

# **Town of Broadalbin**

## **Town Board Regular Monthly Meeting Minutes**

June 14, 2022

The regular monthly meeting of the Town of Broadalbin Town Board for the month of June was held at 6:30pm on Tuesday, June 14<sup>th</sup> at the Municipal Complex, 201 Union Mills Rd., Broadalbin, NY

**Bruce VanGenderen, Town Supervisor**, presided.

### **Call to Order**

The meeting was called to order at 6:30pm

### **Pledge of Allegiance to the American Flag**

### **Roll Call**

Supervisor Bruce VanGenderen-present  
Councilman Doug Kissinger-present  
Councilman Dave Bogardus-present  
Councilman Dave Bardascini -present  
Councilwoman Junell Pasquarelli-present

### **Present**

Assessor Laurie Bollock  
Highway Superintendent Eric Alley  
Planning Board Chairman Mike Crispin  
Planning Board Members Jarrod Abrams  
Town Attorney Anthony Casale  
BYC Keith Buchanan and David Jankowski

### **Youth Commission**

- Keith Buchanan requested to report to the Board early this evening due to a school board meeting he needed to attend. Also in attendance was David Jankowski from the BYC.
- Keith stated the Grand Opening for the Town Park was held on June 5 with a nice turnout. Supervisor Bruce VanGenderen and Councilman Dave Bogardus was in attendance.
- Security cameras are almost all up and running.
- The Dept,. Of Health verbally ok'd the permit for the concession stand and will forward paperwork for the permit to the Town soon.
- Keith reminded and invited Board Members to the BYC meetings, which are held every second Saturday of the month at 8am.
- Keith also thanked the Board for the surplus materials the Town Park will be receiving from the beach supplies he requested.

Cont.

-It was reported that all scheduling for the fields at the Town Park are done by contacting Tucker Gifford the Activities Director. He is also to be contacted to rent the pavilion for parties.

At this time, there isn't a fee but may be in the future. They are still working out the details. It was questioned as to if the field is currently in use but a scheduled team shows up, how do they respond? Keith stated the scheduled time slot is acknowledged first.

-Supervisor VanGenderen stated he is concerned about liability to the Town if any injuries occur. Will the teams need to show an insurance policy to use the Town Fields?

-David Jankowski stated they will attain proof of insurance from users.

-Councilman Bardascini inquired about the last \$50,000 still remaining on the Grant for the Park.

-Supervisor VanGenderen stated he and Dr. Brooks will meet to discuss the final \$50,000 from the Grant.

-David Jankowski stated they are working with a new member from the Grant Committee that reassures them that the remaining \$50,000 is still attainable. The previous member is no longer there.

-Councilman Bardascini inquired about the status of the 501C3 that the BYC has previously stated they were working on.

-David Jankowski explained the procedure of becoming a 501C3 stating first they must become a corporation then 501C3 paperwork can continue. To his knowledge the incorporation papers have been started.

-Supervisor VanGenderen stated the West Co. is waiting on info from the BYC to proceed, then the IRS is contacted, then the Town.

-Councilman Bardascini inquired as to what the BYC's plan is to repay the BOND for the Town Park that is now in place, to pay off the construction of the Park.

-Keith stated they do plan on paying back the BOND stating the past Supervisor stated she wanted them to be able to get their feet under them to operate the Park first. Keith also invited the Board Members to come to a BYC meeting to address Steve Tomlinson and other BYC Board Members for further answers.

-David Jankowski stated he believes a formal plan to repay the BOND for the Park should be in place.

-Councilman Bardascini stated the BYC does an amazing job for the kids of our community but not so much for the taxpayers. Stating taxpayers want to know if there is a plan in place to proceed.

## **Communications**

### **Town Clerk**

-Stated that after the recent Village Wide Garage Sales were held, the Village Garbage Crew drove their loads to the Fulton County Solid Waste Facility at Mud Rd., rather than to the Transfer Station, resulting in tonnage fees but no trucking fees for that portion of our monthly voucher for June 2022.

Cont.

-Stated there have been complaints about the smell coming from Empire Paving from our neighbors on Stevers Mills Rd. and Union Mills Rd. I have contacted the Warrensburg DEC and they will go and check for any violations and air dispersion amounts, along with their annual permits, and get back to us on the results.

### **Financial Report**

-Theresa Butkevitch, the Bookkeeper, has supplied the financial report for May 2022.

### **Supervisor Communications**

-Supervisor VanGenderen stated he has nothing to report at this time. Tonight's resolutions will be addressed during proper department reports.

### **Town Board Communications**

- Repairs to the Highway Garage using possible Grant money and ARPA Funds were discussed with the following points addressed;

-Possible survey to be completed of the Highway area for any expansion needed.

-Possible reconstruction to the entrance of the Park for safety purposes.  
-Steve Miller was contacted to give his opinion on repairs to the Garage which may result in a consulting fee. If after RFP he would include his consultation fee if awarded the lowest bid.

-A previous consultation was completed a couple years ago with Charlie Walz. Mr. Walz stated he is more of a wood building contractor.

-Tom Pasquarelli, who was to sit on the Highway Committee but never contacted for meetings, stated an engineer should be hired to address the wish list of repairs to the garage to review. He advised getting prices; go over a wish list of items needed such as amperage for equipment to the garage, and get quotes before contacting contractors.

-Supervisor VanGenderen stated he contacted Steve Miller to give them ideas on how to proceed, if repairs were even a smart possibility to the existing building.

-The committee agreed to meet on Thursday, June 23, 2022 at the Highway Garage, 9:00 am, to discuss further.

-Discussion took place on a current State Law put in place by Gov. Hochul about transparency in all governments, requesting that resolutions and agendas are to be in place 3-4 days prior to meetings for public review.

-Attorney Casale stated there is no law in place regulating when resolutions must be made available to the public, prior to town meetings.

-Supervisor VanGenderen stated he will take responsibility and in the future will be sure the Board Members have resolutions on the Thursday before Town Meetings unless something new is addressed. He also apologized for his outburst and for any miscommunications this evening.

**DEPARTMENT REPORTS**

**Assessing Department**

Laurie Bollock stated Grievance Day was on May 24, 2022 with 2 parcels out of 3300 discussed. The final tax rolls will be completed and ready for review on July 1, 2022. Laurie thanked the town clerk and the Board of Assessment Review for a job well done. Councilwoman Pasquarelli thanked the Assessing Dept. on a job well done.

**Building & Grounds**

Councilman Kissinger stated he received a proposal from Spectrum on a new phone system for Town Hall. He stated he would like to contact Barbara Thomas from Spectrum for further review. A new phone system will be automated with new wiring. Another item mentioned was automated vs. personal answering and monthly fee increase all to be determined.

**Code Enforcement**

Tom DiCaprio not present

**Dog Control**

Dale Potts not present

**Highway**

- Eric Alley stated the directional drilling has been completed on Bogden Rd.
- Paving will begin around mid July with shoulders to be completed prior to paving.
- Supervisor VanGenderen and Eric will meet with Grant Writer Nick Zabrowski for possible grant money to help with repairs to the highway garage.
- Eric stated he agrees with a survey to the highway property to have clear corner markers outlined. This would fall under professional services therefore a RFP is not needed.

**Justice Court**

Councilman Bardascini no report this evening, will catch up next month.

**Planning Board**

- Chairman Mike Crispin stated the Planning Board's last meeting they discussed a lot line adjustment, a minor subdivision and Seaboard Solar came to discuss a possible 5 megawatt solar farm on Honeywells Corner Rd consisting of @ 30 acres.
- After discussion on solar farms in the Town, the Board would like the Town Attorney, Anthony Casale to look into a possible moratorium on solar farms to regulate use and give the residents more information.
- Attorney Casale stated for the Town to pass a law for a moratorium the steps are to prepare to introduce the law, followed by a special meeting announcing said law, then schedule a public hearing to pass the law. The Board agreed to proceed and will discuss at the July 12, 2022 meeting.

**Town Attorney Communication**

Attorney Casale has two resolutions to address this evening.

On a motion made by Councilman Bogardus and seconded by Supervisor VanGenderen

A motion to amend the Highway Superintendent to Dispose of Certain Spoils Resolution to include the words wood and woodchips.

No further discussion

VOTE: Supervisor VanGenderen	aye
Councilman Bogardus	aye
Councilman Kissinger	aye
Councilwoman Pasquarelli	aye
Councilman Bardascini	aye

On a motion made by Councilman Bogardus and seconded by Supervisor VanGenderen

**RESOLUTION # 2022-69 AUTHORIZING HIGHWAY SUPERINTENDENT TO DISPOSE OF CERTAIN SPOILS**

**WHEREAS**, the Town Board being desirous to formalize a policy authorizing the disposal of certain waste materials; and

**WHEREAS**, pursuant to Title 6, Chapter IV of the Official Compilation of Codes, Rules, and Regulations of the State of New York (6 NYCRR 363), in addition to statutory regulations regarding the reuse of waste material, disposal of certain spoils/waste mixed materials (road sweepings, sand, salt, rock, wood, woodchips) up to 5000 cubic yards may be disposed on private property or in unlimited quantities on the municipal right of way;

**NOW THEREFORE, BE IT HEREBY RESOLVED**, that the Town Highway Superintendent Eric Alley is authorized to dispose of said spoils/waste materials as authorized herein and as permitted by 6 NYCRR 363.

No further discussion;

VOTE: Supervisor VanGenderen	aye
Councilman Bogardus	aye
Councilman Kissinger	aye
Councilwoman Pasquarelli	aye
Councilman Bardascini	aye

Attorney Casales' second resolution for this evening reads as follows;

On a motion made by Councilman Kissinger and seconded by Councilwoman Pasquarelli

**RESOLUTION # 2022 -70 DONATING SURPLUS PROPERTY FROM TOWN BEACH TO TOWN OF MAYFIELD**

**WHEREAS**, the Town Board having recently decided to not open the Town of Broadalbin Beach, resulting in a cancellation of the contract between the Town of Broadalbin and NYS DEC regarding the Town of Broadalbin Beach; and

**WHEREAS**, the Town Board has determined a number of items to be surplus property that has no foreseeable use to the Town of Broadalbin, many of such items specifically pertaining to operation of a beach; and

**WHEREAS**, the Town of Broadalbin being desirous to donate said surplus property to the Town of Mayfield for use in conjunction with the Town of Mayfield Beach; and

**WHEREAS**, the list of said items to be donated to the Town of Mayfield in the attached itemization and being incorporated herein by reference.

**NOW, THEREFORE, BE IT HEREBY RESOLVED**, that the items as set forth in the attachment herein are hereby donated to the Town of Mayfield.

No further discussion;

VOTE: Supervisor VanGenderen	aye
Councilman Bogardus	aye
Councilman Kissinger	aye
Councilwoman Pasquarelli	aye
Councilman Bardascini	aye

**Acceptance of previous minutes**

On a motion made by Councilman Bardascini and seconded by Councilman Bogardus

**RESOLUTION # 2022 -71 APPROVAL OF SUBMITTED MINUTES FROM PREVIOUS MEETING**

BE IT RESOLVED THAT the Town of Broadalbin Town Board approved the submitted minutes from the previous meeting May 10, 2022 as submitted.

No further discussion;

VOTE: Supervisor VanGenderen	aye
Councilman Bogardus	aye
Councilman Kissinger	aye
Councilwoman Pasquarelli	aye
Councilman Bardascini	aye

**Old Business**

- Councilman Bardascini inquired to Attorney Casale if he had any additional information on the Town responsibilities to Town cemeteries. Previously our Town Attorney stated we were only responsible for 2 in the Town as long as the 3 do not default.
- Attorney Casale will look into this and apologized for not remembering this conversation.
- Supervisor VanGenderen stated within the Town of Johnstown he believes the highway crews maintain.

**New Business**

**Approval of Bills**

Pre-paid	\$ 38,045.80
General	13,431.48
Highway	12,975.75
Total.....	\$ 64,453.03

On a motion made by Councilman Kissinger and a second by Councilman Bardascini

**RESOLUTION #2022-72 -APPROVAL TO PAY BILLS**

BE IT RESOLVED that the Town of Broadalbin Town Board authorizes the payment of the bills in the amount of \$64,453.03.

Discussion; Councilwoman Pasquarelli inquired to a rental of a boom lift where Eric stated it was for the last snowstorm clean up.

VOTE: VanGenderen-aye Kissinger-aye Bogardus-aye Bardascini-aye  
 Pasquarelli-aye

**PUBLIC COMMENT**

- Donna Lewis inquired if there is a home owner signature that is receiving the spoils.
- Eric stated yes there is.
- Donna requested a copy of the Town Procurement Policy. The Town Clerk will make available of a copy for her.
- Donna also stated this evening's outburst of Board Members was inappropriate and hopes in the future they can work together in a professional manner.
- Mike Crispin stated agendas can get out of hand and we just have to move forward as a Board.

**ADJOURNMENT-8:00 pm**

On a motion by Councilman Kissinger and a second by Councilman Bardascini the June 14, 2022 meeting was adjourned.

Respectfully submitted,

Cheryl Briggs, Town Clerk