

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

**APRIL 27, 2023**

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

**Absent:** Councilman Stephen Walker

**Also Present:** Ambulance Administrator Davia Montie, Highway Superintendent Gary Thorington, Town Attorney Tal Rappleyea, Delaware Engineering John Brust, Liz Saunier, Chip Seamans & Mike Ryan Mountain Eagle

**Absent:** Police Chief Tor Tryland

The Supervisor called the meeting to order at 7:00 p.m. and opened with the Pledge of Allegiance.

THE MINUTES OF THE APRIL 13, 2023, TOWN BOARD MEETING were approved as typed on a motion by Councilman Peters, 2<sup>nd</sup> by Councilman Van Valin, with 3 in favor, Councilman Goettsche abstains as he was absent from the April 13, 2023 meeting, Councilman Walker is absent for April 27, 2023 meeting.

WINDHAM MOUNTAIN: Chip Seamans, President & General Manager spoke directly to the Town Board thanking them for their long-time years of friendship and service to the mountain. A short time ago today, in a press release Windham Mountain announced their new ownership.

1.DELAWARE ENGINEERING: John Brust was present. The ambulance building is looking at a completion date of June 22, 2023. All the work is going forward and looks good, the interior, exterior as they work on the stone pillars, and the paving. John Brust has been working with Kevin Maldonado with no significant disagreement working on a transportation corporation with more than one, will have four to five structures going into the town sewer. DEP has been reviewing this with them. The escrow account for this project is low and needs to be replenished. John Brust also states that Ambulance Administrator Davia Montie should be happy with the ambulance building as it is substantial completed. Supervisor Hoyt would like to see the asphalt not to have too many lines and to have a designated handicap spot.

CDE ELECTRIC INC.: has provided a public safety emergency quote at the WWTP building. The quote is for \$27,900.00. A motion to award the public safety emergency quote was made by Councilman Peters, 2<sup>nd</sup> by Councilman Goettsche, with 4 in favor, one absent.

2.OPENING OF SEALED FLOWER BIDS for the installing and supplying and for watering and maintenance for annual flowers at town signs, Hensonville Park foundation and garden beds. The Town Board reserves the right to reject any and all bids. Only one sealed bid was received and read aloud: Kerns Nursery: **Supplying & Planting Garden Beds bid: \$15,865.00, a motion to approve was made by Councilman Goettsche, 2<sup>nd</sup> by Councilman Peters, with 4 in favor and one absent. Water & Maintenance bid: \$5,325.00, a motion to approve was made by Councilman Peters, 2<sup>nd</sup> by Councilman Goettsche, with 4 in favor and one absent.** Bob Kerns would like to thank the Town Board for their continued years of support allowing Kerns Nursery to plant in the Town of Windham. “Last Fall 2022 Kerns installed many mums and ornamental cabbage in the gardens to keep the gardens looking attractive late into the season at no charge. We installed several shrubs & perennials in the Cemetery Gardens to replace old or dying plants at no charge. We installed many Tulip bulbs in the gardens so that there will be colorful flowers for people to enjoy early in the season at no charge. We appreciate your continued support and hope that everyone will enjoy the improvements., Bob Kerns, Kerns Nursery”

3. WINDHAM VILLAGE CEMETERY ASSOCIATION is requesting full fee for mowing 2023: \$8,500.00. A motion to approve was made by Councilman Van Valin, 2<sup>nd</sup> by Councilman Peters, with 4 in favor, one absent.

4. TOWN PURCHASING & PROCUREMENT POLICY: Currently in place the Town of Windham has last adopted this policy on March 24, 1994. This policy meets the requirements of General Municipal Law, Section 104-b. Town Attorney Tal Rappleyea has reviewed the current policy and has been some changes. Town Attorney Rappleyea would like the Town Board to review and to adopt. This policy is to be approved each year at the organizational meeting by resolution of reappointment. A motion to adopt was made by Councilman Goettsche, 2<sup>nd</sup> by Councilman Peters, with 4 in favor, one absent.

5. ADVERTISEMENT FOR LIFEGUARDS AT CD LANE PARK: Summer 2023, The Town of Windham is now accepting applications for NYS Certified Lifeguards for the summer season at C.D. Lane Park in Maplecrest, NY. Lifeguard applicants must have waterfront lifeguard training, standard first aid and be certified in CPR for the professional rescuer. Positions to open May-June 2023. Salary \$16.00 per hour based on experience. Send resume to: Windham Town Clerk, P.O. Box 96, Hensonville, NY 12439. For more information contact the Supervisor Tom Hoyt at (518) 821-3462 during regular business hours for a list of requirements and job description. If applicant needs to be certified, please contact (518) 291-6335. By Order of the Windham Town Board. Bonnie Poehmel Town Clerk, Dated: April 27, 2023. A motion to approve this notice to be placed for two weeks in the town's local paper the Mountain Eagle was made by Councilman Peters, 2<sup>nd</sup> by Councilman Goettsche, with 4 in favor, one absent.

6. TOWN JUSTICE'S MONTHLY Reports: March \$3,174.00: Justice McCarthy; and February \$2,411.00 & March \$1,490.00: Justice Stevens. All noted by the Board.

7. TOWN BOARD RESOLUTION #38 OF 2023: to accept the Sidewalk District billing for winter season 2022-2023 in the amount of \$9,798.00. A motion to adopt this resolution was made by Councilman Peters, 2<sup>nd</sup> by Councilman Van Valin, with 4 in favor, one absent.

8. TOWN BOARD RESOLUTION #40 OF 2023: to authorize the Supervisor to reinvest the sum of \$500,000.00 + interest earned of General Fund money in a Certificate of Deposit for 90 days at the Key Bank, Windham, New York. the following resolution was proposed to transfer funds to balance the Sewer District accounts. A motion to adopt this resolution was made by Councilman Peters, 2<sup>nd</sup> by Councilman Goettsche, with 4 in favor, one absent. TOWN BOARD RESOLUTION #41 OF 2023: to authorize the Supervisor to reinvest the sum of \$75,000.00 + interest earned of Highway Fund money in a Certificate of Deposit for 90 days at the Key Bank, Windham, New York. the following resolution was proposed to transfer funds to balance the Sewer District accounts. A motion to adopt this resolution was made by Councilman Goettsche, 2<sup>nd</sup> by Councilman Peters, with 4 in favor, one absent. TOWN BOARD RESOLUTION #42 OF 2023: to authorize the Supervisor to reinvest the sum of \$100,000.00 + interest earned of Library Fund money in a Certificate of Deposit for 90 days at the Key Bank, Windham, New York. the following resolution was proposed to transfer funds to balance the Sewer District accounts. A motion to adopt this resolution was made by Councilman Peters, 2<sup>nd</sup> by Councilman Goettsche, with 4 in favor, one absent. TOWN BOARD RESOLUTION #43 OF 2023: to authorize the Supervisor to reinvest the sum of \$200,000.00 + interest earned of Water District Fund money in a Certificate of Deposit for 90 days at the Key Bank, Windham, New York. the following resolution was proposed to transfer funds to balance the Sewer District accounts. A motion to adopt this resolution was made by Councilman Goettsche, 2<sup>nd</sup> by Councilman Peters, with 4 in favor, one absent. TOWN BOARD RESOLUTION #44 OF 2023: the following resolution was proposed to transfer funds to balance the Sewer District accounts. A motion to adopt this resolution was made by Councilman Goettsche, 2<sup>nd</sup> by Councilman Peters, with 4 in favor, one absent.

9. GREENE COUNTY RESOLUTION #152-23: Authorizing Chargeback of Assessment Roll Related Services and Materials (Senior Exemption Second Notice) Windham \$1,041.01. GREENE COUNTY RESOLUTION #153-23: Authorizing Chargeback of Assessment Roll Related Services and Materials (2023 Tax Bills) Windham \$1,872.84.

**10.AMBULANCE REPORT:** Ambulance Administrator Davia Montie was present. **Proposal For New Ambulance Vehicle** was received from North Eastern Rescue Vehicles. The proposal is for a 2022 Demers MXP-150 Ford F-350, 4 x 4 diesel chassis, total cost of unit \$232,875.00. Estimated delivery date July/August 2023. **A motion to approve the purchase the 2022 Demers MXP-150 Ford F-350 and give the Supervisor permission to sign the contract was made by Councilman Peters, 2<sup>nd</sup> by Councilman Goettsche, with 4 in favor, one absent.** Ambulance 96-1 is the twin to the proposed new ambulance the Board is reviewing for purchase. Ambulance 96-2 has issues and is in the shop. 96-2 would be used as the trade-in for the new proposed ambulance plus \$40,000.00 that has been set aside in the budget for the purchase. The remaining amount will be financed and we will stay within our budget. Report: We have two new hired ambulance staff. They are happy with the shifts and one is ready to take her NYS test in Albany for the EMT position. May 18, 2023 there will be a Greene County Administration Meeting to help with the funding of the EMT classes. They will be paying for 5 people. They have much concerns for the staffing of all ambulances.

**11.HIGHWAY REPORT:** Highway Superintendent Gary Thorington was present. The 2014 plow truck has major issues and will need to be fixed. The cost to fix will be \$25,547.32. Highway Superintendent Gary Thorington is seeking permission from the Board to fix this truck and pay the bill. A motion to approve and pay the bill will come from the Unappropriated Fund, motion by Supervisor Hoyt, 2<sup>nd</sup> by Councilman Peters, with 4 in favor, one absent. The highway dept. has been at the Windham Path to remove all the unsafe rotted wooden benches. The plaques in memory of the families that paid for the benches initially has all been saved for those families to pick up and rededicate a new bench of better lasting material. Highway Superintendent Gary Thorington is seeking permission from the Board to purchase a new Z-turn mower. The current one is on its last leg, and it is burning antifreeze and oil; it is also 15 years old. Two written quotes have been obtained for the Board to look at. Windham Equipment Rental \$11,289.72; Ferris \$13,300.72 and the third quote vendor never called back. **A motion to approve the purchase from Windham Equipment Rental for \$11,289.72 was made by Supervisor Hoyt, 2<sup>nd</sup> by Councilman Peters, with 4 in favor, one absent.** The 284 Form Agreement (Pursuant to provisions of Section 284 of the Highway Law) is ready for the Board to sign. "The general repairs for this year will cost \$165,000.00 for the primary work and general repairs upon 1.0 miles of town highways, including sluices, and culverts... Permanent Improvements on the road commencing at Brainard Ridge Rd and leading to D.E. SPTA a distance of .20 miles, there shall be expended not over the sum of \$35,000.00...; on the road commencing at County Route 56 and leading to D.E. SPTA a distance of .80 miles, there shall be expended not over the sum of \$130,000.00..." A motion to approve and allow the Board and Supervisor to sign was made by Supervisor Hoyt, 2<sup>nd</sup> by Councilman Goettsche, with 4 in favor, one absent. Highway Superintendent Gary Thorington will be attending a Cornell Workshop and is also waiting for the NYS Budget in Albany, NY to pass.

**12.POLICE REPORT:** Police Chief Tor Tryland is still out. Sergeant David Sherman reports all shifts continue to be filled. The a/c unit in the Durango has issues and has gone to the dealer to be fixed.

**13.COMMITTEE REPORT:** **Councilman Van Valin** would like permission to have the Centre Property carpet cleaned by Tyrell Sherman. A motion to approve was made by Supervisor Hoyt, 2<sup>nd</sup> by Councilman Goettsche, with 4 in favor, one absent. The carpet in the library should be cleaned as well. Councilman Van Valin has been doing some research on local builders that might be interested in working on small town projects. The Windham Path sign will have pressure treated wood to help support the sign. He has asked the highway dept. to help with the raising of the sign. The entrance way and the main hallway in the town hall needs to be replaced. The carpet should be torn up and a new non-skid resistance flooring should be in its place; pricing per sq. ft. needs to be quoted. Councilman Van Valin, would like it to be noted that someone has been using the inside of the Centre Property at night. This is a security and liability issue to the town. A new lock system will need to be installed. Do we want a key or a code? The Police will need to investigate and make routine checks on the property. The Board would like to have a code lock system installed. A motion to approve was made by Supervisor Hoyt, 2<sup>nd</sup> by Councilman Peters, with 4 in favor, one absent. Councilman Van Valin would also like to thank the Windham Highway crew and Highway Superintendent Gary Thorington, the

town looks good and the sidewalks this winter were well kept. **Councilman Goettsche** is still working on the doggie garbage at the Windham Path. He is also researching the EV impact it will have in the future. Councilman Goettsche was on the Windham Path with his dog. And it was no big deal to carry out and dispose of the doggie pooh. **Councilman Peters** he is still in the process of discussing the phones with the salesman. The town hall recently had an internet issue, all the offices were off-line. Bonnie Poehmel Town Clerk was able to reset the system to get everyone back on-line. At a Board meeting in 2022, Councilman Peters was given authorization to move forward on the upgrading of the internet system in the town hall building. He will start to work on this. **Supervisor Hoyt** Ambulance Administrator Davia Montie will help the Little League Coaches to set up a first-aid box. May 6, 2023 the Little League will be having a BBQ to raise money for the kids. Supervisor Hoyt will start the process of checking on the water and other items for the opening season of CD Lane Park for the middle of May. The watershed will have a land purchase meeting in May. Supervisor Hoyt has spoken to Helen Dean from the Windham Chamber about hanging the flags throughout town. Supervisor Hoyt and Highway Superintendent Gary Thorington have set a tentative date for negotiations of the renewing of the highway union contract

**REMINDER:** The Regular Town Board Meeting for Thursday, May 11, 2023 has been **changed to Wednesday, May 10, 2023 at 7:00 p.m.** at the Town Hall, 371 St. Rt. 296, Hensonville, NY.

GENERAL FUND WARRANT #8-G contained vouchers #282-307, totaling \$3,868.45 was audited and approved for payment on a motion by Councilman Van Valin, 2<sup>nd</sup> by Councilman Goettsche, with 4 in favor, one absent.

HIGHWAY FUND WARRANT #8 contained vouchers #79-88, totaling \$3,690.78 was audited and approved for payment on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Van Valin, with 4 in favor, one absent.

SEWER DISTRICT FUND WARRANT #8 contained vouchers #103-119, totaling \$20,231.39 was audited and approved on a motion by Councilman Van Valin, 2<sup>nd</sup> by Councilman Goettsche, with 4 in favor, one absent.

AMBULANCE FUND WARRANT #7 contained vouchers #64-76, totaling \$8,435.12 was audited and approved for payment on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Van Valin, with 4 in favor, one absent.

CAPITAL AMBULANCE BUILDING WARRANT #13 contained vouchers #31-34, totaling \$211,681.66 was audited and approved for payment on a motion by Councilman Van Valin, 2<sup>nd</sup> by Councilman Goettsche, with 4 in favor, one absent.

GENERAL FUND PAYROLL WARRANT #8-P for **General** contained 6 claims, totaling \$6,420.48 was audited and approved for payment on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Van Valin, with 4 in favor, one absent. **Ambulance** payroll contained 17 claims, totaling \$18,447.07 was audited and approved for payment on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Van Valin, with 4 in favor one absent. **Police** payroll contained 9 claims, totaling \$9,235.51 was audited and approved for payment on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Van Valin, with 4 in favor, one absent.

HIGHWAY PAYROLL WARRANT #8-P contained 5 claims, totaling \$9,354.24 was audited and approved for payment on a motion by Councilman Van Valin, 2<sup>nd</sup> by Councilman Goettsche, with 4 in favor, one absent.

SEWER DISTRICT FUND PAYROLL WARRANT #8-P contained 2 claims, totaling \$382.03 was audited and approved for payment on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Van Valin, with 4 in favor, one absent.

The meeting adjourned at 7:52 p.m. on a motion by Councilman Peters, 2<sup>nd</sup> by Councilman Goettsche, with 4 in favor, one absent.

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SUPERVISOR

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COUNCILMAN

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COUNCILMAN

Stephen Walker absent  
COUNCILMAN

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COUNCILMAN

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TOWN CLERK

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OFFICIAL