

REGULAR MEETING, TOWN OF REDFIELD, JULY 11, 2017

The regular monthly meeting of the Redfield Town Board was held on July 11, 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, Margaret Kastler - Legislator, Frank Hilliker, Dan Murdie - Avangrid, Clayton Mcelwkein, George Lane, Pat Sadler - WoodWise and John Howland – Code Enforcement Officer

Pledge of the Allegiance was said.

Resolution 17-64

Motion was made by Erwin Webb and seconded by Elaine Yerdon that the
 General Fund Bills - Abstract #07 Vouchers 230-247,257-260 Totaling \$ 10,648.00
 Light District #1 - Abstract #07 Vouchers 256 Totaling \$ 552.93
 ADOPTED Ayes 5 T. Yerdon, J. Cheney, E. Yerdon, E. Webb, C. Bauer
 Nays 0

Resolution 17-65

Motion was made by Carla Bauer and seconded by James Cheney that the
 Highway Fund Bills - Abstract # 07 Vouchers 247-254 Totaling \$ 6,496.05
 Be paid.
 ADOPTED Ayes 5 T. Yerdon, J. Cheney, E. Yerdon, E. Webb, C. Bauer
 Nays 0

Resolution 17-66

Motion was made by James Cheney 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

Tug Hill Commission Circuit Rider Angie Kimball is on vacation. The following are her announcements: **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, NYSEERDA, 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 May1st and close on 7/28/17 at 4 pm.

REMINDER: 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. New York Sea Grant and the NYSDEC's Great Lakes Basin Small Grants Program is requesting proposals for projects which benefit the environment and economy of New York's Great Lakes basin. Grants of up to \$25,000 will be awarded for projects that implement Goal #7 of the Great Lakes Action Agenda: "Enhance community resiliency and ecosystem integrity through restoration, protection and improved resource management". For more information and the full application go to

<http://seagrant.sunysb.edu/articles/t/new-york-s-great-lakes-basin-small-grants-program-2017-requests-for-proposals-grants-policies-funding-opportunities-current-rfps> . Up to \$200,000 will be awarded for 8-10 projects and the deadline to apply is Sept. 22, 2017. The NYS DEC continues to make available a grant to offset costs of e-waste recycling. Approximately \$1.7 million of the original \$3 million in funding is still available to municipalities to help offset the costs associated with the collection and recycling of e-waste. Municipalities may receive up to 50% of the eligible expenses for recycling e-waste between April 1st and Dec. 31st of 2017. Application deadline is January 31, 2018. Information is available in the DEC website at www.dec.ny.gov . The Justice Court Assistance Program (JCAP) grants are open for the 2017-18 year. The Program this year has \$2.9 million in available funding. Maximum grant awards are \$30,000 for single applications and \$60,000 for joint applications. The funds may be used for office and security equipment, furniture, courtroom and court facilities improvements and renovations. The applications must be submitted by Justice Court personnel only and information can be accessed at www.nycourts.gov . Deadline to apply is October 12, 2017. **Save the date:** The date for the fall meeting of the Cooperative Tug Hill Council has been set for Thursday September 28, 2017. Details as to the program and location to follow as they become available.

Town Clerk read the 2nd Quarter NOCA report. John has completed the Dog Enumeration, she has sent letters out and has had a good response. She gave them until July 18th and then will send a final notice out and then turn it over.

HIGHWAY SUPERINTENDENT - PAUL PRATT

Been working on the Ryan road, should be paving on Thursday. Working on ditches and patching. The stone is in place. They've been helping Williamstown, Richland and Orwell, they will help with our oil and stone, and paving. There was some storm damage on the south end of town, a tree limb came down in the cemetery. Paul thinks the rest of the tree should come down, he will get prices. Supervisor - Tanya Yerdon stated there are also some small seedlings that need to be taken out. Supervisor - Tanya Yerdon stated in a Shared Services meeting - they were told Sandy Creek put asphalt out to bid and the bid came in \$ 30.00 cheaper than the Counties. Paul stated that Barrett & Hanson always undercut the County but it's never been that much. Legislator - Margaret Kastler asked if the quality is the same. Paul stated yes - the quality hasn't been as good with the new mix plant, it's not lasting as long, something in the mix isn't quite right, they had the people that built it come out to help. Paul explained the difference in paving - the moto pave is a cold mix instead of hot, it's more forgiving and will flex with the frost and heat, also cheaper, with the cold mix you wait two (2) weeks for the water to evaporate and then oil and stone over it.

LEGISLATOR - MARGARET KASTLER

Margaret - the Legislator's meeting is Thursday at 7 pm and the August meeting will be in Pulaski
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at 7 pm. On the agenda will be the Local Law regarding the Wireless Communication to add a \$.30 on the bill. The County is moving budget money around. The County Clerk's office will be selling the NYS Easy Pass - which will give them a small commission.

CODE ENFORCEMENT OFFICER - JOHN HOWLAND

John turned his monthly report in of the permits issued. He will be sending the 2nd notices out for the junk violations. The home on County Route 2 is continuously working to clean it up.

COUNCILWOMAN - CARLA BAUER

Carla was given the Town Website project - she has spoken with Riverside Media, has a quote dated June 26. The quote includes: update publishing, need to use Chrome or Fire Fox, Login to Access, creation of content pages, graphic theme, list of members, contact numbers, public notices, presentations, office hours, training of up to two (2) hours - how to make changes, between \$ 975 - \$ 1,040. TownofRedfield.com \$ 15, Hosting Website \$ 10, and email addresses (optional) \$ 2.95. There are quite a few Towns and Businesses that use this service, one of which is the Tug Hill Commission. CM J. Cheney asked if we have the website would we still have to publish notices in the paper. Tanya stated yes we would. CM J. Cheney stated there was a Special Meeting last night that was not published, he thought that anything to do with the Town Government had to be published in the paper, it was posted on the door but not in the paper, so there were some rules broke there. Tanya stated that the Zoning Commission/Planning Boards have to be posted three (3) to five (5) days and can be posted in conspicuous places in town, Town Board Meeting or Public Hearing needs to be posted ten (10) days in the paper, so we were under legal limits. CM J. Cheney so the meeting last night was posted in the paper. Tanya said no it was not but it was posted, it was a Zoning Commission meeting. CM J. Cheney - it's still an account meeting - they represent the town, he was told and will check into it that even those meeting are supposed to be posted in the paper. Tanya checked they told her as long as the meeting was posted in the Post Office or anywhere in Town three (3) to five (5) days we were ok. CM J. Cheney asked who they were. Tanya spoke with the Association of Towns because she wondered too. CW E. Yerdon stated they used WSCP when they were here. Tanya has tried to setup accounts with the TV channels, she couldn't do that anymore. John Howland stated the Paul Baxter takes care of Orwell's website. Tanya stated he did help set up our computers but he's not our Circuit Rider. CW E. Yerdon asked the name of the Company. Carla stated Riverside Media it's located in Clayton NY, Christopher Bogenschutz. Most Towns have a website and you can link them to maps. Tanya had quotes of \$ 800 to \$ 1,000 a couple years ago. Minutes would need to be on the website within 10 days and identified if they are approved or not approved.

Resolution 17-67

Motion was made by James Cheney and seconded by Erwin Webb to approve a website service with Riverside Media for the Town of Redfield, Tanya Yerdon and Susan Hough to be administrators.

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

Resolution 17-68

Motion was made by Elaine Yerdon and seconded by Carla Bauer to approve Supervisor Tanya Yerdon to sign the agreement for a website service with Riverside Media.

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

SUPERVISOR - TANYA YERDON

Tanya has spoken with Mark See regarding moving money to the budget for the Windmill Project, we have to pay upfront until Avangrid files with the State, which should be around December per Dan Murdie -Avangrid. In the meantime there are meetings and research that have to be done, we would have to pay for upfront until after the filing under Article 10 the Intervene Funds would be available to the Town. Mark told Tanya that all the Towns are having to do this - whether it be negotiating with the Nuclear Plants, etc. CW E. yerdon asked to go back for a minute - where would the money come from for the website. Tanya will ask Mark but we could use A1620.4 Buildings - transfer money at the end of the year if we need too. We would need a motion to move money from A599 Unexpended Fund Balance to A1420.4 Attorney Fees. Town Attorney would keep track and separate between Town and Windmill. Tanya asked Dan Murdie about the meeting with Jenny and the County- taxing jurisdiction - was it an Introductory Meeting. Dan will talk to Jenny. Tax Attorney is paid by Avangrid. CE E. Yerdon asked how much money would need to be transferred. Mark told her to make one (1) transfer don't do a couple or three (3). She has no idea how much, we will come back to this, he said Scriba had the problem and didn't transfer enough. The Attorneys are coming in all around the same price, Watertown already is representing two (2) Towns with Windmill Projects - charges \$ 250 and would do his best to be at meetings Jim Abrams- Cooperstown Attorney- Doug Zamelis would be \$ 225 until Intervene Funds are available he would charge \$ 275/ \$.57 mileage and would not be at every meeting. Bob Genant told her they are getting \$ 250, charge 1/10 of an hour, which is what they all do. Tanya brought the Board Melody Westfall of Scalfone Law PLLC letter of engagement - her fees, billing practices, etc. Bob Genant looked this over and told her it was standard, she gets a \$ 5,000 retainer, which she is willing to waive, they all have late fees. Melody did submit a bill cause she is getting ready for a Windmill Law. If we didn't have an Attorney not doing the Windmill we would have to go with a Company from MRB Group would charge \$ 3,000 to \$ 5,000 to help. CW E. Yerdon asked if Melody went to some of the meetings. Tanya said yes - Bob has told her there is no since in paying him to go. She's more the expert. CM J. Cheney stated she's got an \$ 8,000 bill there. Tanya said yes she submitted this for what she's done. CM J. Cheney so that means the Town is obligated to pay her the \$ 8,000. Tanya talked to her tonight she knows she doesn't have the letter of engagement and wants to know how the Board feels, this is what she has done in the last month or longer for us. CW E. Yerdon asked if that includes the retainer. Tanya stated no. CM J. Cheney doesn't understand how you can hire a lawyer. Tanya stated if you don't hire her that's fine I'll pay for her. CM J. Cheney said this isn't a dictatorship, anything like that should be brought to the Board and voted on, he can't see, this lady shows up here to three (3) or four (4) meetings and submits a bill, we don't know who the hell she is until one (1) meeting she introduced herself. It's not the way you do business, any board, why can't we interview the other people, we're just going by hearsay is all we are doing. Tanya say we can, she'll have them come, she'll see if Jim Abrams and Doug Zamelis will come in and do a special meeting. She gave all the board a list of Attorneys and she contacted numerous amounts of these Attorneys and they can't take another project. CW C. Bauer asked if we should schedule a special meeting so we can secure an Attorney. Tanya stated it will have to be the last week of the month so it's advertised.

Resolution 17-69

Motion was made by Carla Bauer and seconded by Elaine Yerdon to authorize Town Clerk Susan Hough to advertise a Special Meeting on Tuesday, July 25th at 7:00pm to interview Attorneys with Windmill Project experience and any other business that comes before the board.

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

CM J. Cheney knows that Tanya has checked on different Lawyers but if this is advertised would this

be open to any Lawyer. Tanya stated no only Attorneys with Windmill Law experience, it's specialized. John Yerdon stated this is confusing, you already had this lady come up here a couple times, she's already represented you a couple times, why are you seeking more, he doesn't understand it. CM J. Cheney asked what is wrong with getting someone else's opinion John, do you have a problem with that. John asked how many do you need, she name off three (3). CM J. Cheney well he would like to interview two (2) if she has five (5) I would like to interview all of them, she's got two (2) and he feels it's their right to do that, what is wrong is that we went ahead and assumed that we were going to hire with no motion from the board, this lady has submitted a bill that was never brought in front of the board, that's not the way to do business. John asked if he was going to pay the bill. CM J. Cheney said no he is not going to pay the bill, I had nothing to do with it. John asked if he was at the meeting when she was here. CM J. Cheney stated yes he was at the meeting. John asked why he didn't bring it up then. CM J. Cheney said because we never made a motion that's what/how you do it. If we had made a motion to hire her there wouldn't be a question about it tonight. John asked why Jim didn't make a motion the night of the meeting, isn't that part of your job as a board member. CM J. Cheney stated it wasn't brought to his attention, the first couple meeting she was at he didn't know who the hell she was. Tanya should have asked us to bring it to a motion. CW E. Yerdon stated they did authorize her to attend some meetings. Tanya stated she did bring her to the board and she spoke and was asked questions, so it wasn't kept in secret. Tanya asked John Yerdon - Redfield Vol Fire Department -regarding NOCA on some of the calls they have been on, we do give them a substantial amount of money, what would you like this board to do. John stated it's really not NOCA, there's a couple individuals don't have people skills and it has been taken to the Administration. She also has some one that would like to paint and repair the train. Carla said it didn't cost that much to paint the train.

Resolution 17-70

Motion was made by James Cheney and seconded by Carla Bauer to authorize Supervisor Tanya Yerdon to have the train repaired and painted as long as the price is within the budget.

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

Tanya will be out of town for the August 8th meeting, Carla will be conducting the meeting. There was discussion regarding the budget modification for the Windmill Project Attorney, tabled until the Special Meeting. Tanya asked Dan Murdie - Avangrid - if he could explain the taxing jurisdiction, what Avangrid would pay for. Dan stated that is really Jenny's area and he didn't have the answers. Tanya stated that National Grid has a proposed rate increase Public Hearing, She will post it. She attended a Shared Services meeting last Thursday. No one has come up with any good answers on this plan that has to go to the Governor. Meet again July 27th they will vote on continuing or delaying until next year because they only have until August. Everyone is having the same problems - Health Insurance/Union Contracts, County Wide Assessor/Judge - can't be done without referendums and a law change.

Motion was made by Erwin Webb seconded by James Cheney to adjourn the meeting at 8:50pm.

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, August 8, 2017 at 7:30pm.

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Susan Hough, Town Clerk