

PUBLIC HEARING/REGULAR MEETING

APRIL 20, 2016

A Public Hearing and the Regular Meeting of the Town Board of the Town of Hampton, County of Washington and the State of New York was held at the Town Hall, 2629 State Route 22A, Hampton, New York on the 20th day of April 2016.

PRESENT: David K. O'Brien-----Supervisor
Tamme Taran-----Councilwoman
Donald Sady-----Councilman
Andrea Sweeney-----Councilwoman-absent
Roger Weeden-----Councilman
Rebecca Jones-----Town Clerk
Camilla Shaw-----Tax Collector/Deputy Town Clerk
Herbert Sady, Jr.-----Highway Superintendent

Planning Board Members: Bonnie Hawley, Chairperson; Joe Hatfield and Dianne Sofia

Also present: See attached list

The Public Hearing was called to order by Supervisor O'Brien at 7:25pm

Town Clerk Jones read the Legal Notice of Public Hearing (copy attached), which was published in The Granville Sentinel and Whitehall Times on 4/7/16, on proposed Local Law 4 of 2016 to repeal Local Law 2 of 1996.

Hearing no comments, the Public Hearing was closed at 7:26pm

REGULAR MEETING

The Regular Meeting was called to order by Supervisor O'Brien at 7:30pm, followed by the Pledge of Allegiance. Location of Fire Exits were given. Quorum of board members present.

Supervisor O'Brien asked for a moment of silence in memory of David Jensen's mom, Margaret.

RESOLUTION NO. 37-2016

APPROVAL OF THE MINUTES

On a motion of Councilwoman Taran, seconded by Councilman Weeden, the following resolution was ADOPTED:

Ayes 4 O'Brien, Taran, Sady, Weeden
Nays 0
Absent 1 Sweeney

RESOLVED, that the Public Hearings/Regular Town Board Minutes for March 16th, 2016 are approved.

PERMITS/SUBDIVISION

Jonathan Braun, Agent for Adirondack Holdings and Supply Corp. came before the board regarding a Subdivision on Golf Course Road/County Route 11A.

RESOLUTION NO. 38-2016

SHORT ENVIRONMENTAL ASSESSMENT FORM

On a motion of Councilman Sady, seconded by Councilwoman Taran, the following resolution was ADOPTED:

Ayes 4 O'Brien, Taran, Sady, Weeden
Nays 0
Absent 1 Sweeney

RESOLVED, that the Short Environmental Assessment Form, Parts 1 and 2 are complete.

RESOLUTION NO. 39-2016

SUBDIVISION-NEGATIVE DECLARATION AND APPROVAL

On a motion of Councilman Sady, seconded by Councilwoman Taran, the following resolution was

ADOPTED: Ayes 4 O'Brien, Taran, Sady, Weeden
Nays 0
Absent 1 Sweeney

RESOLVED, to adopt a negative declaration and finding that there will be no adverse environmental impacts and to consider it a minor subdivision, therefore waving the public hearing. Further RESOLVED, to approve Adirondack Holdings and Supply Corporation's subdivision.

Camilla Shaw, Tax Collector, submitted her March/April report. Board members signed and dated bank reconciliation statement dated March 31st, 2016.

Larry Carman, Dog Control Officer submitted his report, which was read by Supervisor O'Brien, copy of report is attached for 3/13/2016-4/19/2016.

Planning Board Report...Bonnie Hawley, Chair gave the report:

- Received Site Plan Application from Ken Ray, Ray Terminals for the installation of a storage and distribution facility.
- Planning Board Members, Bonnie Hawley/Joe Hatfield and Dianne Sofia attended training for 3 hours at Hudson Falls High School regarding Solar Systems.
- Next meeting will be April 26th, 2016 at 7:00pm at the Town Hall

Herbert Sady, Jr., Highway Superintendent submitted his report, copy of which, is attached. Herb would like to purchase two (2) lawnmowers for cemetery mowing, he submitted (3) three bids... (1) Young Farm Equipment, Inc. \$3600.00 for 32" 14HP Kawaskai

\$3700.00 for 36" 14HP Kawasaki

(2) John Stokowski and Sons, Inc. \$2804.00 for 32" ExMark Metro

\$3144.00 for 36" ExMark Metro

\$4674.00 for 36" ExMark Viking

(3)Tractor Supply \$910.00 for 33" Cub Cadet

RESOLUTION NO. 40-2016

APPROVAL TO PURCHASE

On a motion of Councilwoman Taran, seconded by Councilman Weeden, the following resolution was

ADOPTED: Ayes 4 O'Brien, Taran, Sady, Weeden
Nays 0
Absent 1 Sweeney

RESOLVED, to authorize Highway Superintendent, Herb Sady to purchase two (2) lawnmowers from Tractor Supply for \$910.00 each.

RESOLUTION NO. 41-2016
APPROVAL OF SUPERVISOR'S MONTHLY REPORT

On a motion of Councilman Sady, seconded by Councilwoman Taran, the following resolution was ADOPTED :

Ayes 4 O'Brien, Taran, Sady, Weeden
 Nays 0
 Absent 1 Sweeney

RESOLVED that the Supervisor's Monthly report be accepted as submitted for **MARCH 2016**

	02/29/16			03/31/16
<u>ACCOUNT</u>	<u>BALANCE</u>	<u>RECEIPTS</u>	<u>DISBURSEMENTS</u>	<u>BALANCE</u>
General Fund	\$ 78,320.82	\$ 1750.52	\$ 7,233.34	\$ 72,838.00
Highway Fund	\$177,391.05	\$ 7.41	\$ 8,060.93	\$ 169,337.53
Equipment Reserve	\$144,037.54	\$ 6.10	\$ 0.00	\$ 144,043.64
Fire #1	\$ 37,400.00	\$ 0.00	\$ 0.00	\$ 37,400.00
Fire #2	\$ 5,196.00	\$ 0.00	\$ 0.00	\$ 5,196.00
Cemetery	\$ 418.65	\$ 1.82	\$ 0.00	\$ 420.47
Totals	\$442,764.06	\$ 1765.85	\$ 15,294.27	\$ 429,235.64

All Board Members present signed Supervisor's Report.

RESOLUTION NO. 42-2016

MOTION BY: Councilman Donald Sady
 SECONDED BY: Councilman Roger Weeden

**RESOLUTION AUTHORIZING THE ADOPTION OF
 LOCAL LAW NUMBER 4 OF 2016, A LOCAL LAW REPEALING LOCAL LAW 2 OF
 1996**

BE IT RESOLVED by the Town Board of the Town of Hampton, in the County of Washington, on this 20th day of April, 2016, as follows:

WHEREAS, to Section 64 and Article 16 of the Town Law of the State of New York and the Municipal Home Rule Law, the Town Board of the Town of Hampton has the authority to adopt a local laws protecting the health, safety and welfare of the residents of the Town of Hampton; and

WHEREAS, the Town Board adopted Local Law 2 of 1996 setting a weight limit on Golf Course Road, so called, in the Town of Hampton; and

WHEREAS, the Town Board conveyed Golf Course Road, so called, in the Town of Hampton to the County of Washington, rendering Local Law 2 of 1996 no longer applicable; and

WHEREAS, a Local Law repealing said Local Law 2 of 1996 has been drafted and reviewed by the Town Board; and

WHEREAS, a notice of public hearing was duly adopted, posted and then published in the official newspaper of the Town, pursuant to and in conformance with the Municipal Home Rule Law; and

WHEREAS, said public hearing was duly held before the Town Board this 20th day of April, 2016 at 7:25p.m. at the Offices of the Town of Hampton and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to the Local Law; and

WHEREAS, the proposed adoption of this Local Law is an action under the New York State Environmental Quality Review Act (SEQRA). The Town Board hereby declares that this action is a Type II pursuant to 6 NYCRR 617.5.

NOW, THEREFORE BE IT RESOLVED by the Town Board as follows:

RESOLVED, the Town Board, upon due deliberation of the Local Law finds that the adoption of the same is in the best interests of the Town; and be it further

RESOLVED, the Local Law repealing Local Law 2 of 1996 is hereby adopted as Local Law 4 of 2016, a copy of which is attached hereto and made a part hereof; and be it further

RESOLVED, pursuant to and in accordance with the Municipal Home Rule Law, the Town Clerk is hereby directed to enter this Local Law into the minutes of this meeting and file the same with the Office of the Secretary of State of the State of New York; and be it

FURTHER RESOLVED, this resolution shall take effect immediately.

DATED: April 20, 2016	Supervisor O'Brien	AYE
	Councilman Sady	AYE
	Councilwoman Taran	AYE
	Councilman Weeden	AYE
	Councilwoman Sweeney	ABSENT

RESOLUTION NO. 43-2016
SHORT ENVIRONMENTAL ASSESSMENT FORM

MOTION BY: Councilwoman Tamme Taran
SECONDED BY: Councilman Donald Sady

**RESOLUTION ADOPTION NEGATIVE SEQRA REGULATION REGARDING
CONSIDERATION OF
LOCAL LAW NUMBER 1 OF 2016, A LOCAL LAW TITLED "LAND SUBDIVISION
REGULATIONS"**

BE IT RESOLVED by the Town Board (the "Board") of the Town of Hampton (the "Town"), in the County of Washington, on this 20th day of April, 2016, as follows:

WHEREAS, pursuant to the Town Law of the State of New York, including Article 16, as well as the Municipal Home Rule Law of the State of New York, the Town Board is authorized to adopt local laws applicable to land use in the Town of Hampton; and

WHEREAS, the Town Board is considering the adoption of a Local Law titled “Land Subdivision Regulations”; and

WHEREAS, the consideration of such local law is an action pursuant to the State Environmental Quality Review Act (SEQRA) and the regulations of the NYS DEC adopted pursuant there to at 6 NYCRR §617 et. seq.; and

WHEREAS, the Town Board has received and reviewed a short environmental assessment form and is prepared to issue a determination of significance thereon in accordance with 6 NYCRR §617.7.

NOW, THEREFORE BE IT RESOLVED by the Town Board as follows:

RESOLVED, the Town Board, upon due deliberation of the short environmental assessment form and having taken a hard look at the potential environmental impacts of the proposed Local Law finds that the adoption of the Local Law will not have the potential to cause one or more adverse environmental impacts; and be it

FURTHER RESOLVED, this resolution shall take effect immediately.

DATED: April 20, 2016	Supervisor O’Brien	AYE
	Councilman Sady	AYE
	Councilman Taran	AYE
	Councilman Weeden	AYE
	Councilwoman Sweeney	ABSENT

RESOLUTION NO. 44-2016

MOTION BY: Councilman Roger Weeden
SECONDED BY: Councilwoman Tamme Taran

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF HAMPTON ELECTING DIRECT
PAYMENT OF WASHINGTON COUNTY SALES AND COMPENSATING USE TAX
ALLOCATION**

WHEREAS, Washington County imposes sales and compensating use taxes pursuant to the authority of section 1210 of the Tax Law of the State of New York; and

WHEREAS, Washington County has elected to allocate a portion of the net collections from its sales and use taxes to the towns in the county; and

WHEREAS, section 1262 (c) of the New York Tax Law authorizes a town to elect to be paid all or a specified part of its share of the county’s allocation directly, in lieu of reduction of county taxes and general town taxes levied upon real property in such town; and

WHEREAS, the Town Board now desires to make such election;

NOW, THEREFORE, BE IT RESOLVED, that the Town of Hampton hereby elects to be paid directly all of its share of Washington County’s sales and compensating use tax net collections, for calendar year 2017 and thereafter; and

BE IT FURTHER RESOLVED, that, pursuant to such section 1262 (c) of the Tax Law, a copy of this resolution shall immediately be mailed by certified or registered mail to the chief fiscal officer of Washington County and to the Clerk of the Washington County Board of Supervisors before September 1, 2016, for this election to take effect January 1, 2017; and

BE IT FURTHER RESOLVED, that this resolution shall remain in effect until rescinded by the Town of Hampton Town Board in accordance with the notice provisions of such section 1262 (c) of the Tax Law; and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

DATED: April 20, 2016	Supervisor O'Brien	AYE
	Councilman Sady	AYE
	Councilwoman Taran	AYE
	Councilman Weeden	AYE
	Councilwoman Sweeney	ABSENT

The Town Clerk's report for March 2016 was submitted to the Board. The Town Clerk had Board Members review and sign bank reconciliation statements for the Town Clerk Account and Special Town Clerk Account dated March 31st, 2016.

RESOLUTION NO. 45-2016

AUDIT OF CLAIMS

On a motion of Councilwoman Taran, seconded by Councilman Roger Weeden, the following resolution was ADOPTED

Ayes	4	O'Brien, Taran, Sady, Weeden
Nays	0	
Absent	1	Sweeney

RESOLVED that the bills have been reviewed by the Town Board and are authorized for payment in the following amounts.

General Fund	No. 39 through No. 51	\$ 2600.92
Highway Fund	No. 32 through No. 47	<u>\$ 10574.43</u>
Total both funds		\$ 13175.35

On a motion of Councilman Sady, seconded by Councilwoman Taran, the meeting adjourned at 8:42pm. All in favor Aye.

Respectfully submitted,

Rebecca S. Jones, RMC
Town Clerk