

The regular monthly meeting of the Hamilton Town Board was held on Thursday, September 13, 2012, at 7:00 p.m., at the Town Office, 16 Broad Street. Present were: E.A. Shwartz, Supervisor, P. Darby, Deputy Supv., C. Todd and C. Rossi, Town Council; S. Reymers, Bookkeeper, B. Glazier, Highway Supt., G. Hayes (Village of Earlville) and D. Kliman (Village of Hamilton).

Supervisor E.A. Shwartz welcomed the public and asked if anyone wished to speak. D. Kliman said September 24th is Library week, and September 26 is Barb Coger day. She explained Barb's last day is September 30 on salary, as she is retiring. She said Barb has a Contract to stay on for the month of October to help the new Librarian. She said the Village Board is honoring Barb - a stone bench will be placed outside the Library. G. Hayes said the Village of Earlville is excited about shared services with the Town of Hamilton and maybe Town of Lebanon; they are grateful to the Highway Depts. The Town of Lebanon will give the Town of Hamilton manpower and truck power, B. Glazier said; Village of Earlville will provide the asphalt and stone. The Town of Sherburne should be involved in the work done on streets in their district, Eve Ann said. C. Todd said put notices on the websites about shared services; and Chris & Eve Ann said do a press release when it is all done.

Eve Ann said Carol Dewey, Deputy Town Clerk, did a real nice job on the August 9, 2012 Town Board Minutes, and C. Todd said she did a good job of capturing Steve Jones, Esq.'s comments. Eve Ann asked for a Motion to Accept the August 9, 2012 Minutes. C. Todd said she had some things she wanted clarified; please see attached "Exhibit A".

A Motion was made by C. Todd, seconded by P. Darby and carried to Accept the August 9, 2012 Town Board Minutes, as amended.

B. Glazier then did his Highway Report. They took down 9 trees, they hauled in 5,000 yards of sand & salt in 2 days – with help from Towns of Madison, Lebanon, Sherburne, Village of Hamilton – bulldozer used 2 days; this saved money. They mowed again, mowed cemetery, helped the Town of Madison, Town of Smyrna,

and Town of Eaton. Repairs on spare truck are continuing. The sand bids were collected and the sand is all done already, Bert said. He said G. Hayes, S. Reymers and himself are working on the State Bid regarding Fuel Oil. A letter saying it is okay, from Supervisor Shwartz, is needed - regarding the payment of Bert's gasoline purchases from the Village of Hamilton. Bert said he is working on state bids regarding truck purchases.

Eve Ann gave a hand-out regarding Solar Bid – Arista: Garage only” Electrical Costs”: \$39,375, Garage & Lighting Districts (Poolville & Hubbardsville): \$61,875. The payback is 12 to 14 years, the equipment should last 25 years. P. Darby asked the bookkeeper to check lighting figures for Sep. – Dec. of the years 2010 & 2011. C. Rossi said she is having a solar project done personally. Eve Ann said they could try to apply for a CNY Community Foundation Grant . Question if the Town can make an investment for the lighting districts. There are deadlines. Further discussions. Solar energy from the roof of the Highway Garage will provide electricity and the rest goes into the grid; it becomes net metering. Eve Ann said the Town needs to take leadership on this issue.

A Motion was made by P. Darby, seconded by C. Rossi and carried to go forward with this Solar Project, with the Total Installed Cost of Garage and Lighting Districts of \$99,000.

A Motion was made by P. Darby, seconded by C. Rossi and carried giving the Town the Authority to apply for a Grant to the CNY Community Foundation for as much as we are allowed to apply for under the rules of the Grant, utilize S. Reymers to write for the Grant, and maybe give extra hours to Sue for doing this.

A Motion to pay the General Bills was made by P. Darby, seconded by C. Rossi and carried, in the amount of \$1920.28; #148-#158.

A Motion to pay the Highway Bills was made by C. Todd, seconded by C. Rossi and carried, in the amount of \$63,521.10; #147-168.

The Town Board then discussed the August Financials. Peter and Sue discussed money still due to come into the Town. Eve Ann said the sale of the truck for \$42,000; CHIPS money \$85,000 (should come in December), and \$40,000 State Aid Per Capita has not come in yet. They discussed high and low revenue figures/coding adjustments. Eve Ann said she felt our expenses in major categories are down because of the good winter weather, and we will come out okay, and end up under budget – we are not over budget.

Eve Ann asked Sue if the Town has received the Municipal Dues yet. On October 4th the Town Board will go over more financials at a Budget Workshop. She said Bob Armlin is leaving Tackabury's on September 21, he is going to Ohio. Eve Ann said Sue gets up to speed very quickly, and went to Budget Training last night. Peter, Eve Ann, & Linda can help Sue. Eve Ann & Peter took Linda out to lunch to thank her. Sue will need more hours, Eve Ann said.

Eve Ann said Stacey Snyder applied for the job of stenographer for ZBA Board, Planning Board. Eve Ann will do some research on this matter.

C. Rossi then reported on the Energy Working Group. She said they met and there's the question of do we need a Moratorium on Natural Gas Drilling. It is probably 5 years away. Road use laws can be done regarding natural gas, and pipelines going under roads. We appreciate Steve going to the Albany Law School presentation on September 28th - to see if there is anything we are missing. The Energy Working Group is recommending that we go ahead and draft Road Use Laws - not only for hydrofracking, but also for wind development. We do not want to impinge on agriculture/gravel pits. Cazenovia is working with Delta. Tim Hunt said the Delta Group actually works with their Town, and they have a legal team that actually proposes the laws to the Town, and they would work with the Town and they would provide the road use laws. If road use trips any of those laws then you would proceed into the road use agreement aspect and Delta would work with you as well, but the cost would be born by the developer. No more work is being done at the County level with road use laws C. Rossi said; they could not agree where to go on that. They had a road use law they were going to

pass Eve Ann said and Delta did a presentation to the County and the County tried to bargain them down to do a deal with the Towns, too, and she does not know why the County is not planning on passing a law for their own County roads. The County Natural Gas Working Group is gone. She said maybe we could get a better deal if we went with other Townships on this. B. Glazier said Sherburne, Madison, Brookfield, and Lebanon border us. Eaton borders Lebanon and Madison, but not us. Peter said to get the County's Draft Road Use Law. Delta was quoting \$9900 per Town, and if there could be a deal, it would be great, C. Rossi said. Peter said he would pay Delta their fee, as they have worked a lot on this. You have to determine haul routes, Tim told Chris. The Town Board will have to participate in reviewing what Delta wants to propose, and reviewing the proposed assessment project. How about inviting Delta, and neighboring Towns to hear them, Peter said. Discussion about Town/County roads. It takes 25 tractor trailer loads just to set up a well, and hauling the brine takes a week, Bert said. It is the constant pounding, the constant weight, the cutting of the corners, and this is what happens, Bert said. We should get a web page up for the Energy Working Group and that would cost \$75, C. Rossi said. C. Rossi said they looked at wind zoning and it was better than they thought with regard to set backs, etc., and they felt they should go back to Joe Catalano, Esq. (Saratoga area)-to see if there were any updates.

Eve Ann said: Based on the Energy Working Committee's Report: No Resolutions to pass any Moratoriums. Start out by examining County's Draft Road Use Agreement. Chris will contact Delta to see if they will come down and do a presentation. Contact Jim Goldstein (Lebanon), Ron Bono (Madison) and Charlie Mastro (Sherburne) to see if they would like to join us for the presentation. Joe Catalano's contact information is needed. C. Rossi mentioned again the web site. Also put the idea that the Solar Project is moving forward on that web site, Eve Ann said.

Joint Shared Services – C. Todd said there has been one meeting she attended. The Mayor is interested in having one or two more Capital Project Meetings, but they have not been scheduled. On August 22, we did discuss a number of Capital Project Meetings that the Village is working on, C. Todd said. A DPW Building – 3 sites : Airpark, or adjacent property to Courthouse – 4 acres Sacco owns, or the current DPW site.

C. Todd said the second project is a Security Substation at the Airpark - \$400,000 has been secured through a Grant, and it is going to be a pole barn; bids are being solicited right now. Police Dept. area is not adequate, D. Kliman said, is the reason for the substation. Eve Ann asked C. Todd to keep her informed of Capital Projects Meetings.

Ongoing discussion of what to do with the Village Office, and the Town would like to be included, C. Todd said. Bert told C. Todd – Sue and he will work on the prices of fuel oil with regard to the consumption between Earlville and the Town of Hamilton. Then they will compare it with the pricing of the local companies.

Eve Ann said they have given the authority of adding the new page for the website. We also have a proposal from “This PC Needs Help” –to rewire the Town Office and network everything, with the Code Officer’s computer to serve as the server. We will need back-ups from Rick Crowell, too. Discussion about Rick managing the web site. Rick did an update and lost some info. Matt helped C. Todd and with his design team retrieved the info (no charge). C. Todd said we have to ask Matt if someone other than him can handle the website; with the way the website was designed and customized. What do we do when Matt goes to work for Google and takes his design team with him next summer. Updates are Matt’s job, C. Rossi said. C. Rossi will call Matt and ask him some questions. C. Todd said there will be another day of training on the Website for Holly of the Village Office, perhaps the Town could meet with him.

A Motion was made by C. Rossi, seconded by P. Darby and carried to hire Rick Crowell, This PC Needs Help, \$2,000.

Discussion about replacing 3 computers – Paul’s, Cathy’s and Carol’s. Have Sue Reymers check prices. What is the market today. Only have on them what is needed; to save costs.

Discussion about our copy machine – Usherwood, we own it. We are now in a Contract where \$86 a month is charged – toner and they will fix it. Sue said she spoke with an Usherwood representative about getting a copier with a fax, scanner, printer on it. A new machine, 5 year Lease, costs \$88.41 a month. It is black & white, not color, and we can purchase it, or lease it. It can scan color, but won’t reproduce color. They will pay for the toner; we pay for the paper used. We can purchase one \$2500 & \$35 a month for the Service Contract, or Lease it.

A Motion was made by P. Darby, seconded by C. Rossi and carried to get a new Copier for the Town Office, with a 5 year Lease.

Eve Ann reported SOMAC has cancelled the Town’s Insurance, and a check should be coming soon. She said she feels the County needs to get involved in this issue. Vinnie Faraone contacted John Salka, and he is to come to a Southern Madison County Supervisor’s Meeting. She said she feels Emergency Service is a Shared Services Project. Eve Ann would like D. Holcomb to stay on this committee – but also have C. Todd on this committee. Carolyn agreed.

PCD has made a request for \$10,000 to be put in our budget, rather than \$5,000; now – for the 2012 year Town Budget. The Village has been spending \$8000 a year for PCD and Colgate has contributed \$50,000 for 2012, C. Todd said. Carolyn feels PCD has other channels for fund raising – grants, advertising program, and going from \$5,000 to \$10,000 this year – seems impossible. PCD is working diligently with the Hamilton Business Alliance; Eve Ann said. She said the Town and Village used to give the same amount at one time. Peter suggested PCD come to the Budget Workshop October 4th, and answer why the increase in this 2012 year. When she left PCD - there was a loss of direction and not much happened when Jim was the Director, Eve Ann said.

Mrs. Corey, for the Earlville Library, informed they received \$1500 in the past under Supv. Kuiper's and Supv. Jaquay's terms. They wondered if they needed to voucher for this money. C. Todd asked about the Hamilton Library, too. Eve Ann said they will look into this matters.

Eve Ann said Paul, the Codes Officer handed in a more complete report of codes activities. Paul told Eve Ann he wants to change the Town's Building Permit Form. He will be collecting fees for recent inspections he did. The Town Clerk said in going over her Monthly Report with Sue, the Bookkeeper, she noticed the Codes Report and her Report were not the same – ex. Dr. Ioset's Pool Permit \$50 was not on his Report, yet other codes work was; so they needed to come together. Eve Ann agreed, and asked Sue to look into this matter with Paul. Lebanon is paying \$7500 for their Codes Officer and he works 6 hours a week, and the Village of Earlville pays \$4500 for their Codes Officer – so there is \$12,000 there. If we were to hire another person – that money would be available – she is wondering if we need to hire a part time person, full time person, seasonal person. This is a question of Paul's capacity – or maybe hire someone to help Paul. It should be mutual and beneficial to everybody.

Concerns: C. Todd said in regard to the three commercial properties appealing their tax assessments – how they are being valued, and is the income approach being used – and are those 3 businesses providing tax returns. Ames, Dollar General (leftover from reval) & Colgate Inn –they are all protesting their tax assessments. The Colgate Inn Shelly assessed at 3 million dollars, the Colgate Inn said it is only worth 1 million dollars, and she has used the income approach. Her income approach is to take the market rent using projected incomes (not actual incomes). For example: If Colgate Inn has x number of rooms and they charge \$120 a night, she calculates what their income is – takes the vacancy factor and comes up with a projected income for that property – she does not use tax returns. There is going to be a September Court date.

The Town Judge was discussed. Judge Haight had 35 arraignments: 20 for the Village, 12 for other towns, and 3 for us. He receives zero compensation for the

other Towns. The arraignments go to the Judges that answer their phones. The Justice in Morrisville has done 1 arraignment for Hon. Haight, and the Justice in Georgetown has done 1 arraignment for Hon. Haight. C. Todd said Arnold Fisher was so dedicated and always answered his phone from the Sheriffs Dept. – so when he retired, that role fell on Hon. Haight. The Town Judge can cover for the Village Judge, but not the other way around. Hon. Haight has taken 2 Court nights and has taken 1 D.A. day. C. Todd will ask Judge Haight if he feels he is overworked. It would be nice if the other Towns paid, when he did their work.

A Motion was made by P. Darby, seconded by C. Todd and carried to go into Executive Session regarding Litigation.

A Motion was made by P. Darby, seconded by C. Todd to come out of Executive Session.

A Motion was made by C. Todd, seconded by C. Rossi and carried to Adjourn the Meeting at 11:00 p.m.

Respectfully submitted,

Catherine S. Hotaling, Town Clerk

“Exhibit A”

*Page 804 – Bottom – Eve Ann mentioned that a Citizens Committee “called the Energy Working Group” had been started.

Next Line: Change word appointing to: “creating” this “committee”.

Next line – delete it all.

*Page 805 – Bottom – Delete sentence :“They have yet to send Eve Ann an equipment lease program that is different than a lease/lease.

*Page 806 – Highway Bills- This large total included materials –change to: “purchased from Vestal Asphalt to pave roads”.

*July Financials: Eve Van – “Eve Ann”. – same sentence omit “anything”.

*Page 807 - Codes: A meeting was held on July 30th with the Village of “Earlville”.

