

**TOWN OF GALWAY
TOWN BOARD MEETING**

August 09, 2022

Call to order – Supervisor Smith

Roll Call – Town Clerk Defoe

Pledge to the flag – All

Approval of the minutes for the meeting held July 12, 2022

Communications Received – Town Clerk Defoe

Reports of Committees:

Youth Commission

Historian-Darby

Community Outreach- Colleen – see report

Budget

Approval of Abstract Fund A

Approval of Abstract Fund B

Approval of Abstract Fund DA

Approval of Abstract Fund DB

Approval of Abstract Fund SL

Supervisor's Report- April, May, June, July

Budget Amendments-

List from Tammy

Resolutions:

Other Business:

- Discussion regarding parcel adjacent to Stewarts— Set public hearing date if decided
- Discussion regarding Peg moving into the current conference room and making modifications accordingly.
- Discussion regarding request from Highway department to increase their budget by 20K due to rising costs
- Discuss building plans at Town Park-2 grants received thru the county.
- Request for applicant for the Town Assessor position

Priviledge of the Floor:

Adjourn

COMMITTEE/DEPARTMENT HEAD/ LIAISON REPORTS: Donna Sowle, Youth Chair advised that Karate has been going strong all summer, will be back inside for fall; Activities in Park had 8 different events/times; swim program had 17 youth participate in grades K thru 5th; recreational soccer will begin September 10th thru October 15th for pre K thru 6th grade; Jr. rifle will begin 2nd week in September on Wednesday's & Friday's; Trap Shooting will begin in September on Thursday's & Sunday's for youth 12 and older & the annual Halloween event will take place on October 29th. Councilmember Fred Arnold stated that the Trap Shooting group had a fund raiser all day Saturday & Sunday, he didn't get a chance to talk to Heather to find out how it went but it sounded like it was a great event. Supervisor Smith asked if people could get their newsletter articles in by end of next week. **Deputy Historian Darby Knizek-Neahr** advised that she just got off the phone with a gentleman from China inquiring about Dean Lung. Peter was from the same town as Dean Lung in China. Dean Lung was a servant of Horace Carpenter who lived in the village of Galway. Interestingly enough, Dean Lung donated 12 thousand dollars to Columbia for Asian study back in early 1900's. China did a series on Dean Lung, which Peter is sending to her. Darby stated at Blueberry Festival seven boxes of Joseph Henry Books were given out. Phyllis will be returning to Florida around Labor Day. **Supervisor Smith** stated that the Blueberry Festival along with attendance was a huge success!

Councilmember Fred Arnold made a motion, seconded by Councilmember JoAnne Grant to approve the July General Abstract of Vouchers (A) for a total of \$9,653.93.

All ayes.

MOTION CARRIED

Councilmember JoAnne Grant made a motion, seconded by Councilmember J.D. Arnold to approve the July General Abstract of Vouchers (B) for a total of \$15,991.37.

All ayes.

MOTION CARRIED

Councilmember J.D. Arnold made a motion, seconded by Councilmember Ryan Flinton to approve the July Highway Abstract of Vouchers (DA) for a total of \$3,510.48.

All ayes.

MOTION CARRIED

Councilmember Ryan Flinton made a motion, seconded by Councilmember Fred Arnold to approve the July Highway Abstract of Vouchers (DB) for a total of \$187,816.56.

All ayes.

MOTION CARRIED

Councilmember Fred Arnold made a motion, seconded by Councilmember JoAnne Grant to approve the July Lighting District Abstract of Vouchers (SL) for a total of \$159.84.

All ayes.

MOTION CARRIED

Councilmember Ryan Flinton made a motion, seconded by Councilmember J.D. Arnold to approve the Supervisor's Operating Statement's for the period's ending 4/30/22, 5/31/22 & 6/30/22..

All ayes.

MOTION CARRIED

RESOLUTION # 36-2022 - Budget Amendments. On a motion of Councilmember Fred Arnold, seconded by Councilmember JoAnne Grant the following resolution was

ADOPTED: AYES – 5 NAYS - 0

RESOLVED that the Galway Town Board approve the following Budget.

Amendments:

DECREASE	A2170	Community Development – Veteran’s	\$233.15
INCREASE	A1620.4	Town Hall Contractual	\$233.15
(Veteran’s repaying sign)			
DECREASE	B2705	Gifts & Donations	\$1,759.00
INCREASE	B7310.4	Youth Programs Contractual	\$1,759.00
(Charlton, Providence & Village fee for youth)			
DECREASE	B2705	Gifts & Donations	\$8,000.00
INCREASE	B6772.4	Aging Recreation Contractual	\$8,000.00
(Senior Grant)			
DECREASE	DA2770	Unclassified	\$1,620.64
INCREASE	DA9060.8	Hospitalization	\$1,620.64
(Bruce Sleight)			

All ayes.

MOTION CARRIED

Other Business

Supervisor Smith advised that Stewarts has purchased the adjacent property owned by Stewart Brodell to expand Stewart’s septic system. Stewarts is in the Commercial Retail Zone (C!), the property at 1775 NYS Route 29 is zoned Agriculture Residential. The Town Code has no section for modification or amendment to zoning map.

Tyler Fronte, Stewart’s Representative – advised that Stewart’s Shop has met with challenges regarding septic due to ground conditions. They are currently under contract to purchase the property from Brodell’s but have now realized the difference in the zoning classifications. Stewart’s is looking for the correct path the Town Board would like them to follow to accomplish this. **Ruth Ann Daino, Planning Chair** questioned if they were going to expand parking or just use as septic. **Tyler** stated they would demo house and plan is just to expand septic. **Attorney Trainor** questioned if it was a department of health requirement for septic to be on same parcel. **Tyler** stated that was not a requirement. **Councilmember Ryan Flinton** questioned if it was Stewart’s plan to merge the two properties. **Tyler** stated that Stewarts would merge properties. **Trevor** stated that by combining the two lots it would bring them to 4.08 acres. If you go by area, the residential lot would take president in classification as it is the bigger of the two lots. Trevor stated if we combine the lots and change the zoning to commercial, the Town would be changing zoning just to help Stewarts. **Attorney Trainor** stated that Tyler referenced other towns handling of this type of request thru a statutory provision in their code that allows zoning reclassification by just a lot line adjustment. Attorney Trainor was not comfortable with that type of change in this situation as Galway’s code currently doesn’t address this. This would be setting a precedent that the Town would have a hard time saying “NO” to the next person requesting a change. **Councilmember Ryan Flinton & Trevor** suggested two different ways to address this. Ryan suggested possibly re-addressing the wording on lot line adjustment requirements. Trevor suggested having it be addressed thru a use variance application. **Attorney Trainor** felt

the cleanest way to do this would be to re-zone parcel. It could raise the issue of spot zoning, but Jim didn't feel this request fell into spot zoning. They are requesting that the commercial zoning be extended to that of adjacent parcel. Code requires Planning & Zoning Board to give recommendations prior to change. The Planning Board will meet this month and address request and the ZBA will meet the 1st week in September and address request. Recommendations from both boards will be received prior to Town Board Meeting on 2nd week of September. County Planning Board will need to review information for their comments. Neighbors within 500 feet will need to be notified prior to public hearing.

RESOLUTION #: 37-2022 – Schedule Public Hearing for Proposed Local Law No, 4-2022. Supervisor Smith stated that we could schedule public hearing do neighbor notification and be ready to act on Proposed Local Law for September meeting if everything falls in place. If not, public hearing would be done and the Board would just need to take action in October. On a motion of Councilmember Fred Arnold, seconded by Councilmember JoAnne Grant the following resolution was ADOPTED: AYES – 5 NAYS – 0

RESOLVED that the Galway Town Board schedule a Public Hearing for September 13, 2022 at 6:45 p.m. to review a Proposed Local Law to rezone 1775 NYS Route 29 from Agricultural-Residential (A-R) to Commercial Retail (C1).

All ayes.

MOTION CARRIED

Town Board went into discussion regarding Town Clerk's request to switch her office from the current location to what is now conference room and cut out a window in the front to mirror other office. Town Clerk stated that her current room & conference room are basically the same size. Clerk stated that she is here from 7-5 and even with door buzzer on it hard to determine when someone is actually in building. The current setup is really not convenient and assessable easily to the public. Councilmember Ryan Flinton stated that Peg had asked twice about this but the Board had not openly discussed it so he requested that it be put on agenda. Ryan felt that request made sense to him. He was in favor of this as the Board create the Community Service Coordinator position last year for Colleen, we need to have a publicly accessible & visible Clerk's Office. Supervisor Smith stated that cut out of window/counter could be easily incorporated into back door replacement project. Town Board had no problem with this change in offices.

Board went into discussion regarding Highway Departments request to increase their budget by \$20,000 due to rising costs. Supervisor Smith stated that once budget is set, we can't expend more funds to that account until current funds are depleted. Councilmember Fred Arnold stated that Dave was very concerned regarding increases in pricing for gas; parts; services and the potential impact it may have on his budget. Councilmember Ryan Flinton didn't understand the difference with this request vs. any other budget adjustment Board has done during the year. Supervisor Smith stated that the budget adjustments we have done are either in addition to or included in the current budget, so it comes in to revenue and goes out to appropriate fund. Highway is actually requesting a change to budget. Councilmember JoAnne Grant stated that the account had to be depleted of funds for an amendment to address a change in the overall approved

budget. Supervisor Smith stated that Highway has a large fund balance in both DA & DB, so it won't be a problem to make this adjustment once the account is depleted.

Supervisor Smith stated that he applied for two grants for ball field project. County grant for an amount that could go up to \$15,000 for engineering & architect costs an economic development grant for \$14,200. Next month Supervisor will have a nice floor plan & rendering so they have a better idea of budgeting figures. **Tom O'Brien** questioned if this would go out for public referendum. Supervisor Smith stated that depending on how building was financed, potentially a portion could be bonded.

Town Assessor will be retiring at the end of year. Board has received one interested Assessor from another Town's resume. Will be putting out a job advertisement for this position. County will help with this.

Colleen Forneris, Tax Collector has been looking for a Deputy Tax Collector and she is requesting that Victoria Hayner be appointed to that position. Supervisor felt Vicki would be great for that position. He felt no action was needed yet on that appointment.

Trevor Gilday, Building Department/Code Enforcement went over proposal he received from Donnegan Systems, Inc. to address storage needs in vault. These are mobile storage library shelving on a track system that can be cranked open or closed. This system would basically double the current storage. Councilmember Fred Arnold had concerns with overall weight at full capacity and the ability of building to withstand this as vault is on second floor. Trevor will look thru original plans for building to see if there is any engineering data for weight rating on vault. From what Trevor can gather it is a masonry structure all the way up with concrete floor and a 2-3-hour fire rating. It appears to him to be a substantial structure, he doesn't think enough files could be housed in vault to cause a structural collapse. Everything on list is under state contract. There is a 14-week lead time. The estimated cost \$31,733.10 will be fine tune over the next couple weeks. He & Town Clerk have discussed having the State come in and review storage and advise what exactly they will approve for record retention & retrieval purposes. Supervisor Smith stated that he needed to keep moving forward with proposal, the Town Board will work at incorporation into 2023 budget.

RESOLUTION #: 38-2022 – Set dates for budget workshops. On a motion of Councilmember Fred Arnold, seconded by Councilmember JoAnne Grant the following resolution was ADOPTED: AYES – 5 NAYS – 0

RESOLVED that the Galway Town Board set the following dates for their 2023 Budget Workshops: September 21st & 28th & October 5, 2022 if needed all at 7:00 p.m.
All ayes. MOTION CARRIED

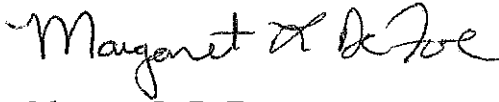
Privilege of the Floor – Andy McPherson gave all Board Members a copy of the “Green Energy Times” asked that Board Member read the highlighted article on “Securing Northeast Forest Carbon: Part 1”. Supervisor Smith asked how he was doing after his car accident last month. Andy said he was healing, had a new car and he noticed that STOP signs had been labeled with 3-way STOP.

Councilmember Fred Arnold made a motion, seconded by Councilmember JoAnne Grant to adjourn the meeting at 8:22 p.m.

All ayes.

MOTION CARRIED

Respectfully submitted,

A handwritten signature in cursive script that reads "Margaret L. DeFoe". The signature is written in black ink and is positioned above the printed name and title.

Margaret L. DeFoe
Town Clerk