

**Town of Henderson
12105 Town Barn Rd.
Henderson, NY 13650
Town Board Meeting
August 8, 2023**

A regular meeting of the Town Board of the Town of Henderson, County of Jefferson and the State of New York held at 12105 Town Barn Rd. at 7:00PM, on the 8th day of August 2023.

PRESENT:	Edwin Glaser	----	Supervisor
	Bryan Flagg	----	Councilperson
	Matthew Owen	----	Councilperson
	Carol Hall	----	Councilperson
	Torre Parker Lane	----	Councilperson
	Wendy Flagg	----	Town Clerk

Public Comments regarding old business: Ginger Cook: Nexamp Solar covered the trench and asked what stage they are in for operations? Also, asked if they had battery storage at any of the sites in Henderson. Which neither site does.

MOTION

MINUTES

On a motion of Councilperson Owen, second by Councilperson Parker Lane following motion was.

ADOPTED Ayes 5 Glaser, Flagg, Owen, Parker Lane, Hall
 Nays 0

Motion to approve minutes from July 11, 2023 Town Board meeting.

MOTION

AUDIT OF CLAIMS

On a motion by Councilperson Owen, seconded by Councilperson Parker Lane, the following motion was.

ADOPTED Ayes 5 Glaser, Flagg, Owen, Hall, Parker Lane
 Nays 0

Resolved to authorize payment of abstract #7P include vouchers 00493-00508 for a total amount of \$12,791.29.

Summary by Payable Account

<u>Payable Acct</u>	<u>Total Amount</u>
General	\$4,629.42
Highway	\$2,532.67
Water Dist. 1	\$2,563.19
Water Dist. 2	\$2,563.18
Special Lighting Dist.	\$502.83

MOTION

AUDIT OF CLAIMS

On a motion by Councilperson Owen, seconded by Councilperson Parker Lane, the following motion was.

ADOPTED Ayes 5 Glaser, Flagg, Owen, Hall, Parker Lane
 Nays 0

Resolved to authorize payment of abstract #8 include vouchers 00509-00578 for a total amount of \$112,999.06.

Summary by Payable Account

<u>Payable Acct</u>	<u>Total Amount</u>
General	\$28,150.34
Highway	\$20,307.58
Water Dist. 1	\$5,766.39
Water Dist. 2	\$5,766.35
Special Lighting Dist.	\$518.96
Trust & Agency	\$1024.24
Sewer Capital Fund	\$51,465.20

MOTION

SUPERVISOR REPORT

On a motion by Councilperson Parker Lane, second by Councilperson Owen the following motion was.

ADOPTED Ayes 5 Glaser, Flagg, Owen, Hall, Parker Lane
 Nays 0

Motion to accept July Supervisor's report as presented by Supervisor Glaser.

Town Board members were provided with a copy of the monthly revenues and appropriations report.

Sewer update by Pat Scordo an informational session for businesses was held July 27th at the Yacht club which was received very well by those in attendance. An easement committee also met and was given information and maps to discuss with people. The

WQIP grant applications will be submitted tomorrow for sewer district. Continuation of the collection of easements throughout the community is the focus of all.

The NY Citizens Audit returned to answer any questions the Board may have before their vote on the resolution presented at last month's meeting. (See attached at end of minutes)

RESOLUTION #2023-08-08-038

NY CITIZENS AUDIT

On a motion by Councilperson Parker Lane, second by Councilperson Hall the following motion was.

ADOPTED Ayes 4 Glaser, Flagg, Hall, Parker Lane
 Nays 1 Owen

Be it resolved that the Town Board of Henderson, NY stands in support with the concerns and remedies presented here. We implore the Jefferson County Legislature, NYS Legislature, Federal Legislators, Law Enforcement, Federal and State Prosecutors, Judges, and both State and County Boards of Elections to cooperate and fulfill these firm requests of the people. (See full Resolution attached to end of minutes)

Jerry Tackley, representing the Rhode Center, presented the annual report for the food pantry. The Rhode Center thanks the Town for its continued support as the need within the community grows. The Board thanked Mr. Tackley and assured him of continued support.

RESOLUTION #2023-08-08-039

SUN ASSOCIATION ISLAND RV, LLC DEVELOPMENT AGREEMENT

On a motion by Councilperson , second by Councilperson the following motion was.

ADOPTED Ayes 4 Glaser, Flagg, Hall, Parker Lane
 Nays 1 Owen

WHEREAS, the Planning Board and Town Board for the Town of Henderson, New York will be considering an application under the Town of Henderson's Zoning Laws as submitted by Sun Association Island RV, LLC in connection with a project to be located on Hovey Island (the "Project"); and

WHEREAS, the Project is anticipated to be more complex and require services to be provided by Town Engineers, and/or Town Attorneys ("Professional Services"); and

WHEREAS, Professional Services, in all fairness, should not be absorbed by Town Taxpayers as a whole and the Town Board has the authority to require

review fees for such matters (which are reasonably necessary to accomplish the statutory demands) be paid by the Applicant; and

WHEREAS, the Town Board has reviewed the proposed Development Agreement and asked Town Engineers and/or Town Attorneys to provide their estimate for the average cost of administering the zoning law in respect to the Project; and

WHEREAS, the Applicant has reviewed and expressed a willingness to accept the proposed Development Agreement and has executed the same; and

WHEREAS, the Town Board has expressed a desire to accept the proposed Development Agreement and is prepared to proceed as follows.

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Henderson, NY:

1. The above recitations are incorporated herein and made a part of as if set forth thereafter.

2. The Town Board accepts, and approves, the attached Development Agreement for the Project as being in the best interest for the Town of Henderson, Town Taxpayers, and the Applicant and approves receipt of the initial deposit set forth therein.

3. The Supervisor for the Town of Henderson is authorized to sign all documents and shall take all steps necessary to support this Resolution and the Town Clerk is authorized to receive the deposit in a separate account and which shall be drawn down against audited bills during the review and/or construction process.

4. This Resolution shall take effect immediately.

RESOLUTION #2023-08-08-040

**NOTICE DECLARE LEAD AGENCY SUN COMMUNITIES RV PARK-
HOVEY'S ISLAND**

Upon discussion and the following was determined.

Councilperson Owen does not believe we have a completed application from Sun Communities.

Supervisor Glaser believes the Board should take the advice of Town attorney and move forward on Lead agency declaration. He believes in order to keep the summer residence involved we need to act to give them an opportunity to speak on project while still in area.

Robert Ashodian, a member of the Planning Board, believes application was deemed incomplete and should be completed by September meeting.

Robert Whiteman, a member of Planning Board, agrees.

Councilman Owen believes we are not being transparent without having application available on website.

Borad removes resolution and will act at September Board meeting.

RESOLUTION #2023-08-08-040

AFFIRMING COMMITMENT TO TRANSPARENT AND OPEN GOVERNMENT

On a motion by Councilperson Owen, second by Councilperson Parker Lane the following motion was.

ADOPTED Ayes 5 Glaser, Flagg, Hall, Parker Lane, Owen
 Nays 0

Resolved by Town Board as Follows:

WHEREAS, the Town has access to various records including abstracts, supervisor’s reports, proposed legislation, applications, maps, site plans, SEQR forms, committee records, correspondence and other documents prior to Town Board, Planning Board and Zoning Board of Appeals meetings.

WHEREAS, the Town Board of the Town of Henderson wishes to support and promote transparent government.

WHEREAS, the Town of Henderson maintains a regularly and routinely updated website that utilizes a high-speed internet connection.

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Henderson, New York as follows:

 The Town of Henderson shall share, via its website no less than twenty-four hours prior to any meeting of one of the Town’s Municipal Boards, any agency record, proposed resolution, law, rule, regulation, policy or any amendment thereto, that is scheduled to be the subject of discussion by any municipal board during an open meeting.

Highway garage lights had another bid from Derek Stoner at a higher price than JR Electric. Board decides to accept JR electric bid to replace garage lights in Highway barn for a total of \$

BOARD CONCERNS & COMMENTS:

Councilwoman Hall asks if Lead Agency is regular process in large projects to formal Planning Board Clerk Wendy Flagg. Yes, it is a formality in any larger scale project that requires a full SEQR process. It just helps to keep project moving forward as SEQR has to run through several NYS agencies.

Councilperson Owen asked Board to move forward with proposed Zoning changes and send to County for 239M review. Council members still have questions.
Are the new small water prices published someplace. Yes

Councilperson Flagg pickle ball courts are being quoted at old tennis courts.

Clerk Wendy Flagg local citizens are concerned with the locking of the gates at Black Pond. They are asking for Board support as these gates are where the handicap parking spaces are. Flyers with local government officials were handed out for letters of support to be written.

PUBLIC COMMENTS:

Ginger Cook asked if NEXAMP solar projects have battery storage. No Neither one. She also said the fireworks from Christmas in July were wonderful.
Patrick Owen asked if Town plans on repairing the potholes on Snowshoe Rd. Highway Superintendent will review concern.

Supervisor Glaser said electronic speed signs will be placed on Snowshoe Road.

Judy Sanders asks to have more speed signs put up on Military Rd.

Unknown resident: Snowshoe Rd ditches need to be cleaned out along with culverts.

MOTION

ENTER INTO EXECUTIVE SESSION

On a motion by Councilperson Parker Lane, second by Councilperson Owen the following motion was.

ADOPTED Ayes 5 Glaser, Flagg, Owen, Hall, Parker Lane
 Nays 0

Motion to enter into executive session to discuss on going Teamster Contract

MOTION

EXIT EXECUTIVE SESSION

On a motion by Councilperson Owen, second by Councilperson Parker Lane the following motion was.

ADOPTED Ayes 5 Glaser, Flagg, Owen, Hall, Parker Lane
 Nays 0

Motion to exit executive session.

No further business to discuss a motion by Supervisor Glaser second by Councilperson Owen the meeting was adjourned. Carried unanimously.

Respectfully submitted,
Wendy Flagg / Town Clerk/Collector

All Town meetings held at
12105 Town Barn Rd., Henderson, NY 13650

Aug 16	(Wednesday)	Zoning Board of Appeals Meeting	6:00PM
Aug 17	(Thursday)	Recreation Committee Meeting	7:00PM
Sept 04	(Monday)	NO COURT	
Sept 04	(Tuesday)	Labor Day **Town Offices & Recycling closed**	
Sept 05	(Tuesday)	Planning Board Meeting	5:00PM
Sept 12	(Tuesday)	Town Board Meeting	7:00PM
Sept 20	(Wednesday)	Zoning Board of Appeals Hearings	6:00PM
Sept 21	(Thursday)	Recreation Commission Meeting	7:00PM
Sept 26	(Tuesday)	2024 Budget Workshop	7:00PM
Oct 09	(Monday)	Offices & Court Closed for Columbus Day	
Oct 10	(Tuesday)	Planning Board	5:00PM
Oct 10	(Tuesday)	Town Board	7:00PM
Oct 18	(Wednesday)	Zoning Board of Appeals	6:00PM
Oct 19	(Thursday)	Recreation Commission Meeting	7:00PM