

April 20, 2016

REGULAR MEETING

The regular meeting of the Martinsburg Town Board was held Wednesday, April 20, 2016 and called to order at 7:00 pm. Present were: Deputy Supervisor Michael McGrath; Councilmen Douglas Dietrich, Janusz Karelus, E. Frank Kogut; Highway Superintendent Tyler Jones; Attorney Mark Gebo; Town Clerk Mary Kelley; Gordon Yancey; County Legislator Greg Kulzer; Deb Kogut; Cooperative Tug Hill circuit rider Elizabeth Steria. Absent: Supervisor Terrence Thisse.

MINUTES

Mr. Dietrich made a motion, seconded by Mr. Kogut, to approve the minutes of the last meeting as submitted. All were in favor. Motion carried.

BILLS – Abstract 04-2016

General:	Voucher #84-112	\$17,971.47
Highway:	Voucher #64-83	\$17,312.80
Glenfield Sewer:	Voucher #13-15	\$ 631.85
Glenfield Water:	Voucher #22-23	\$ 675.22
Martinsburg Water #1:	Voucher #22-27	\$ 1,361.09
Street Lighting:	Voucher #5-6	\$ 789.91
Whitaker Park:	Voucher #2-5	\$ 733.15

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

TOWN CLERK REPORT

Mr. Dietrich made a motion, seconded by Mr. Karelus, to accept the Town Clerk report for April as submitted. All were in favor. Motion carried.

COOPERATIVE TUG HILL COMMISSION

Ms. Steria reported on grants available and comprehensive planning training.

COUNTY LEGISLATOR

Mr. Kulzer reported on Lewis County highway repairs, CHIPS increase in funding, zero sort recycling and the closing of Climax.

HIGHWAY

Mr. Jones reported that the town will be receiving extra CHIP monies for the next three years. He received a quote of \$224,000 to repair Whitaker Road. This is \$50,000 cheaper than last year because price of oil is down. There was a question on whether or not to use money from highway reserve account.

Work on Rogers and Toole Road, which was part of a DEC consent order, is scheduled to start within the next three weeks.

Mr. McGrath and Mr. Jones checked roads after SNIRT Run and found them in good shape. Sno Pals Snowmobile Club picked up debris and litter. There was some field damage on Carey Road.

Mr. Jones reported that the new water truck is in.

He also reported that the Highway Superintendent Association for Lewis County is working on a municipal agreement that each Superintendent will bring back to their respective board for approval.

Discussion was held on the validity of the Minimum Maintenance Road law. Mr. Gebo reported on an ongoing case in the Town of West Turin where the Attorney General has questioned it and how any ruling may affect the Town of Martinsburg. A question was asked on whether or not a land use permit should be issued to someone on a minimum

maintenance road. It is a highway issue not a land use issue in Mr. Gebo's opinion. Phil Street, Director of Planning from the Tug Hill Commission should be consulted on this.

#### MAPLE RIDGE WIND TOWER PROJECT

The developers of the Roaring Brook Wind Tower Project have agreed to the proposal from the Town of Martinsburg, Lewis County and Lowville Academy and Central School. Mr. Dietrich made a motion, seconded by Mr. Kogut, authorizing the Supervisor sign the term sheet with Roaring Brook. The term sheet will be followed up by a payment in lieu of taxes agreement. All were in favor. Motion carried.

Mr. Jones is working with Roaring Brook regarding our road agreement with them.

Discussion was resumed regarding repair work on Whitaker Road. The board wants to wait until Supervisor Thisse can be in on the discussion.

Mr. Kogut made a motion, seconded by Mr. Dietrich, to hold a Public Hearing on May 18, 2016 at 7:15 pm to hear comments on adopting a local law to amend the Zoning Law regarding solar energy facilities. All were in favor. Motion carried. All were in favor. Motion carried.

Discussion was held on enforcing the Town of Martinsburg Property Maintenance Law. Mr. Kogut suggested we wait for a formal written complaint before acting on any situation.

Mr. Kogut made a motion, seconded by Mr. Karelus, authorizing the Town Clerk apply to the Lewis County Youth program for summer help at Whitaker Park. All were in favor. Motion carried.

Mr. Kogut made a motion, seconded by Mr. Dietrich, to go into executive session at 8:05 pm to discuss personnel issues of a certain employee of the town. All were in favor. Motion carried.

Mr. Dietrich made a motion, seconded by Mr. Karelus, to leave executive session at 8:25 pm and return to regular meeting. All were in favor. Motion carried.

More discussion was held on the term agreement with the developers of the Roaring Brook Wind Project. Mr. Karelus made a motion, seconded by Mr. Dietrich, clarifying the previous resolution regarding signing the term sheet. The resolution only authorizes the Supervisor sign a term sheet, not for approving any terms of specific payments to town, county and school. All were in favor. Motion carried.

Mr. Jones recommended that the town should have an AED (automated external defibrillator) onsite. Mr. Kogut made a motion, seconded by Mr. Karelus, authorizing Mr. Jones to get a quote and purchase one following our procurement policy. All were in favor. Motion carried.

Mr. Karelus made a motion, seconded by Mr. Dietrich to adjourn at 8:30 pm. All were in favor. Motion carried.

Respectfully submitted,

Mary Kelley, Town Clerk