

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

JUNE 9, 2022

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

Also Present: Ambulance Administrator Davia Montie, Highway Superintendent Gary Thorington, Delaware Engineering Alex Herrmann, Police Chief Tor Tryland & Helen Exum

Present by Phone: Mike Ryan Mountain Eagle

The Supervisor called the meeting to order at 7:00 pm and Delaware Engineering Alex Herrmann opened with the Pledge of Allegiance.

1. SECOND NOTICE OF PUBLIC HEARING For Establishment of an Ambulance District for June 9, 2022, at 7:00 pm for the purpose of establishing a town-wide ambulance district in and for the Town of Windham. A resolution subject to permissive referendum may be adopted. Copies of the engineering report and maps of the proposed district are available for review at the Town Clerk's Office at the Town Hall. All persons interested in the matters will be heard at such time and place specified. Supervisor Hoyt asked for any comments, none heard, the public hearing was closed at 7:03 pm. A motion to close the public hearing was made by Councilman Peters, 2nd by Councilman Walker, with all in favor.

2. PUBLIC HEARING FOR LOCAL LAW #1 OF 2022: "Regulating Solar Energy Systems: 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 Thursday June 9, 2022 @ 7:00 pm upon proposed Local Law #1 of 2022, a local law adopting regulations regarding the development of solar energy systems are necessary to protect the interests of the Town, its residents, and its businesses. At such time anyone wishing to speak upon this matter shall be heard. By Order of the Windham Town Board." Supervisor Hoyt asked for any comments. Councilman Walker received a comment asking about "flood ways and flood plains should we have another hurricane." Councilman Peters has language in the law, "ground mounted or free-standing solar system shall not be located in the following areas (see page 9)." Supervisor Hoyt asked if anyone in the public would like to speak with none heard the public hearing was closed at 7:07 pm. A motion to close the public hearing was made by Councilman Peters, 2nd by Councilman Walker, with all in favor.

3. PUBLIC HEARING FOR LOCAL LAW #2 OF 2022: "Solar Energy System PILOT Law: "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 Thursday June 9, 2022 @ 7:10 pm upon proposed Local Law #2 of 2022, a local law adopting the benefits of the community's solar energy resource are available to the entire community, by promoting the installation of solar energy generating equipment through a payment-in-lieu-taxes (PILOT), granting reduced costs to system developers and energy consumers, and providing a revenue stream to the entire community. At such time anyone wishing to speak upon this matter shall be heard. By Order of the Windham Town Board." Supervisor Hoyt explained to Helen Exum, "Greene County as a whole has had numerous Pilots come before them, they set parameters. The Town is adopting the same law as theirs, so the County and the Town of Windham are on the same page for negotiating purposes." Supervisor Hoyt asked if anyone in the public would like to speak with none heard the public hearing was closed at 7:13 pm. A motion to close the public hearing was made by Councilman Goettsche, 2nd by Councilman Walker, with all in favor.

REGULAR TOWN BOARD MEETING opened at 7:13pm.

THE MINUTES OF THE MAY 25, 2022 TOWN BOARD MEETING were approved as typed on a motion by Councilman Peters, 2nd by Councilman Walker, with all in favor.

Supervisor Hoyt asked for a motion to adopt a town wide Ambulance District after the second public hearing and; hearing no comments. A motion to approve was made by Councilman Walker, 2nd by Councilman Peters, with all in favor. Town Clerk Bonnie Poehmel will notify the Town Attorney Tal Rappleyea.

Supervisor Hoyt asked for a motion to adopt Local Law #1 of 2022 for “Regulating Solar Energy Systems”. A motion to approve was made by Councilman Peters, 2nd by Councilman Goettsche, with all in favor. Town Clerk Bonnie Poehmel will file the law with the Secretary of State.

Supervisor Hoyt asked for a motion to adopt to adopt Local Law #2 of 2022 for “Solar Energy System PILOT Law”. A motion to approve was made by Councilman Walker, 2nd by Councilman Goettsche, with all in favor. Town Clerk Bonnie Poehmel will file the law with the Secretary of State.

1.DELAWARE ENGINEERING: Alex Herrmann was present. Alex went over a summary update on the ambulance building project. All bids have been received and awarded. Project will soon be ready to kick off. Waiting for the construction plans and with the plans so the building permits can be issued. The project is within two weeks of starting. Delaware Engineering is working with the General Contractor Plank to reduce some of the costs. There are about 5-6 items that have been discussed to reduce the cost. This is great for everyone. Roofing material will be changed from metal to shingles this is a huge savings. The helicopter pad will be graded but they will not black top it. Submittals are all coming in from the contractors. We anticipated the start date in May, we are a little behind from where we wanted to be but the contractors are all willing to press on. Everyone is aware of building materials being backordered. The contractors will continue to work forward. Right now, there is no availability for the windows and doors; as they are 24 weeks away for delivery. The contractors are very sure they will have the building closed in for the winter to do the interior work. Highway Superintendent Gary Thorington asked “why the GC was going to prep the helicopter pad but not pave?” Delaware Engineering Alex Herrmann, “the GC’s number for paving was very high. A local contractor has been asked and the number is much lower saving in the cost.” Supervisor Hoyt has spoken to two near-by Town Supervisor’s to help relocate the helicopter pad while contraction is going on. The Town of Ashland will be at their town park and it is also plowed in the winter and the Town of Jewett; Ambulance Administrator Davia Montie has been notified of the location changes as needed. Chip Seamans from Windham Mountain will help with whatever the community needs.

2.SEEKING PERMISSION to use WWTP for Red Cross Blood Drive on July 22 @ 1:00-8:00 pm. A motion to approve was made by Councilman Walker, 2nd by Councilman Peters, with all in favor.

3.SEEKING PERMISSION to use CD Lane Park for annual “Euro Summit Invitational” on October 1, 2022. Town Clerk Bonnie Poehmel spoke with Jarrett Whitaker, letting him know there will be no charge to the public on town property. Jarrett Whitaker, “The cars have to pre-register for that show date, and no money will be taken at the door. They usually book 160 cars and about 20-25 cars are a no show.” Jarrett will confirm with the town clerk’s office the exact number of registered cars and a Certificate of Liability will need to be filed prior to the event. A motion to approve was made by Councilman Peters, 2nd by Councilman Goettsche, with all in favor.

4.FOURTH OF JULY FIREWORKS CELEBRATION will take place on Monday, July 4th, 2022 at Windham Mountain. A motion to approve Supervisor Hoyt to sign the request for outdoor fireworks display permit with Young Explosives Corporation-Display Fireworks was made by Councilman Walker, 2nd by Councilman Goettsche, with all in favor.

5.TOWN CLERK’S REPORT FOR APRIL \$13,308.09. A motion to approve was made by Councilman Goettsche, 2nd by Councilman Peters, with all in favor.

6.TOWN JUSTICE COURT REPORT: March \$992.00 & April \$1,094.00 Justice Stevens. Noted by the Board.

7.TOWN BOARD RESOLUTION #24 OF 2022: the following resolution was proposed to transfer funds to balance the Sewer District accounts. A motion to approve was made by Councilman Peters, 2nd by Councilman Walker, with all in favor. GENERAL FUND RESOLUTION #13 OF 2022: the following resolution was proposed to transfer funds to balance the General Fund accounts. A motion to approve was made by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor.

8.AMBULANCE REPORT: Ambulance Administrator Davia Montie was present. The following report was submitted for the Board's review: "**Vehicles:** 96-1 - no issues; 96-2- AC is going to have to be serviced soon, having issues with it staying cold. **Monthly calls:** Total calls for May 2022 - 38; Total calls for April 2021 - 25; YTD (as of 6/8/22) -250; (Last year as of 6/8/21) 176. **Misc.:** We are still dealing with hospitals frequently going on diversion and having extended wait times. There has also been an increase in medication shortages with some being back ordered for months. **Calls for the Month of MAY 2022:** *Calls in Windham: Advanced Life Support (ALS)-11, Basic Life Support (BLS)-7, Call Cancelled (C/C)-1; Refused Medical Assistance (RMA)-3, ALS (helicopter)-1;* *Calls in Jewett: ALS-5, BLS-1, C/C-1, RMA-1;* *Calls in Cairo: ALS-1, C/C-1;* *Calls in Prattsville: ALS-1.* County Coverage: S/B-1; **Total calls for: 38, Calls turned over to Mutual Aid: Ashland-1 & Hunter-1. Vehicle Mileage Log for MAY 2022:** 96-1: 64,078 and 96-2: 138,632.

9.HIGHWAY REPORT: Highway Superintendent Gary Thorington was present. Monday, June 13, 2022 the highway department is scheduled to pave Mill Street. Originally 1.8 miles was to be paved now it will be 1.5 miles due to cost and to even due just one mile even due to the cost of asphalt. In two-months the asphalt has gone up almost \$20,000.00 for the same job. Highway Superintendent Gary Thorington thanked Councilman Goettsche for his help in posting the notices on Facebook it helps to keep our community informed. The highway department will need a new printer Councilman Peters will be there to help install. Councilman Peters was also there to help install the new software for the new fueling program system. Highway Superintendent Gary Thorington did research on the cross-walk signs. Last time we purchased was 2019 for \$130.00 plus shipping/handling per cross-walk sign. The new updated cost will be \$200.00 plus shipping/handling per cross-walk sign. We have a routine program on equipment replacement. It is highly recommended from the State of NY right now to put in your state-bid order; as we are looking at 2-3 years to replace a new dump/plow truck. The streetlight that was damaged in front of the Post Office from this past winter has been repaired by CDE Electric. A claim has already been set up with the insurance company for the individual who hit the streetlight. The highway department did a couple of sewer line repairs from Old Road to the Catholic Church. The highway department was able to save the town some money with the shared service program. An issued popped up on Galway Road, a tip was received that there was activity going on; construction land clearing. Highway Superintendent Gary Thorington was able to speak with the contractor and an immediately STOP WORK ORDER was issued verbally and the reason why. The contractor did not obtain a Highway Work Permit to do work within the town's right of away. There was poor workmanship that went on there for the cause of the order. The Engineer's company that is representing the project has provided some site plans. Based on this information a permit will be issued allowing the contractor to come back and to make what is wrong right. The culvert will need to be reset at the proper elevation. Once this is to the Highway Superintendent's standards then another STOP WORK ORDER will be issued. There was a little bit of damage to the edge of the pavement. Councilman Goettsche was at a cross walk sign the other day and the traveling car never hesitated in slowing down to let the pedestrians cross. Supervisor Hoyt's concern is every place the town has installed the cross-walk signs they have been smashed by traveling cars. Councilman Peters thinks the town should buy the cross-walk signs. Each cross-walk sign will be placed at that business' location, when this sign gets destroyed then that business is free to buy the next one. A motion to approve the purchase was made by Councilman Peters, 2nd by Councilman Goettsche, with all in favor. Supervisor Hoyt just spoke to NYS DOT. NYS DOT will be repainting the cross-walk lines as they do every year.

10.POLICE REPORT: Police Chief Tor Tryland was present. If businesses have property cameras, we can review the footage to find the car(s) that destroyed the cross-walk sign(s) and charge them for it. The Chief discussed the following report items with the Board: "**Vehicles:** 7F384, 2020 Dodge Durango needs tires. 24000 miles basically down to the wear bars. The

Chief would like permission to purchase new tires. A motion to approve the tire purchase was made by Councilman Peters, 2nd by Councilman Walker, with all in favor. *Requesting to replace AC unit in office.* It was bought in 2014 and was considerably smaller than the unit we replaced. Very limited cooling effect now, mainly just blows air. A motion to approve the purchase of a new AC unit was approved by Councilman Peters, 2nd by Councilman Goettsche, with all in favor. *Supplies ordered as far back as 2020 is now arriving along with orders placed in 2021.* Anything ordered was approved before being ordered, but if delivery happens at the same time it will appear to be a big order, and will surely affect our financial allocation. *Officer Marino Romito* would like to continue work for the department his status will change from full time to part time on June 22, 2022. A motion to accept Officer Romito's status was approved by Supervisor Hoyt, 2nd by Councilman Walker, with all in favor. The Chief is looking to help out the office staff as the public comes in to get rid of their medications and they complain when the office staff cannot help them; as only a Police Officer can take the medications. This would be a new company that will provide a box in the hall way of the town all building. *Med Project. Host Kiosk Service Agreement.* Med-Project NY, LLC. 1800 M Street, NW suite 400 south Washington, DC 20036 (Med -Project). Supervisor Hoyt would like to stay with the current proven source we currently have. The Board was provided with a copy of the following activity report for the month of May: *Arrests-1; Traffic Tickets-0; Traffic Stops-26; Parking Tickets-5; Calls for Service-77; Property Checks-413; EMS Assist-9; Fire Assist-5; and EID, Alarms-9.* (Per the Chief, please do not place all the weight on these numbers as each month is subject to change.)”

11.COMMITTEE REPORT: **Councilman Van Valin** the exit door has been installed. The price for the sign-stand at the Windham Path (State Route 23 side) has been received. The price quote is \$1,000.00. Councilman Van Valin would like to make a motion to accept the quote to move the sign repair along. A motion to approve was made by Councilman Van Valin, 2nd by Supervisor Hoyt, with all in favor. **Councilman Walker** the next CWT meeting will be in person. **Councilman Goettsche** continues to post on Facebook. He has update to the residence of the highway paving on Mill Street. Councilman Goettsche was on the Windham Path again. Path looks better but not perfect. The flowers in town look wonderful as the residence are happy and enjoying the beauty in Windham. **Supervisor Hoyt** was wondering how our nuisance control officer was making out at the Windham Path? Highway Superintendent Gary Thorington has no report on this, he will check into this. Supervisor Hoyt, “we have some intruders who are using our path as well. They are creating havoc with our property, trees and wetlands.” A license and permit have been obtained to take care of this matter quietly. **Councilman Peters** GCEMS gave a presentation to Greene County. There are three items that are relevant to the town: the first fact is “All of Greene County EMS calls less than one percent (1%) are in Windham. Our ambulance service is doing a very good job serving the needs of our community. Greene County EMS used to be stationed in our town, they are now stationed in Hunter. The response time for the mountaintop is about 10 minutes. They asked the county for a 15% budget increase.” Councilman Peters finished writing the solar law. He visited the Highway Superintendent Gary Thorington for some highway stuff. Councilman Peters would like to start working on a noise law. Supervisor Hoyt this will be one of the topic discussions with the Comp Plan people to look at in the next phase. **Supervisor Hoyt** “the WWTP is the owner 32,500 feet of sewer main at the intersection of County Route 65 to the O'Neill property (by Crystal Ponds), now all the homes and vacant properties can hook into us now. Thanks to Attorney Kevin Young with this project. The work at the WWTP has been completed. The pump station on Old Road has been set the communication has been hooked up, the pump will talk to WWTP, we will be on line by the end of next week. The project should be done by the end of July.” NY Rising Project on CD Lane Road and South Street is moving along and they have a change order on that. The kayak launch has been installed at the park; the launch was donated to us from the Village of Coxsackie. The park weekend schedule is booked with various parties and busy. The comprehensive team will be meeting on June 23, 2022 @ 4:00 pm, new members have been added. Supervisor Hoyt will let the Board know who will be the new team members will be.

GENERAL FUND WARRANT #11-G contained vouchers #470-497, totaling \$31,022.57 was audited and approved for payment on a motion by Councilman Van Valin, 2nd by Councilman Goettsche, with all in favor.

HIGHWAY FUND WARRANT #11 contained vouchers #112-119, totaling \$26,432.44 was audited and approved for payment on a motion by Councilman Van Valin, 2nd by Councilman Goettsche, with all in favor.

SEWER DISTRICT FUND WARRANT #11 contained vouchers #155-168, totaling \$22,704.78 was audited and approved on a motion by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor.

STREETLIGHTING FUND WARRANT #6 contained vouchers #42-49, totaling \$1,379.95 was audited and approved for payment on a motion by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor.

CD LANE PARK ENHANCEMENT WARRANT #22 contained voucher #58, totaling \$11,103.98 was audited and approved for payment on a motion by Councilman Van Valin, 2nd by Councilman Goettsche, with all in favor.

GENERAL FUND PAYROLL WARRANT #11-P for **General** contained 13 claims, totaling \$11,994.33 was audited and approved for payment on a motion by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor. **Ambulance** payroll contained 17 claims, totaling \$16,725.47 was audited and approved for payment on a motion by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor. **Police** payroll contained 10 claims, totaling \$14,140.53 was audited and approved for payment on a motion by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor.

HIGHWAY PAYROLL WARRANT #11-P contained 3 claims, totaling \$5,421.60 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 #11-P contained 3 claims, totaling \$429.54 was audited and approved for payment on a motion by Councilman Goettsche, 2nd by Councilman Van Valin, with all in favor.

OTHER BUSINESS: **Councilman Peters** would like to send out a mailing to the new potential sewer customers on County Route 65 letting them know about the sewer connection that is now available to them. Supervisor Hoyt would like a motion to allow Councilman Peters to write this letter, a motion to approve was made by Councilman Peters, 2nd by Councilman Goettsche, with all in favor. **Helen Exum** has learned a lot tonight. She would like to say that CD Lane Park is one of the best parks we have for a community to enjoy. Thank you.

The meeting adjourned at 8:09 p.m. on a motion by Councilman Peters, 2nd by Councilman Walker, with all in favor.

SUPERVISOR

COUNCILMAN

COUNCILMAN

COUNCILMAN

COUNCILMAN

TOWN CLERK
