

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

**JUNE 22, 2023**

**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 , Town Attorney Tal Rappleyea, Kevin Maldonado, Anita Buyers & Mike Ryan Mountain Eagle

**Absent:** Superintendent Gary Thorington & Delaware Engineering John Brust

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

THE MINUTES OF THE JUNE 8, 2023, TOWN BOARD MEETING were approved as typed on a motion by Councilman Peters, 2<sup>nd</sup> by Councilman Walker, with all in favor.

1.KEVIN MALDONADO would like to speak to the Town Sewer Board to discuss a transportation corporation for Red Rock Road development. Town Attorney Tal Rappleyea believes that the corporation papers must have a plan/specifications that goes with it; this will need to be completed with your engineer and then sent to the State of New York for their approval. Adam Yagelski, Senior Planner at Delaware Engineering can help with the procedure of what is needed to be submitted to the State. Once the State has approved then the town can approve. Supervisor Hoyt believes that SEQR will need to be done also.

2.NEW APPLICATION FOR TOWN SEWER SERVICE seeking permission to connect property within the Town Sewer District located County Route 12, Tax Map #95.06-1-5, Edouard Terzis, proposing a residential 32-unit condo project (tabled 6/8/23 pending further information). Tabled 6/22/2023 as no further information has been given. A motion to table was made by Councilman Peters, 2<sup>nd</sup> by Councilman Walker, with all in favor.

3.PROPOSED NEW OWNER Chad Sullivan would like to speak to the Town Board for Municipal Parking, tax map #78.19-1-8 & #78.19-1-14 (rural vac<10, [acres 0.12x2=0.24] is for sale ) Cancelled and rescheduled for discussion at the next board meeting on July 13, 2023.

4.RENEWING APPLICATIONS TO KEEP ACTIVE: Cecelia Kayo, State Route 23, Tax Map #78.00-4-9.1, 78.00-4-19 & 78.00-4-20 are within the town sewer district. Renewal approved. A motion to approve was made by Councilman Van Valin, 2<sup>nd</sup> by Councilman Peters, with all in favor.

5.VFW POST 1545 seeking permission to hold tag day in honor of Veterans Day on Saturday, June 24, 2023 @ 9:00 am to 1:30 pm. They will be standing at the intersection of State Route 23 and 296. A motion to approve was made by Supervisor Hoyt, 2<sup>nd</sup> by Councilman Walker, with all in favor.

6.WINDHAM CHAMBER OF COMMERCE is requesting the following items for the 4<sup>th</sup> of July celebration: 8 garbage cans and 6 traffic cones. A motion to approve was made by Councilman Peters, 2<sup>nd</sup> by Councilman Walker, with all in favor. Copy of letter will be given to Superintendent Gary Thorington.

7.AFFIDAVIT & APPLICATION for Certificate of Residence. Olivia Pedrick states that she plans to enroll at HVCC in the fall. A motion to approve her residency was made by Councilman Peters, 2<sup>nd</sup> by Councilman Goettsche, with all in favor.

8.STATE LIQUOR LICENSE 30-day hold waiver letter for H House Business Holdings LLC (aka Hotel Vienna) “the agent handling this file deemed it necessary to specify “live music and dancing” ...on the amended notice”. A motion to approve was made by Councilman Van Valin, 2<sup>nd</sup> by Councilman Peters, with all in favor. Supervisor Hoyt noted should the hotel grounds be used more for outside events; they will then need to go to a site plan application.

9.COMMUNITY OF WINDHAM seeking permission to use the Centre Property for a music rehearsal for their August weekend. They are asking for Sunday, July 9, 2023 @ 1:00-6:00 pm. A motion to approve was made by Councilman Van Valin, 2<sup>nd</sup> by Councilman Walker, with all in favor.

10.AMBULANCE FUND RESOLUTION #2 OF 2023: the following resolution was proposed to transfer funds to balance the Ambulance Fund accounts. A motion to adopt this resolution was made by Councilman Peters, 2<sup>nd</sup> by Councilman Goettsche, with all in favor. GENERAL FUND RESOLUTION #10 OF 2023: the following resolution was proposed to transfer funds to balance the General Fund accounts. A motion to adopt this resolution was made by Councilman Goettsche, 2<sup>nd</sup> by Councilman Peters, with all in favor. TOWN BOARD RESOLUTION #62 OF 2023: Town Board of the Town of Windham has previously determined that it is necessary to engage in litigation against the NYS Department of Labor with respect to requirements concerning prevailing wage rates and trucking costs; and whereas, the Town Board of the Town of Windham hereby deems it appropriate to retain the firm of Couch White to prosecute such action as special counsel, at no cost to the Town. A motion to adopt this resolution was made by Councilman Van Valin, 2<sup>nd</sup> by Councilman Goettsche, with all in favor.

11.AMBULANCE REPORT: Ambulance Administrator Davia Montie was present. Ambulance 96-1 has been in the shop at Lacy Ford for various repairs. There are concerns for finding a new home for 96-2; however the town must keep until the replacement ambulance has arrived. Tel-a-health will be closing their doors; the service will no longer be available.

12.ASSESSOR’S REPORT: the following report was submitted for the Board’s review: “Final Roll has been submitted, for July 1st deadline and use by the County and the public. Assessor’s office had three grievances at BAR this year. All were addressed. The Board of Assessment Review agreed with the Assessor in each case. Office organization continues in upgrading. We will have labeled and inventoried blueprints and drawings in numbered plastic water resistant file boxes. Currently half of the last two years inbound drawings etc have been catalogued. No outside services or expense was required. The work continues over the summer. The expectation will exceed the 6-8 containers previously referenced. Meeting with BAR members Board of Assessment Review) on BAR date May 23rd, 2023, went smoothly. Traffic was light. Requests are coming in for data from the office has it’s been increasing, as the local Real Estate market has been tightening. Land values are rising. Local housing / rentals is basically non-existent. More photography to enhance our inventory will occur this summer. I’m still looking forward to summer.”

13.HIGHWAY REPORT: Superintendent Gary Thorington was not present. After numerous setbacks due to the weather, the highway dept has been able to start a pavement schedule that has been named on the 284 form for the various town roads.

14.POLICE REPORT: Sgt. Sherman has been filling in for the police chief and everything is well. There will be a second patrol on for Sunday, June 25, 2023 @ 3:00 pm. The Mountain Lodge No. 529, F. & A.M. (Masonic Temple) is hosting the "A Walk for Our Heros". GY/Sgt. Donald Rion (USMC-Ret) has volunteered by walking from Adonai Masonic Lodge in Highland, NY to the Windham Masonic Lodge; the walk covers a total distance of 67 miles. The second patrol will be there for traffic control; also the other agencies Greene County Sherriff's and the New York State Police will be available to help coordinate. There will be extra patrol out for the 4<sup>th</sup> of July celebration and this too will be coordinated with Greene County Sherriff's and the New York State Police.

15.COMMITTEE REPORT: **Councilman Van Valin** the handicap ramp roof is completed, a local contractor was able to complete. Councilman Van Valin would like to meet with Town Clerk Bonnie Poehmel to work on a bidding proposal and legal notice for the east side of the Centre Property building to be pressure washed and painted. Vets Road will have a new public parking sign. Superintendent Gary Thorington has been helping out with that sign. **Councilman Walker** was at a CWT meeting. They continue to discuss the placeholder documents from DEP regarding LAP; The Town of Roxbury is working on conservation easements they have purchased and are looking to remove them; and Greene County Soil & Water are to meet for more discussions this week. "In 1987 the original goal was to purchase 80,000 acres for the City; they currently have 157,000 acres." **Councilman Goettsche** has been working with the people that would like to install the doggie bins at the Windham Path. This project is moving forward and will be installed soon. Supervisor Hoyt would like Councilman Goettsche to mention the Sand Castle event on the town's Facebook page and website for July 4, 2023 at CD Lane Park. And also please note our 4<sup>th</sup> of July Celebration; parade line-up will start at NBT Bank at 6:30 pm, the parade will start at 7:00 pm and the town will host the fireworks at Windham Mountain starting at dusk. **Councilman Peters** has been working with Ambulance Administrator Davia Montie for the schedule of the upcoming music festival at Windham Mountain later in the summer. Greene County EMS has a budget draft with two different increases a 10% over year increase and a 12% over year increase. Councilman Peters will also need to speak with the local and other police agencies for the schedule of the upcoming music festival at Windham Mountain later in the summer. **Supervisor Hoyt** would like **Michael Troccoli** to fill the vacant seat that John O'Grady held as a Planning Board member; the term will expire on December 31, 2024. A motion to approve was made by Councilman Peters, 2<sup>nd</sup> by Councilman Goettsche, with all in favor. **Supervisor Hoyt** would like to name the following people to be appointed for hire: Ambulance **Melissa Krom**, EMT part-time rate per hour \$18.50. A motion to approve was made by Councilman Peters, 2<sup>nd</sup> by Councilman Goettsche, with all in favor. General-office **Amanda Jones**, Senior Clerk **Typist** full-time, rate per pay \$19.50. A motion to approve was made by Councilman Peters, 2<sup>nd</sup> by Councilman Goettsche, with all in favor. General-park **James Wizeman**, Lifeguard, part-time, rate per hour \$16.00. A motion to approve was made by Councilman Peters, 2<sup>nd</sup> by Councilman Goettsche, with all in favor. Supervisor Hoyt, Weekends at CD Lane Park are booked and will be very busy all summer. Tyrell Sherman will be cleaning the carpets at the Library. The staffing hours at the Library have been filled for the summer. **Town Attorney Tal Rappleyea** has been working on litigation affidavit regarding special council with the dept. of labor (see town board resolution # 62 of 2023). A motion to approve our Town Attorney to continue to work on the litigation on behalf of the Town of Windham was approved by Councilman Van Valin, 2<sup>nd</sup> by Councilman Goettsche, with all in favor.

GENERAL FUND WARRANT #12-G contained vouchers #415-435, totaling \$3,409.97 was audited and approved for payment on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Van Valin, with all in favor.

HIGHWAY FUND WARRANT #12 contained vouchers #119-121, totaling \$943.59 was audited and approved for payment on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Van Valin, with all in favor.

SEWER DISTRICT FUND WARRANT #12 contained vouchers #151-163, totaling \$8,675.93 was audited and approved on a motion by Councilman Van Valin, 2<sup>nd</sup> by Councilman Goettsche, with all in favor.

AMBULANCE FUND WARRANT #11 contained vouchers #110-115, totaling \$2,056.94 was audited and approved for payment on a motion by Councilman Van Valin, 2<sup>nd</sup> by Councilman Goettsche, with all in favor.

CD LANE PARK ENHANCEMENT WARRANT #28 contained voucher #70, totaling \$137.10 was audited and approved for payment on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Van Valin, with all in favor.

GENERAL FUND PAYROLL WARRANT #12-P for **General** contained 14 claims, totaling \$13,029.31 was audited and approved for payment on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Van Valin, with all in favor. **Ambulance** payroll contained 17 claims, totaling \$17,328.33 was audited and approved for payment on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Van Valin, with all in favor. **Police** payroll contained 10 claims, totaling \$10,424.21 was audited and approved for payment on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Van Valin, with all in favor.

HIGHWAY PAYROLL WARRANT #12-P contained 3 claims, totaling \$5,529.60 was audited and approved for payment on a motion by Councilman Van Valin, 2<sup>nd</sup> by Councilman Goettsche, with all in favor.

HIGHWAY PAYROLL WARRANT #12-P (Highway Union Longevity Pay) contained 3 claims, totaling \$950.00 was audited and approved for payment on a motion by Councilman Van Valin, 2<sup>nd</sup> by Councilman Goettsche, with all in favor.

SEWER DISTRICT FUND PAYROLL WARRANT #12-P contained 3 claims, totaling \$633.99 was audited and approved for payment on a motion by Councilman Goettsche, 2<sup>nd</sup> by Councilman Van Valin, with all in favor.

COMMENTS FROM THE PUBLIC: **Anita Buyers** has a complaint regarding two signs on County Route 40. There are three signs on the front lawn. She believes in freedom of speech and you can vote for whoever you like. But two of the signs are very offensive to her and others traveling on County Route 40. The children on the school bus should not be reading this. She believes the signs are in poor taste. Supervisor Hoyt noted her complaint. **Kevin Maldonado** has poured a 4'x6' concrete slab for the propane tanks to sit on at the back of Hickory Hill pump house. If the town doesn't want, Kevin can take the slab away. Kevin and his wife would like to donate 20' on three sides of that building to the town; should they ever sell that property, the town will already own it. Supervisor Hoyt, there has been an easement for years on that property. Town Attorney Rappleeya will review the easement and will set up the paperwork for the donation. Supervisor Hoyt thanked Kevin for the donation.

The meeting adjourned at 7:45 p.m. on a motion by Councilman Peters, 2<sup>nd</sup> by Councilman Goettsche, with all in favor.

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TOWN CLERK

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