

TOWN OF PERTH

Regular Town Board Meeting

December 6, 2018

6:30 p.m.

PRESENT: Supervisor Fagan, Councilman Korona, Councilman Lewandowski, Councilman Betz, and Councilman Kowalczyk

ALSO PRESENT: Town Clerk, Judith English; Town Attorney, Carmel J. Greco Esq., Dog Control Officer, Joseph Passino; and Reporter from the Leader Herald, Greg Hitchcock.

Supervisor Fagan opened the Meeting at 6:35 p.m. A salute to the flag was held and a moment of silent prayer observed.

APPROVAL OF MINUTES

The minutes from the November 1, 2018 Regular Town Board Meeting were offered for approval by Councilman Betz, and seconded by Councilman Kowalczyk; all were in favor: Motion carried.

COMMUNICATIONS

The Communications as listed on the Agenda are filed in the Town Clerk's Office where they are available for anyone who wishes to see them.

In regards to Letter A, **Supervisor Fagan** stated that switching to LED lights on the poles will save the Town money. He asked **Town Attorney, Carmel Greco**, to send a letter to National Grid advising them of this. **Councilman Kowalczyk** asked if the Town could put a solar collector on the lights to save even more money, but Supervisor Fagan stated that since the poles belong to National Grid he doubts that they would agree to that.

In regards to letter C from the Perth Seniors requesting more money in their budget for next year, Supervisor Fagan stated that the budget is already final for 2019 and he will revisit their request when the 2020 budget is discussed next fall.

UPDATE FROM STANDING COMMITTEES

Councilman Korona reported for **Buildings** that everything was fine. **Town Clerk Judith English** stated that the new alcohol policy for persons renting the Community Center was working very well. It requires that persons who will be having alcohol at their event obtain a rider on their homeowners' insurance covering the Town for liability.

The Town Clerk also mentioned that Friday, December 7th there will be a Christmas Party in the Community Center for Foster children in Fulton County, complete with Santa Claus.

Councilman Lewandowski read the **Dog Control Officer's** report, a copy of which will be filed with these minutes. There were a total of three complaints, one dog bite, three dogs at large, and one dog impounded.

Councilman Betz read the **Assessor's Report**, a copy of which will be filed with these minutes. The Assessor stated that the Agricultural renewals have been coming in, along with senior STAR's.

Councilman Kowalczyk reported for the **Highway Department** that all is going well. He stated that a truck that was delivered for repair in August was just returned. He felt that was an inordinate time to take to fix the truck.

Town Attorney, Carmel Greco Esq., gave his report. He stated that he has spoken to the Town of Broadalbin Supervisor and the Town of Mayfield Supervisor about the Sexual Harassment Policy that is required by New York State. They would like to adopt the policy written up by NYMIR. He would recommend that the Town of Perth follow suit. The NYMIR policy is more comprehensive than the one conceived by Fulton County, and includes passages concerning bullying. He checked with the Association of Towns, and the policy can be made retroactive to September 15, 2018 when it was required to be in place by the State.

Attorney Greco also stated that he had gone over the prospective contracts for dog shelters from James A. Brennan Memorial Shelter and the Montgomery County SPCA and found them both acceptable. It will be up to the Town Board to choose which one to accept.

Supervisor Fagan reported that County Budget is finished. He stated that the equalization rate in the Town of Perth has to be raised in order for the Town's County tax levy to be reduced. He stated that the County taxes were going to be increased, but he offered some adjustments such as raising the sales tax revenue estimate, and also revenue from the County Jail in the budget. The County was then able to adopt the Budget without an increase in taxes for most municipalities.

In regard to proposed Local Law #1-2018, **Supervisor Fagan** stated that the County has become aware of a shortage of locations for distribution centers. Our Tryon Technology Park as our current zoning is written, allows distribution centers as a component of a manufacturing, processing assembly, fabrication or related facility. We want to remove that line so to allow standalone distribution centers, which will prepare us for what we expect will be some interest in that site. CRG has fielded several inquiries looking for a site for that, and has had to say no.

Town Attorney, Carmel Greco Esq., stated because of the fact that it is a change in Zoning we have to comply with the SEQR Process. As the Town is the only involved agency, therefore we do not have to solicit anyone to become the lead agency. The Town Board can approve this tonight and sign it and it will become part of the law. This is part 1 of the SEQR and the Fulton County Planning Board will have Part 2 ready for the Town. There will have to be a public hearing on this law at the December 27, 2018 Town Board Close-Out Meeting. The Fulton County Planning Board will have to approve this change in the Zoning Law of the Town of Perth, hopefully at their next meeting.

RESOLUTIONS

RESOLUTION # 93- AUTHORIZE DONATION TO PERTH SENIORS

BE IT HEREBY RESOLVED that the Town Board of the Town of Perth authorizes the donation of the amount of \$900.00 to the Perth Seniors Organization for their Christmas Party to be held on December 12, 2018 at the Perthshire, to be charged to account A6772.4 Programs for Aging.

Offered by: Councilman Betz
Seconded by: Councilman Korona

A vote was taken with the Supervisor and all of the Councilmen present voting in favor; motion carried.

RESOLUTION # 94- SCHEDULE THE 2018 CLOSE-OUT MEETING

BE IT HEREBY RESOLVED that the Town Board of the Town of Perth schedules the 2018 Close-Out Meeting for Thursday, December 27, 2018 at the Perth Town Hall at 6:30 p.m.

Offered by: Councilman Korona
Seconded by: Councilman Lewandowski

A vote was taken with the Supervisor and all of the Councilmen present voting in favor; motion carried.

RESOLUTION # 95- SCHEDULE ORGANIZATIONAL MEETING

BE IT HEREBY RESOLVED that the Town Board of the Town of Perth schedules the 2019 Organizational Meeting for Thursday, January 3, 2019 at 6:30 p.m. at the Perth Town Hall.

Offered by: Councilman Lewandowski
Seconded by: Councilman Betz

A vote was taken with the Supervisor and all of the Councilmen present voting in favor; motion carried.

RESOLUTION # 96- AUTHORIZE SUPERVISOR TO SIGN CONTRACT

BE IT HEREBY RESOLVED that the Town Board of the Town of Perth authorizes the Supervisor to sign the contract with Atlantic Contracting and Specialties for asbestos removal in the Grange building in the amount of \$6,800.00.

Offered by: Councilman Kowalczyk
Seconded by: Councilman Korona

A vote was taken with the Supervisor and all of the Councilmen present voting in favor; motion carried.

RESOLUTION # 97- AUTHORIZE THE TRANSFER OF MONEY

BE IT HEREBY RESOLVED that the Town Board of the Town of Perth authorizes the transfer of the amount of \$45.00 from Account A1990.4 Contingent to Account A1110.4 Judges Contractual to pay for last minute bills.

Offered by: Councilman Betz
Seconded by: Councilman Lewandowski

A vote was taken with the Supervisor and all of the Councilmen present voting in favor; motion carried.

RESOLUTION # 98- AUTHORIZE THE TRANSFER OF MONEY

BE IT HEREBY RESOLVED that the Town Board of the Town of Perth authorizes the transfer of the amount of \$2,873.00 from Account DA5110.1 General Repairs Personal Service to Account DA5142.1 Snow Removal Personal Service.

Offered by: Councilman Korona
Seconded by: Councilman Betz

A vote was taken with the Supervisor and all of the Councilmen present voting in favor; motion carried.

RESOLUTION # 99- INTRODUCE Local Law #1-2018 AND SET PUBLIC HEARING

Councilman Kowalczyk introduced Local Law #1-2018 entitled "Amending the Zoning Law of the Town of Perth so as to Allow Standalone Warehouse and Distribution Facilities within the Tryon Technology Park.

BE IT HEREBY RESOLVED that the Town Board of the Town of Perth schedules the Public Hearing for Local Law #1-2018 for Thursday, December 27, 2018 at 6:35 p.m. at the Perth Town Hall.

Offered by: Councilman Korona
Seconded by: Councilman Betz

A vote was taken with the Supervisor and all of the Councilmen present voting in favor; motion carried.

RESOLUTION # 100- AUTHORIZE SUPERVISOR TO SIGN SEQR REPORT

BE IT HEREBY RESOLVED that the Town Board of the Town of Perth authorizes the Supervisor to sign the SEQR Report Part 1 for Local Law #1-2018.

Offered by: Councilman Lewandowski
Seconded by: Councilman Korona

A vote was taken with the Supervisor and all of the Councilmen present voting in favor; motion carried.

RESOLUTION # 101- AUTHORIZE SUPERVISOR TO SIGN CONTRACT

BE IT HEREBY RESOLVED that the Town Board of the Town of Perth authorizes the Supervisor to sign a contract with the Montgomery County SPCA for dog shelter services for the Town of Perth for 2019 in the amount of \$2,700.00.

Offered by: Councilman Betz
Seconded by: Councilman Lewandowski

A vote was taken with the Supervisor and all of the Councilmen present voting in favor; motion carried.

RESOLUTION # 102- AUTHORIZE THE PAYMENT OF BILLS ON ABSTRACT #12-2018

BE IT HEREBY RESOLVED that the Town Board of the Town of Perth authorizes the payment of bills on abstract #12-2018 as follows:

Prepaid	134-147	\$16,815.52
Highway	103-110	\$9,245.59
General	264-293	\$80,082.46

Offered by: Councilman Korona
Seconded by: Councilman Lewandowski

Each Councilman indicated their approval by signing each voucher.

A vote was taken with the Supervisor and all of the Councilmen present voting in favor; motion carried.

With all of the business concluded for the evening a motion was made at 7:40 p.m. by Councilman Korona to close the Meeting and seconded by Councilman Betz; all were in favor: Motion carried.

The next Meeting of the Town Board of the Town of Perth will be the Close-Out Meeting on Thursday December 27th at 6:30 p.m. at the Town Hall Complex.

Respectfully submitted,

Judith English
Perth Town Clerk