess has been coming in every month to become familiar with the court financial paperwork and provide review and oversight. She also brought the court's financial records and books of 2011 before the Council for annual review, required by the State Comptroller.

**Resolution #3, 2012**

Sponsor: Supervisor Herbert Allen  
Second: Councilwoman Judith Burgess

WHEREAS, the Court financial records need to be reviewed annually by the Town Council and reports made to the State Comptroller, and  
WHEREAS, the Council has examined said financial records for the year 2011 and found them satisfactory,  
RESOLVED, the Council will sign the Court books and any forms required by the State Comptroller

Voting Aye: Councilman Toomey  
Councilman Armitstead

**LEGISLATURE**

**Windmill Law**

The Council made the following resolution to finalize the Windmill Law reviewed and discussed at prior meetings:

**Resolution #4, 2012**

Sponsor: Councilman John Toomey, Jr.  
Second: Councilman William Armitstead

WHEREAS, the Town Planning Board saw a need for regulation of Wind Energy Facilities that might be built in the Town, and  
WHEREAS, the law subsequently written governing Wind Energy Facilities was reviewed by the County Planning Board and Town Council, and was advertised and made available for public comment,  
RESOLVED, the Town Council hereby adopts Local Law #1 of 2012.

Voting Aye: Supervisor Herbert Allen

Councilwoman Judith Burgess

The new law will be sent to the Town Attorney for a signature, and then to the New York Department of State for filing.

#### **Bids received for 2000 pickup truck**

As discussed, the old pickup truck, recently replaced with a new one, was advertised for sale both in local newspapers and online via Auctions International. The Clerk reported that no bids were received through the Town office. Mr. Bowerman reported a high bid through Auctions International of \$2,325.00.

Councilman Armitstead made a motion to accept the high bid of \$2,325.00

Supervisor Allen seconded the motion.

All were in favor.

#### **HIGHWAY**

##### **Minimum Maintenance building policy**

Mr. Bowerman reported on Highway activity during the month.

In reference to a letter received from Mackenzie and Tallent about building on Canyon Road, a minimum maintenance road, Mr. Bowerman informed the council that the property in question is mainly in the Town of Root, and the proposed building would be in that town. He also reminded the council that all buyers of parcels on minimum maintenance roads in the Town of Canajoharie receive a copy of the town's policy on building on roads so designated.

##### **CHIPS funds**

Funds received for CHIPS projects this year total \$68,039.27. As the amount in the budget is \$60,000, Mr. Bowerman requested that the council modify the budget to reflect the actual funding.

Councilman Armitstead made a motion to adjust the highway budget for 2012 (revenue, consolidated highway, DB3501) from \$60,000 to \$68,039.27.

Councilman Toomey seconded the motion, and all were in favor.

##### **Excavator**

Councilman Toomey questioned the condition of the excavator. Mr. Bowerman said it has a new starter, and he is hoping it will make it through the season. It is a 1986 machine with 8,000 hours of use and has needed expensive repairs, so he shared his opinion that it will need to be replaced next season if possible. A used excavator can be bought for \$60,000 to \$70,000, while new machines are over \$190,000.

**FEMA**

The amount FEMA will be paying the Town for repair of storm damage is \$30,000. Mr. Allen said he will find out if FEMA money can be put into the equipment fund, at least in part.

**EXECUTIVE SESSION**

On a motion by Councilman Armitstead, seconded by Councilman Toomey, the Council entered executive session to discuss personnel, at 8:00 PM.

At 8:05, Supervisor Allen moved to exit the session, seconded by Councilman Toomey.

**Employee contracts**

Mr. Allen made a motion to contact the highway employees and meet to discuss changes in health insurance for new employees. Councilmen Young and Armitstead will be designated to meet with Terry Dygert, President of the union local.

Councilman Toomey seconded the motion, and all were in favor.

**BILLS**

The clerk presented the following bill vouchers for payment approval:

General fund vouchers #89 through #110 totaling \$13,926.91; and

Highway fund vouchers #106 through #131 totaling \$10,997.66

Councilman Toomey made a motion to accept and pay the bills as presented. The motion was seconded by Councilwoman Burgess, and all were in favor.

**ADJOURN**

Councilman Armitstead made a motion to adjourn the meeting. Councilwoman Burgess seconded the motion, and all being in favor, the meeting ended at 8:22 PM.

Respectfully submitted,

Susan H. Smith  
Town Clerk