

March 15, 2017

REGULAR MEETING

The regular meeting of the Martinsburg Town Board was held Wednesday, March 15, 2017 and called to order at 7:00 PM. Present were: Supervisor Terrence Thisse; Councilmen Douglas Dietrich, Janusz Karelus and Michael McGrath; Highway Superintendent Tyler Jones; Attorney Mark Gebo; Town Clerk Mary Kelley; CTHC circuit rider Beth Steria; County Legislator Greg Kulzer; Jackie Mahoney, Trail Coordinator. Absent: Councilman E. Frank Kogut.

MINUTES

Minutes were emailed to the board prior to the meeting. Mr. Karelus made a motion, seconded by Mr. McGrath to approve the minutes of the last meeting. All were in favor. Motion carried.

BILLS Abstract 03-2017

General:	Voucher #60-84	\$14,391.40
Highway:	Voucher #40-61	\$16,566.41
Glenfield Water:	Voucher #14-18	\$ 793.43
Glenfield Sewer:	Voucher #10-12	\$ 344.71
Martinsburg Water #1:	Voucher #14-19	\$ 934.64
Street Lighting:	Voucher #5-6	\$ 792.92
Whitaker Park:	Voucher # 2	\$ 137.00

Mr. Dietrich made a motion, seconded by Mr. Karelus, to approve payment of the bills as presented. All were in favor. Motion carried.

PRIVILEGE OF THE FLOOR – no comments.

TOWN CLERK REPORT

Mr. McGrath made a motion, seconded by Mr. Karelus, to accept the Town Clerk report for February as presented. All were in favor. Motion carried.

COOPERATIVE TUG HILL COUNCIL

Ms. Steria reported on upcoming training for clerks, highway superintendent and planning boards.

7:10 PM - Attorney Mark Gebo arrived.

LEGISLATORS REPORT

Mr. Kulzer reported that due to State budget problems, the proposed Educational Center has been put on hold.

7:15 PM Supervisor Thisse opened the Public Hearing regarding a Local Law to change the date for Grievance Day. There being no comments at this time, the hearing was left open and the board returned to their regular meeting.

HIGHWAY

Mr. Jones is requesting to purchase a new plow. He has talked to various dealers but does not have a dollar amount yet. He reported that the New Holland tractor has internal clutch problems. He also discussed selling the 1979 Mack.

Jackie Mahoney, Lewis County Trail Coordinator, was present to discuss a plan to open an ATV trail on private property belonging to Gordon Yancey. It would be south of the Flat Rock Road on the west side of Carey Road on tax parcel

#255.00-02-01.000. Applicant Nichelle Billhardt from Lewis County Soil and Water had submitted a Special Use Permit/Long Environmental Assessment Form to the Planning Board. She thought the Town would require a permit for the ATV trail since they will charge for permits to ride the trail and would be considered commercial. After researching the law, the Planning Board determined the area involved is in a "special area" according to the District Map. Section 240-13 of the Town Zoning Law states that the Town Board should be consulted about development in a "special area". After some questions and discussion about the trail, Mr. Dietrich made a motion, seconded by Mr. McGrath, to approve the trail system and that no special use permit would be required. All were in favor. Motion carried.

There being no comments or discussion from the public, Mr. Dietrich made a motion, seconded by Mr. Karelus, to close the Public Hearing on Grievance Day at 7:30 PM. All were in favor. Motion carried.

Mr. Dietrich made a motion, seconded by Mr. Karelus to adopt Local Law #1-2017: to change Grievance Day to the first Tuesday after the fourth Tuesday of May. All were in favor. Motion carried.

Article 1. – Statement of Authority. The Town Board of the Town of Martinsburg, pursuant to the authority granted it under Section 512 of the Real Property Tax Law and Sections 10 and 20 of the Municipal Home Rule, hereby enacts as follows:

Article 2. – Statement of Purpose and Findings. The Town Board of the Town of Martinsburg has appointed a Single, Sole Assessor for the Town of Martinsburg. Previously to accommodate the schedule of the previous Single Sole Assessor, Grievance Day was changed from the first Friday after the fourth Tuesday in May. However, this conflicts with Memorial Day Weekend. It is the purpose of this local law to change Grievance Day to the First Tuesday after the Fourth Tuesday in May.

Article 3. - Enactment. The Town Board of the Town of Martinsburg hereby enacts as follows:

Section 1. Commencing with May 2017 the day for presentment of complaints to the Board of Assessment Review in the Town of Martinsburg and for Hearings on such complaints, shall begin on the first Tuesday after the fourth Tuesday of May for that year and each year thereafter in accordance with Section 512 of the Real Property Tax Law.

Article 4. – Severability. If any part of this Chapter 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 Chapter.

Article 5. – Effective Date. This local law shall take effect immediately upon filing with the Secretary of State.

SNIRT RUN

Discussion was held on an agreement between the Town of Martinsburg and Barnes Corners Sno-Pals Snowmobile Club regarding an upcoming SNIRT RUN event on April 15, 2017. Mr. McGrath made a motion, seconded by Mr. Karelus authorizing the Supervisor sign the agreement subject to a correction on roads open. All were in favor. Motion carried.

The roads to be open for the SNIRT RUN are: All of Gardner Road; All of Moren Road; All of Poor Road; All of Mud Creek Road; Rector Road from Montague town line to West Road; Tabolt Road; Houseville Gulf Road; Leonard's Lane; Number Nine Road from Tabolts Corners to West Turin town line; Flat Rock Road from Montague town line to West Road; All of Centerville Road; All of Graves Road; All of Swernicki Road.

Mr. Karelus and Mr. McGrath audited the accountant's bank statements for January, 2017.

Discussion was held on smoke/fire alarm system at the old town hall. Mr. Jones is testing the system.

Assessor Robert Ball shared information with Supervisor Thisse on unified solar permitting.

Discussion was held on CDBG (housing rehabilitation grant money) funds in town clerk accounts. The clerk asked the Snow Belt Housing administrator if these funds could be used for other purposes in the targeted low income area in Glenfield. Ms. Cheryl Shenkle-O'neill felt it would be okay to use these funds to make repairs in the Glenfield water/sewer district . Discussion was then held on repair work needed on the Glenfield Water tank and the infiltration problem with the sewer.

The board reviewed a liquor license renewal application from 3-G Volunteer Fire Department. Mr. McGrath made a motion, seconded by Mr. Karelus, to approve the renewal application. All were in favor. Motion carried.

Discussion was held on the town acting as co-applicant with the County of Lewis as the lead applicant for a Consolidated Funding Application/Efficiency Implementation Grant from the Local Government Efficiency Grant program administered by the New York State Department of State for the purposes of the Central Lewis County Regional Water Program Development.

Mr. Dietrich made a motion, seconded by Mr. McGrath authorizing the Supervisor to execute all necessary Grant Application Documents for submission to the Consolidated Funding Application, Department of State Local Government Efficiency Grant Program. All were in favor. Motion carried.

Discussion was held on V.S. Virkler's PILOT agreement with the IDA. This is their last year in the PILOT program.

Mr. Dietrich made a motion, seconded by Mr. McGrath, to adjourn at 7:55 PM. All were in favor. Motion carried.

Respectfully submitted,

Mary Kelley, Town Clerk