

January 20, 2021

REGULAR MEETING

PUBLIC HEARING

The regular meeting of the Martinsburg Town Board was held Wednesday, January 20, 2021 via Zoom due to the Covid pandemic and called to order at 7:00 PM. Present were: Supervisor Terrence Thisse; Councilmen Brad Allen, Janusz Karelus, Michael McGrath and Darren Jantzi; Highway Superintendent Tyler Jones; Attorney Joseph Russell; Town Clerk Mary Kelley; Tax Collector Deanna Doviak; Beth Steria, CTCH circuit rider; Anthony Young and Matt Cooper, Barton and Loguidice; County Legislator Greg Kulzer; and Doug Miller, Miller Engineers. Jean Waterbury from CTHC was moderator of the Zoom meeting.

MINUTES

The minutes of the last meeting were emailed to the board members prior to the meeting. Councilman Jantzi made a motion, seconded by Councilman Allen to approve the minutes of the last meeting as presented. All were in favor. Motion carried.

BILLS – Abstract 01-2021

General:	Voucher #1-31	\$67,449.62
Highway:	Voucher #1-14	\$14,228.48
Glenfield Water:	Voucher #1-8	\$16,101.25
Glenfield Sewer:	Voucher #1-3	\$ 342.96
Martinsburg Water #1:	Voucher #1-6	\$ 2,298.83
Martinsburg Water #2:	Voucher #1	\$ 1,699.56
Street Lighting:	Voucher #1-2	\$ 895.88
Whitaker Park:	Voucher #1	\$ 100.25

After discussion and questions on the bills, Councilman Jantzi made a motion, seconded by Councilman Allen to approve payment of the bills as presented. All were in favor. Motion carried.

PRIVILEGE OF THE FLOOR – no comments

TOWN CLERK REPORT

The Town Clerk Report for the month of December, 2020 was presented to the board. Councilman Allen made a motion, seconded by Councilman McGrath, accepting the Town Clerk Report for the month of December, 2020. Total State and Local Revenues totaled \$3,904.49. All were in favor. Motion carried.

COOPERATIVE TUG HILL COUNCIL

Ms. Steria gave a report on upcoming training sessions and grant opportunities:

- Emerald Ash Borer
- Farmland Conservation
- Three-part series on the logging history of Tug Hill available on Tug Hill Commission website
- Fire Fighters Grant
- Water Quality Grants
- CDBG Grant
- Archive Record Grant webinar
- Emergency Planning webinar is available on Tug Hill Commission website

COUNTY LEGISLATOR

Lewis County Legislator Kulzer gave an update on Covid vaccines available.

#### GLENFIELD WATER PROJECT UPDATE

- Well investigations - Plans and specs have been submitted to Department of Health and DEC for approval
- Tentative schedule for well construction – Bidding(February 2021); Award (March/April 2021); Well Construction Start (April/Mary 2021)

Discussion was held on whether to request a refund from Badger Meter regarding billing for cellular service. It covers 10 years of cell service for the new water meters in Glenfield. It was paid assuming the town would be refunded through grant monies. It has now been determined that it will not be refunded. The board agreed to leave as paid through the ten year period.

#### GLENFIELD SEWER PROJECT UPDATE

- CDBG application is due March 5
- May qualify for another CDBG grant
- Need to select an engineer for the project and hold a Public Hearing

The town board had advertised for “Request for Qualifications” (RFQ) for the Glenfield Sewer Improvement Project. Two firms provided RFQ’s:

- 1) Douglas Miller, Miller Engineers from Manlius, New York
- 2) Barton and Loguidice from Watertown, New York

They both were available via ZOOM and gave a presentation.

Councilman Allen said he would like to review the two RFQ’s more. All the board members agreed. A Special Meeting, via ZOOM, will be held January 22, 2021 at 5:00 PM to chose an engineer for the sewer project.

#### EXPENDITURE OF HIGHWAY MONEYS

The board reviewed an “Expenditure of Highway Moneys” agreement with Lewis County that Highway Superintendent Jones submitted. Councilman Karelus made a motion, seconded by Councilman McGrath authorizing the signing of the agreement and the Town Clerk is to return it to Lewis County Superintendent of Highways. All were in favor. Motion carried.

Supervisor Thisse opened a Public Hearing at 7:30 PM to hear comments on a Local Law to amend Chapter 255 of the Code of Martinsburg addressing application, fees or limitations of water usage when water is supplied to a commercial and/or agricultural user within the district. Supervisor Thisse asked for comments. There being none at this time, the hearing was left open and the board went on to other matters.

#### AMBULANCE CONTRACT

Councilman Karelus made a motion, seconded by Councilman Jantzi, authorizing the Supervisor sign an Ambulance Contract with Lewis County Search and Rescue (\$5559.11) for 2021. All were in favor. Motion carried.

Supervisor Thisse discussed an “Event” Law that Lewis County is developing. He would like the Town to “piggyback” with the County. Discussed what to charge per event and size of attendance per event.

Discussion was held on issuing building permits on minimum maintenance roads. Supervisor Thisse recommends that the Code Enforcement Officer and/or Planning Board should seek approval from the Town Board for any requests such as this. Attorney Russell said the Town would have to amend the Development Code.

There being no comments, Councilman McGrath made a motion, seconded by Councilman Karelus to close the Public Hearing at 7:40 PM. All were in favor. Motion carried.

Councilman Jantzi made a motion, seconded by Councilman Karelus for the adoption of Local Law #1-2021:

**Local Law No. 1 of the year 2021**

**A local law to amend Chapter 225 of the Code of the Town of Martinsburg, Water.**

**Be it enacted by the Town Board of the Town of Martinsburg as follows:**

*Article 1. - Statement of Authority. The Town Board of the Town of Martinsburg, pursuant to the authority granted it under Article 16 of the Town Law and Section 10 and 20 of the Municipal Home Rule Law hereby enacts as follows:*

*Article 2. - Statement of Purpose and Findings. The Town Board of the Town of Martinsburg has determined that the Section 225 of the Code of the Town of Martinsburg does not sufficiently address application, fees or limitations for water usage when water is supplied to a commercial and/or agricultural user within the District. It is the purpose of this local law to amend Chapter 225 of the Code of the Town of Martinsburg to address these issues.*

Article 3. - Enactment.

*Section 225 of the Code of the Town of Martinsburg is hereby amended as follows:*

*§225-4 (A) of the Code of the Town of Martinsburg is amended to read as follows:*

- A. A property owner must properly complete an application form (water service connection application) and pay of fee of a minimum of \$1,000.00 with the application.*

*Section 225-14 of the Code of the Town of Martinsburg is amended by adding a subsection B thereto to read as follows:*

- B. The Town Board, as Water District Commissioners, may limit the volume of water supplied to a commercial and/or agricultural user within the District in order for the District to remain within the limits prescribed by the District's water use permit, or to insure that residential users within the District have an adequate supply of potable water.*

*Article 4. - Severability. If any part of this local law shall be found to be void, voidable, or unenforceable for any reason whatsoever, it shall not affect the validity or enforceability of any remaining section or provision of this local law.*

Article 5. - Effective Date. *This local law shall become effective immediately upon filing with the Secretary of State.*

Roll call vote: Supervisor Thisse – aye  
Councilman Allen – aye  
Councilman Jantzi – aye  
Councilman McGrath – aye  
Councilman Karelus – aye                      Adopted.

Councilman Jantzi made a motion, seconded by Councilman Karelus to adjourn at 7:45 PM. All were in favor. Motion carried.

Respectfully submitted,

Mary Kelley, Town Clerk

