

# Minutes

## Lebanon Town Board Meeting Via Zoom

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*Sept 13 ,2021*, at 7:30 pm Meeting, called to order by Supervisor James Goldstein

### In Attendance:

Supervisor James Goldstein  
Council Adam Carvell  
Council Marie Morgan  
Council Chadwick Nower  
Highway Superintendent Alex Hodge  
Town Clerk Joann Collins

#### Absent:

Council Patricia Matson

\_\_0\_\_ Residents in Attendance

### The Privilege of the Floor:

## APPROVAL OF MINUTES:

The minutes from August 9, 2021, meeting was approved.

**On motion of Council Chadwick Nower**

**Seconded by Council Adam Carvell**

**Dated: September 13, 2021**

## Payment of Bills & Claims:

The bills & claims were reviewed. With 1 addition

**Approved, 9/13/2021.**

**On Motion of Council Marie Morgan**

**Seconded by Council Adam Carvell**

### Town Officer Reports:

**Planning Board: Lois Hartshorn Chair – Present**

No Report

**Board of Appeals: John Grossman Chair- Present**

Nothing

**Town Justice: Henry Moore –**

The October 2020 report for the justice was not done former Justice Brian Forsythe only worked 3 days, then he retired. The New Fill -in Justice Henry Moore took office and the state won't let the new justice file the report, but when Former Justice Forsythe tried to file, they did not have any record so he can't file. Justice Henry Moore is looking into this and will get this resolved.

**Dog Control: Gordon Baker**

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Report submitted.

**Code Enforcement Officer: Aaron Camp – Present**

Aaron discussed his report he was not able to present one because his computer was hacked, as soon as he is able to get his report, he will send to the Town Board.

Aaron started that thing are slowing down, He can catch up on inspections

Aaron said there was 7 permits issued

Supervisor Goldstein asked about the properties that are being abandoned by the Amish and Aaron said that the properties must be brought back up to code such as water, electricity and then they need to be inspected again.

**Town Assessor: Brian Fitts.**

Brian presented his budget for 2022.

**Town Clerk Joann Collins – Present**

Report Submitted

Town Clerk mailed reminders to all the dog owners that have not got their dogs licensed yet.

**Highway Superintendent: Alex Hodge: Present**

- Callahan Bill for \$ 7188.22 & \$407.33 was for repairing the roads from the last wash out
- All roads are getting passable
- 80% off washouts have been fixed
- The guard rails on Fisk Rd under CHIPS
- Have used almost all the CHIPS allocation money
- Taking pictures of the damaged Roads
- Texas Hill Rd has been fixed the best they could for now
- Alex is doing what he can with the money he has in his budget and trying not to spend any money to fix the damaged roads
- Putting shoulders on the roads
- Alex is going to have Smyrna bring in their Bulldozer to work on Billings Hill Rd, the shoulders are about 4 feet deep from the rainstorm we had.
- Supervisor Goldstein asked Alex for his Budget for next year.
- Alex stated that Shawn Payne was under his bid for repairs to the roads
- Alex stated that he received only one quote for the Generator, which was from Buell Fuel Hearth & Home Alex made phone calls to a couple places for quotes, but they never got back to him. Supervisor Goldstein said he called 5 different places to get quotes and they never got back to Alex either.
- Alex stated that the building is getting painted, and it should get finished by next week if the weather cooperates.

**Town Supervisor: James Goldstein: Present**

Discussed Financials

Working on the Budget

Waiting to hear from the State Retirement

Discussed COVID spikes in the county and Hamilton

**Supervisors reported Approved.**

**On Motion of Council Adam Carvell**

**Seconded by Council Marie Morgan**

**Sept 13, 2021**

**RESOLUTIONS:**

**Town Board Meeting Minutes  
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**RESOLUTION NO. 57-21**

**TOWN OF LEBANON 2022 BUDGET SCHEDULE**

**WHEREAS**, the Town Supervisor as Budget Officer must submit the tentative 2021 Town Budget to the Town Clerk by Sept. 30, 2021 in accordance with Town Law, and

**WHEREAS**, the Lebanon Town Board must receive the Budget Officer's submitted tentative budget for 2022 by Oct. 5, 2021 from the Town Clerk in accordance with Town Law as well as receiving the budget via email from the Town Supervisor, and

Whereas, the Lebanon Town Board will hold a budget workshop on Monday, Oct. 25, 2021 at 7:30 p.m. via Zoom at the Lebanon Town Office, 1210 Bradley Brook Road, Earlville in the hamlet, and

Whereas, the Lebanon Town Board will conduct a public hearing on the preliminary budget for 2022 two days after Election Day in accordance with Town Law, on Thursday, Nov. 4, 2021 via Zoom at 8 p.m. in the Lebanon Town Office, 1210 Bradley Brook Road, Earlville, will also conduct a public hearing on that date as well via Zoom to consider a local law to override the New York State tax cap, and will give the public the opportunity to comment on the budget and local law prior to any final action or adoption which will require soliciting comments via email, public notice as well as Zoom access for that hearing, and

Whereas, the Lebanon Town Board will be reviewing the preliminary 2022 town budget and will make any final adjustments necessary before agreeing to the final budget package for 2022 on Monday, November 8, 2021 at 7:30 pm via Zoom at the 1210 Bradley Brook Road location,

**THEREFORE BE IT RESOLVED**, that the Lebanon Town Board accepts the current proposed schedule of budget meetings and hearings proposed by the Budget Officer's for the 2022 tentative budget, and directs the Town Clerk to appropriately advertise these meetings in accordance with Town Law , and also directs the Town Clerk and Town Supervisor to consult with the Town Attorney about the best legal way to conduct budget hearings and solicit public feedback during the COVID 19 crisis utilizing Zoom remote meetings during cooler weather that eliminates the option of outdoor public hearing venues given the social distancing and safety protocols required.

On Motion of \_\_\_\_\_  
Marie Morgan, Council, Finance Chair

Seconded by CN C. Howler

(Discussion)

**RESOLUTION NO. 58-21 APPROVAL OF TOWN SNOW AND ICE REMOVAL  
CONTRACT WITH MADISON COUNTY FOR 2021-22**

WHEREAS the County of Madison wishes to enter into a contractual agreement with the Town of Lebanon for ice and snow removal of special county roads for Oct 1, 2021, through April 30, 2022,  
THEREFORE BE IT RESOLVED, that the Lebanon Town Board approves the attached agreement between the County of Madison and the Town of Lebanon for snow and ice removal of 59.18 miles ( both ways) of county roads in the township for Oct 1, 2021 – April 30, 2022 at a rate of \$ 20.40 per lane mile, and a loader rate of \$ 120 per hour for snow bank removal, and \$ 12.23 per lane mile for the application of salt brine and \$ 13.73 per lane mile for the application of salt brine with magnesium chloride to be applied at the rate of 25 gallons per to mile, and authorizes the Town Supervisor and Town Highway Superintendent to sign said contract on behalf of the town.

**On Motion of Council Adam Carvell  
Seconded by Council Marie Morgan**

Vote: Matson Abs Carvell Aye Morgan Aye Nower Aye Goldstein Aye

Approved Y Defeated \_\_\_\_\_

Date: September 13, 2021

**RESOLUTION NO. 59-21 PURCHASE OF GENERAC GENERATOR FOR TOWN OFFICE AND HIGHWAY  
GARAGE**

WHEREAS the Town of Lebanon sought quotes for a Generac propane powered generator that could be utilized to automatically restore power to the Town of Lebanon office and highway garage during a power outage as well as grant shelter, power, and warmth to residents during an extended outage at the Town Office, and  
Whereas, the Town’s gas generator is inadequate for town use, requires a manual start and recent outage surges have caused problems with circuits connected to the Town garage overhead doors which the new Generac automatic generator is expected to resolve, and  
Whereas quotes were sought from five vendors who were Generac dealers but only one vendor provided a written quote that included purchase and installation for a Generac propane powered generator,  
NOW THEREFORE BE IT RESOLVED that the Lebanon Town Board authorizes the purchase and installation of a 25KW with 200-amp transfer switch Generac Generator from Buell Fuels Hearth and Home for the price of \$15,871 in keeping with the proposed specs and installation (see attached quote) and authorizes the deposit of \$7,935 and directs the Highway Superintendent to schedule the installation which the Town Board authorizes will be taken out of ARPA funds.

**On Motion of Council Adam Carvell  
Seconded by Council Chadwick Nower**

Vote:  
Carvell Aye Morgan Aye Nower Aye Matson Abs Goldstein Aye  
Approved Y Defeated \_\_\_\_\_

Dated: Sept. 13, 2021

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RESOLUTION NO. 60-21

ARPA FUNDS DISTRIBUTION FOR 2021

**WHEREAS** the Town of Lebanon received \$66,615 in America Recovery Act Program funds (ARPA) from the federal government for 2021, and

Whereas the Town retained the consultants the Bonadio Group who audited the town budgets for 2019, 2020 and 2021, and determined that the town was eligible to expend these funds on current town projects and operations with the exception of debt reduction, retirement contribution increases and tax reduction, and

Whereas the Town has authorized funding for several projects and must now determine how to utilize the remaining funds in the manner that would be most efficient to the Town and its residents during this COVID 19 pandemic, and

Whereas the recent weather impact events on the Town of Lebanon roads and the need to provide support to Town residents during crises including power outages as well as completing projects necessary for Town government operations and safety during the COVID 19 pandemic, the following are the list of projects and priorities authorized for 2021 spending and projects from the first ARPA distribution for 2021.

**NOW THEREFORE BE IT RESOLVED** that the Town Board reaffirms past authorizations for use of funds and future projects as follows:

Total ARPA funds for 2021 - \$66,615

Funding for audit and eligibility determination by consultants Bonadio Group - \$5,000

Scott Campbell for Town Board roof and building paint and preservation project - ~~\$25,300~~ 25,700

Generac Generator to replace current gas-powered generator with propane generator that automatically turns on during outages to prevent burned out overhead door garage circuits and provide power during power outages for town and residents without power requiring shelter or heat or both - \$16,000

Remaining funds to be allocated - ~~\$18,115~~ 19,915

Recommended use if FEMA funds are not available for road repairs related to August 22, 2021, flood event - ~~\$18,115~~ 19,915

If FEMA funds for Hurricane Henri flood event of Aug. 22, 2021, become available, remaining funds will be utilized for alarm system and supplies/safety features for staff and public relevant to COVID 19 pandemic including masks, sanitizer, and related supplies.

On Motion of \_\_\_\_\_

Marie Morgan, Council, Finance Chair

Seconded by AC Alford

Vote:

RESOLUTION NO. 61-21

**BOOKKEEPER APPOINTMENT AND CONTRACT FOR 2022**

**WHEREAS**, the Town of Lebanon appointed Brynley Wilcox Bookkeeper for the Town of Lebanon effective March 1, 2021, to replace former Bookkeeper Elaina Morgan who retired on Feb. 28, 2021, and

Whereas, Ms. Wilcox has submitted an engagement letter and contract for 2022 that has been reviewed by the Attorney for the Town and has recommended its adoption.

**NOW THEREFORE BE IT RESOLVED** that the Town of Lebanon Supervisor makes the following recommendations for adoption by the Lebanon Town Board which has been reviewed with the Attorney for the Town:

- Appointment of Brynley Wilcox as the bookkeeper for the Town for 2022 in keeping with the attached engagement letter/contract.
- Approval of the contract with Brynley Wilcox for bookkeeping services for the Town of Lebanon and authorizing the Town Supervisor to sign on behalf of the town.
- The Town Board agrees by this resolution to the appointment as proposed by the Town Supervisor.

On Motion of C. Nower

Chadwick Nower, Council, Personnel Chair

Seconded by AC

Vote:

Carvell Y Matson     Morgan Y Nower Y Goldstein Y

Approved Y Defeated    

Dated: Sept. 13, 2021

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RESOLUTION NO. 602-21

FUND TRANSFER/BUDGET AMENDMENT FOR 2021 TOWN BUDGET

WHEREAS, the Lebanon Town Board has ultimate financial responsibility over budgetary matters for the township, and

Whereas, the following fund transfers and budget amendment are needed to balance accounts in the General Fund and Highway Fund to reflect the receipt of and use of federal ARPA and state CHIPs funds,

NOW THEREFORE BE IT RESOLVED, that the following fund transfer and budget amendment is approved by the Lebanon Town Board:

Lighting District

Increase General Fund budget from \$292, 703 to 359,318 to reflect addition of \$66,615 in ARPA funds from the federal government.

Increase Highway Fund budget from \$671,734 to \$811,734 reflecting an additional \$140,000 in anticipated CHIPs revenue

Amend total 2021 Town budget to increase from \$1,143,867 to \$1,350,482

Increase A5132.4 Garage, Contractual from \$2,500 to \$30,000 to reflect Garage paint and roof preservation project funded by ARPA funds.

Increase DA 5112.2M9, Contractual from \$60,000 to \$200,00 to reflect increase in CHIPS funds project spending approved by NYS

Increase DA3510 CHIPs revenue line from \$60,000 to \$200,000 to reflect anticipated CHIPs revenue from NYS CHIPs approval letter

Increase Anticipated Highway Revenue from \$671,734 to \$811,734

On Motion of 

James Goldstein, Supervisor, Chair, Administration and Oversight/Town Budget Officer

Seconded by CN 

Matson  Morgan  Nower  Carvell  Goldstein

Approved  Defeated

Dated: Sept. 13, 2021



RESOLUTION NO. 63-21

**ASKING FEDERAL GOVERNMENT TO DECLARE FEMA AID FOR UPSTATE NY REGION FOR 3635-EM-NY  
BY COMBINING STORMS FRED AND HENRI INTO ONE FEMA EVENT**

**WHEREAS**, the Town of Lebanon, Madison County and many Upstate counties in the Central New York and Southern Tier region were severely negatively impacted by Hurricane Henri with microbursts and flash flooding that damaged roads, homes, and infrastructure, and

Whereas Madison County and the region exceeded the FEMA thresholds for damages for the Aug. 21-24, 2021, flood event caused by Henri which required emergency declarations regionally on Aug. 22, 2021, New York State as a whole may not meet the FEMA state threshold, but the damage and costs remain, and

Whereas, combining the flooding events of storms Fred and Henri would not only easily exceeds the total amount of required FEMA threshold damages for New York State but allows the upstate region to access to critical funds to repair infrastructure damaged by the two events, and

Whereas rainfall connected with Fred directly contributed to the saturation level of groundwater, streams, lakes, and rivers that led directly to the massive flash flooding events and damages connected to Henri that now leaves upstate rural counties with significant repair expenses, and

Whereas, in the Town of Lebanon, absent FEMA aid, the township faces repair for \$114,000 in road damages that will require raising property taxes up to 22 percent to pay for the cost of road repairs for a small town with an annual local road repair budget of approximately \$65,000 annually,

**NOW THEREFORE BE IT RESOLVED**, that the Town of Lebanon Town Board calls on our state and federal representatives to advocate for the inclusion of these storms into one FEMA event and directs the Town Clerk to send this resolution to President Joseph Biden, the Director of FEMA, United States Senator Charles Schumer, United States Senator Kirsten Gillibrand, US House of Representatives Congresswoman Claudia Tenney, New York Governor Kathy Hochul, NY Senate Majority Leader Andrea Stewart-Cousins, NYS Assembly Speaker Carl Heastie, NY State Senator Rachel May, NY Assemblyman John Salka, Madison County Board Chairman John Becker, Madison County Administrator Mark Scimone, Madison County Emergency Management Coordinator Dan Degear and the Town Boards for the towns of DeRuyter, Madison, Brookfield, Eaton, Nelson, Cazenovia, Georgetown and Hamilton.

On Motion of 

James Goldstein, Lebanon Supervisor, Chair Administration and Oversight Committee

Seconded by AC 

Vote:

Carvell  Matson  Morgan  Nower  Goldstein

Approved  Defeated

Dated: Sept. 13, 2021

#### **DISCUSSION ITEMS:**

Aaron stated that the Cell Tower on Jantzen Rd is getting a new upgraded antenna for the 5G. Discussed the Alarm System upgrade, there has been one company that has given a quote so far, the Town Board will make a final decision at the next meeting, they are giving other companies the chance to send in quotes. Supervisor Goldstein stated that he will reach out to one more vendor to give us a quote on an alarm system, that way we will meet our requirement of getting at least three quotes. Aaron stated that the system that we received a quote for, is the system that we need to get up to date with the insurance company and be up to codes also.

Adam Carvell stated that he thinks we should wait until the next meeting, the Safety Committee will meet before the Town Board meeting next month and they can discuss this new system and make sure that we are getting everything that we must have from the Insurance company. Then the Safety Committee can give their report at the meeting.

## Next Meeting

10/11/21, Via Zoom

The motion to adjourn was made by **Council Marie Morgan and Seconded by Council Adam Carvell at 8:38 pm.**

**Respectfully Submitted,**

**Joann L Collins**  
**Recording Town Clerk**