

January 2nd, 2013 Organizational Meeting

The Stony Creek Town Board Organizational Meeting was held on January 2nd, 2013.

Supervisor Frank Thomas called the meeting to order at 6:31 PM

with members present:

Councilman Harry Paul Gill

Councilwoman Doreen Ryan

Councilman John Thomas

Attorney James Cooper

Absent: Councilman Nathan Thomas

001-13. A resolution was made by Councilwoman Ryan seconded by Councilman Gill to hold the Town Board meetings every third Tuesday of each month at 7:00 P.M. with auditing of bills at 6:30 P.M. with the exception of February this will be held on February 12, 2013 due to the Association of Towns Annual meeting being held in NYC February 17th-20th, 2013.

Roll call vote, all in favor.

6:33 PM Councilman Nathan Thomas attended the meeting.

002-13. A resolution was made by Councilman Gill seconded by Councilwoman Ryan establishing the Stony Creek Town Hall, 52 Hadley Road, Stony Creek, NY 12878 as the Official Polling Place for the Year 2013. Roll call vote, all in favor.

003-13. A resolution was made by Councilman John Thomas seconded by Councilman Gill appointing Susan Harrington as Registrar of Vital Statistics for the year 2013 with an annual salary of \$500.00. Roll call vote, all in favor.

004-13. A resolution was made by Councilman Gill seconded by Councilman Nathan Thomas appointing Amy M. Harrington as Deputy Town Clerk for the year 2013 with no annual salary. Roll call vote, all in favor.

005-13. A resolution was made by Councilwoman Ryan seconded by Councilman John Thomas appointing Amy M. Harrington as Deputy Registrar of Vital Statistics for the year 2013 with no annual salary. Roll call vote, all in favor.

006-13. A resolution was made by Councilman Gill seconded by Councilwoman Ryan appointing Supervisor Frank E. Thomas as Budget Officer for the year 2013 with an annual salary of \$500.00. Roll call vote, Councilman Gill-Yes, Councilman John Thomas-Yes, Councilman Nathan Thomas-Yes, Councilwoman Ryan-Yes, Supervisor Thomas-Abstained.

007-13. A resolution was made by Councilwoman Ryan seconded by Councilman Nathan Thomas appointing Cynthia Cameron as Town Historian for the year 2013 with an annual salary of \$450.00. Roll call vote, all in favor.

008-13. A resolution was made by Councilman Nathan Thomas seconded by Councilman Gill appointing Maxine Zawarkay as Dog Control Officer for the year 2013 with an annual salary of \$4040.00 contingent upon receipt of monthly dog incident report log. Roll call vote, all in favor.

009-13. A resolution was made by Councilwoman Ryan seconded by Councilman John Thomas appointing James W. Cooper as Attorney to the Town for the year 2013 with an annual salary of \$8650.00. Roll call vote, all in favor.

010-13. A resolution was made by Supervisor Frank Thomas seconded by Councilman Nathan Thomas appointing Harry Paul Gill as Deputy Supervisor for the year 2013 with no annual salary. Roll call vote, all in favor.

011-13. A resolution was made by Councilwoman Ryan seconded by Councilman Gill appointing Ronda L.M.Thomas as the Supervisors Confidential Secretary / Bookkeeper for the year 2013 with an annual salary of \$22,736.00. Roll call vote, Councilman Gill-Yes, Councilman John Thomas-Yes, Councilman Nathan Thomas-Yes, Councilwoman Ryan-Yes, Supervisor Thomas-Abstained.

012-13. A resolution was made by Councilman Nathan Thomas seconded by Councilman Gill appointing Bryan Smead MD. as Town Health Officer for year 2013 with an annual salary of \$500.00. Roll call vote, all in favor.

013-13. A resolution was made by Councilman Nathan Thomas seconded by Councilwoman Ryan authorizing the Superintendent of Highways to appoint a Foreman who in turn will receive a \$35.00 stipend each pay period. Roll call vote, all in favor

014-13. A resolution was made by Councilman John Thomas seconded by Councilman Gill authorizing the Town Justice to appoint a Court Clerk for the year 2013 with a pay rate of \$11.00 per hour. Roll call vote, all in favor.

015-13. A resolution was made by Councilman Gill seconded by Councilwoman Ryan to set the pay rate for the Recycling Center Coordinator substitutes helper at \$9.83 an hour if head maintenance person fills in he will be paid his regular hourly rate. Roll call vote, all in favor.

016-13. A resolution was made by Councilwoman Ryan seconded by Councilman John Thomas setting the pay rate for laborer to help the maintenance person at \$9.83 an hour and give the Town Board a report of where and when person was used. Roll call vote, all in favor.

017-13. A resolution was made by Councilman Gill seconded by Councilman Nathan Thomas authorizing the use of the Annual Financial Report to the State Comptroller in lieu of the Supervisors' Annual Report to the Stony Creek Town Board. Roll call vote, all in favor.

018-13. A resolution was made by Councilman Gill seconded by Councilman John Thomas authorizing the Supervisor to invest idle funds on behalf of the Town per the town's Investment Policy. Roll call vote, all in favor.

019-13. A resolution was made by Councilwoman Ryan seconded by Councilman Nathan Thomas designating TD Bank and Glens Falls National and Trust Co. Bank, as official depositories for town funds for the year 2013. Roll call vote, all in favor.

020-13. A resolution was made by Councilman Gill seconded by Councilwoman Ryan authorizing the Supervisor to use a facsimile signature stamp in lieu of his personal signature on town checks. Roll call vote, all in favor.

021-13. A resolution was made by Councilman Gill seconded by Councilman Nathan Thomas authorizing the Town Officials to attend the Association of Towns Annual Meeting in New York City February 17th-20th, 2013. Roll call vote, all in favor.

022-13. A resolution was made by Councilman John Thomas seconded by Councilwoman Ryan designating Frank E. Thomas, Supervisor as the Official Voting Delegate and Peter J. LaGrasse, Assessor as Alternate Delegate at the Association of Towns Annual Meeting February 17th-20th, 2013. Roll call vote, all in favor.

023-13. A resolution was made by Councilman Nathan Thomas seconded by Councilman Gill authorizing a cash advance in the amount of \$400.00 to Town Officials attending the Association of Towns Annual Meeting in New York City for qualifying expenses for those desiring such a cash advance. Receipts submitted upon return. Roll call vote, all in favor.

024-13. A resolution was made by Councilman Gill seconded by Councilman John Thomas designating the Glens Falls Post-Star as the official newspaper with legal notices to be put in the Adirondack Journal when time permits. Roll call vote, all in favor.

025-13. A resolution was made by Councilwoman Ryan seconded by Councilman Gill appointing Peter J. LaGrasse, Chairman of the Board of Assessors for the year 2013, with an annual salary of \$10,200.00. Roll call vote, all in favor.

026-13. A resolution was made by Councilwoman Ryan seconded by Councilman John Thomas establishing the mileage reimbursement rate at 55.5¢ per mile effective January 1, 2013. Roll call vote, all in favor.

027-13. A resolution was made by Councilman Gill seconded by Councilman Nathan Thomas authorizing the Supervisor to sign the contract with the Stony Creek Volunteer Fire Co for Fire Protection and Emergency Medical Service for the year 2013 in the amount of \$88,000.00 and fueling of the Stony Creek Volunteer Fire Department's equipment at the Town facility with the town being reimbursed the cost on a quarterly basis. Roll call vote, all in favor.

028-13. A resolution was made by Councilman Gill seconded by Councilman Nathan Thomas authorizing the Supervisor to sign the contract with the Stony Creek Free Library for Library services to the Town of Stony Creek for the year 2013 in the amount of \$20,500.00 Roll call vote, all in favor.

029-13. A resolution was made by Councilwoman Ryan seconded by Councilman Nathan Thomas authorizing the Supervisor to sign the Contract with the Stony Creek Historical Association to maintain Museum Services for the year 2013 in the amount of \$5,000.00. Roll call vote, all in favor.

030-13. A resolution was made by Councilwoman Ryan seconded by Councilman Gill appointing Marcy Reisinger as Youth Director for the year 2013 with a pay rate of \$10.50 per hour not to exceed 20 hours per week. Roll call vote, all in favor.

031-13. A resolution was made by Councilman John Thomas seconded by Councilwoman Ryan setting the Monday before the monthly Town Board meeting at 3:00 PM as the cut-off time for bills to be paid that month. Roll call vote, all in favor.

032-13. A resolution was made by Councilman Gill seconded by Councilwoman Ryan authorizing the Supervisor to sign the Senior Busing Reimbursement Contract with the Warren -Hamilton County Office of the Aging for the year 2013. This is a 50/50 reimbursement up to \$1680.00. Roll call vote, all in favor.

033-13. A resolution was made by Councilman Gill seconded by Councilwoman Ryan to enter into the contract with Glens Falls Animal Hospital for Dog Control Purposes. Roll call vote, all in favor.

Supervisor Thomas asked if we have to do the undertaking every year or when they come into office. The Town Clerk stated when we come into office but raised the question about the maintenance man, Landfill attendant and who fills in at the landfill and are appointed yearly. Attorney Cooper stated apparently the new appointees do have to sign it and his curb stone opinion is that once you signed it, it will continue till his term in office whether it went in to a new calendar year or not. He does want to look at the Public Officers Law and report back to the board later this month at the regular meeting.

034-13. A resolution was made by Councilwoman Ryan seconded by Councilman Gill to pay the General Fund bills in the amount of \$7084.61.
Discussion: Supervisor Thomas stated the bill from ESMI is almost \$3000.00. There was more tonnage than he thought there was. There was like 65-70 tons instead of 35-40 tons. We did get rid of the dirt.

035-13. A resolution was made by Councilman John Thomas seconded by Councilwoman Ryan to pay the Highway fund bills in the amount of \$551.97. Roll call vote, all in favor.

036-13. A resolution was made by Councilwoman Ryan seconded by Councilman Gill authorizing the following budget transfer:

Debit A7310.1 Youth Personnel Services in the amount of \$626.60.

Debit A1010.1 Town Board Personnel Services in the amount of \$1534.40.

Debit A7180.4 Special Recreation Contractual in the amount of \$872.17.

Debit A7310.2 Youth Equipment in the amount of \$800.00.

Debit A5182.4 Lighting in the amount of \$837.04.

Credit A9030.8 Social Security in the amount of \$1820.71

Credit A9035.8 Medicare in the amount of \$340.29

Credit A7180.1 Special Recreation Personnel Services in the amount of \$872.17

Credit A5132.4 Garage Contractual in the amount of \$1637.64.

Roll call vote, all in favor.

037-13. A resolution was made by Councilman Gill seconded by Councilman Nathan Thomas authorizing the following budget transfer:

Debit DA9035.8 Medicare in the amount of \$968.71.

Debit DA5110.1 Street Maintenance Personnel services in the amount of \$551.97.

Credit DA9030.8 Social Security in the amount of \$968.71.

Credit DA5130.4 Machinery Contractual in the amount of \$551.97.

Roll call vote, all in favor.

NYS Association of Towns Annual Meeting:

Supervisor Thomas would like to know who will be attending the Association of Towns, This will be held February 17th-20th, 2013. He will need to know by January 15th, 2013 for reservation.

Buildings:

The well at the town hall: Supervisor Thomas stated he got a hold of Rosick's Well Drilling. They have had a problem with the well for quite a few years with sediment. We are all the while changing filters and its getting to be more frequent. There was a time that wasn't a problem. When we changed the pump he believes it was raised 8-10 feet from wherever it was because of sediment he called them because they can come here and set up on the pipe and basically flush it out, clean it out. They want \$1500.00 and he thinks it's a worthy expense because it's been a problem and we have run out of water a couple times recently. Hopefully it will take care of the problem, it always has been a good well but thinks the sediment has slowed it down and filling it up. Councilman Nathan Thomas asked if they are going to re-drill. Supervisor Thomas stated no he thinks they are going to set up and pressurize it, put air pressure to it and they have to bring the drilling rig to do it. When he talked with them they said they would be here Monday the 7th.

038-13. A resolution was made by Councilman Gill seconded by Councilman Nathan Thomas to hire Rosick's Well Drilling Company to clean out/pressurize the well at the town hall in the amount of \$1500.00. Roll call vote, all in favor.

Highway equipment:

Councilwoman Ryan stated she received info from Supt Bradley about replacing the 1984 Cat Loader, lease option rather than purchasing option. Supervisor Thomas asked if it was basically the same as we have, same size. Supt. Bradley stated yes, you don't have to lease it. This is not a regular lease it's basically to finance a John Deere. You can keep it five years, pay the five years off and keep the loader 10 years if you wanted to. You can lease it every two years John Deere will buy it back. Nortrax buys them at 29%; we buy at 22% so when we re-sell it to them we can actually make money doing it. You always have a warranty; you don't have to buy tires or cutting edges but if you want to keep it that's another issue. He thinks the town should think about rotating something out because you have seven years and we have to buy another truck. That's the plan, to buy another truck or should be at some point, you have seven years to buy something or get something in motion, whether or not you buy, lease or even if you wanted to do anything. He is just throwing it out there he got prices. The prices are going to increase on the loader no matter what and the trade-in will decrease. If you wait you will pay more, there is a lot of different ways to look at it, you could trade the newer loader in on it if you wanted to for more money, but the 1984 is the oldest and you pretty much have to have two loaders so he thought we could swap the 1984. They are giving us a pretty good price on it. Supervisor Thomas stated the part we have to finance is the \$108,288.00? Supt. Bradley stated there is no early payoff if you did want to lease it. You could trade every two years you wouldn't have to worry about buying anything, its under warranty or you can keep it for the full amount pay it off in five or four whatever, then you can keep it the other five years. Our newest loader is 10 years old the 2003 years and really have no issues with it except tires and cutting edges and a accumulator cost \$1500.00 and normal maintenance but we really don't have any maintenance anymore. We can cut that rate in half if we decided to keep it. There is a lot of different ways he is just throwing it out there. If we brought last year we wouldn't have to pay \$12,000.00 more for emissions, the stuff you have to add to the fuel, which we didn't get to.

Supervisor Thomas asked what the FEMA payment left. Supt. Bradley stated he didn't know if there was any left or if we've been paid. Supervisor Thomas stated we've been paid all except for the floor. Supt. Bradley stated that's what he was saying if there was any leftover, he wasn't sure what was left. Right now there's \$60,000.00 in the Fund Balance or \$50,000.00 and that's not touching that. There's no payment for the first year you still have the DA5130.2 for the following year. We're really not out anything this year at all.

Supervisor Thomas stated he would have Fund Balance left but doesn't know how much. We had a \$27,000.00 deficient last year but we did get all the FEMA money, \$170,000.00.

Supt. Bradley stated he didn't know if there was anything left on that. If we don't have another major catasophe we'll still have a Fund Balance next year unless something happens we still build on the Fund Balance for the next thing we buy.

Supervisor Thomas stated we can pay this right out of the budget, the \$25,000.00 lease.

Councilman John Thomas stated that's for the lease the \$25,000.00. Supt Bradley stated it doesn't matter its just a term they use instead of buying it, leasing it. Councilman John Thomas stated right; they are going to buy it back. Supt. Bradley stated another thinks is if you want to trade it every two years you will make money on it. That's what they have been running \$10-\$15,000.00 more then we paid for it, it's a term they use. You can sell it back to John Deere, there's no more putting it out front for sale, they will buy it back.

Supervisor Thomas stated after two years they would buy it, if we keep it after five years they aren't going to take it back.

Supt. Bradley stated they will take it back but it will be a trade-in. The newer you keep it the more money you'll get. If you can get away with changing every 18 months. The State wants you to keep them 18 months then rotate them. You can't keep them a year or 6 months and sell them you can't make money that way, you can go 18 months if you want to. Councilman John Thomas asked how regularly do they have to replace tires and cutting edges. Supt. Bradley stated every three years probably. Councilman John Thomas stated if you went the two years you wouldn't have that expense. Supt. Bradley stated cutting edges you can rotate once a year. They are two sided unless you do a lot of scraping on the blacktop. You usually get one edge and flip it, use the other edge and then that's like \$1000.00 for cutting edges. Tires aren't too bad if you get radials. Bias ply are gone, radials will last.

Supervisor Thomas stated what would happen if we went to the bank and borrowed the money if we can get it for 2%. Supt. Bradley stated it won't be any cheaper as far as the price of the loader but you may be able to get it at a lower interest rate. Supervisor Thomas asked if the lease would still be in effect the two-year. Supt. Bradley stated he thinks you can still do it that way. If you wanted to do it he can have the John Deere salesman come and explain what towns are doing what, how they have been running, what the cost to depreciation is going to be. He could explain it a lot better than he can. The loader is 10 years old if we rotate it out; it's the most important part of the equipment besides the trucks, it's always getting used. The backhoe doesn't get used that much, the grader is what it is. Councilman John Thomas stated to swap out the older one, get rid of the older one. Supt. Bradley stated that's what he would do. You can decide to get rid of the newer one if you want and keep the older one. Councilman John Thomas stated you said today it would be difficult to get parts. It could be broke down for an extended period of time until you find parts. Supt. Bradley stated right. Right now it's not too bad, it's a 1984, that's the problem. If they're giving us \$24,000.00, they will probably try to get \$27,000.99 out of it and it's basically going to go to a contractor. It's in good shape still, there's really nothing wrong, it's got 10,000 hours on it and at some point. Supervisor Thomas stated this is probably the time to get rid of it.

Supt. Bradley stated the biggest thing is if you decide, if you want to lease it you can say you want to lease it and in two years if you wanted to we can bring it up again and say we want to continue paying it until it's paid off and we own it and then keep it another 5 years or in two years bring it up again and say it's time to trade it in and see what they give us and you not locked into anything. The town can do whatever they want to. Supervisor Thomas stated so we don't have to pay anyone up front for the first year. Supt. Bradley stated correct.

Councilman John Thomas stated it would make sense to get rid of the old one. Supervisor Thomas stated yes it is probably getting to the point where if something breaks you could be setting there with a piece of equipment that can't get fixed. Supt. Bradley agreed and stated if the motor blew we would be looking at minimum \$7,000.00 up to \$10,000.00. Chances are that won't happen we take good care of it. Supervisor Thomas stated he thinks that \$24,000.00 is more than they offered when we got the backhoe. He thinks they offered \$20,000.00. Supt. Bradley stated he thinks \$21-\$22,000.00. The salesman wants to make the numbers work. Supt. Bradley stated he wanted to bring it up and the town board can make a decision. Supervisor Thomas stated he would look it over and discuss it at the next meeting.

Supt. Bradley stated he would need to buy supplies for the first of the year. He needs to buy oil, just normal stuff. He just wants to make sure everyone knows and if there objections he needs to know. Supervisor Thomas stated the only thing he would say is the money don't all roll in on January 2nd. Supt. Bradley stated he knows but they are out of everything, oil, hydraulic fittings, he had to buy tires today for one truck, they were bad, he needs a couple cutting edges there is about \$3000.00 there. It's just going to be normal things. No tools or anything like that. Basically all normal stuff that we have to have. It was basically the truck \$15,000.00 went into the truck and \$5000.00 to get it going so that is where he got to be so tight and we couldn't buy anything. Supervisor Thomas stated he is just saying it takes a month or so to get some money. We should have money in a couple weeks to cover.

Supt. Bradley stated he just wanted to let you know that this and next month there will be bills coming in. They haven't been buying any filters unless we needed them that day.

Supervisor Thomas stated to go ahead, Councilman John Thomas stated he have to keep operating. Supervisor Thomas asked Supt. Bradley if he checked with the CHIPS people. Supt. Bradley stated he called him and he hasn't returned his call but due to the holidays he may be on vacation but he is keeping on it.

Councilman Nathan Thomas asked if we made any determination on what is left on the other truck. Supt. Bradley stated we thought we had a buyer for the motor, one person wanted to give us nothing for it. Another person was going to check, another wanted it and never got back to him. They did pull the motor and transmission so it's out and under cover and if anyone wanted it would be easy to sell. We can advertise them two things separately if you wanted. The rears he thought someone wanted the box. Thurman was looking at the box, there was also a logger looking at the box. He is sure if he wanted it he would be back down by now. They did take some parts off it, the chain, which was \$1500.00; on the back they broke one so they piece one together so they took that out, they took the hydraulic motor off the back. Its stuff that loggers aren't going to want they are going to want the box. The motor and transmission is pulled if somebody wants it. Supervisor Thomas stated we should put it out and see if we can sell it.

Supt. Bradley stated the motors in his opinion \$4-5000.00 and the transmission is \$2-2500.00 and you still have the rears and you have the frame that can be cut up and junked if you have to the box can be separate. He will go over the prices and see what the board wants to get. Then he can advertise it.

A motion was made by Councilman Gill seconded by Councilwoman Ryan to adjourn the meeting at 7:17 PM. All in favor, motion carried.

Respectfully submitted,

Susan Harrington
Town Clerk