

MINUTES OF THE REGULAR TOWN BOARD MEETING OF THE TOWN OF FORT ANN HELD ON MONDAY, November 14th, 2022 AT 6:00 P.M. AT THE FORT ANN TOWN HALL

PRESENT: Supervisor Samuel J. Hall
Councilman George F. Smith
Councilwoman Deborah Witherell
Councilman Michael Sexton
Councilwoman Gretchen Stark

ABSENT: Christine Milligan-Town Historian

OTHERS PRESENT: Miranda Herringshaw-Town Clerk, Jeff Meyers-Town Attorney, Paul Winchell-Highway Superintendent, Chad Wilson, Katelyn Moskos, John Moskos, Shelbie Paulson, Penny Gould, Bill Bailey, Lyle Washburn, Mary Davis, Don Bedeaux

Meeting was called to order at 6:00 p.m. with the Pledge of Allegiance to the Flag.

Moment of silence was held for Fort Ann residents;
Juanita Collins & David Harsha

Motion was introduced by Councilman Sexton, seconded by Councilman Smith to approve tonight's agenda.

Motion was carried unanimously.

Motion was introduced by Councilwoman Witherell, seconded by Councilwoman Stark to accept the Regular Town Board Minutes of October 17th, 2022.

Motion was introduced by Councilman Smith, seconded by Councilman Sexton to accept the Second Budget Workshop Minutes of October 19th, 2022.

Motion was carried unanimously.

Supervisor Hall read the September 2022 monthly financial statement.

Receipts for the month of September

Checking Account Balances

General Fund	\$ 92,866.81
Highway Fund	\$ 43,702.37
Youth Commission	\$ 8,298.14
Hadlock Dam Project	\$ 240.09
Hadlock Park District Fund	\$ 6,954.69
Consolidated Health District	\$ 370.48
Trust & Agency Fund	\$ 2,671.70
Medical Reimbursement Fund	\$ 3,296.84

Savings Accounts

NYCLASS-General Fund	\$ 1,044,654.18
NYCLASS-Highway Fund	\$ 170,887.80
NYCLASS-Hadlock Park District	\$ 81,603.42

Motion was introduced by Councilwoman Witherell, seconded by Councilwoman Stark to pay the bills as warranted and audited.

Motion was carried unanimously.

6:04 p.m. Public Comment opened.

6:05 p.m. Public Comment closed without comment.

Supervisor’s Report:

Supervisor Hall- stated that he has a meeting tomorrow about looking into grants to preserve the library, the Old Stone Library has some major problems with the roof and walls among other issues and we are trying to see what funding is available to get the process of repairs started.

Supervisor Hall also stated that the Town Board has been working on the budget, and is hoping to be finalized tonight.

Another major concern that has been being worked on in depth is the Emergency Rescue Services for the Pilot Knob area. We are anticipating getting a letter from the State this week stating what our options are, but in the interim Fort Ann EMS will continue the services in this area due to the certificate of need clearly stating that Fort Ann is responsible for this area, so far, he has received good feedback and decent response times. Bay Ridge EMS is interested in applying for an amended certificate of need in order to take over the Pilot Knob area.

As far as short-term rentals go, the committee will be getting together in the coming week to move forward with the short-term rental laws.

Councilwoman Witherell- no news to report.

Councilman Sexton stated that in the near future the Town needs to reevaluate the Comprehensive Emergency Plan.

Councilman Smith- no news to report.

Councilwoman Stark- stated she has a copy of the community connections newspaper for senior citizens and they are free if anyone would like one just let her know and she will make sure you get on the mailing list.

The members of the bike committee are working on some events for next spring, a bike riding rodeo and some safety events.

Town Clerk’s Report was given for October 2022.

Highway Superintendent Report: Paul Winchell stated that the highway department has been busy getting prepared for the upcoming winter season, grading roads, fixing culverts and hauling winter sand. He did state that there have been some issues with beaver dams and that they will need to hire

someone with a track hoe to be able to tear them out. The town highway department has removed what they could by hand but the beavers just have it rebuilt by the next day. Hadlock Dam Inspection was completed by Haley and Aldrich and the inspection went well and the engineer said there was no reason for any concerns.

Enforcement Officer Report: Not Present- report given to Town Board Member's for October 2022.

Historian: Not present.

Dog Control Officer: Not present, report was read by Supervisor Hall.

4.0 Old Business:

- 4.1 A Local Law Regulating Short-Term Rentals in the Town of Fort Ann
- 4.2 A Local Law Amending the Town of Fort Ann Site Plan Review
- 4.3 Setting up LOSAP for Fort Ann Volunteer Fire Co. Inc.

5.0 New Business:

RESOLUTION #87-2022

RESOLUTION AUTHORIZING CONTRACT AND PAYMENT WITH PENFLEX, INC. FOR PURPOSE OF LOSAP PROGRAM FOR WEST FORT ANN AND PILOT KNOB FIRE DISTRICTS

On the motion of Councilman Sexton, seconded by Councilman Smith to accept resolution entitled "Resolution authorizing contract and payment with Penflex, Inc. for purpose of LOSAP program for West Fort Ann and Pilot Knob Fire Districts"

ADOPTED AYES 5 Sexton, Smith, Stark, Witherell, Hall

RESOLVED, the Town Board of the Town of Fort Ann hereby approves having the LOSAP program administered by PENFLEX, Inc. upon review and approval of the contract by Town Counsel; and be it further **RESOLVED**, the Town Board hereby authorizes the Town Supervisor to accept and execute the necessary agreements on behalf of the Town of Fort Ann.

RESOLUTION #88-2022

RESOLUTION APPROVING 2022 CONTRACT WITH MOUNTAIN MEDICAL FOR DRUG & ALCOHOL TESTING

On the motion of Councilman Sexton, seconded by Councilman Smith to accept resolution entitled "Resolution approving 2022 contract with Mountain Medical for Drug &Alcohol Testing"

ADOPTED AYES 5 Sexton, Smith, Stark, Witherell, Hall

RESOLVED, the Fort Ann Town Board hereby accepts the proposal Mountain Medical Services to perform drug and alcohol testing for those certain employees of the Town of Fort Ann in accordance with the proposal submitted; and be it further **RESOLVED**, the Town Board hereby authorizes the Supervisor to execute the contract in accordance with this resolution.

RESOLUTION #89-2022

RESOLUTION APPOINTING A FORT ANN PLANNING BOARD MEMBER

On the motion of Councilman Smith, seconded by Councilwoman Witherell to accept resolution entitled “Resolution Appointing a Fort Ann Planning Board Member”

ADOPTED AYES 5 Sexton, Smith, Stark, Witherell, Hall

RESOLVED, that the Fort Ann Town Board hereby appoints Eric Pellemer to serve as a member of the Fort Ann Planning Board through December 31, 2026.

RESOLUTION #90-2022

RESOLUTION TO ADOPT THE 2023 BUDGET

On the motion of Councilman Sexton, seconded by Councilwoman Witherell to accept resolution entitled

“Resolution to Adopt the 2023 Budget”

ADOPTED AYES 5 Sexton, Smith, Stark, Witherell, Hall

RESOLVED, that the Town Board of the Town of Fort Ann adopts the 2023 budget.

RESOLUTION #91-2022

RESOLUTION APPROVING CORONAVIRUS STATE AND LOCAL RECOVERY FUND DISBURSEMENT

On the motion of Councilman Sexton, seconded by Councilman Smith to accept resolution entitled “Resolution approving Coronavirus State and Local Recovery Fund Disbursement”

ADOPTED AYES 5 Sexton, Smith, Stark, Witherell, Hall

RESOLVED, the Town Board is in Agreement with the above amounts; and be it further **RESOLVED**, that the Town Board hereby authorizes and directs the Town Supervisor and or the Town Budget Officer to sign and take all necessary steps to disburse these funds.

6:26 p.m. Open Public Discussion

Lyle Washburn provided a list of more properties to Supervisor Hall to pass along to the assessor for evaluation on true assessments of these properties.

6:32 p.m. Closed Public Discussion

6:33 p.m. Motion was introduced by Councilman Smith, seconded by Councilwoman Witherell to enter executive session to seek legal advice for the LOSAP program concerning Fort Ann Volunteer Fire Co. Inc.

6:50 p.m. Motion was introduced by Councilman Sexton, seconded by Councilman Smith to adjourn.

Motion was carried unanimously.

Total Abstracts for September:	General:	\$ 10,530.35
	Highway:	\$ 127,992.31
	Hadlock:	\$ 66.78

Respectfully submitted,

Dated: November 15, 2022

Miranda Herringshaw, Town Clerk
Town of Fort Ann, New York