

**AGENDA**  
**Galway Town Board Meeting**  
**January 10, 2017**  
**7:00p.m.**

Call to order – Supervisor Lent

Roll Call – Town Clerk DeFoe

Pledge to the flag – All

Approval of minutes of previous meeting 12/13/16 and 1/3/17

Communications Received – Town Clerk DeFoe

**REPORTS of Committees**

**REPORTS of Department Heads**

**LIAISON REPORTS**

**BUDGET REPORTS AND ACTION**

Vouchers and Report

1. Approval of General Abstract of Vouchers Fund A – Townwide
2. Approval of General Abstract of Vouchers Fund B – Town Outside Village
3. Approval of General Abstract of Vouchers Highway Fund DA – Townwide.
4. Approval of General Abstract of Vouchers Highway Fund DB – Town Outside Village
5. Approval of General Abstract of Vouchers Fund SL – Lighting District
6. Supervisor's Budget Report
7. Budget amendments

**RESOLUTIONS**

Introduction of Local Law #1 of 2017 – Amending penalties

Amending membership in NYS Local Government Retirement System – service credit for sick time

**OTHER BUSINESS**

Insurance Proposals for 2017 from Adirondack Trust Insurance and Dave Meager

**PRIVILEGE OF THE FLOOR – OPEN**

**ADJOURN**



claims if Town switches carriers. Dave stated that Selective Insurance has a contractual obligation to handle any claim that took place during their coverage period.

**RESOLUTION #: 3-2017** – Authorization to approve insurance package. Went into discussion regarding options presented tonight by Dave Meager. On a motion of Councilman Arnold, seconded by Councilman Smith the following resolution was ADOPTED by roll call vote:

Supervisor Paul Lent – Aye                      Councilman Fred Arnold – Aye  
 Councilman Rod Wilday – Aye                Councilman Michael Smith – Aye  
 Councilwoman JoAnne Peregrim-Grant – Aye

RESOLVED that the Galway Town Board approve the insurance package provided by Adirondack Trust Insurance with New York Municipal Insurance Reciprocal in the amount of \$30,275.25.

AYES – 5      NAYS – 0

MOTION CARRIED

**COMMITTEE/LIAISON/DEPARTMENT HEAD REPORTS: Highway** – Superintendent Costanzo stated for December the Highway Department plowed & sanded; picked up property for salt pretreatment of roads off Federal Surplus; cut brush; cut trees on Antioch & Graves Roads; started to utilize new salt pretreatment system on roads & started the replacement of windows at Town Hall. For January the Highway Department replaced sign at Town Hall Complex Entrance; they will plow & sand as needed; cut brush and replace windows at Town Hall as weather permits. Dave explained to audience what the new pretreatment system was and how it works. **Youth Commission** – Donna Sowle, Youth Commission Chair thanked Town Board again for her recognition and the continued support of the youth of Galway by Town Board. The Youth Commission issued 35 day passes to Royal Mountain; free family swim over Christmas break (4) nights 25-30 participated; upcoming pee wee wrestling & Donna will look into some supply funding for summer recreation which she will approach Stewarts for help. Donna is working on County informational packet regarding all program participation by our youth.

Councilman Arnold made a motion, seconded by Councilman Wilday to approve the General Abstract of Vouchers (A) dated 12/02/16 thru 12/31/16 for a total of \$9,508.34.

All ayes.

MOTION CARRIED

Councilman Smith made a motion, seconded by Councilman Wilday to approve the General Abstract of Vouchers (B) dated 12/01/16 thru 12/31/16 for a total of \$6,416.87.

Councilman Wilday made a motion, seconded by Councilwoman Grant to approve the Highway Abstract of Vouchers (DA) dated 12/01/16 thru 12/31/16 for a total of \$48,439.57.

All ayes.

MOTION CARRIED

Councilwoman Grant made a motion, seconded by Councilman Arnold to approve the Highway Abstract of Vouchers (DB) dated 12/01/16 thru 12/31/16 for a total of \$1,081.77.

## REGULAR MEETING, GALWAY TOWN BOARD, JANUARY 10, 2017

Councilman Arnold made a motion, seconded by Councilman Smith to approve the Special Lighting District Abstract of Vouchers (SL) dated 12/01/16 thru 12/31/16 for a total of \$151.38.

All ayes.

MOTION CARRIED

Councilman Arnold made a motion, seconded by Councilman Smith to approve the General Abstract of Vouchers (A) dated 01/01/17 thru 01/06/17 for a total of \$30,825.25.

All ayes.

MOTION CARRIED

Councilman Smith made a motion, seconded by Councilman Wilday to approve the General Abstract of Vouchers (B) dated 01/01/17 thru 01/06/17 for a total of \$2,007.00.

All ayes.

MOTION CARRIED

Councilman Wilday made a motion, seconded by Councilwoman Grant to approve the Highway Abstract of Vouchers (DA) dated 01/01/17 thru 01/06/17 for a total of \$94,183.84.

All ayes.

MOTION CARRIED

Councilwoman Grant made a motion, seconded by Councilman Arnold to approve the Highway Abstract of Vouchers (DB) dated 01/01/17 thru 01/06/17 for a total of \$26,355.00.

All ayes.

MOTION CARRIED

Councilman Arnold made a motion, seconded by Councilman Smith to approve the Tri-Town Gravel Facility Abstract of Vouchers (TT) dated 01/01/2017 thru 01/06/2017 for a total of \$444.77.

All ayes.

MOTION CARRIED

**RESOLUTION #: 4-2017-** 2016 Budget Amendments. On a motion of Councilwoman Grant, seconded by Councilman Arnold the following resolution was ADOPTED:

AYES – 5    NAYS – 0

RESOLVED that the Galway Town Board approve the following 2016 Budget Amendments:

Decrease	A1320.4	\$ 10.00	Independent Audit & Accounting
Increase	A1330.1	\$ 10.00	Tax Collector P/S
Decrease	A9050.8	\$ 500.00	Unemployment Insurance
Increase	A8160.4	\$ 500.00	Refuse/Garbage CE
Decrease	B1990.4	\$1,800.00	Contingency
Increase	B3620.4	\$1,800.00	Building & Code Enforcement CE
Decrease	B8010.1	\$ 500.00	Zoning PS
Increase	B8010.4	\$ 500.00	Zoning CE
Decrease	B8020.1	\$ 100.00	Planning PS
Increase	B8020.4	\$ 100.00	Planning CE

Decrease	DA5130.4	\$2,200.00	Machinery CE
Increase	DA5142.4	\$2,200.00	Snow Removal CE
All ayes.			MOTION CARRIED

Councilman Arnold made a motion, seconded by Councilman Wilday to approve the Supervisor's Operating Statement for the period ending 12/31/16.

All ayes. MOTION CARRIED

**RESOLUTION #: 5-2017** – Schedule Public Hearing on Proposed Local Law No. 1-2017. Supervisor Lent stated that in a recent enforcement action it came to light that in Chapter 115 of the Town of Galway current Code a violation could require that person to be incarcerated for a six month period. He felt that the Town was not interested in putting people in jail they ultimately were interested in compliance. This current misdemeanor would also entitle the person the ability to a jury trial. Supervisor Lent stated that a jury trial for a Town of our size could generate a huge expense for the municipality. He is requesting the Town Board revise that law to change it to a civil penalty which allows up to 15 days of incarceration and no jury trial. On a motion of Councilman Smith, seconded by Councilwoman Grant the following resolution was ADOPTED: AYES -5 NAYS - 0

RESOLVED that the Galway Town Board schedule a public hearing to review Proposed Local Law No. 1-2017 entitled "Administration and Enforcement", of Chapter 115, "Zoning" for February 14, 2017 at 6:45 p.m..

All ayes. MOTION CARRIED

**RESOLUTION #: 6-2017** – Additional Pension Benefits. Supervisor Lent stated that the Town Board is under contract negotiations with the highway department and when reviewing information with the Comptroller's Office the Town was advised that when they originally signed up to participate with the NYS Retirement they never opted for the allowance of unused sick leave credits. A formal resolution is required at this time for changes to be made to the retirement benefits available to our employees. On a motion of Councilman Arnold, seconded by Councilman Wilday the following resolution was ADOPTED: AYES – 5 NAYS – 0

BE IT RESOLVED that the Galway Town Board hereby elect to provide the additional pension benefits of Section 41-j of the Retirement and Social Security Law, as presently or hereafter amended.

BE IT FURTHER RESOLVED that the effective date of such shall be the 10<sup>th</sup>, day of January, 2017. Additional annual cost created by such benefits or improvements is estimated at \$1,006.00 to be taken from the DA & DB 9010.8 Accounts State Retirement.

All ayes. MOTION CARRIED

**Privilege of the Floor** – **Michelle Frence** 1980 West Street advised that she was here tonight with many of the neighbors of West Street requesting help from the Town Board to address their lighting concerns with reference to the new Fire Department Building. Michelle stated since the week of December 4<sup>th</sup> there have been well over 30 lights illuminated every night, all night at the New Fire Department in a residential

neighborhood. They have gone to other Fire Houses in the area and determined that Galway's lighting is excessive. She is not sure what the next step is to rectify this issue. **Scott French** 1980 West Street stated that they had a petition signed by 21 neighbors up & down West Street requesting lighting issue be rectified. When they looked into the other Fire Houses in area they found none to have parking lot lights forward of their building; none of the lights bleed on to the street or across street from their building. These lights are on from 6 p.m. to around 8 a.m. every day. **Supervisor Lent** stated the lighting design was done according to NYS Code. He advised that those regulations with reference to exterior lighting changed recently. **Michelle** stated that the Scotia Fire House is new. **Councilman Arnold** stated that they were working with the electrical engineer to address these issues. They didn't put all the lights recommended by engineer on building. They are looking into timers and down spouts for lights. **Supervisor Lent** stated that the building is actually located in the village which has no zoning. Town is the lead agency on project making sure that building code is enforced. The Town can't enforce "Town" zoning regulations on the village. The Town administrated plans under NYS Building code to issue a building permit; conducted site plan review with approval; SEQRA approval; hold all hearings necessary for Fire Department to move forward with funding. **Councilman Arnold** stated that lighting is on with Fire Department not in building for safety & security purposes. They have already had an issue with things being stolen. **Bruce Starzenski** 1996 West Street stated that if there were motion lights this may have been avoided since the lights would have went on when the intruder entered area. Lights are not helping with this issue. **Councilman Arnold** stated that Sheriff Department and State Police have been patrolling on a nightly basis. Landscaping will also help with some lighting concerns. **Audrey & Jacques Godbout** 1986 West Street closest neighbor directly across from site advised Town Board that the lighting from Fire House illuminates their entire home thru to back yard. They are not financially able to purchase privacy shades for their entire home to keep this glare out. **Supervisor Lent** felt that the neighbors needed to sit down with the representatives from the Fire House to try and rectify situation. Councilman Arnold was given a copy of the petition to forward on to President for further communication regarding lighting issue with neighbors.

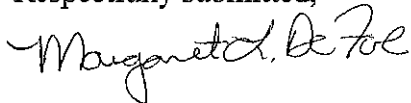
**Harry Eisenhower** stated that the contract negotiations are moving slowly on Town level. One of the issues that have been put to the highway department is the possibility of moving them back to 5 day a week from their current 4. It was presented at those meetings that the majority of the Town Board wanted them to go back to 5 days during the winter months. The highway department has reached out to the Board Members individually and this is not the feedback they have received. **Supervisor Lent** suggested another contract meeting for Thursday at 4:00. Supervisor Lent stated that he believes the consensus of the Board is to not relinquish the ability to set hours. **Councilman Smith** stated that he was not necessarily looking to change their hours back to 5 days; he feels the wording needs to remain in contract that would allow Town Board to make this change if needed.

On a motion of Councilman Arnold, seconded by Councilman Smith the meeting was adjourned at 8:24 p.m.

All ayes.

MOTION CARRIED

Respectfully submitted,

A handwritten signature in cursive script that reads "Margaret L. DeFoe".

Margaret L. DeFoe  
Town Clerk