

# TOWN OF BROADALBIN

201 UNION MILLS RD  
BROADALBIN, NY 12025  
518-883-4657  
REGULAR MONTHLY MEETING  
February 14, 2023

## TOWN OFFICIALS

Supervisor – Bruce VanGenderen -absent  
Deputy Supervisor – Doug Kissinger -present  
Town Board Member – David Bardascini-present  
Town Board Member – David Bogardus-present  
Town Board Member – Junell Pasquarelli-present

Call to Order – Deputy Supervisor Doug Kissinger called the meeting to order at 6:30 pm.

Pledge of Allegiance

Roll Call – Town Clerk

-Acceptance of Minutes from the December 27, 2022 Close Out Meeting.

On a motion made by Councilman Bardascini and seconded by Councilman Kissinger  
**RESOLUTION #2023-55 APPROVAL OF SUBMITTED MINUTES DECEMBER 27, 2022**  
BE IT RESOLVED that the Town of Broadalbin Town Board approved the December 27, 2022 minutes with an amendment to change Councilman Bogardus from late to absent.

No further discussion;

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

-Acceptance of Minutes from the January 3, 2023 Organizational Meeting

On a motion made by Councilman Bogardus and seconded by Councilman Bardascini  
**RESOLUTION # 2023-56 APPROVAL OF SUBMITTED MINUTES JANUARY 3, 2023**  
BE IT RESOLVED that the Town of Broadalbin Town Board approved the submitted minutes of January 3, 2023 as written.

No further discussion;

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

**PUBLIC SESSION**

- Mike Rorick asked the Board to look into a building which has been labeled condemned for many years on his road. Questions about who can raise such a building, who performs the demolition, along with the cost.
- The Town Clerk will look into Town Code and procedure for March 14, 2023 meeting.
- Mike Rorick commented as a taxpayer, he believes the twelve month moratorium on Solar Farms should be extended to review completely. The Moratorium has been in place since August 9, 2022.
- Mike Rorick also stated if there were any comments this evening about the Town running the beach he would like the audience to be able to voice their opinions.

**DEPARTMENT REPORTS**

**Town Supervisor**

- Supervisor VanGenderen absent this evening.

**Assessor** -Laurie Bollock provided the Board with a written report stating that the Office has been quite busy. Gov. Hochul requested that notices be sent out to seniors of the age of 65 and over, along with taxpayers that will be turning 65 this calendar year. (Needless to say that is a lot of people) Most of the post cards sent out, the seniors already have the Star Enhanced Program and do not qualify for the low income part of the exemption. Needless to say that has made for a very busy office with phone calls. You all have a copy of the post card that was sent out. It has been a confusing process but under control now. All phone calls have been returned and have been properly explained to the taxpayers. With all of this having to be entered by March 1, 2023, which is NYS Taxable Status Day.

Also have been entering all the Ag. Exemptions and Not For Profit Exemptions, and some Veterans Exemptions which also need to be entered by March 1, 2023. Also, entering sales, splits and mergers, and address changes due to property tax bills sent out and taxpayers with change of addresses.

The Office is running very smooth. Thank you, Laurie.

- Councilman Bogardus asked the Town Clerk to provide status of certification of the Assessors for next month's meeting.

**Building and Grounds** –Councilman Doug Kissinger stated nothing at this time.

**Code Enforcer**

- Tom DiCaprio, not present but provided the Board with a written report stating there were six (6) permits issued to date, with a total of \$1,711.00 collected.
- Tom also provided the Board with an end of the year for 2022 permit report.

**Dog Control Officer** - Dale Potts stated there were 6 dog calls this month, 3 barking, 2 at large with 1 taken to the Shelter, a beagle with a red shock collar but not redeemed as of yet. Also there was 1 dog bite reported. In 2022 there were a total of 11 dogs brought to the shelter.

**Cont.**

The increase seems to dogs being dropped off, not being redeemed, with some put up for adoption. Dale stated his annual Ag. & Markets inspection is coming up soon.

**Highway Superintendent**

-Eric Alley stated his surplus items will be placed with Auctions International, as previously approved, next week.

-This evening Eric has his 284 Form ready to be signed by the Board Members explaining this is done annually for the Highway Dept. to be able to improve roads each year. This year he plans on paving Bornt Rd., (3/4 of a mile) Kunz Rd, ( 1.4 miles) and Little Rock Lane (.08 miles consisting of 2 homes) if feasible. Councilman Bardascini inquired as to why the Justice has a place to sign the 284 Form. Eric thought must have been previously required.

-Eric stated the DB5110.4 General Repairs road work and summer fuel account, which he uses for shoulder material, street signs, posts, etc. may need to be adjusted depending on the cost of fuel.

-Striping is done by bidding out to the County, usually after April 1<sup>st</sup>. He would like to stripe Lakeview Rd. this year.

-Councilman Bogardus inquired if Eric could include striping in front of the area by the Town Park for safety reasons. Eric stated he will look into if a partial striping can be done.

-Eric asked the Board to approve a Public Employee Safety Training Book to have in the Garage as per his Annual Safety Training Class. The cost for this book is \$1995.00. This manual includes instruction on clothing, signage, and procedures to maintain a safe environment. The Board Members agreed for Eric to ask if the County or State can provide this manual before spending the money on one and will revisit at next month's meeting.

**Justice Court** -Councilman Dave Bardascini read aloud the Court Reports for December 2022 and January 2023 as follows;

-December 2022 total collected \$4,570 old cases consisting of \$621. Closed tickets 38, VTL 34, PL 1, Civil 3

-January 2023 total collected \$4,710 old cases consisting of \$4,710. Closed tickets 43, VTL 40, Civil 2, DEC. 1.

**Planning Board**

-Chairman Mike Crispin stated that last month's Planning Board Meeting (Jan. 25, 2023) was cancelled due to weather. The Kline Public Hearing and lot line adjustment will be discussed at the February 22, 2023 meeting.

-Mike Crispin stated some of the Planning Board Members attended the Conference in Saratoga recently, stating the class on Solar Farms was very informational.

-Discussion took place on the Town Twelve Month Solar Farm Moratorium in place and how far the Planning Board has developed on regulations.

-A separate committee in the Planning Board to concentrate of Solar Farms was suggested.

**Cont.**

- Contacting other towns on how they have proceeded and contacting a professional on this subject to include updating our Comprehensive Plan was also suggested. Money was put in the 2023 budget to update the Comprehensive Plan and may be used to do both.
- Town Code and Town Law may be superseded by the State with Gov. Hochul wanting upstate solar farms (and low income housing) be provided to benefit New York City, larger solar farms may be hard to prevent.
- Looking into Moratoriums which may be only six (6) months instead of twelve (12). A question of time frame for landowners was considered also. If someone wants to sell to a solar company, is it legal for them to have to wait a year to do so?
- The Board agreed to let the Planning Board proceed and when it gets closer to our deadline of August 9, 2023, decide to extend the Moratorium or not.

**Town Attorney**

- Attorney Casale agreed to revisit the extension of the Twelve Month Moratorium as we get closer to the deadline of August 9, 2023. By doing so the Planning Board can get reasons why it needs to be extended as they research the Comprehensive Plan for the Town, which can be used for solar farms update.
- Attorney Casale stated as he reviewed the Route 29 Solar Farm he found red flags everywhere. The frequent change of the companies name for instance. The lack of information of the contract at the time with the Town when it was done in 2016 with the decommission clause is another red flag, yearly license fees not mentioned.
- Councilman Bogardus requested the Town Clerk make available the contract of the solar farm project from 2016 to review.
- \*\* The Town Clerk supplied the public with information/print out of a large solar farm proposed in the Town of Mayfield along the Lake.

**Town Clerk** – Cheryl Briggs stated we have received a Thank You note from Howard Ferguson, Unions Mills Cemetery, for our donation of \$2,000 for 2023.

- Also there have been many calls considering contacting DEC to keep the beach open, with one person reviewing the beach box of info.
- The Spectrum phone system update is proceeding, waiting on a date from them to continue.
- A recent e-mail from the NYS Dept. Of Parks and Recs, stated they have received Dr. Brook's last part of the Town Park Grant and are reviewing for the \$50,000 balance.

**BYC**

- Councilman Bogardus reported at the last BYC meeting they discussed the sign for out front of the Park.
- Councilman Bogardus is providing the BYC with large laminated signs distinguishing each field and lay out of the park to be hung at the Pavillion.
- On April 29, 2023 there will be a big reopening of the Town Park for the season.
- Councilman Bardascini inquired as to if the BYC has any plans on starting to repay the taxpayers for the construction of the Town Park ?

Cont.

-Councilman Bogardus stated there was talk of a check being presented that day at the reopening.

-Councilman Kissinger asked where money from the BYC given to the Town is placed in the budget, concerning the State Comp. Office, since there is a tax line item. Supervisor VanGenderen will be questioned on how that is done when he gets back April 1, 2023.

**LEGISLATION** -none at this time.

**OLD BUSINESS** –none at this time.

**NEW BUSINESS**

Approval to pay vouchers (claim)

Prepaid Jan.	\$190,714.77
Prepaid Feb.	19,962.77
General	15,159.82
Gen OV	153.78
Highway	73,200.19
Total	\$299,191.33

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

**RESOLUTION #2023- 57 APPROVAL TO PAY VOUCHERS (CLAIMS)**

BE IT RESOLVED that the Town of Broadalbin Town Board authorizes the payment of the vouchers in the amount of \$299,191.33.

No further discussion;

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

**Public Session** –none at this time.

**ADJOURNMENT 7:39 P.M.**

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

The February 14, 2023 Town of Broadalbin Town Board meeting was adjourned.

Respectfully Submitted

Cheryl Briggs