

JANUARY 10, 2018, TOWN BOARD

A regular meeting of the Town Board of the Town of Root, County of Montgomery and State of New York was held at the Town Hall, 1048 Carlisle Road, Sprakers, New York on the 10th day of January 2018.

PRESENT: Gary Kamp Supervisor
Dominic Cuomo Councilman
LuEmma Quackenbush Councilwoman
John VanKersen Councilman
Laurel Eriksen Town Clerk
Robert Subik Attorney
Donald Oeser Superintendent of Highways

ABSENT: Evelyn Lindley Councilwoman

OTHERS PRESENT: Bob Harris, Assessor; Clifton Dorrough, Code Enforcement Officer; Tom Eriksen, Justice; Planning Board Member; Members of the Root Historical Society; several residents

Supervisor Kamp opened the meeting at 7:00 PM with the pledge to the flag.

APPROVAL OF THE MINUTES

Councilwoman Quackenbush motioned seconded by Councilman Cuomo to approve the minutes from the December 27, 2017 meeting as presented.

Ayes 4 – Kamp, Cuomo, Quackenbush, VanKersen Nays 0

PUBLIC COMMENT

Supervisor Kamp opened the floor for public comment.
The Highway Department was thanked for their winter road care.
Resident Don Reinhart stated that he was against the noise law.

CORRESPONDENCE

There was no correspondence.

REPORTS

Reports were available from the Code Enforcement Officer, the Dog Control Officer, the Justice and the Supervisor.

The Town Clerk turned over revenues in the amount of \$392.03 to the Supervisor for fees collected in December 2017.

The Attorney reported that he had been in contact with DEC regarding the flood plan management regulations and that they found no issues with it; he also prepared Local law 1 of 2018 to replace Local Law 5 of 2017.

The Assessor reported that exemptions are being completed and returned; he is still doing road review; he is still waiting on the State to provide the data files for 2018.

The Highway Superintendent reported that the new John Deere tractor and mower has been delivered.

The Planning Board had an individual come in for their review of his proposed dog kennel and approved an exception to the subdivision regulations.

AGENDA

Supervisor Kamp presented the agenda for the meeting. Councilwoman Quackenbush motioned seconded by Councilman Cuomo to adopt the agenda.

Ayes 4 – Kamp, Cuomo, Quackenbush, VanKersen Nays 0

OLD BUSINESS

The Board has given the noise law to the Planning Board to review and report back at a later time.

Sealed bids were received and opened before the meeting for the 10K generator and the 20K generator.

Three bids for the 10K as follows:

Chad Casler \$387.00; John Rebokis \$1.00; Americo Romero \$450.00.

Two bids for the 20K as follows:

John Rebokis \$1.00; Americo Romero \$475.00

Councilwoman Quackenbush motioned seconded by Councilman VanKersen to award the 10K generator to Chad Casler in the amount of \$387.00 and to award the 20K generator in the amount of \$475.00 to Americo Romero.

Ayes 4 – Kamp, Cuomo, Quackenbush, VanKersen Nays 0

The Attorney has not received filing notification of Local Law #5 of 2017 for the Flood Plan Management Regulations from New York State. He has prepared Local Law #1 of 2018 as a replacement, which is an identical copy to the previous law. It is needful to rescind Local Law #5 of 2017 in order to file Local Law #1 of 2018. Councilwoman Quackenbush motioned seconded by Councilman VanKersen to rescind Local Law #5 of 2017.

Ayes 4 – Kamp, Cuomo, Quackenbush, VanKersen Nays 0

NEW BUSINESS

Supervisor Kamp presented the 2018 appointments.

Resolution #1 of 2018

BOARD MEMBER VanKersen presented the following Resolution and moved its adoption.

WHEREAS The Town of Root Town Council is required annually to appoint certain offices, therefore be it.

RESOLVED The following individuals are appointed to their corresponding position for the term of January 1, 2018 to December 31, 2018.

- Tax Collector, Registrar, Records Officer – Laurel Sherrie Eriksen
- Deputy Clerk, Registrar and Tax Collector – Karen Kruppenbacher
- Deputy Town Supervisor – LuEmma Quackenbush
- Deputy Highway Superintendent – Scott Booth
- Health Officer – Jane Hubschmitt
- Attorney – Robert Subik, Esq.
- Code Enforcement Officer – Clifton Dorrough
- Dog Control Officer – Richard Rickard; secondary, Steven Fredenburg
- Court Clerk – Virginia Clinansmith
- Historians – William Maring
- Bank – NBT & Key Bank (Justice Court)
- Newspaper – Courier-Standard-Enterprise

SECONDED BY BOARD MEMBER Cuomo. Adopted by the following vote:

Ayes 4 – Kamp, Cuomo, Quackenbush, VanKersen Nays 0

A resolution needs filed with NYS Court Administration accepting the audit of the Court records.

Resolution #2 of 2018

BOARD MEMBER Cuomo presented the following resolution and moved its adoption.

WHEREAS Section 2019(a) of the Uniform Justice Court Act requires that Town and Village Justices annually provide their court records and dockets to their respecting Town and Village auditing boards for examination.

WHEREAS The Unified Court System in a letter dated December 28, 2017 requested that such records be submitted and audited, and

WHEREAS The Town thereafter has contracted with Mr. Craig Speers of Buffalo, NY to prepare an Audit, and

WHEREAS Mr. Craig Speers has submitted an Audit, a copy of which is annexed hereto as Schedule "A."

NOW, THEREFORE, BE IT RESOLVED That the Audit of the Supervisor, the Town Court, the Town Clerk and the Town Tax Collector as prepared by Mr. Craig Speers be and same is hereby accepted by the Town.

SECOND BY BOARD MEMBER VanKersen Adopted by the following vote:
Ayes 4 – Kamp, Cuomo, Quackenbush, VanKersen Nays 0

The Employee Assistance Program has sent a new contract for 2018.

Resolution #3 of 2018

BOARD MEMBER Quackenbush presented the following Resolution and moved its adoption.

WHEREAS The Town of Root contracts with St. Mary's Healthcare for its Employee Assistance Program (EAP), and

WHEREAS The contract term is from January 1, 2018 to December 31, 2018 for the sum of \$102.00, therefore be it

RESOLVED The Town Supervisor is authorized to sign the contract with At. Mary's Healthcare Employee Assistance Program.

SECONDED BY BOARD MEMBER VanKersen Adopted by the following vote:
Ayes 4 – Kamp, Cuomo, Quackenbush, VanKersen Nays 0

The animal shelter has sent a new contract for 2018.

Resolution #4 of 2018

BOARD MEMBER Quackenbush presented the following Resolution and moved its adoption.

WHEREAS THE Town of Root contracts with Ayres Memorial Animal Shelter for control of dogs, and

WHEREAS The contract term is from January 1, 2018 to December 31, 2018 for the sum of \$4,500.00, therefore be it

RESOLVED The Town Supervisor is authorized to sign the contract with Ayres memorial Animal Shelter.

SECONDED BY BOARD MEMBER Cuomo Adopted by the following vote:
Ayes 4 – Kamp, Cuomo, Quackenbush, VanKersen Nays 0

The 2018 snow and ice removal contract with Montgomery County needs approval.

Resolution #5 of 2018

BOARD MEMBER VanKersen presented the following Resolution and moved its adoption.

WHEREAS, the Commissioner of Public Works of this County has submitted a contract for the removal of snow and ice control on county roads within the Town of Root under Section 135A of the Highway law, now therefore be it and it

RESOLVED, that pursuant to Section 135A of the Highway law, this Board accepts the contract for snow removal and ice control, and authorizes the Town Supervisor to execute the aforesaid contract.

SECONDED BY BOARD MEMBER Cuomo Adopted by the following vote:
Ayes 4 – Kamp, Cuomo, Quackenbush, VanKersen Nays 0

The Attorney has asked to go to the Association of Towns training in NYC.

Resolution #6 of 2018

BOARD MEMBER VanKersen presented the following Resolution and moved its adoption.

RESOLVED that Town Attorney Robert M. Subik be and he is hereby authorized to attend the NYS Association of Towns 2018 Training School and Annual Meeting from February 18 through February 21, 2018 at the New York Marriott Marquis with the registration fee, travel, lodging expenses and municipal related Continuing Legal Education (CLE), to be reimbursed by the Town. Attorney Subik will act as the Town's Delegate to the Annual Meeting.

SECONDED BY BOARD MEMBER Quackenbush Adopted by the following vote:
Ayes 4 – Kamp, Cuomo, Quackenbush, VanKersen Nays 0

The flood plan regulation local law was presented.

LOCAL LAW #1 of 2018

BOARD MEMBER Cuomo presented the following Local Law and moved its adoption.

BE IT ENACTED

Title: Flood Plan Management Regulations to Adopt New Flood Insurance Rate Maps for Montgomery County, specifically the Town of Root.

See Schedule "A" copy of which is annexed hereto and made a part hereof said legislation shall be designated as Chapter 30 of the Town Code.

SECONDED BY BOARD MEMBER VanKersen Adopted by the following vote:
Ayes 4 – Kamp, Cuomo, Quackenbush, VanKersen Nays 0

ABSTRACTS

Abstract #1 of the general fund for vouchers numbered 1-27 were audited and ordered paid. Paid abstract total was \$30,199.33.

Abstract #1 of the highway fund for vouchers numbered 1-10 were audited and ordered paid. Paid abstract total was \$36,507.16

Abstract #1 of the special fund (fire protection fund) for vouchers numbered 1-3 were audited and ordered paid. Paid abstract total was \$125,500.00.

Councilman VanKersen motioned seconded by Councilwoman Quackenbush to accept the audit of abstract #1 of the general fund in the amount of \$30,199.33, abstract #1 of the highway fund in the amount of \$36,507.16 and abstract #1 of the special fund in the amount of \$125,500.00. The vote was unanimous.

ADJOURN

Councilman VanKersen motioned seconded by Councilwoman Quackenbush to adjourn at 7:41 PM.

Respectfully Submitted, Laurel Sherrie Eriksen, Town Clerk