

MEREDITH TOWN BOARD MEETING  
June 10, 2008

The regular meeting of the Meredith Town Board was held on June 10, 2008 at the Meredith Town Hall. The following were in attendance:

Supervisor: Keitha Capouya

Council Members: Ronald Bailey  
Daniel Birnbaum  
Roger Hamilton  
Paul Menke  
Roger Hamilton

Highway Superintendent: William Jester

Clerk: Betsy K. Clark

Townspeople: 7

The supervisor called the meeting to order at 7:15 p.m.

**REGULAR TOWN BUSINESS:**

The supervisor said the first item on the agenda, which is a presentation from the Towns insurance agent Kurt Mable, has been put off until the July meeting because he had a conflicting obligation. Mr. Mable sent the insurance quote and policy for the Board to review for the 2008-2009 coverage year. The current policy expires May 30, 2008. The Board reviewed the policy quote and made the following resolution.

**RESOLUTION # 52A - 2008**

A resolution by motion was made by Daniel Birbaum to accept the insurance proposal from Robert O Mable Agency Inc. for the period of June 1, 2008 - June 1, 2009. The motion was seconded by Paul Menke and approved by the following vote:

K. Capouya - Aye  
R. Bailey - Aye  
D. Birnbaum - Aye  
R. Hamilton - Aye  
P. Menke - Aye

Then Highway Superintendent presented his report for the month of May, and a motion to accept the report was made by Roger Hamilton. The motion was seconded by Paul Menke and passed by unanimous vote.

A motion to approve the minutes of April 8, 2008 Town Board Meeting minutes as amended was made by Daniel Birnbaum. The motion was seconded by Ron Bailey and approved. Roger Hamilton abstained.

A motion to approve the May 8, 2008 Special Town Board meeting minutes as corrected was made by Ron Bailey. The motion was seconded by Paul Menke and approved unanimously.

A motion to approve the minutes of May 13, 2008 Town Board Meeting minutes as corrected was made by Roger Hamilton. The motion was seconded by Paul Menke and approved unanimously.

The Town Clerk presented her monthly report for May 2008. A motion to approve the report as amended was made by Ron Bailey. The motion was seconded by Paul Menke and approved.

The Supervisor presented her report for the month of April 2008. During her report she stated that the Bicentennial Account, and the events committee account were closed out. The Bicentennial Account had \$2,744.90 and the Events committee account had \$242.00, both amounts were deposited into the General Account. A motion to approve the report was made by Ron Bailey and the motion was seconded by Roger Hamilton and approved.

Roger Hamilton suggested that the money from the Bicentennial and events committee account be designated for landscaping around the Cell Tower that is to be put on the Town property. This was discussed.

The warrant for general vouchers # 116 - # 133, totaling \$ 13,764.61 was reviewed. Daniel Birnbaum asked about the reimbursement to Betsy Clark for the AT & T long distance bill amounting to 317.28. The clerk explained that the long distance had been cut off due to a mistake in billing by AT & T and she had no option but to pay it personally to get the service for the Town turned back on. Dan also asked about the bill for the previous Town Attorney, Rosemary Nichols, for 4,800.00 and asked if it was going to be paid. Keitha said that we had not received all of the documents for several cases yet. She said she would send her an e-mail concerning the final disposition of her records for the Town and hold on to the check. A motion for payment of vouchers was made by Daniel Birnbaum. The motion was seconded by Paul Menke and approved unanimously.

The warrant for the highway vouchers # 106 - # 126, totaling \$ 66,095.41 was reviewed. A motion for payment of vouchers as amended was made by Roger Hamilton. The motion was seconded by Daniel Birnbaum and approved.

## **CORRESPONDENCE:**

1. A letter of update on the Cell Tower project by Jeff Staley was received. The letter was read by the Supervisor.
2. A certificate of appreciation was presented to the Town from the Meredith Dairy Fest.
3. A thank you note was sent from the Meridale Senior Citizens for the Towns donation to their senior group. The Clerk read the card.

## **OLD BUSINESS:**

1. Keitha said that we need to reschedule a new Public Hearing date for the Time Warner and Delhi Telephone agreements because of the cancellation of the last one due to weather. The Public Service Commission requires two weeks notice publicized so the Board needs to set a new date for publication. The Board discussed this and made the following resolution:

### **Resolution # 53 - 2008**

A resolution by motion was made by Ron Bailey to set a new Public Hearing for the Time Warner Franchise and Delhi Telephone Cable Franchise for July 8, 2008 at 6:30 p.m. and duly advertise. The motion was seconded by Roger Hamilton and passed by the following vote:

K. Capouya - Aye  
R. Bailey - Aye  
D. Birnbaum - Aye  
R. Hamilton - Aye  
P. Menke - Aye

2. Keitha said she was going to do the agenda a little bit out of order. She addressed the Ladato property. She said the sheriffs department would not give Diane a report on the license plates since the vehicles are on private property, and it would be a violation of privacy. Diane did send a letter of violation to Mr. Ladato.

3. Daniel Birnbaum asked for an update of the speed limit reader that the DWI was going to set up in Meridale. Lisa, the Delaware County DWI coordinator, said it is on the list. Without the waiting list with her, she cannot give an exact date, but we are on the list.

4. Ron Bailey announced that the Meredith Web site is up and running.

5. Roger said both the property owners who adjoin the lot the Town owns in Meridale were interested in the property. He suggested the Town hire a surveyor to get the survey done. The Board discussed this and then, as proposed at a previous meeting, have the landowners reimburse the Town for the survey and Planning Board fee and possibly a small fee for the land. The Board passed the following resolution:

**RESOLUTION # 54 - 2008**

A resolution by motion was made by Daniel Birnbaum to research and hire a surveyor to survey the Town property in the Meridale Hamlet. The motion was seconded by Ron Bailey and passed by the following vote:

K. Capouya - Aye  
R. Bailey - Aye  
D. Birnbaum - Aye  
R. Hamilton - Aye  
P. Menke – Aye

**NEW BUISNESS:**

1. The annual Delhi College Agreement for the summer youth swim program was discussed and the following resolution was made:

**RESOLUTION # 55 – 2008**

A resolution by motion was made by Ron Bailey to approve the agreement between the State University of New York at Delhi and the Town of Meredith to provide swimming lessons for the children of the Town of Meredith for a cost of \$45.00 per child, to be paid by the Town of Meredith. Additional lessons would be at the cost of the individual. The motion was seconded by Daniel Birnbaum and passed by the following vote:

K. Capouya - Aye  
R. Bailey - Aye  
D. Birnbaum - Aye  
R. Hamilton - Aye  
P. Menke – Aye

2. The clerk explained the annual agreement with the Heart of the Catskills agreement for dogs and cats. Ag & Markets law requires that the Town have an agreement for dogs and cats with an animal shelter. The agreement was discussed and the following resolution was made:

**RESOLUTION # 56 – 2008**

A resolution by motion was made by Paul Menke to sign the annual agreement for 2008 with the Heart of the Catskills agreement, for dogs and cats, as required by NYS Department of Ag & Markets. The motion was seconded by Roger Hamilton and passed by the following vote:

K. Capouya - Aye  
R. Bailey - Aye  
D. Birnbaum - Aye  
R. Hamilton - Aye  
P. Menke – Aye

3. The Supervisor announced that she had been contacted by the CDO Workforce that has been maintaining the Town abandoned cemeteries. The cost is 1,863.00, for the maintenance of the cemeteries. Ron Bailey asked if this was a County function. It was answered yes it is a County youth program. Keitha said, yes, it is in the budget under graveyards. The Board discussed the maintenance program and made the following resolution:

**RESOLUTION # 57 – 2008**

A resolution by motion was made by Ron Bailey to agree to have the CDO maintain the three abandoned graveyards they stated for the Town. The motion was seconded by Roger Hamilton and passed by the following vote:

K. Capouya - Aye  
R. Bailey - Aye  
D. Birnbaum - Aye  
R. Hamilton - Aye  
P. Menke – Aye

**OLD BUSINESS** resumed:

1. Keitha said that the Board had asked Ken Jaffe to gather information regarding the Farmland Protection grant. She has a memo from Ken with the Farmland protection grant.

Roger Hamilton had an objection regarding the wording in the grant stating collaboration with the Meredith Alliance. Roger also objected a mention of deed restrictions stated that New York Land and Lakes has in there plan. Ron Bailey said he would like to verify this deed restriction.

Ken said this is a proposal for the Town, and it is now in the hands of the Town Board. The Town Board now has the discretion to go forward with this or change it if they feel it necessary. Ken also mentioned if this is done by July there should be no problem with the funding according to the grant representative he has spoken with. Roger did say this should be handled if the Town wants to go forward with this.

Ron Bailey made a motion to table the farm land protection grant until the July 8, 2008 Town Board meeting. The motion was seconded by Roger Hamilton and passed unanimously.

2. Keitha presented the Board with the County Planning Board's response to the Meredith Telecommunication Tower Law. Mark Goldberg, the attorney representing SBA Towers II, LLC. made comments to the Board, e.g., Mr. Dimetries letter to the Town. There was a discussion regarding the letter and matters that concern his client.

The Supervisor asked for a recess. The Board recessed for 10 minutes.

The Board discussed voting on a setting a Public Hearing for a resubmission of the 90 - day Interim Application Procedure Ordinance. The Board decided to hold Public Hearing to continue the ordinance for another 90 days. The following resolution was made:

**RESOLUTION # 58 - 2008**

A resolution by motion was made to hold a Public Hearing submit an Interim Application Procedure Ordinance on Monday June 30, 2008, with a Special Meeting of the Town Board to immediately follow the Public Hearing by Roger Hamilton. The motion was seconded by Daniel Birnbaum and passed by the following vote:

K. Capouya - Aye  
R. Bailey - Aye  
D. Birnbaum - Aye  
R. Hamilton - Aye  
P. Menke - Aye

4. The DEP hamlet extension was discussed, and the map reviewed. An area of extension was agreed upon and the following resolution was made:

**RESOLUTION # 59 - 2008**

A resolution by motion was made by Daniel Birnbaum to have the Supervisor submit the shaded are of proposed Hamlet extension area on the map for consideration of the Counties consideration of the Hamlet extension program. The motion was seconded by Roger Hamilton and passed by the following vote:

K. Capouya - Aye  
R. Bailey - Aye  
D. Birnbaum - Aye  
R. Hamilton - Aye  
P. Menke - Aye

A motion was made to adjourn the meeting was made by Ron Bailey. The motion seconded by Roger Hamilton. The meeting was adjourned at 10:13 p.m.

Respectfully submitted,

Betsy K. Clark  
Town Clerk