

**Town of Hamilton Regular Board Meeting Minutes
Thursday, November 8, 2018 at 6:30 p.m.
Held at the Hamilton Public Library, 13 Broad Street, Hamilton, NY**

Present: Mary Lee Dinski, Chris Rossi, Eve Ann Shwartz, Peter Darby.
Absent: David Holcomb. Others Present: Sue Reymers, Brynley Wilcox, Jason Florenz.
Public: See list of attendees on file.

Call to order & Welcome: The meeting was called to order at 6:32 p.m.

Public Comments:

Supervisor Shwartz recognized that many citizens in the audience were attending about the Preston Hill speeding issue, which will be discussed, but invited the public to comment on any other topics.

PRESTON HILL SPEED ISSUE & SPEED STUDY RESOLUTION

Supervisor Shwartz gave a background on the issue of speeding on Preston Hill Road. She shared with the audience that the town has been advised by our counsel to take the signs down because they will impact the study. We will do a resolution to ask for the study. There was a discussion about the speed study, the signage and the issue at hand.

RESOLUTION 2018-114: REQUEST TO MADISON COUNTY TO LOWER THE SPEED LIMIT ON PRESTON HILL ROAD (between State Route 12 B and Horton)

WHEREAS, Preston Hill Road (between State Route 12 B and Horton), is a Town Road located in the Town of Hamilton; and

WHEREAS, the road is not posted with a speed limit, thereby defaulting to the State speed limit of 55 mph; and

WHEREAS, Preston Hill Road has numerous curves, a steep grade elevation, limited sight distance; and

WHEREAS, the road has experienced numerous road departures and crashes; and

WHEREAS, more data and info such as: accident records from law enforcement, emergency response officials and local residents, Preston Hill Road would benefit from traffic safety improvement measures, now, therefore be it

RESOLVED, the Town requests that the speed limit on Preston Hill Road in the Town of Hamilton be lowered and that a speed study be conducted and authorizes the Town Clerk to sign a New York State form TE9a, submitting said request to Madison County for its review and forwarding to NYSDOT.

On a motion of: Christine Rossi, Seconded by: Peter Darby,
Supervisor Shwartz: Aye
Councilmember Darby: Aye
Councilmember Rossi: Aye

Councilmember Dinski: Aye
Councilmember Holcomb: Absent
RESOLUTION WAS ADOPTED.

RESOLUTION 2018-115: REQUEST TO MADISON COUNTY TO LOWER THE SPEED LIMIT ON PRESTON HILL ROAD (between Horton and Hoose Roads)

WHEREAS, Preston Hill Road (between Horton and Hoose Roads), is a Town Road located in the Town of Hamilton; and

WHEREAS, the road is not posted with a speed limit, thereby defaulting to the State speed limit of 55 mph; and

WHEREAS, Preston Hill Road has numerous curves and hills, limited sight distance; and

WHEREAS, the road has experienced numerous road departures and crashes; and

WHEREAS, more data and info such as: accident records from law enforcement, emergency response officials and local residents, Preston Hill Road would benefit from traffic safety improvement measures, now, therefore be it

RESOLVED, the Town requests that the speed limit on Preston Hill Road in the Town of Hamilton be lowered and that a speed study be conducted and authorizes the Town Clerk to sign a New York State form TE9a, submitting said request to Madison County for its review and forwarding to NYSDOT.

On a motion of: Peter Darby, Seconded by: Mary Dinski,

Supervisor Shwartz: Aye
Councilmember Darby: Aye
Councilmember Rossi: Aye
Councilmember Dinski: Aye
Councilmember Holcomb: Absent
RESOLUTION WAS ADOPTED.

SPECIAL GUEST: JENNIFER MAROTTO LUTTER - PARTNERSHIP FOR COMMUNITY DEVELOPMENT

Ms. Marotto Lutter gave a brief report on the housing study that was conducted this summer. A set of recommendations was made for the town and village.
(ATTACHMENT A)

BUDGET & FIRE CONTRACT PUBLIC HEARINGS

Legal Notices for Budget Public Hearing and Fire Contracts were posted in the following: Oneida Daily Dispatch - 10/28/18; Mid-York Weekly - 11/1/2018; Town Website, Google Calendar, and Town Office - posted on 10/19/2018. Exemption Report: Received on 9/19 from the Assessor and on file.

RESOLUTION 2018-116: Open the public hearing regarding the Fire Contract for the Village of Earlville

On a motion of Councilmember Dinski, seconded by Councilmember Rossi, the following resolution was: ADOPTED: Ayes: 4, Nays: 0
Resolved that the public hearing be opened at 7:08 p.m.

RESOLUTION 2018-117: Close the public hearing regarding the Fire Contract for the Village of Earlville

On a motion of Councilmember Darby, seconded by Councilmember Dinski, the following resolution was: ADOPTED: Ayes: 4, Nays: 0
Resolved that the public hearing be closed at 7:09 p.m.

RESOLUTION 2018-118: Open the public hearing regarding the Fire Contract for the Village of Hamilton

On a motion of Councilmember Darby, seconded by Councilmember Dinski, the following resolution was: ADOPTED: Ayes: 4, Nays: 0
Resolved that the public hearing be opened at 7:09 p.m.

RESOLUTION 2018-119: Close the public hearing regarding the Fire Contract for the Village of Hamilton

On a motion of Councilmember Rossi, seconded by Councilmember Darby, the following resolution was: ADOPTED: Ayes: 4, Nays: 0
Resolved that the public hearing be closed at 7:10 p.m.

RESOLUTION 2018-120: Approval of Fire Contracts for Village of Earlville

On a motion of Councilmember Dinski, seconded by Councilmember Rossi, the following was: ADOPTED: Ayes: 4, Nays: 0
Resolved that the Fire Contracts for the Village of Earlville be approved in the amount of \$19,155.00.

RESOLUTION 2018-121: Approval of Fire Contracts for Village of Hamilton

On a motion of Councilmember Rossi, seconded by Councilmember Darby, the following was: ADOPTED: Ayes: 4, Nays: 0
Resolved that the Fire Contracts for the Village of Hamilton be approved in the amount of \$67,604.00.

RESOLUTION 2018- 122: Open the Public Hearing regarding the 2019 Budget

On a motion of Councilmember Rossi, seconded by Councilmember Darby, the following resolution was: ADOPTED: Ayes: 4, Nays: 0
Resolved that the public hearing for the 2019 Budget be opened at 7:11 p.m.

Peter Darby and Brynley Wilcox, Bookkeeper reviewed the budget including a handout. (ATTACHMENT B)

RESOLUTION 2018-123: Close the Public Hearing regarding the 2019 Budget

On a motion of Councilmember Darby, seconded by Councilmember Rossi, the following resolution was: ADOPTED: Ayes: 4, Nays: 0

Resolved that the public hearing for the 2019 Budget be closed at 8:34 p.m.

RESOLUTION 2018-124: Adoption of the 2019 Budget

On a motion of Councilmember Dinski, seconded by Councilmember Darby, the following resolution was: ADOPTED: Ayes: 4; Nays: 0

Resolved that the budget for 2019 be adopted. (ATTACHMENT C)

Mary Dinski left at 8:35 p.m.

DEPARTMENT REPORTS:**Highway Superintendent – Jason Florenz****GARAGE:**

- Organized and painted new sign area (see pictures)
- Installed the plumbing for salt brine fill system (see pictures)
- Installed one new light in the sign area
- Painted the bathroom

GENERAL REPAIRS:

- Ditching done on Kiley, Kelly, Excell, Mason, and Bonney Hill Rd
- Installed driveway pipe on Mason and Bonney Hill Rd
- Fixed a bad spot on Rhoades Rd culvert

EQUIPMENT:

- Installed 150gal salt brine tank system on #16 (see pictures)
- Painted all plows and wings
- Installed wings and plow frames on all trucks
- Installed salt brine unit on #24 the F550
- All trucks passed inspection

SNOW REMOVAL:

- Sanded everything 1 time

OTHER:

- The village helped us clean leaves on Spring St and Spring Hill Rd
- Attended Climate Smart Communities meetings
- Ed Potrzeba cleaned out the riding arena and gave the town the sand (estimated 150 ton)

Supervisor/Bookkeeper – Brynley Wilcox**HOST COMMUNITY:**

- \$25,643.00 was received from the Madison County Treasurer
 - Yellow Brick Road casino
 - 2.76% over last year (\$24,955.00)

SALES TAX:

- \$115,651.76 was received from the County for Q3-2018 sales tax
 - 10.73% more than Q3-2017
- 2018 YTD: \$ 447,451.43
 - 17.29% over last year
- 2018 BUDGET: \$ 350,000.00

CHIPS:

- 2018 paperwork was mailed on October 19th, 2018
- Deadline: *Friday, November 9th, 2018*
- '18-'19 CHIPS amount: \$ 109,736.85
 - Rollover amount: 22,463.33
- Total EWR amount: 21,315.15
- Total PAVE NY amount: 25,048.53
- TOTAL: \$178,563.86
- CHIPS YTD to be reimbursed: (175,985.76)
- Amount to rollover: \$ 2,578.10

RESOLUTION 2018-125: Audit of Claims

On a motion of Councilmember Darby, seconded by Councilmember Rossi, the following resolution was: ADOPTED: Ayes: 3, Nays: 0

Resolved that the bills contained on Abstract #11 have been reviewed by the Town Board and are authorized for payment in the following amounts:

General Fund A	No.	345	<i>through</i>	376	\$ 47,947.47
General Fund B	No.	44	<i>through</i>	47	\$ 3,687.87
Highway Fund DB	No.	161	<i>through</i>	175	\$ 37,731.96
Street Lighting SL	No.	21	<i>through</i>	22	\$ 387.41
Prepays					\$ 119.18

RESOLUTION 2018-126: Funds Transfer

On a motion of Councilmember Darby, seconded by Councilmember Rossi, the following resolution was: ADOPTED: Ayes: 3, Nays: 0

Resolved that \$115,000 be transferred from Community Bank Money Market account to NBT Bank Checking account to cover the November bills and November/December payroll:

- A Money Market to Checking in the amount of \$ 72,000
- DB Money Market to Checking in the amount of \$ 43,000

Town Clerk - Sue Reymers

CLERKS Office

- Financial Report for October 2018
 - Collected \$2,755.00; Town keeps: \$1,544.90
 - #s of licenses Sold:

- DECALS: 32
- Dog Licenses: 37
- Marriage Licenses: 5
- Landfill tickets: 24

TECHNOLOGY:

- On Tuesday, November 13, the 3 new computers are being set up.
- The copier will be done the next day or so.

PLANNING & ZONING BOARDS:

- Planning Board – Next meeting is on November 13.

NYSERDA Grant (Clean Energy - \$50,000)

- Amanda Mazzone from Central New York Regional Planning & Development Board informed that they are working with NYSERDA's contractor Cadmus to put together a template RFP for geothermal.
- Jay Egg stopped by the Highway and met with Peter and Jason two weeks ago. Jay sent the site review info and technical specifications for incorporation last week to Egan at Cadmus who will then have a draft RFP for review by CNY RPDB this week.

ELECTRONIC DEATH REGISTRATION SYSTEM (EDRS)

- I finally was contacted by NYSDOH that my district will go live on December 13, 2018 with the new system.
- I must set us up in their system.
- Training is the last week in November via webinar.

RESOLUTION 2018-127: Approval of Minutes for September 12, October 4 & 11, 2018

On a motion of Councilmember Darby, seconded by Councilmember Rossi, the following resolution was: ADOPTED: Ayes: 3, Nays: 0

Resolved that the minutes from September 12, October 4 & 11, 2018.

Codes Enforcement Officer – Mark Miller

- 1 new Building Permits applications approved
- Approved 2 Zoning Permits.
- Reviewed incoming documents for 2 subdivisions
 - Smith, Poolville Road
 - Houser, Borden Road
- Conducted 8 construction inspections.
- Conducting inspections and monitoring progress of large-scale projects:
 - **new home construction**
 - Gibson/Alderman Rd, Kogut/Willey Rd,
 - West/Quarterline Rd,
 - Locke/Bonney Hill Rd,
 - Rusch-art studio/Hamilton St.
 - **large scale renos:**

- Tan/Payne St, Sewell/Rte 12
- Continued work filing old codes related files.
- Meet with residents to discuss potential projects.
- Attended 20 hours of training in Albany for yearly CEO recertification (24 hours required)
- Continued work on Zoning update (Floodplain Law Update).
- Labeling and indexing of all construction blueprints, special use/site plans, subdivisions, annexations and surveys. This will help us assess our storage needs and we will be able to readily access older prints to better serve Town residents.
- Followed up with previously issued orders to remedy violations.
- There are currently 50 building permit files open.
- Currently monitoring the construction and progress of 2 recently approved Special Use Permits according to conditions set forth by the Planning Board.
 - Dunham Wedding Barn-Poolville Rd
 - Reconstruction on non-conforming lot-1872 Quarterline Rd

COMMITTEE REPORTS:

Town Office Building Committee

Supervisor Shwartz shared that the town hosted an information session on October 23. Information including the costs of the town hall renovations was shared at that session. Tonight, the town will pass the resolution to get authorization for the project under New Business.

SOMAC

Supervisor Shwartz updated the board about the status of ambulance service in the County. SOMAC is being lauded for their quick out of chute times. The 911 system has been revised to be more efficient and ensure better service. Volunteer ambulance services are having trouble responding to calls either in a timely manner or at all. With the change, SOMAC is getting more calls. Other communities are going to have to consolidate their services, but that is slowly happening. SOMAC is a good model.

Partnership for Community Development

Nothing to report.

Recreation and Youth Committee

Nothing to report.

Zoning Update Committee

Ms. Rossi shared that the committee finished the update on the floodplain law bringing it into accord with state laws. It needs to go to the DEC for review as well as with our attorney. The committee is still discussing conservation subdivision and density.

Hamilton Climate Preparedness Working Group

Ms. Rossi shared that basically they are working with Colgate students on resiliency assessments and best practices for public outreach.

OLD BUSINESS:**CALL FOR MEMBERS & ALTERNATE MEMBERS FOR PLANNING BOARD & ZONING BOARD**

Supervisor Shwartz stated that the town is still looking for individuals who would be interested in serving as alternate or new members of the Planning Board and ZBA. If anyone knows someone who is interested, please have them contact the town. Of note, that is one of the increases in the budget that was not mentioned. The town is now paying people \$30 per meeting and \$50 for the chair. In recognition that we need to get the next generation involved in these boards and that many other towns pay their boards, the town has decided to start to pay them. It is harder to get volunteers.

SEXUAL HARASSMENT PREVENTION POLICY ADOPTION**RESOLUTION 2018-128: Approval of Sexual Harassment Prevention Policy**

On a motion of Councilmember Rossi, seconded by Councilmember Darby, the following resolution was: ADOPTED: Ayes: 3, Nays: 0

Resolved that the Sexual Harassment Prevention Policy be approved.

(ATTACHMENT D)

NEW BUSINESS:**AMENDED TOWN HALL RESOLUTION**

Supervisor Shwartz updated the audience on the status of the project. Ms. Shwartz and Mr. Darby reviewed the October 23, 2018 presentation materials and the work of the committee. Brynley Wilcox put the materials up on the projector for everyone to see.

RESOLUTION 2018-129: AMENDED AND RESTATED BOND RESOLUTION OF THE TOWN OF HAMILTON, MADISON COUNTY, NEW YORK, ADOPTED ON NOVEMBER 8, 2018, AMENDING THE BOND RESOLUTION ADOPTED DECEMBER 11, 2014 AUTHORIZING ADDITIONAL PROJECT COSTS TO PAY THE COSTS OF ACQUIRING A PARCEL OF LAND, DEMOLISHING THE STRUCTURE LOCATED THEREON AND CONSTRUCTING AND EQUIPPING A NEW TOWN HALL

WHEREAS, the Town Board of the town of Hamilton, New York (the "Town") has undertaken a project consisting of the acquisition of a parcel of land located at 38 Milford Street in the Village of Hamilton, New York, demolition of the structure located thereon and the construction and equipping a new Town Hall on the same site, including site improvements, original furnishings, fixtures and equipment incidental thereto, architectural, legal and engineering fees, and all other necessary costs incidental to such work (the "Project"); and

WHEREAS, due to unexpected construction costs, the maximum estimated cost of the Project has increased by \$650,000 from \$500,000 to \$1,150,000; and

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law of the State of New York, as amended, and the regulations of the Department of Environmental Conservation of the State of New York promulgated thereunder (collectively referred to hereinafter as "SEQRA"), the Town is required to make a determination with respect to the environmental impact of any "action" (as defined by SEQRA) to be taken by the Town; and

WHEREAS, the Town intends to issue its indebtedness (notes/bonds) to finance all or a portion of the costs of the Project.

NOW, THEREFORE BE IT RESOLVED ON NOVEMBER 8, 2018 BY THE TOWN BOARD OF THE TOWN OF HAMILTON, MADISON COUNTY, NEW YORK (by favorable vote of not less than two thirds of said Board), AS FOLLOWS:

Section 1. The Bond Resolution adopted by the Town Board on December 11, 2014 is hereby amended and restated as follows.

Section 2. The Town as "lead agency" (as defined by SEQRA) has reviewed the Project and determined by resolution adopted December 11, 2014 as amended and supplemented by resolution adopted August 28, 2017 that the Project is an Unlisted Action under SEQRA that will not result in any significant adverse impacts to the environment.

Section 3. The maximum estimated cost of the Project is \$1,150,000. For the specific object or purpose of financing the cost of undertaking the Project there are hereby authorized to be issued up to \$400,000 of serial bonds or any bond anticipation notes, including renewals of such notes, in anticipation of the issuance and sale of the bonds of said Town, pursuant to the provisions of the Local Finance Law and the levy of a tax to pay principal and interest on said obligations, and the application, if and when available, of state and/or federal assistance available or to any revenues available for such purpose from any other source. Undertaking the Project is hereby approved. The bonds and notes authorized hereby may be issued to any purchaser, including the United States Department of Agriculture, Office of Rural Development, or any of its related offices or agencies, the New York State Environmental Facilities Corporation under any of its revolving fund programs or any purchaser in accordance with the provisions of the Local Finance Law.

Section 4. The plan for the financing of the cost of the Project shall be as follows:

- (a) By using up to \$750,000 of available Town funds,
- (b) By the issuance of up to \$400,000 of serial bonds or any bond anticipation notes, including renewals of such notes, of said Town herein authorized; and
- (c) By the application of state, federal or charitable assistance available or any revenues available for such purpose from any other source.

Section 5. The full faith and credit of the Town, is hereby irrevocable pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such years and such debt service payments may be made in substantially level or declining amounts as may be authorized by law. All the taxable real property within said Town shall be subject to the levy of ad valorem taxes without limitation as to rate or amount sufficient to pay the principal of and interest on said bonds.

Section 6. Subject to the provisions of the Local Finance Law and this bond resolution, the power to authorize the issuance of and to sell serial bonds and any bond anticipation notes in anticipation thereof, including renewals of such notes, is hereby delegated to the Town Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Town Supervisor, consistent with the provisions of the Local Finance Law.

Section 7. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Town Supervisor, the chief fiscal officer of such Town. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Town Supervisor shall determine consistent with the provisions of the Local Finance Law.

Section 8. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Hamilton, New York, by the manual or facsimile signature of the Town Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and maybe attested to by the manual or facsimile signature of the Town Clerk. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent.

Section 9. The Town Supervisor is hereby further authorized, at his sole discretion, to execute such documents and certificates as are necessary and proper to the financing of the Project. The intent of this resolution is to give the Town Supervisor sufficient authority to execute those applications, agreements and instruments or to do any similar acts necessary to effect the issuance of the aforesaid bonds and/or notes without resorting to further action of this Town Board.

Section 10. The Town hereby covenants and agrees with the holders from time to time of the Bonds and any bond anticipation notes issued in anticipation of the sale of the Bonds, that the Town will faithfully observe and comply with all provisions of the Internal Revenue Code of 1986, as amended (the "Code"), and any proposed or final

regulations issued pursuant thereto unless, in the opinion of bond counsel, such compliance is not required by the Code and regulations to maintain the exclusion from gross income of interest on said obligations for federal income tax purposes.

Section 11. The following additional matters are hereby determined and declared:

- (a) Pursuant to subdivision 11(b) of paragraph a of Section 11.00 of the Local Finance Law, the period of probable usefulness of the acquisition portion of the Project is twenty-five years;
- (b) Current funds are not required by the Local Finance Law to be provided prior to the issuance of the bonds and any notes issued in anticipation thereof authorized by this resolution; and
- (c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 11. The temporary use of available funds of the Town, not immediately required for the purpose or purposes for which the same were raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the capital purposes described in Section 1 of this resolution. The reasonably expected source of funds to be used to initially pay for the expenditures authorized by Section 1 of this resolution shall be from the Town's General Fund. It is intended that the Town shall then reimburse expenditures from the General Fund with the proceeds of the bonds and bond anticipation notes authorized by this resolution and that the interest payable on the bonds and any bond anticipation notes issued in anticipation of such bonds shall be excludable from gross income for federal income tax purposes. This resolution is intended to constitute the declaration of the Town's "official intent" within the meaning of Treasury Regulation Section 1.150-2 to reimburse the expenditures authorized by this resolution with the proceeds of the bonds and bond anticipation notes authorized herein. Other than as specified in this resolution, no monies are reasonably expected to be, received, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 12. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 13. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 14. The law firm of Trespasz & Marquardt, LLP is hereby appointed bond counsel to the Town in relation to the Project.

Section 15. This resolution shall be subject to permissive referendum and a summary hereof (attached as **NOTICE I**) shall be published by the Town Clerk as provided by Town Law Section 90. This resolution shall become effective 30 days after its adoption pursuant to Section 91 of the Town Law. Following such effective date, in the event that no petition for a referendum was timely submitted and filed, the Town Clerk shall cause the publishing and posting of a notice in substantially the form provided in Section 81.00 of the Local Finance Law together with a summary of this Bond Resolution (attached as **NOTICE II**).

WHEREFORE, the foregoing Resolution was put to a vote of the members of the Town Board of the Town on November 8, 2018, the result of which vote was as follows:

The following resolution was offered by Peter Darby,
who moved its adoption, and second by Chris Rossi to wit:

	VOTING
Eve Ann Shwartz, Supervisor	Aye
Peter Darby, Deputy Supervisor	Aye
David Holcomb, Councilman	Absent
Chris Rossi, Councilwoman	Aye
Mary Dinski, Councilwoman	Absent

The foregoing Resolution was thereupon declared duly adopted.

RESOLUTION 2018-130: Executive Session

On a motion of Councilmember Rossi, seconded by Councilmember Darby, the following resolution was: ADOPTED: Ayes: 3, Nays: 0

Resolved that this Board move into an Executive Session for the purposes of legal advice on the purchase of property at 9:53 p.m.

RESOLUTION 2018-131: Return to Regular Session

On a motion of Councilmember Darby, seconded by Councilmember Rossi, the following resolution was: ADOPTED: Ayes: 4, Nays: 0

Resolved that the Board return to regular session at 10:09 p.m.

LAND PURCHASE

The board reviewed the SEQRA for both portions of land.

RESOLUTION 2018-132: Authorization for Town Supervisor to enter into a Contract for Land Purchase

The following resolution was offered by Chris Rossi, who moved its adoption, seconded by Peter Darby, to wit:

WHEREAS, the Town is in the process of planning the construction of a new Town hall on real property located at 38 Milford Street in the Village of Hamilton; and

WHEREAS, in order to facilitate better use of the planned new Town Hall, the Town is desirous of purchasing a triangular piece of property from MacKinnon Enterprises, LLC adjacent to the location of the planned new Town Hall property, said triangular property being a portion of tax map numbers 168.7-1-7.1 and 168.7-1-7.2 (the "MacKinnon Triangle"); and

WHEREAS, the purchase of said lands is not anticipated to have a negative environmental impact and this resolution shall constitute a negative declaration for purposes of 6 NYCRR Part 617 et seq.

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor of the Town of Hamilton is authorized to execute a proposal for the purchase of the MacKinnon Triangle in an amount not to exceed Two Thousand Five Hundred and No/100 Dollars (\$2,500.00) and to take such further action to acquire said parcel.

The question of the foregoing Resolution was duly put to a vote and, upon roll call, the vote was as follows:

Peter Darby	Councilor	Voted	Yes
David Holcomb	Councilor	Voted	Absent
Chris Rossi	Councilor	Voted	Yes
Mary Lee Dinski	Councilor	Voted	Absent
Eve Ann Shwartz	Supervisor	Voted	Yes

The foregoing Resolution was thereupon declared duly adopted.

Concerns of Town Board: None.

Supervisor’s Report: Madison County Activities: Nothing to report.

With no further business, on a motion of Councilmember Rossi, seconded by Councilmember Darby, the meeting was adjourned at 10:11 p.m. Carried unanimously.

Respectfully submitted,
Suzanne K. Reymers
Town Clerk