

## **REGULAR MEETING, TOWN OF DANUBE, AUGUST 12, 2009**

Supervisor Welden called the public hearing to order at 7:02 p.m. with the pledge of allegiance.

PRESENT: Charles Welden ---- Supervisor  
Lee Ann Stock ---- Councilwoman  
James Lasher ---- Councilman  
Patricia Jodway ---- Councilwoman  
Mary Herringshaw ---- Clerk  
Joe Alberico ---- Highway Superintendent

ABSENT: Alicia Cook ---- Councilwoman

### **PRIVILEGE OF THE FLOOR/PUBLIC CONCERNS**

At 7:03 p.m. Supervisor Welden opened the floor to public comment.

Eileen Warner spoke first to remind everyone that there was going to be a flea market at the Indian Castle Church on September 19<sup>th</sup> from 10:00 a.m. until 4:00 p.m. there will also be a bake sale and the food cart.

7:04 Public Comment was closed.

### **RESOLUTION #94**

#### **PAY ABSTRACTS FOR MONTH**

On a motion made by Councilman Lasher, seconded by Councilwoman Stock, the following resolution was

ADOPTED Ayes 4 Welden, Stock, Lasher, Jodway  
Nays 0

Be it hereby resolved that the town board members audit both the general and highway warrants and abstracts for the month and approve for payment #'s 0801 through 0814 (\$5,268.85) for general warrants and #'s 0801 through 0817 (\$12,019.24) for highway warrants.

### **REPORT OF TOWN OFFICIALS**

#### **CODES REPORT**

Greg Lynch was present and went over his report. Lynch will be out on vacation from August 13<sup>th</sup> thru August 25<sup>th</sup>. Lynch mentioned that the number of permits issued this year is drastically down compared to last year. Jodway asked Lynch if someone in the town recently obtained a permit for a septic system on Lover's Leap Road. Lynch said no and he would take a drive by there on his way home from the meeting tonight. There is a codes class in Albany is October 19<sup>th</sup> thru the 21<sup>st</sup>, and Lynch would like permission to attend again.

### **RESOLUTION # 95**

#### **CODES CONFERENCE OCT. 2009**

On a motion made by Councilman Lasher, seconded by Councilwoman Jodway, the following resolution was

**ADOPTED Ayes 4  
Nays 0**

**Welden, Stock, Lasher, Jodway**

**Resolved approval for Lynch to attend a codes conference in Albany from October 19<sup>th</sup> thru the 21<sup>st</sup>.**

#### **HIGHWAY SUPERINTENDENT'S REPORT**

Alberico started out by going over his report. Alberico stated the mower was down a couple different times in the past few weeks and it is getting harder and harder to find the parts for it. Alberico stated that they are way behind on road work because of all of the rain. Alberico said they would be doing both calcium or oil and stone on some of the roads to see how they wear. Alberico said they found another truck and wanted to remind the board that no matter who wins the election the town is going to have to purchase a truck. Alberico said there are a couple issues with Mark's truck, there is a leak on the high pressure oil pump (where it is bolted on) and would like to send it to get it fixed after the oil and stoning is done to get it winter ready. Alberico asked if the town had ever hired outside help to do road work. Lasher said he only recalls doing it once. Alberico said that they are so far behind on road work and the town would be losing 'chips' money if they don't get the work done (if it doesn't roll over like last year) and wanted to know what the boards take is on it. Lasher suggested maybe renting a piece of equipment and get the most use of it you can. Alberico said he was trying to utilize the dollars that the town has been awarded. Alberico asked if Lasher would take a drive around with him and Mark to bump heads and come up with some ideas. Lasher said he would drive around with them next week. Alberico said they had used just about \$30,000 so far this year but the town was granted over \$60,000 this year. Alberico then asked if we are still going to do a garbage day in the fall. Welden then asked if the board could decide on which day (Friday or Saturday) they wanted to hold the day, explaining that the cost increased in the spring so there could only be one day in the fall (because of what was budgeted). The board decided to hold it on Saturday October 17<sup>th</sup> from 9:00 a.m. until 4:00 p.m. Alberico said the town would be looking at about 3 grand for the bunker blocks for the salt shed. Alberico then said the shed will be totally portable. Alberico still isn't sure on the price for the top, but wanted to know if they could start on the back with the blocks. Welden asked the board if they would like to approve starting on the bottom and the walls. Alberico said they really have to do something and get going on it. Alberico said he will be in classes for the first week of September for his CDL license so he will only be assessable on his cell phone. Alberico also stated there will be a day of PERMA classes October 22<sup>nd</sup> at Knight's Inn and he will be taking the crew there to attend.

#### **RESOLUTION # 96 EXECUTIVE SESSION**

**On a motion made by Councilwoman Jodway, seconded by Councilwoman Stock, the following resolution was**

**ADOPTED Ayes 4  
Nays 0**

**Welden, Stock, Lasher, Jodway**

**Resolved to go into executive session at 8:06 p.m. with the town's attorney to discuss a few legal matters.**

**RESOLUTION # 97**  
**EXECUTIVE SESSION**

On a motion made by Supervisor Welden, seconded by Councilwoman Stock, the following resolution was

**ADOPTED Ayes 4      Welden, Stock, Lasher, Jodway**  
**Nays 0**

Resolved to enter back into regular session at 9:02 p.m. with no decisions being made.

Now there was a discussion about the request from Louella Johnson to get permission to drive the tractor through the gravel bed to save them time and ease from driving on Route 5S. Louella agreed that the town map matches her survey. Welden asked Luella if they had asked George Demeree if they could go through his property since it was closest. Louella said they didn't ask George because they would then have to go through Fina's and Charlie's right of way. Lasher explained that part of the pasture they are using right now is town owned and Lasher explained that the town has had to hire an attorney because there are certain things they can't just approve without advice from an attorney. Mastromoro then explained that there would have to be a fee charged to the town because all of the time involved for his services because this wasn't a necessity. David Jones then said I guess we are out of luck then aren't we. The board told him all avenues would have to be explored first. David said they would drop it then.

**RESOLUTION # 98**  
**APPROVAL OF AGENDA**

On a motion made by Councilman Lasher, seconded by Councilwoman Jodway, the following resolution was

**ADOPTED Ayes 4      Welden, Stock, Lasher, Jodway**  
**Nays 0**

Resolved that the agenda for the meeting be approved.

**RESOLUTION # 99**  
**APPROVAL OF MINUTES**

On a motion made by Supervisor Welden, seconded by Councilman Lasher, the following resolution was

**ADOPTED Ayes 4      Welden, Stock, Lasher, Jodway**  
**Nays 0**

Resolved that the minutes from July 8<sup>th</sup> 2009 be approved as submitted.

**RESOLUTION # 100**  
**APPROVAL OF MINUTES**

On a motion made by Councilwoman Jodway, seconded by Supervisor Welden, the following resolution was

**ADOPTED Ayes 4      Welden, Stock, Lasher, Jodway**  
**Nays 0**

Resolved that the minutes from July 16<sup>th</sup> 2009 be approved as submitted.

**RESOLUTION # 101  
APPROVAL OF MINUTES**

On a motion made by Councilwoman Jodway, seconded by Supervisor Welden, the following resolution was

**ADOPTED Ayes 4      Welden, Stock, Lasher, Jodway**  
**Nays 0**

**Resolved that the minutes from July 30<sup>th</sup> 2009 be approved as submitted.**

**ASSESSOR REPORT**

**TOWN JUSTICE**

Welden asked if there were any questions about the report submitted, making note that the amount is significantly less this month.

**DOG CONTROL OFFICER**

Welden asked if there were any questions about the report submitted. Welden also mentioned that Hysack called and wondered who was giving out her personal phone number.

**TOWN CLERK**

Supervisor Welden accepted the monthly report submitted from Clerk Herringshaw for the month of July 2009.

**CEMETERY BOARD**

Mosher wasn't present to go over his report but Welden asked if anyone had any questions. Welden told everyone that the law was filed and would get a copy to cemetery board secretary Polnak.

**PLANNING BOARD REPORT**

**SUPERVISOR'S REPORT**

**RESOLUTION # 102**

**SUPERVISOR'S MONTHLY REPORT**

On a motion made by Councilwoman Stock, seconded by Councilwoman Jodway, the following resolution was

**ADOPTED Ayes 4      Welden, Stock, Lasher, Jodway**  
**Nays 0**

**Resolved to approve the July 2009 monthly report from Supervisor Welden.**

**OLD BUSINESS**

17c. Welden went over the signed phoned contract that was approved at the last meeting. Welden explained the total cost for the job is \$2540.00 and they are looking for 50% down and then 50% due at completion. Lasher asked if there could be a stipulation put in, a grace period of sorts, so instead of paying the entire 50% he is asking for upon completion he will get 40% and the last 10% due would be given after the town board makes sure everything is working properly, simply because of things that have happened in the past with contractors. The entire board

**agreed. Welden will discuss it with them. Stock suggested having an exit meeting with all contractors going forward to make sure both parties are happy with the work before final payment.**

**NEW BUSINESS**

**18a. Welden said budget information has to be in by the end of September.**

**On a motion made by Councilwoman Stock, seconded by Supervisor Welden, the meeting was adjourned at 9.49: P.M. Carried unanimously.**

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**Mary Lou Herringshaw, Town Clerk**