

The regular meeting of the Gardiner Town Board was held this date at the Gardiner Town Hall at 6:00 PM. Present were Supervisor Katz, Councilwoman Lemmon and Councilmen Wiegand, Koenig & Mele. The Board met at this time to go into executive session.

EXECUTIVE SESSION

On motion of Councilwoman Lemmon, seconded by Councilman Mele and carried, the Board entered into executive session at 6:00 PM for the purposes of discussing the purchase of land. Also present for the executive session was Town Clerk, Michelle Mosher, Laura Keslosky from OSI and Greg Finger, Town of Gardiner Open Space Commission.

LEAVE EXECUTIVE SESSION

On motion of Councilman Wiegand, seconded by Councilwoman Lemmon and carried, the Board left executive session at 7:00 PM.

REGULAR SESSION

All Board members were present for the regular session of the Town Board meeting, which began at 7:00 PM along with approximately 18± audience members

ANNOUNCEMENTS

April 14 – Rabies Clinic 4-6 PM Gardiner Firehouse.

April 17 & 18 – Gardiner Clean Sweep

April 18 – Gardiner Fire Dept. Ladies Auxiliary Pancake Breakfast 8 AM to Noon.

April 24 – St. Charles Church Rummage Sale 9:00 AM to 3:00 PM.

May 1 – 50's 60's Dance Gold Fox Restaurant 8:00 PM. Sponsored by the Gardiner Day Committee.

AURORA PROPERTIES

Attorney Andrew Beatty was present to address the Board with respect to his client Aurora Properties. The Board discussed with Mr. Beatty Section 220-11 D of the Zoning Code, which describes lot size in the HM & HR Districts pertaining to common or municipal water. The Planning Board referred Aurora Properties to the Town Board for their interpretation of this section of law. Attorney for the Town Paul Kellar has reviewed this section, along with documents from the Planning Board and the Building Inspector and has provided a letter with his opinion. No decisions were made tonight.

PLANNING BOARD APPOINTMENT

On motion of Councilman Mele, seconded by Councilman Wiegand and carried, Michael Boylan was re-appointed as a Planning Board member for a term to expire April 1, 2017.

ENVIRONMENTAL CONSERVATION COMMISSION

On motion of Councilwoman Lemmon, seconded by Councilman Koenig and carried, Tanya Marquette was appointed to the Environmental Conservation Commission.

CELL TOWER UPDATE

Town Board members have decided that the best course of action regarding the Cell Tower is to terminate the contract with JNS Enterprises and hire Ron Graiff to create an RFP to construct a cell tower in the Town. Supervisor Katz will contact Mr. Graiff and hopes to send copies of the RFP within a month to several very interested parties.

SIDEWALK UPDATE

NEPA approval has been received. The Town is now in the position to move forward with designing bid/construction documents.

HAMLET PARKING

Superintendent Haynes is reviewing plans for parking along the Library property as well as the funding for the parking through a Rail Trail grant that Supervisor Katz was able to have extended through 2011.

AQUIFER LAW

The Environmental Conservation Commission recently met to review the draft Aquifer Law submitted earlier to them. It would cost approximately \$1,000 to amend the law, the same cost to have Joel Russell to update the law.

TOWN OF GARDINER LOGO

Supervisor Katz announced that the e-mail address on the website was incorrect for voting purposes and there has been a delay in the selection. It has since been corrected.

MINUTES

Minutes of February 2, 2010 were approved as written on motion of Councilman Mele, seconded by Councilwoman Lemmon and carried. Councilman Wiegand abstained.

FINANCIAL REPORT

Supervisor Katz presented the Town Board with his first quarterly financial report. There is very little to report at this time. He did announce that he has received the first cable franchise check and that the tax warrant for the Town has been paid in full by the Tax Collector.

SUPERVISOR MONTHLY REPORT

On motion of Councilman Mele, seconded by Councilman Wiegand and carried, the March Supervisor Report was approved as presented.

CLAIMS

The claims for March were approved for payment on motion of Councilwoman Lemmon, seconded by Councilman Wiegand and carried. They are listed on Abstract #3 as follows: General Fund voucher #106-147 \$57,576.29; Highway Fund voucher #67-84 \$27,519.53; Sewer District #1 voucher 5-9 \$3,268.14; Capital Transfer Station voucher #4 \$895.00; Library Fund voucher #20-33 \$5,411.07; Sidewalk Phase #1 voucher #3 \$1,081.58.

BUDGET TRANSFERS

Resolution No. 81 – Transfer within Transfer Station Capital Project Fund – Offered by Councilman Mele Resolved, pursuant to Section 112, Town Law, the 2010 Annual Budget, Transfer Station Capital Project Fund, is hereby amended to provide for the transfer of \$1,166.45 from Acct No. 33.01.1620.450 CE Purchase Office Trailer to Acct No. 33.01.1620.455 CE Building Contract.
Seconded by Councilwoman Lemmon and carried.

Resolution No. 82 – Transfer within General Fund – Offered by Councilman Mele Resolved, pursuant to Section 112, Town Law, the 2010 Annual Budget, General Fund, is hereby amended to provide for the transfer of \$49.50 from Acct No. 00.01.1420.460 CE General Attorney to Acct No. 00.01.1420.468 Attorney Cell Tower.
Seconded by Councilwoman Lemmon and carried.

Resolution No. 83 – Transfer within Sidewalk Phase I Fund – Offered by Councilman Mele Resolved, pursuant to Section 112, Town Law, the 2010 Annual Budget, Sidewalk Phase I Fund, is hereby amended to provide for the transfer of \$5,026.14 from Acct No. 34.04.5410.425 CE Construction & Inspection to Acct No. 34.01.5410.420 CE Design & Row.

Seconded by Councilwoman Lemmon and carried.

Resolution No. 84 – Transfer within Library Fund – Offered by Councilman Mele

Resolved, pursuant to Section 112, Town Law, the 2010 Annual Budget, Library Fund, is hereby amended to provide for the transfer of \$150.00 from Acct No. 19.06.7410.433 Postage & Freight to Acct No. 19.06.7410.430 Office Supplies.

Seconded by Councilwoman Lemmon and carried.

GARDINER CUPCAKE FESTIVAL

The Town Board has received a request from the Main Street Cupcake Festival Committee requesting authorization from the Town Board to conduct the 2nd Annual Cupcake Festival on May 8, 2010, with a rain date of May 9, 2010. The committee is also asking that the Town Board waive the transfer station fees for the festival trash. Councilman Wiegand commented about the traffic flow problem from last year’s festival. It was suggested that the committee put up directional signs and be sure that there is plenty of staff/volunteers to direct the traffic.

On motion of Councilman Wiegand, seconded by Councilwoman Lemmon and carried, the Main Street Gardiner Cupcake Festival Committee is authorized to conduct the 2nd Annual Cupcake Festival on May 8, 2010, with a rain date of May 9, 2010 with the understanding that there is adequate traffic control.

PRIVILEGE OF THE FLOOR

Mike Yukoweic –stated he was pleased about JNS Enterprise contract termination.

David Straus – commented water in the hamlet will allow for greater density. Stated the Town should be careful about privately owned water supplies to be taken over by the Town.

John Habersberger – is it possible to lease back a water supply to the apartment owners for maintenance.

Mike Yukoweic – in regard to the cell tower – is the Town Board working with a consultant or looking for the consultant to tell them what to do.

Councilman Mele – The Town Board would not be acting exclusively so that if other private land owners want to participate they could and that there is a specific time frame in the RFP for completion.

Pam O’Dell – questioned the purpose of the recent balloon test. Supervisor Katz responded that the balloon test was on a particular piece of property located on Steve’s Lane that, if it meets specific criteria, would be eligible for the cell tower.

Kathy Hudson – in terms of land options – is a land swap possible or perhaps land donation or land acquisition at market price.

VIDEO RECORDING FUNDS

Councilman Koenig is requesting an additional \$200 for the video recording equipment. Motion was made by Councilman Mele, seconded by Councilman Wiegand and carried, authorizing the additional funds.

ADJOURNMENT

On motion of Councilman Wiegand, seconded by Councilman Mele and carried, the Town Board meeting was adjourned at 8:30 PM.

Respectfully submitted,

Michelle L. Mosher
Town Clerk