

FEBRUARY 12, 2008

The Regular Monthly Meeting of the Town Board of the Town of Greenwich, Washington County, New York was held at the Town Office Building, 2 Academy Street, Greenwich, New York on Tuesday, February 12, 2008 at 7:00 p.m.

PRESENT:	Donald Wilbur	Supervisor
	Bob Jeffords	Councilman
	Steven Patrick	Councilman
	George Perkins	Councilman
	Eric Whitehouse	Councilman

Others Present: Elaine Kelly, Kellie Blake, Alan Wrigley, Rick Sullivan, Matt Brown, Linda Law-Saunders and Tony Basile - The Journal Press.

Supervisor Wilbur led the Pledge of Allegiance to the Flag and the Clerk called the roll.

7:00 PM: Matt Brown of the Washington County Department of Public Health informed those present that January was Radon Awareness Month. The EPA has designated Washington County as a high-risk area with almost 10% of its structures having radon levels above the acceptable threshold. Radon has been found to be the second leading cause of lung cancer in the US. Washington County Public Health has been given a grant to fund radon education and help offset the cost of test kits. The kit is a canister about the size of a soup can which the homeowner would leave on the first floor or basement of their home for a specified period of time then it would be sent to a state lab for analysis. If a building does have a high level of radon, it can be corrected through mitigation. The cost of the kit is about \$20 but can be obtained through the state for \$6.75. For anyone on any sort of public assistance the kit is free of charge. Mr. Brown left order forms for the kits as well as a Public Awareness Display with the Town Clerk.

RESOLUTION NO. 17-08
Payt. of Bills 02/12/08

Resolution by Councilman Whitehouse
Seconded by Councilman Perkins

and passed unanimously by said Board,

RESOLVED, that the following bills on Abstract #8002 be audited and approved and the Supervisor be authorized to pay said bills from their respective funds:

<u>FUND</u>	<u>BILL #</u>	<u>AMOUNT</u>
General Town-wide (A):	2008-0021 -0056	\$ 13,612.45
General Outside Village (B):	2008-0057 -0062	\$ 1,000.40
Special District Lighting (SL):	2008-0063	\$ 1,046.65
Highway Town-wide (DA):	2008-5006-5014	\$ 21,057.97
Highway Outside Village (DB):	2008-5015-5020	\$ 7,334.62

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RESOLUTION NO. 18-08
App. of Minutes 02/12/08

Resolution by Councilman Jeffords
Seconded by Councilman Whitehouse

and passed unanimously by said Board,

RESOLVED, that the minutes of January 8 & 16, 2008 be approved and accepted as submitted.

CORRESPONDENCE: None
COMMENTS FROM THE PUBLIC: None

REPORTS:

1) Greenwich Fire Department Report: An activity report for January was received from the Greenwich Fire Department.

2) Planning Board Report: Board members received the minutes of the Planning Board meetings that were held on January 10 & 17, 2008. Paul Mollnow's term on the Planning Board expired on December 31, 2007 and due to his work schedule he was not able to apply for another term. The vacancy was advertised and two letters of interest were received.

RESOLUTION NO. 19-08
Planning Board Appt.

Resolution by Councilman Patrick
Seconded by Councilman Jeffords

and passed unanimously by said Board,

RESOLVED, that Michelle Wright be appointed to a seven-year term on the Greenwich Planning Board, said term shall begin immediately and shall expire on December 31, 2014.

3) Assessor Report: No Report.

4) Code Enforcement Report: No Report.

5) Highway Report: Highway Superintendent Rick Sullivan gave the following report:

- January was a rough month weather-wise with rain, snow and sleet
- The highway crew is doing a good job
- Diesel Used: 1,732 gallons
- Machinery Repair: \$2334
- Salt Used: 210 Tons
- Ordered more salt but has been put on a waiting list for delivery

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6) Supervisor’s Report: Supervisor Wilbur stated that he will be sponsoring a resolution at Friday’s County Board of Supervisor’s meeting to set a goal for no more than a 3% increase in the tax levy for 2009. The Supervisors had been given a projection of a 12% increase and since that projection Governor Spitzer is proposing to cut back on the funding of nursing homes. If the Governor’s proposal passes, this could mean a possible cut of \$800,000 for Pleasant Valley, which would have significant impact on Washington County.

7:48 PM: Public Hearing on Proposed Local Law #2 of 2008 entitled A Local Law to Amend the Code of the Town of Greenwich by adding a new Article IV to Chapter 172 entitled “Tax Exemptions for Cold War Veterans”, which chapter provides for certain tax exemptions for real property.

Motion by Councilman Patrick
Seconded by Councilman Whitehouse

and passed unanimously by said Board,

that the Public Hearing on Proposed Local Law #2 of 2008 be opened at 7:48 P.M. for public comment.

No comments from the public.

Motion by Councilman Jeffords
Seconded by Councilman Perkins

and passed unanimously by said Board,

that all persons desiring to be heard, having been heard, the Public Hearing be closed at 7:48 P.M.

RESOLUTION NO. 20-08
LL Law #2 of 2008

Resolution by Councilman Jeffords
Seconded by Councilman Patrick

RESOLVED, that Town of Greenwich Local Law #2 of 2008 entitled “Tax Exemptions for Cold War Veterans”, be approved and adopted as presented.

ROLL CALL:	Councilman Whitehouse	Aye
	Councilman Perkins	Aye
	Councilman Patrick	Aye
	Councilman Jeffords	Aye
	Supervisor Wilbur	Aye

Carried.

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UNFINISHED BUSINESS:

1) At the January 16th Board meeting the Board had agreed to sign a contract with Mountaintop Seamless Gutters for annual maintenance at a cost of \$120.00 per year. When the contract came through, it was a 10-year contract. The Board discussed this and decided to sign the contract and lock in the price for the ten- year period.

RESOLUTION NO. 21-08
Gutter - Maintenance

Resolution by Councilman Patrick
Seconded by Councilman Whitehouse

and passed unanimously by said Board,

RESOLVED, that the Town Board contract with Mountaintop Seamless Gutters for one, annual maintenance visit at a cost of \$120.00 per year for ten years.

NEW BUSINESS:

1) Attorney Retainer Agreement:

RESOLUTION NO. 22-08
Attorney -Retainer Agreement

Resolution by Councilman Patrick
Seconded by Councilman Jeffords

and passed unanimously by said Board,

WHEREAS, the Town of Greenwich (the "Town") is desirous of securing legal services in connection with the governing of the Town; and

WHEREAS, D. Alan Wrigley, Jr. (the "Attorney") is desirous of providing legal services to the Town as the Attorney for the Town;

NOW THEREFORE, it is hereby agreed between the parties as follows:

1. Attorney agrees to provide all necessary legal services to the Town as requested by the Town Board.
2. Town agrees to pay Attorney and Attorney agrees to accept payment for services at the following rates:
 - a. \$40.00 per hour for attendance at Town Board Meetings; and
 - b. \$80.00 per hour for all other services.

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- 3. Attorney will attend regular and special meetings of the Town Board when requested to do so as well as any other meetings as necessary to perform the legal services requested of him.
- 4. Attorney will only perform services for the Town when directed to do so by the Town Board and will not invoice the Town for work not authorized by the Town.
- 5. Attorney will keep the Town informed concerning any ongoing matters in which he may be involved on behalf of the Town.
- 6. Attorney will be available by telephone to consult with the Town and to perform services when requested by telephone. In case of emergency Attorney can be reached at home at 677-3876.
- 7. Attorney is an independent contractor and is not an employee of the Town. Attorney is solely responsible for payment of all of his income taxes, social security, medicare, unemployment insurance, disability insurance and health insurance.
- 8. This Agreement shall be effective for a period of two years from April 1, 2008 through March 31, 2010.
- 9. This Agreement may be renewed by the Town upon terms as mutually agreed between the parties.
- 10. This Agreement may only be amended in writing, such amendment to be signed by both parties.

2)

RESOLUTION NO. 23-08
Retirement – Joyce Kelly

Resolution by Councilman Patrick
Seconded by Councilman Jeffords

and passed unanimously by said Board,

Whereas, Joyce Kelly retired as Deputy Town Clerk for the Town of Greenwich on December 31, 2007 after 32 years of service, and

Whereas, Joyce's first appointment with the Town of Greenwich was on January 1, 1976, and

Whereas, Joyce also served several years as Clerk to the Town Justice and Election Inspector and has faithfully served the residents of the Town of Greenwich, and

Whereas, the Town of Greenwich is indeed fortunate to have had the services of Joyce Kelly for the past 32 years; now, therefore, be it

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RESOLVED, that the Town Board of the Town of Greenwich appreciates the dedicated service Joyce has given to the Town since January 1, 1976, and be it further

RESOLVED, that we extend to Joyce, her spouse George, and her family our best wishes for many years of happiness in the future.

3) Town Clerk Elaine Kelly informed the Board that she had hired Verna Ashton as a second Deputy Town Clerk/Tax Collector.

4) Councilman Jeffords stated that he had spoken with Ray Bussing and the new generator seems to be working. The Town had purchased the generator from Country Power Products and had hired Mr. Bussing to install it. The installation presented problems that resulted in seven additional hours of labor. Country Power has paid Mr. Bussing for those hours.

5) Clerk to the Supervisor Kellie Blake distributed the 2007 Annual Report and also the first draft of the Employees Handbook to the Board. The handbook will be discussed at the March meeting.

6) Supervisor Wilbur stated that the Town has an Ethics Policy but not an Ethics Board and he recommended that one be appointed. Attorney Wrigley suggested five members be named to the Board. Supervisor Wilbur asked the Board members to think about possible appointees and further discussion would be held at the March meeting.

Motion by Councilman Perkins
Seconded by Councilman Whitehouse

and passed unanimously by said Board,

that the meeting be adjourned at 8:05 P.M.

Respectfully submitted,

Elaine A. Kelly, RMC, CMC
Town Clerk