

REGULAR MEETING, TOWN OF REDFIELD, JUNE 13, 2017

The regular monthly meeting of the Redfield Town Board was held on June 13, 2017 at the Redfield Municipal Building starting at 7:30pm. Roll call was taken and the following board members were present:

- Tanya Yerdon - Supervisor
- Carla Bauer - Councilwoman
- James Cheney - Councilman
- Elaine Yerdon - Councilwoman
- Erwin Webb - Councilman

In addition, Susan Hough -Town Clerk, Paul Pratt -Highway Superintendent, Tom Jones, John Cheney, Margaret Kastler - Legislator, Michael Yerdon, Mitchel Yerdon, Candy Gilbert, Cliff Gilbert, Ed Potter, Melody Westfall - Scalfone Law PLLC, John Howland – Code Enforcement Officer

Pledge of the Allegiance was said.

Resolution 17-54

Motion was made by Elaine Yerdon and seconded by Erwin Webb that the
 General Fund Bills - Abstract #06 Vouchers 187-211,228 &229 Totaling \$ 9,663.36
 Light District #1 - Abstract #06 Vouchers 226 Totaling \$ 580.45
 ADOPTED Ayes 5 T. Yerdon, J. Cheney, E. Yerdon, E. Webb, C. Bauer
 Nays 0

Resolution 17-55

Motion was made by Carla Bauer and seconded by James Cheney that the
 Highway Fund Bills - Abstract # 06 Vouchers 211-225 Totaling \$ 18,416.22
 Be paid.
 ADOPTED Ayes 5 T. Yerdon, J. Cheney, E. Yerdon, E. Webb, C. Bauer
 Nays 0

Resolution 17-56

Motion was made by Erwin Webb and seconded by Carla Bauer that the Supervisor's Report and
 Payroll Sheets be accepted as presented.
 ADOPTED Ayes 5 T. Yerdon, J. Cheney, E. Yerdon, E. Webb, C. Bauer
 Nays 0

TOWN CLERK – SUSAN HOUGH

Town Clerk will mail the Town Board and any other attendees of the meeting the May 9, 2017 minutes, they are on her home computer and she didn't realize they weren't transferred to the Town computer. Deputy Clerk Yvonne Phelps has worked for the Town Clerk this week because the Town Clerk's sister had a stroke.

Resolution 17-57

Motion was made by Elaine Yerdon and seconded by Carla Bauer to approve the Town Justice Dory
 Dumas 2016 Books reviewed by Tanya Yerdon, Elaine Yerdon and Carla Bauer.
 ADOPTED Ayes 5 T. Yerdon, J. Cheney, E. Yerdon, E. Webb, C. Bauer
 Nays 0

Resolution 17-58

Motion was made by Carla Bauer and seconded by Erwin Webb to approve the Town Supervisor Tanya Yerdon and Town Clerk Susan Hough 2016 Books reviewed by Tanya Yerdon, Elaine Yerdon and Carla Bauer.

ADOPTED Ayes 5 T. Yerdon, J. Cheney, E. Yerdon, E. Webb, C. Bauer
Nays 0

Resolution 17-59

Motion was made by Elaine Yerdon and seconded by James Cheney to approve the April 11, 2017 minutes as presented.

ADOPTED Ayes 5 T. Yerdon, J. Cheney, E. Yerdon, E. Webb, C. Bauer
Nays 0

The Town Clerk received pictures of the two (2) little league teams that the Town sponsors.

Resolution 17-60

Motion was made by Elaine Yerdon and seconded by Erwin Webb to approve the payment to the Sandy Creek Little League in the amount of \$ 125.00.

ADOPTED Ayes 5 T. Yerdon, J. Cheney, E. Yerdon, E. Webb, C. Bauer
Nays 0

HIGHWAY SUPERINTENDENT - PAUL PRATT

Paul had the roller radiator repair, he found a new person which was cheaper and a good job. The 2014 and 2015 have been gone for warranty work. They have replaced five (5) culverts and continue hauling stone for road work. The 2007 front seal engine/timing chain cover had a hole and the EGR has needed to be replaced for a while that should be back this week or next. He plans on paving the other half of the Ryan Road to finish it and oil and stone over the moto pave. They will double oil and stone Harvester Mill Road from Ranieri's to the steel deck bridge. If they have enough money he will oil and stone Old State road to the turnaround.

CODE ENFORCEMENT OFFICER - JOHN HOWLAND

John handed in his report with the list of permits issued and a year to date report. He sent out reminders for RV permits from last year, most have been taken care of for this year. CW Carla Bauer asked regarding campers on Castor Drive, John has sent out a reminder and talked to the Girlfriend of the owner. CM Erwin Webb saw a large shed being delivered on Little John Road, John will look into it.

LEGISLATOR - MARGARET KASTLER

The Legislator's meeting is Thursday night at 7pm if anyone would like to attend. On the agenda is a Public Hearing regarding fire Works, a Resolution calling on the State to establish a Great Lakes Flood Recovery Grant Program, a Resolution to fixing the time and place for a Public Hearing on Wireless Phone surcharge to Oswego County to go to the 911 Fund, more and more people have gotten rid of their land lines which had the surcharge, a Resolution calling on the State to fully reimburse counties for the mandated District Attorney's salary(all District Attorneys must be paid the same as the NY State Judges), a Resolution opposing bills that would mandate unfunded caseload standards for child protective employees, they are State jobs and the county is not given enough money to cover them.

TUG HILL COMMISSION - ANGIE KIMBALL

Reminder: The Black River Watershed Conference has been scheduled for Wed., June 14th at the View Arts Center, 3273 St Rt 28, Old Forge. Contact Jennifer Harvill at the Tug Hill commission for more information at jennifer@tughill.org or 315-785-2392. Agendas and registration information will be available soon. **Reminder:** \$ 225 million is available through the Water Infrastructure Improvement Act of 2017 (WIIA) for drinking water and wastewater projects. There is also \$30 million in funding available in the Inter-municipal Grant Program for water quality infrastructure projects undertaken by two or more cooperating municipalities. The Environmental Finance Center will host webinars on the program 5/9 at 11am and 6/1 at 2pm. To register for the webinars, visit www.efc.ny.gov/NYSWaterGrants. **Reminder:** The 2017 Consolidated Funding Applications (CFAs) have opened for round 7. There are over 30 funding programs available through 12 state agencies including Empire State Development, NYSEDA, Environmental facilities Corp., Dept. of Labor, the Office of Parks and Rec., the DEC, the Dept. of Ag. and Markets etc. There are some training workshops up-coming: on 6/15 from 1:30 to 4 pm at the Syracuse Center of Excellence, 6/14 from 10:30 to 1 pm at SUNY Oneonta and 6/23 from 2:30 to 5 at the ORDA Lake Placid Convention Center. The grant solicitations, resource materials and details for the workshops are available at www.regionalcouncils.ny.gov. The grants opened May 1st and close on 7/28/17 at 4 pm. The NYS Archives will be holding a webinar titled "Avoid the Paper Avalanche – The Quest for the Paperless Office" on 6/20 from 10:30 to 11:30am. The webinar will look at the amounts of paper generated in offices and offer some practical solutions to help reduce the amount of paper generated and better manage their digital records. Visit <http://www.archives.nysed.gov/workshops/schedule/avoiding-the-paper-avalanche-the-quest-for-the-paperless-office-webinar-2017-06-20> to sign up for the webinar. The New York Planning Federation in conjunction with the Association of Towns will be holding some summer planning and zoning training sessions in the months to come. They will be held July 28th at the Ramada Cortland Hotel; July 31st at the Bryncliff Resort and Banquet in the Town of Sheldon; August 7th at Locust Grove in the City of Poughkeepsie and August 10th at Albany Law School. Call Patty Kebea at the Association of Towns to register at 518-465-7933. Audubon New York will be holding a Forest Habitat Management workshop Wed. June 21st at the Boonville Municipal Building (13149 St. Rt. 12, Boonville) from 6 to 8 pm. Tug Hill and Adirondack Region provide extensive forested habitats essential to the survival of at-risk bird species, such as the American Woodcock, Canada Warbler and Brown Thrasher. Individual and family forest owners are encouraged to attend to learn about habitat needs of forest birds and the many benefits of sustainable forest management. The workshop is free to attend and for more information you can visit ny.audubon.org/forestworkshop. **Save the date:** the next Tug Hill Commission meeting is scheduled for the Village of Deferiet on Monday June 19th at 10am.

Councilwoman Elaine Yerdon gave an update on the Dog Enumeration - John has most of the South end of town done, he's going out tonight to get the people not home during the day.

SUPERVISOR - TANYA YERDON

The Windmill Farm project - per the Article 10 we need to hire Attorneys, we need a Tax Attorney and an Attorney that has experience with Wind Laws. Melody Westfall is here tonight to talk to the Board. I have talked with two (2) other Attorneys but they could not be here tonight.

ATTORNEY - MELODY WESTFALL OF SCALFONE LAW PLLC

Melody Westfall - has been heavily involved with Windmills. Has experience with Article 7 and
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Article 10 which is basically SEQR on steroids. She is from Bar Harbor, Maine, was in the Military - Navy, she spent most of her time in Asia, she stayed in Japan and worked for several years. Attended SU Law School - received her Law Degree and has a Master's Degree in Environmental Science/Hydrogeology. She has been practicing Law for seven (7) years and has several Attorneys that work for her, a network of Attorneys - has a Specialist for all cases. She is familiar with Avangrid, has 66 Plaintiffs in Fairfield, and is very familiar with the affects Windmill's have on people. CM James Cheney asked if she was pro or con for Windmills. Melody is pro as long as they are not near people's houses, she feels off shore is better. There are towns like Martinsburg and Lowville that are happy with their Windmill Project. It comes down to the pros/cons for the Town. In Fairfield a lot went wrong. Supervisor Tanya Yerdon stated the Windmill Project in Redfield won't be near any homes. Melody is very motivated to help for the beginning of the project to the end. Avangrid has told Supervisor Tanya Yerdon that the Town of Redfield needs a Tax Attorney and an Attorney for the Windmill Project. If the Town is inadequately prepared they have wrote the Town's Windmill Law. CW C. Bauer asked if she was unbiased about the whole project in the Town of Redfield. Melody is unbiased regarding this project. CW E. Yerdon asked if she has a Tax Attorney and if the billing would be paid by Avangrid. Supervisor Tanya Yerdon - there are intervener funds, Avangrid is on board to pay the Tax Attorney.

SUPERVISOR - TANYA YERDON

Tanya and Town Clerk - Susan Hough met with NYMIR representative Henry van den Heever. She has received his recommendations for the Town of Redfield, which the Board Members have been given a copy.

Security - Town Court Security Officer has been approved to carry a weapon. New York Criminal Procedure Law § 2.30 stipulates that every peace officer must successfully completed a peace officer training program and that no employer shall allow any peace officer it employs to carry or use a weapon during any phase of the officer's official duties, unless the officer has satisfactorily completed a course of training approved by the municipal police training council in the use of deadly physical force and firearms and other weapons. - COMPLETED

The Old Town Barn- From an exterior view of this building that the roof line is deformed. This could indicate that when additional weight is applied such as a heavier than normal snow load in winter the roof/building may collapse. There was discussion on what to do with the building - it's used for cold storage -could cost a lot to repair the building. In the summer we store the lawn mowers, trailers, construction signs, in the winter the road mower/mowers, rake, chipper boxes, road broom. There was discussion regarding building a pole barn across from the new town barn in the woods - stone floor, no power, steel roof and siding. The Town could clear the land and everything would be in one (1) location. There was discussion regarding possibly selling the old town barn as is - PENDING

Fire Safety - Highway Garage does not have an alarm system. There was discussion as there have been a number of catastrophic highway garage fires in recent years. PENDING

Policies and Procedures - Hold Harmless Agreements and Certificates of Insurance for Contractors. Require all contractors and repair person hired by the municipality named as an Additional Insured. - COMPLETED

Parks/Playground - Bleacher safety - observed that the bleaches located at the ballfield do not meet the new guidelines of the Consumer Product Safety commission for Retrofitting Bleachers. All bleachers that exceed 30 inches in height must provide a full protection on the back, sides and interior to prevent catastrophic injuries. PENDING

The surface beneath the playground equipment does not meet the recommendations of the US Consumer Product Safety Commission guidelines.

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Playground use rules should be posted to restrict use of the playground to proper activities and to

improve claims defense in the event of a playground injury. COMPLETED

Resolution 17-61

Motion was made by Carla Bauer and seconded by James Cheney to approve the purchase of two (2) signs for the playground with the use rules.

ADOPTED Ayes 5 T. Yerdon, J. Cheney, E. Yerdon, E. Webb, C. Bauer
Nays 0

Highway Garage - Policies and Procedures - Motor Vehicle Abstract Review - DOT safety regulations for Class A and B licensed CDL drivers require that you evaluate each employee's motor vehicle abstract at the time of hire and again at the hire date anniversary. To simplify the process you can join the License Event Notification Service (LENS) program sponsored by the New York state Department of Motor Vehicles there is no cost. COMPLETED

Resolution 17-62

Motion was made by James Cheney and seconded by Carla Bauer to approve Highway Superintendent Paul Pratt to join the License Event Notification Service (LENS).

ADOPTED Ayes 5 T. Yerdon, J. Cheney, E. Yerdon, E. Webb, C. Bauer
Nays 0

Policies and Procedures- Prior Notice Law - the Municipality appears to be relying on New York State Law 65-a for protection against lawsuits from defects to streets, sidewalks, etc., not previously notified. If so, the municipality's is not being provided with the utmost protection available against such lawsuits. Enact a local law to supersede Town Law 65-a to provide maximum protection. The Town Clerk should keep a log of the written prior notifications the municipality receives regarding such defects. This log should include, but not limited to: Notifying Individuals, Stated Condition, Date & Time Reported, Date & Time Repaired or Corrective Actions Taken. The Town's prior notice law also requires that all such notices be provided to the town clerk for recording. COMPLETED

Policies and Procedures - Anti-Discrimination & Anti-Harassment Policies - Due to recent changes to New York State laws the municipality may not have up-to-date Anti-Discrimination & Anti-Harassment Policies. In addition, training may not have been provided to all staff. Training for staff should be scheduled since it is a vital component in defending the municipality against these exposures. -PENDING

Highway Garage - Sign Inventory - the municipality does no maintain an inventory of regulatory and warning road sins and their locations to assist with claims defense in the event of a road accident and the quality or absence of signs becomes the focal point of a lawsuit. Maintain an inventory of all regulatory signs and their locations, and conduct biannual inspections of the signs. One of the inspections should be done at night to judge the reflectivity of the sign. Paul does have the inventory he just needs to note the inspections dates and times. - COMPLETED

General Safety - Cemetery - Headstones - several of the monument-type headstones were loose and not properly secured to their bases and were not upright. This presents a risk of serious injury to unsupervised children should a headstone fall over. Cemetery Superintendent Elaine Yerdon stated some of these headstones are from the 1800's, you have to receive permission from a family member to do anything to the headstones, which is nearly impossible with most of them being so old. - NO ACTION CAN BE TAKEN

Redfield owns the land and building which was leased to the Wesleyan Methodist Church for as long as it was used for church services. Tanya spoke with Town Attorney Robert Genant and it would just be a change of verbage for the Redfield Grace Fellowship Nondenominational to have a new lease under their name. Candy Gilbert stated it will be mainly used for Sunday school, for the youth and children Bible School. CM J Cheney stated that the Town should be named on the Church's insurance policy he feels with a million dollar coverage.

Resolution 17-63

Motion was made by James Cheney and seconded by Carla Bauer to authorize supervisor Tanya Yerdon to have a new Lease Agreement and to include the Town of Redfield named on their Insurance Policy with the Redfield Grace Fellowship Nondenominational for the small church next to the Fire Department to continue as they have been.

ADOPTED Ayes 5 T. Yerdon, J. Cheney, E. Yerdon, E. Webb, C. Bauer
Nays 0

Tanya will be attending another meeting the first part of July on the State Mandated Shared Services - Oswego County is proposing County Wide Health Insurance for all Employees - this will not work for the Town of Redfield because of the Labor Contract with the Teamsters. The Towns of Redfield, Orwell, Boylston, Williamstown and Altmar cannot use the shared services that are already in place which doesn't leave them many options but to opt out of the program.

Councilman - James Cheney- feels the meeting on the Windmill Project was very productive. Mr. Droz Jr. was quite negative in regards to the Windmills. Jim did some research on Mr. Droz Jr. - he is the co- writer of Confidential Memo outlines Right-Wing coordinated Propaganda Campaign to Crush Wind Power Energy - He also works with the NC-20 a pro-development advocacy group Non-Profit organization. He has made it his purpose to spear head against Windmills. Jim gave handouts to the Board Members. Jim would like speakers with both pros and cons at a meeting. Supervisor Tanya Yerdon - Mr. Droz did not represent himself at the meeting as he did to her before the meeting. Tanya was just as surprised with his speaking as anyone else was, that was not reflective of her opinion. She would like to have another meeting in the future. It is a learning process for all of us, five (5) parts of the Article 10 that are important for the Town to be aware of and be to be prepared. On Monday at 1pm Tanya will be meeting with Oswego County (Phil Church, Shawn Doyle, Kevin Gardner), Sandy Creek Central School, Jenny Briot - Avangrid, and Attorney Bob Ganant. She does not want to have the Industrial Development Association (IDA) involved in our Windmill process.

Michael Yerdon - Chairman Zoning Commission - the Commission has been working since April meeting every two (2) weeks. They have a meeting tomorrow night and plan a Public Hearing for June 27th and when the Commission has completed their work it will then it will be presented to the Town Board for their decisions.

Motion was made by James Cheney seconded by Carla Bauer to adjourn the meeting at 9:19pm.

ADOPTED Ayes 5 T. Yerdon, J. Cheney, E. Yerdon, E. Webb, C. Bauer
Nays 0

The next Town of Redfield Town Board meeting will be held Tuesday, July 11, 2017 at 7:30pm.