

Minutes

Lebanon Town Board

Town Offices 1210 Bradley Brook Rd, Hamlet of Lebanon

March 9, 2020, at 7:30 pm Meeting, called to order by, Supervisor James Goldstein

In Attendance:

Supervisor James Goldstein

Council Marie Morgan

Council Patricia Matson

Council Chadwick Nower

Town Clerk Joann Collins

Bookkeeper Elaina Morgan

Absent:

Council Adam Carvell

Highway Superintendent Alex Hodge

3 Residents in Attendance

The Meeting called to order and pledge of Allegiance by Supervisor James Goldstein

The Privilege of the Floor:

Laura Caughlan, AICP Economic Development Specialist Partnership for Community Development of Hamilton, discussed the application from Bruce Rivington for the Southern Heritage Trust, and this is to keep his farm in agriculture forever. The Southern Heritage Trust wants a letter of recommendation from The Town of Lebanon, which the Lebanon Town Board agreed to have Supervisor Goldstein to sign.

On Motion of Council Patricia Matson and seconded by Council Marie Morgan.

4 Ayes Matson, Morgan, Nower, Goldstein

0 Nays Approved 3/9/2020

Town Clerk Joann Collins will email this letter to Laura Caughlan as soon as Supervisor Goldstein gets it typed up and signed.

APPROVAL OF MINUTES:

The minutes from February 10, 2020 meeting with corrections,

Approved, 3/9/2020

On motion of Council Marie Morgan

Seconded by Council Chadwick Nower

Payment of Bills & Claims:

The bills & claims with additions,

Approved, 3/9/2020

On Motion of Council Patricia Matson

Seconded by Council Chadwick Nower

Town Officer Reports:

Planning Board: Lois Hartshorn Chair – Present

Proposal for the next Meeting for a sub-division for Steven Bartlett on Vosburg Rd.

Board of Appeals: John Grossman Chair

No Report

Town Justice: Brian Forsythe

On Vacation

Dog Control: Gordon Baker – Present

Report Submitted

Gordon suggested that the board raise the violation fee from \$ 25.00 to \$ 100.00. Supervisor James Goldstein stated that they would have to put it through the LMLL changes if the Town Board passes it.

Code Enforcement Officer: Aaron Camp- Present

Report submitted

Aaron went over his report working on internal stuff.

Town Assessor: Brian Fitts

No Report

Town Clerk Joann Collins – Present

Madison County is bringing back the Municipal Clerk Assoc,

Town Clerk gave her presentation about the Town Clerk position, changing it to appointed instead of elected. Town Board went through it and will have to talk to Town Attorney about what has to be done and if this is possible.

Supervisor Goldstein stated he is pretty sure that it will need a referendum. In order to change anything involving the Town Clerk.

Highway Superintendent: Alex Hodge:

Alex was absent; His Deputy Tom Winn gave a presentation about hiring Greg DeRochie full time.

The Town Board said they have to figure the salary. Alex and Jim will have to sit down and check the figures.

Supervisor Goldstein had stated that the timing was wrong. The budget is completed. But they will do some checking into this.

There was a letter from a Craine Lake resident about how great a job that the Highway Department is doing on the roads.

Town Supervisor: James Goldstein:

Discussed Financials

Madison County: Discussed the new Highway garage.

The state is checking into changing the bail reform. They want to give judges more discretion to be able to hold someone in jail.

Supervisors reported Approved

On Motion of Council Marie Morgan

Seconded by Council Patricia Matson

March 9, 2020

RESOLUTIONS:

RESOLUTION # 42-2020 FINAL CORRECTIONS TO AMENDMENT OF THE 2019 FUND TRANSFERS FOR FINAL 2019 TOWN OF LEBANON BUDGET

WHEREAS, the Town of Lebanon Town Board is ultimately responsible for the town financial decisions,
and

Whereas, the following corrections to budget amendments and fund transfers made on December 9, 2019 and are necessary to correct budget overages and errors in highway spending and general fund accounts, and comply with AUD recommendations,
NOW THEREFORE BE IT RESOLVED that the Town of Lebanon Town Board adopts the following corrected changes to the 2019 town budget:

General Fund

- Change A 1330.4 Tax Collector contractual from \$575 expended to a negative balance of \$1,367.80
- Transfer \$1,400 from A9060.8 Health insurance to A 1330.4
- Increase A 1330.4 from \$1,200 to \$2,600
- Decrease A 90608 from \$12,000 to \$10,600
- Transfer \$1,700 from A 9060.8 to A 1420.4 Attorney contractual
- Transfer \$2,000 from A 9030.8 Social Security to A 1420.4
- Transfer \$1,700 from A1355.4A Assessor Contractual to A 1420.4
- Increase A 1420.4 to \$27,400
- Reduce A 9030.8 to \$10,000
- Reduce A 9060.8 to \$8,900
- Transfer \$4,600 from A 5132.2 Garage Equip to A 5132.4 Garage Contractual
- Increase A 5132.4 to \$7,600
- Decrease A 5132.2 to \$400
- Transfer \$140 from A 3510.4 Control of Dogs Contractual to All10.4M Town Justice Maint Contract
- Transfer \$102 from A 3510.4 to A 1110.4 Justice Contractual
- Increase A 1110.4M to \$140
- Increase A 1110.4 to \$10,252
- Reduce A 3510.4 to 4758

Highway Fund

- Create DA 1120 Sales Tax Revenue
- Amend general fund revenue by transferring \$58,265 from A 1120 Sales Tax Revenue to DA 1120 Highway Sales Tax Revenue
- Increase DA 1120 by \$38,265
- Decrease A 1120 from \$211,422 to \$173,157.21
- Keep estimated general fund revenue at \$206,057
- Decrease DA 1001 Highway Taxes from \$399,839 to \$361,574
- Decrease DA 5112.4M9 Capital Outlay/Contractual (CHIPs) from \$165,000 to \$144,554.50.
- Void the Increase A 10001 General Fund Taxes to \$20,000
- Void the Transfer of \$28,000 from General Fund reserves to Highway budget
- Void the Increase DA 5130.4J1 Equipment repairs to \$60,300
- Void the Increase DA 5112.2M9 CHIP contractual to \$165,000

On Motion of Council Marie Morgan

Seconded by Council Chadwick Nower

Vote: 4 Ayes Morgan, Nower, Matson, Goldstein

0 Nays

Absent: Carvell

Approved

Dated: March 9, 2020

RESOLUTION # 43-2020 CHANGING MEETING DATES FOR LEBANON TOWN BOARD

Whereas, the Lebanon Town Board has the authority to determine its monthly locations for town board meetings, and

Whereas, there have been snow removal and maintenance issues on an ongoing basis with the New Life Community Center during the winter months that limit access and safety,

Therefore, **Be It Resolved**, that the Lebanon Town Board updates its meeting schedule as follows:

January - Lebanon town office, Lebanon

February - Lebanon town office, Lebanon

March - Lebanon town office, Lebanon

April- Lebanon town office, Lebanon

May - Lebanon town office, Lebanon

June - New Life Community Center, Randallsville

July - Lebanon town office, Lebanon

August - New Life Community Center, Randallsville

September - Lebanon town office, Lebanon

October - New Life Community Center, Randallsville

November - Lebanon Town office, Lebanon

December – Lebanon Town Office, Lebanon

On Motion by Supervisor James Goldstein

Seconded by Council Chadwick Nower

Vote:

4 Ayes Goldstein, Nower, Morgan, Matson

0 Nays

Absent: Carvell

Approved

Dated: March 9, 2020

RESOLUTION # 44-2020 AUTHORIZING TOWN SUPERVISOR TO APPLY FOR STATE AND MUNICIPAL FACILITIES CAPITAL

PROGRAM GRANT FOR \$50,000 FOR MUNICIPAL TRUCK

WHEREAS, the office of State Senator Rachel May has nominated the Town of Lebanon for a grant through the State and Municipal Facilities Capital Grant Program in the amount of \$50,000, and

Whereas, the Town of Lebanon may use that grant as a down payment on the purchase of the new Stadium International Model year 2020 HX 520 6 by 4 with a 10-speed transmission that the Lebanon

Town Board authorized the Town Highway Superintendent to order pursuant to Award of Contract #8996 by resolution 63-19 adopted on July 8, 2019, that is not to exceed \$213,217 in the total price, and

Whereas, State Senator May has requested the application be into her office no later than March 27so it can be included in state budget requests, and

Whereas, the purchase of the truck may take 12 to 18 months to be reimbursed by the state of New York,

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Lebanon authorizes the Town Supervisor to make an application for this grant to seek funds to utilize the grant as the down payment on the Stadium International Truck.

On Motion of Council Patricia Matson

Seconded by Council Marie Morgan

Vote:

4 Ayes Matson, Morgan, Nower, Goldstein

0 Nays

Absent: Carvell

Approved, Dated March 9, 2020

RESOLUTION # 45-2020 AUTHORIZING RELEASE OF AUDIT OF TOWN JUSTICE TO STATE OF NEW YORK UNIFIED COURT SYSTEM

WHEREAS the Town Board's Internal Audit committee completed an audit of the Town Justice in 2020, and

Whereas, the State of New York Unified Court System has requested a copy of the most recent internal audit,

NOW THEREFORE BE IT RESOLVED that the Lebanon Town Board authorizes the release of that audit report to the State of New York Unified Court System when completed and directs the Town Clerk and the Town Justice to provide a copy of the audit report to the designee identified by the attached letter request.

On motion of Council Marie Morgan

Seconded by Council Patricia Matson

Vote:

4 Ayes Morgan, Matson, Nower, Goldstein

0 Nays

Absent: Carvell

Approved, March 9, 2020

TOWN OF LEBANON, TOWN BOARD RESOLUTION # 46-2020

March 9, 2020

TOWN OF LEBANON LOCAL LAW A OF 2020

("A Local Law to Amend the Land Management Local Law of the Town of Lebanon to Reduce 1. the Front Yard Setback Requirement")

Councilor Patricia Matson introduced proposed Local Law No. A-2020, relating to the reduction in front yard setbacks, which was seconded by Council Chadwick Nower

WHEREAS Volume 6 N.Y.C.R.R., Section 617 of the Regulations relating to Article 8 of the New York State, Environmental Conservation Law requires that as early as possible an involved agency shall make a determination whether a given action is subject to the aforementioned law; and

WHEREAS no other agency has the legal authority or jurisdiction to approve or directly undertake the enactment of a local law in the Town of Lebanon, such that there are no other involved agencies within the meaning of the New York State Environmental Quality Review Act (SEQRA) with respect to the proposed enactment of said Local Law, with the result that the Town Board shall act as the lead agency in this matter; and

WHEREAS, the adoption of said Local Law IS an unlisted action for purposes of environmental review under SEQRA; and

WHEREAS, the Town Board has determined that a short environmental assessment form (EAF) shall be required in connection with this matter; and

WHEREAS, said EAF has been prepared and has been reviewed by the Town Board; and

WHEREAS, the Town Board has considered the adoption of said Local Law, has considered the criteria contained in 6 N.Y.C.R.R. Part 617.7 and has compared the impacts which maybe reasonably expected to result from the adoption of said Local Law against said criteria.

NOW, THEREFORE, BE IT

RESOLVED AND DETERMINED that the Town Board has determined this action shall have no significant adverse impact on the environment; that, accordingly, an environmental impact statement (EIS) shall not be required; and that this resolution shall constitute a negative declaration under SEQRA, and it is further.

RESOLVED AND DETERMINED that the Town Board conducts a public hearing as to the enactment of proposed Local Law No. A-2020 at the Town Offices located at 1210 Bradley

Brook Road, Earlville (Town of Lebanon), New York on April 13, 2020, at 8:15 pm, or as soon thereafter as the matter can be heard, at which time all persons interested in the subject shall be heard.

The question of the adoption of the foregoing resolution was duly put to the vote and upon

roll call, the vote was as follows:

Marie Morgan Councilor Voted Yes
Patricia Matson Councilor Voted Yes
Adam Carvell Councilor Voted Absent
Chadwick Nower Councilor Voted Yes
James Goldstein Supervisor Voted Yes

The foregoing resolution was thereupon declared duly adopted.

DATED: March 9, 2020

DISCUSSION ITEMS:

Council Marie Morgan gave the results from the Town Official Audit's everyone went very well, A few suggestions. There was a discussion on some bail money that needs to go back to the person that paid it. This will be checked into; this is something from a long time ago.

Bookkeeper Elaina Morgan is working on the AUD; supervisor Goldstein sent in a request for an extension for the AUD.

Council Patricia Matson stated that SOMAC has been spending a lot of money on repairs for their ambulances and equipment. Now they are using the Town of Hamilton's Mechanic's to offset the price. They are also going to go from three ambulances to two

PRIVILEGE OF THE FLOOR:

Next Meeting

4/13/2020, Town Offices, 1210 Bradley Brook Rd, Hamlet of Lebanon

Motion to adjourn was made by **Council Marie Morgan and Seconded by Council Chadwick Nower at 8:55 pm.**

Respectfully Submitted,

Joann L Collins
Recording Town Clerk