

**TOWN OF WINDHAM
TOWN BOARD MEETING
371 State Route 296, Hensonville, NY
Website: www.townofwindhamny.com**

FEBRUARY 10, 2022

Present: Supervisor: Thomas F. Hoyt
Councilmen: Wayne Van Valin, Ian Peters, Stephen Walker & Kurt Goettsche
Town Clerk: Bonnie Poehmel

Also Present: Highway Superintendent Gary Thorington, Delaware Engineering John Brust,
Police Chief Tor Tryland, Gail Nichol森 & Matthew Rodrigue

Present by phone: Mike Ryan Mountain Eagle

Absent: Ambulance Administrator Davia Montie

Present for the Public Hearing: Anita Buyers, Jonathan Gross, Christine Doolan & Matthew Rodrigue

The Supervisor called the meeting to order at 6:45 pm and Supervisor Hoyt asked our guest Anita Buyers to open with the Pledge of Allegiance.

PUBLIC HEARING @ 6:45 PM to hear comments on the final comprehensive plan for the Town of Windham: Supervisor Hoyt read the legal notice aloud as follows: “NOTICE IS HEREBY GIVEN that a public hearing shall be held before the Town Board of the Town of Windham at the Windham Town Hall, 371 State Rt. 296, Hensonville, NY on February 10, 2022 at 6:45 pm. The purpose of this hearing is to hear comments on the final comprehensive plan for the Town of Windham. A copy of the final document can be viewed at Windham Town Hall, on the Town of Windham website (<https://www.townofwindhamny.com/>) or on the Comprehensive Plan website (<https://wearewindham2040.wordpress.com/>). At such time anyone wishing to speak upon this matter shall be heard. Due to limited space, you may also submit your comments on this matter by a letter or email to the Town Clerk’s office. Windhamnytownclerk@gmail.com until 2:00 pm the date of the meeting. By Order of the Windham Town Board. Bonnie Poehmel Town Clerk, Dated: January 14, 2022.” Supervisor Hoyt went around the room allowing anyone to speak. **Matthew Rodrigue**, President of the Windham Area Stakeholders Association. The Windham Area Stakeholders Association group was formed in early 2021, they represent those who have an interest and are responsible with short term rentals. The group has read the initial draft comprehensive plan, with a lot of feedback and feel there was a lot of negative commentary towards short term rentals. Matt Rodrigue is here tonight would like to express his thanks as they feel their voices were heard. “The new plan is excellent; it is not quite perfect...; it is a very good plan.” Matt would like to congratulate everyone that worked on the plan. **Anita Buyers** had no comment she is just here to listen. **Jonathan Gross** is an Adaptive Sports Ski Program Instructor/Supervisor/Volunteer. An article was read about a possible center for people with disabilities. Jonathan Gross would like to give some views to the future planning committee of the town and he has provided to the Board for their review a short reading of the research that

has been done. The short reading research is based on a center in Windham for children with disabilities. **Supervisor Hoyt** spoke “there is a section within the plan that we will partner with the Adaptive with programs to help the people with disabilities. That our community may service them... and part of that was with outdoor recreation; to make improvements at our facilities for them i.e., CD Lane Park or Windham Path. We would do our best to keep it modified with them in mind. We had not planned within our plan to build a center. We have recognized that Windham has drawn a lot of attention because of the Adaptive and we will continue into the future staying within the scope of work.” Jonathan Gross, “I know we are talking about something different.” Supervisor Hoyt noted that Christine Doolan is a member of the Comprehensive Plan committee, as many in the committee everyone has worked diligently over the year. **Christine Doolan** is just here for support. With no other comments from the public, the meeting was closed at 6:55 pm. A motion to close the public hearing was made by Councilman Peters, 2nd by Councilman Goettsche, with all in favor. **Supervisor Hoyt** the final draft plan is currently at Greene County Planning Board for a 239 Review, allowing the County to make any additional comments. Once the Town Board hears back from Greene County Planning Board; the Town Board would like to move forward in adopting the comprehensive plan for the future of the Town of Windham. Supervisor Hoyt thanked everyone for attending and they may stay for our town board meeting immediately following.

THE MINUTES OF THE JANUARY 27, 2022 TOWN BOARD MEETING were approved as typed on a motion by Councilman Peters, 2nd by Councilman Walker, with all in favor.

1.DELAWARE ENGINEERING: John Brust was present. John brought maps of the as-builds for the Board to review. The ambulance building bids will be open on February 18, 2022 @ 1:00 pm. The upgrades at the WWTP are on holding and we are waiting. John has no issues or problems to report on.

2.AGREEMENT Between the Town of Windham and Siam Tank #57 Knights of The Road. Supervisor Hoyt would like permission from the Board to sign this annual agreement for the boys and girls to play t-ball and baseball at the little league field. A motion to approve was made by Councilman Walker, 2nd by Councilman Goettsche, with all in favor.

3.MOUNTAIN SOCCER would like permission to use the Creamery Pond Field for spring training, summer rec. session and summer soccer camp. In a letter to the Windham Town Board the “Mountaintop Soccer program is once again gearing up for soccer and would like to thank the Board for allowing us to utilize the field this past fall. Our players range from 3 – 13 years old...This spring we intend to continue the tradition of soccer training leading into our summer season. We plan on holding training sessions on Saturdays beginning in April and ending the beginning of June. The end of these training sessions will dovetail into the start of our summer rec. season. We would like to request the use of Creamery Pond Field for the following dates:
April 9th -June 11th 8:00 am to 1:00 pm [SATURDAYS] [Training Sessions]
June 7th-Aug 19th 5:00 pm to 8:00 pm [Mon/Tues/Wed/Thurs/Fri]
[This would be associated with our summer rec. season]
July 25th-July 29th 8:00 am to 4:00 pm Monday-Friday [Week long soccer camp]”

A motion to approve the use of Creamery Pond Field and the above stated dates was approved by Councilman Van Valin, 2nd Councilman Goettsche, with all in favor.

4.WYLDER WINDHAM LLC is applying for two applications for on-premises liquor licenses for premises located at 19 State Route 296 and 20 State Route 296, Windham. “The Alcohol Beverage Control Law Section 110-b, Subdivision 1-a, requires that the clerk of the town, village or city wherein the premises is located...They would like permission from the Town of Windham to consider waiving this 30-day requirement in writing.” A motion to approve “the waiver rights to the 30-day hold and consents to the processing” was made by Councilman Peters, 2nd by Councilman Walker, with all in favor.

5.TOWN CLERK’S REVENUE REPORT FOR JANUARY 2022: \$7,931.50. A motion to approve was made by Councilman Peters, 2nd by Councilman Walker, with all in favor.

6.TOWN BOARD RESOLUTION #11 OF 2022: the following resolution regarding the General Fund for the year 2021; to authorize the Supervisor to use \$39,600.00 from Unappropriated Fund Balance to balance the accounts in the General Fund as per General Fund Resolution #4 of 2022. A motion to adopt this resolution was made by Councilman Goettsche, 2nd by Councilman Peters, with all in favor. HIGHWAY FUND RESOLUTION #4 OF 2022: the following resolution was proposed to transfer funds to balance the Highway Fund accounts in the year 2021. A motion to adopt this resolution was made by Councilman Peters, 2nd by Councilman Walker, with all in favor. GENERAL FUND RESOLUTION #4A OF 2022: the following resolution was proposed to transfer funds to balance the General Fund accounts in the year 2021. A motion to adopt this resolution was made by Councilman Peters, 2nd by Councilman Walker, with all in favor. GENERAL FUND RESOLUTION #5 OF 2022: the following resolution was proposed to transfer funds to balance the General Fund accounts in the year 2022. A motion to adopt this resolution was made by Councilman Goettsche, 2nd by Councilman Peters, with all in favor. WATER DISTRICT RESOLUTION #2 OF 2022: the following resolution was proposed to transfer funds to balance the Water District accounts in the year 2021. A motion to adopt this resolution was made by Councilman Walker, 2nd by Councilman Peters, with all in favor.

7.AMBULANCE REPORT: Ambulance Administrator Davia Montie was not present. The Board was provided the following report for their review: “**Vehicles:** 96-1 - no issues; 96-2 – in need of service, having issues with heat in the box. Wes’ Repaid is going to get back to me with a date. **Monthly calls:** Total calls for January 2022 - 67; Total calls for January 2021 – 41. **New Ambulance:** I contacted Mike Collier at North Eastern Rescue Vehicles, the company where we purchased 96-1, I am waiting to hear back from him. I received a message from him on 1/28, he was waiting on pricing from the factory. I am also waiting for a “reprice” from Tommy McCullough, he doesn’t think we can go that much lower, but he will do his best.” **Calls for the Month of January 2022:** *Calls in Windham: Advanced Life Support (ALS)-13, Basic Life Support (BLS)-10, Call Cancelled (C/C)-7; Refused Medical Assistance (RMA)-5 Stand By Fire (S/B Fire)-1; Calls in Jewett: ALS-9, BLS-1, C/C-4; Calls in Durham: P/A-1, C/C-1; Stand-by ALS County: S/B-5; Calls in Ashland: ALS Assist-1; Calls in Cairo: C/C-1; Calls in Hunter: C/C-2; Transports: VA to residence in Windham ALS. Total Calls for January: 67. Call turned over to Mutual Aid: Ashland-4, Hunter-1. Vehicle Mileage Log for January 2022: 96-1: 58,702 and 96-2: 135,209. Ambulance Liaison Councilman Peters* there is not too much moving on the shopping for a new ambulance rig. Councilman Peters will be speaking with our Town Attorney, has he would like to start the research of setting up a new ambulance district for the town. There is one update on Greene County EMS they appear close to hiring a new Chief.

8.HIGHWAY REPORT: Highway Superintendent Gary Thorington was present. The State Association and the Highway Association will be advocating for funding this year, despite the State having a deficit this year. Infrastructure is currently a big topic this year. Our current Governor is highly supportive financially with our plans and programs. We believe we may be receiving more funding this year i.e., another 30% more than in the past. Pave Our Pot Holes is another program that will be available. We are also looking for a 5-year contract commitment from the State, this will make our planning process easier; as in the past we are year to year. Looks like we are taking delivery of the new loader next week. Highway Superintendent Gary Thorington continues to do research on the de-icing program. Will continue to research the automatic fueling of town vehicles at the highway department. Four different townships were called that have the automated fueling stations and they all recommend that the town moves forward on this. The highway department will need to maintain control of the administrative part.

9.POLICE REPORT: Police Chief Tor Tryland was present. The Chief would like to ask permission from the Board to purchase ammunition for 2022 in the amount of \$4,000.00. The first order was placed in 2021, and we still have not been received anything yet. A motion to approve the purchase of ammunition for 2022 was approved by Councilman Walker, 2nd by Councilman Van Valin, with all in favor. Chief Tryland another thing we have looked into is the fuel rates for the police vehicles. The Chief believes the department is paying more than we should. He is interested in purchasing fuel from the county bid. The police department is roughly using about an average of 400 gallons of fuel each month for three vehicles. The Chief is hoping the town can do something in-house with the highway department. **Supervisor Hoyt** spoke to the Highway Superintendent earlier today. Highway Superintendent Gary Thorington is going to look into an automatic system. The Chief would like the Board to think about getting

outside cameras for the town building and other properties as the town is getting busier. We recently have had a dumping issue from a public person using our dumpster. **Supervisor Hoyt** had a request from the Wylder Windham workers. The workers are back and forth in the course of the day crossing State Route 296, at times there is excessive speed in that area. The speed limit in that area is 40 mph per State DOT. If the police could have their presence in the area, traffic sticks will help in the cross-walk and a sign stating "Men Working", maybe the drivers will slow down for the workers. Supervisor Hoyt we will be requesting again to the State DOT for a slower speed limit in that area. The Board was provided with a copy of the following "activity report for the month of January 2022: *Arrests-0; Traffic Tickets-8; Traffic Stops-29; Parking Tickets-1; Calls for Service-106; Property Checks-410; EMS Assist-5; Fire Assist-10; and EID, Alarms-9.* (Per the Chief, please do not place all the weight on these numbers as each month is subject to change.)"

10.COMMITTEE REPORT: **Councilman Van Valin** has nothing to report on for his committee. He would like to pass on that he has received many compliments on the Police & Highway Depts and our Ambulance service; along with answering many questions. **Councilman Walker** reported that the town's people are very happy with the clearing of the sidewalks & street clearing. **Councilman Goettsche** too has had compliments from the town's people, as they are very happy with the clearing of the streets and sidewalks are open, as it easier to get around. **Councilman Peters** has finished reading the solar bill that the Town of Hunter has passed. We should consider using their law as our template. **Delaware Engineering John Brust** has staff that is very familiar with solar and if the Town has any questions to please call. **Supervisor Hoyt** has spoken to our Town Attorney Tal Rappleyea about the solar law for Windham. Attorney Rappleyea recommends a total energy bill with three different laws; this will always keep the town in with the changing times. Supervisor Hoyt passed around the **Fixed Assets Book** for the Board's review. The book has been completed by Bette Rhoades. The auditors will be here on February 11, 2022 to review. A motion to adopt the presented Fixed Assets book was made by Councilman Walker, 2nd by Councilman Peters, with all in favor. **Supervisor Hoyt** there is a business in Hunter that is placing his company business signs all over the town of Windham. These signs are illegal as per the town's sign law. Code Enforcement Officer Dominick Caropreso has called the business owner to remove all the signs by the weeks end. **Supervisor Hoyt** also stated that the Court Clerk will be leaving soon; we will have a vacancy for this department if you know anyone who would be interested. On February 22, at 8:30 am the town will receive an award from our liability insurance company NYMIR. Out of 600 towns, the Town of Windham was recognized as Number One. It will be zoomed here at the town hall meeting room. The Town of Windham has had no claims submitted last year. We do all our educational support classes with NYMIR.

GENERAL FUND WARRANT #3-G contained vouchers #128-168, totaling \$46,335.09 was audited and approved for payment on a motion by Councilman Van Valin, 2nd by Councilman Goettsche, with all in favor.

HIGHWAY FUND WARRANT #3 contained vouchers #24-57, totaling \$5,704.54 was audited and approved for payment on a motion by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor.

SEWER DISTRICT FUND WARRANT #3 contained vouchers #34-44, totaling \$16,596.94 was audited and approved on a motion by Councilman Van Valin, 2nd by Councilman Goettsche, with all in favor.

STREETLIGHTING FUND WARRANT #2 contained vouchers #10-17, totaling \$1,506.21 was audited and approved for payment on a motion by Councilman Goettsche, 2nd by Councilman Van Valin with all in favor.

NY RISING WARRANT #38 (Culvert CO 65, Generators, Madd Brook & So. Street Stormwater) contained vouchers #67-68, totaling \$203,530.20 was audited and approved for payment on a motion by Councilman Van Valin, 2nd by Councilman Goettsche, with all in favor.

SIDEWALK MAINTENANCE DISTRICT WARRANT #2 contained voucher #2, totaling \$990.00 was audited and approved for payment on a motion by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor.

GENERAL FUND PAYROLL WARRANT #3-P for **General** contained 7 claims, totaling \$6,388.52 was audited and approved for payment on a motion by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor. **Ambulance** payroll contained 18 claims, totaling \$20,162.01 was audited and approved for payment on a motion by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor. **Police** payroll contained 1 claim, totaling \$1,951.40 was audited and approved for payment on a motion by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor.

HIGHWAY PAYROLL WARRANT #3-P contained 5 claims, totaling \$14,051.00 was audited and approved for payment on a motion by Councilman Van Valin, 2nd by Councilman Goettsche, with all in favor.

SEWER DISTRICT FUND PAYROLL WARRANT #3 -P contained 1 claim, totaling \$79.45 was audited and approved for payment on a motion by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor.

The meeting adjourned at 7:33 pm on a motion by Councilman Peters, 2nd by Councilman Walker, with all in favor.

SUPERVISOR

COUNCILMAN

COUNCILMAN

COUNCILMAN

COUNCILMAN

TOWN CLERK

