

# TOWN OF AUSTERLITZ

Columbia County

New York

**Robert Lagonia**

**Supervisor**

**Regular Meeting  
November 16, 2023  
7:00 p.m.**

**\*\*\*\*\*AGENDA\*\*\*\*\***

Please understand that this agenda is provided at an early date to provide the public with as much information as possible, but it is also subject to change as meeting material is often not available until the very day of the meeting.

**1.) Regular Meeting Called to Order**

**2.) Moment of Silence, Followed by the Pledge of Allegiance**

**3.) Roll Call**

**4.) Minutes**

**5.) Budget Amendment/Auditing of Accounts and Claims**

**6.) Reports**

- A.) Monthly Cash Disbursements
- B.) Supervisor
- C.) Highway Superintendent
- D.) Town Clerk/Tax Collector
- E.) Planning Board
- F.) Comprehensive Plan Oversight Committee
- G.) Building Inspector
- H.) Justice Court
- I.) Dog Control Report
- J.) Climate Smart Cmt Report

**7.) Correspondence**

- A.)

**8.) Unfinished Business**

- A.)

**9.) New Business**

- A.) Town Website
- B.) BAR Member
- C.) 2024 Columbia County Chargeback Agreement
- D.) Resolution #43-3023, Exempting Certain Referrals Mandated by General Municipal Law Section 239-m

E.) Resolution #44-2023, Authorizing Submission of Decarbonization Grant Application

**10.) Public Comment**

**11.) Adjournment**

Next Regular Town Board Meeting December 21, 2023

Town of Austerlitz  
Public Hearing/Regular Town Board Meeting  
October 19, 2023

Reference Material  
NOV 16 2023  
For  
Town Board Meeting

Present: Robert Lagonia, Town Supervisor, Christopher Schober, Jere Wrightsman, Maureen Wilson, Town Board Members, Susan Haag, Town Clerk

Town Board Member Greg Vogler on vacation. Highway Superintendent Peter Fitzpatrick absent due to illness.

Attorney for the Town, Joseph Catalano, present.

Public Hearing for the 2024 Town of Austerlitz Preliminary Budget called to order at 6:15 p.m.

Town Clerk Haag advised that the public hearing notice was duly advertised as prescribed by law.

Supervisor Lagonia noted the following:  
2024 Austerlitz Budget Summary

1. Property taxes are raised 1.73%, below the state mandated tax cap of 2%.
2. Property taxes only fund approximately 36% of all town expenditures.
3. General Fund: Expenditures and revenues in 2024 are up \$88,500 (or 11.5%) to \$855,500. Increases in expenditures are mainly due to salary increases (6% to all employees except the town justices and the highway employees - see below), an allocation to paint the town hall, funding towards a property assessment revaluation, a return to full contingent funding, an increase for attorney fees, and the inclusion of the Climate Committee Coordinator's compensation. These are partially offset by a reduction to our Comp Planner fees as we expect this project to complete in the first half of 2024. Revenues increases are mostly a result of investing strategy changes to take advantage of much higher short-term CD rates, and anticipated increases in revenue from building permits and fines and forfeitures.
4. Highway Fund. Expenditures and revenue in 2024 minus state funding are up \$9,123 or about 1.2%. Each of the Highway personnel will receive their contracted pay raise plus an additional \$1/hour due to the high rates of inflation the past few years and to stay competitive with the compensation being given by other towns in Columbia County. These increases are partially offset by expected increases in sales tax revenue and lower, more accurate budgeting for health insurance.

Town Board Maureen Wilson questioned the amount budgeted for enhanced patrol noting that in past this line item has been depleted. Should this line-item amount be increased to accommodate more patrol since there are many people in Town who are concerned with speeding. M. Wilson also questioned where the patrols sit. Supervisor Lagonia noted that he has had a discussion with the County Sheriff and the Sheriff's Department is down 13 people so coverage is struggling. The current plan is for the patrol to sit part of the time on the Taconic State Parkway and part of the time in Town. When a new contract is signed next year, the Town can be more specific as to where the patrols happen. Supervisor Lagonia continued that there is no room in the budget for an increase. The State Police do spend time in Town. Supervisor Lagonia will speak with the Sheriff about the coverage and where to sit for speeders. Town Board Member Chris Schober asked if the Town has to pay out of pocket anytime the Sheriff comes to the Town to which Supervisor Lagonia noted that the Town does not pay for routine visits.

Member Wilson would also like the Town to purchase another speed sign which can be put in plenty of places. Town Board Member Jere Wrightsman noted that one of the current speed signs in on Punsit Road. M. Wilson remembers that the last one cost around \$2800.00 and the money that the Town makes from speeding fines can pay for this since this would be used for public safety. Supervisor Lagonia noted that the Town does have some money that can be used for an additional speed sign. Next year the new Town Board can discuss.

Member Wilson questioned a roll over that was reported on Route 203 by Fire Hill Road. Supervisor Lagonia will look into it.

A question arose whether there is enough budgeted for Town Code Enforcement since more enforcement is needed. Supervisor Lagonia advised that this is a bigger discussion to have before the end of the year. The Town does not need to budget more, but rather make sure more attention is given to enforcement issues.

Chet David noted that with the amount of speeding that goes on in Town, the roads are dangerous. There are at least three dangerous intersections on State Route 203 alone. There is not enough patrolling and the speeds are not being controlled. There needs to be more signage on the roads and more attention to speeding. Supervisor Lagonia noted that the Town is trying to be proactive and hears what Member Wilson is saying. Member Wilson has been spearheading meetings with the State for more road signage and the Town is using the speed signs. Supervisor Lagonia has made some phone calls to the Sheriff's Department and is getting some attention and he will continue to have conversations. Supervisor Lagonia will also check in with Highway Superintendent Fitzpatrick to see where he is placing the speed signs and what the plan is going forward. Again, the Town needs to remember that the Columbia County Sheriff's Department is short staffed.

Further discussion was heard concerning options and how speed signs work.

Member Wrightsman noted that the line item titled NYSERDA Grant A3004, is not a correct place to take out money for the payment of the Climate Smart Coordinator. The Scout Fund provided the grant money for this. The name of line item A3004 will be changed to NYSERDA Grant and Climate Smart Grant Fund.

All those wishing to be heard were heard.

A motion to close the public hearing for the 2024 Town of Austerlitz Preliminary Budget was made by C. Schober and seconded by J. Wrightsman.

R. Lagonia: yes

G. Vogler: absent

C. Schober : yes

M. Wilson: yes

J. Wrightsman: yes

Motion carried 4:1. Public Hearing closed at 6:35 p.m.

Public Hearing for Local Law #2-2023 Volunteer Ambulance Workers Real Property Tax Exemption was called to order at 6:45 p.m.

Town Clerk Haag advised that the public hearing notice was duly advertised as prescribed by law.

Reference Material

NOV 16 2023

For  
Town Board Meeting

Supervisor Lagonia read the intent section from the proposed local law and noted that Columbia County adopted this same type of law.

Attorney for the Town, Joseph Catalano advised the firefighter exemption is a 10% exemption if you have 2 years of service in a volunteer position in the Town in which you live. The senior citizen exemption increases the income levels for entitlement to keep current with State levels. Both of these sections mirror the County's law.

Town Board Member Chris Schober questions what the projections are for lost income with these exemptions in place. Supervisor Lagonia noted no projections have been done. Member Wilson believes giving these exemptions is the least the Town can do for those who serve.

Deborah Oleynek questioned the parameters for the firefighter exemption and was told the firefighter exemption is a 10% exemption if you have 2 years of service in a volunteer position in the Town in which you live. Further explanation was given on un-remarried surviving spouses.

All those wishing to be heard were heard.

A motion to close the public hearing for Local Law #2-2023 was made by C. Schober and seconded by M. Wilson.

R. Lagonia: yes

G. Vogler: absent

C. Schober : yes

M. Wilson: yes

J. Wrightsman: yes

Motion carried 4:1. Public Hearing closed at 6:49 p.m.

Regular meeting called to order at 7:00 p.m.

Moment of Silence followed by the Pledge of Allegiance.

### **Minutes**

A motion to accept the September 21, 2023 Meeting minutes was made by J. Wrightsman and second by C. Schober.

R. Lagonia: yes

G. Vogler: absent

C. Schober : yes

M. Wilson: yes

J. Wrightsman: yes

Motion carried 4:1.

### **Auditing of Accounts and Claims**

A motion to authorize payment of the August General Fund, #388-416 in the amount of \$27,444.69 and Highway Fund, #170-186 in the amount of \$21,428.21 was made by M. Wilson and seconded by J. Wrightsman.

R. Lagonia: yes

G. Vogler: absent

C. Schober : yes

M. Wilson: yes

Reference Material  
NOV 18 2023  
For  
Town Board Meeting

J. Wrightsman: yes  
Motion carried 4:1.

Reference Material  
NOV 16 2023  
For  
Town Board Meeting

## Reports

### Supervisor's Report

Monthly Cash Disbursement Report for the Month of June 2023 submitted. There is roughly \$2.5 million in the bank. No anomalies in the line items.

For the Broadband project, Consolidated Communications is finished with their part. Mid-Hudson Cablevision had some issues getting permits for poles, but that has since been remedied. Mid-Hudson Cablevision will begin work soon.

The Dugway Road Bridge Project is complete and Colarusso did a great job. Supervisor Lagonia thanked A. Colarusso and Son noting that Dugway Road was only closed for a couple of weeks. Unfortunately, at night people were moving the caution barriers and barricades and driving over the bridge. Everyone is fortunate that no one was injured.

On a County level, Supervisor Lagonia is still working on the County budget which is close to completion. The process has been very challenging in trying to cut areas due to the deficit. The survey done for County Fire Companies will come out soon with suggestions similar to those heard in the Emergency Ambulance Service survey. The County would like to see a central system, but that probably will not happen. This is a very long road. The Town of Austerlitz has a contract with the Chatham Rescue Squad as do other Towns. The problem is that all the Towns involved pay differently for the services and this is not an equitable solution. The process was discussed.

Supervisor Lagonia reminds the Town Board to retrieve their CPR Certificates that were emailed out recently.

### Highway Report:

The Dugway Project looks great and has gone smoothly. Very pleased!  
We will be submitting this to the CHIPs program for repayment early next year.

The State Conference of Highway Superintendents was a worthwhile trip. Some topics discussed were the CHIPs program rules, budgeting, and salt usage.

The crew has been busy with replacing a few more rotten culverts, and adding material to several roads. Specifically, Spencer, Old Macedonia and Bloody Hollow are dramatically improved. They are currently working on the Fall grading/tune-up and started the blowing of leaves then clearing ditches before the winter season starts.

The new Grader tires we ordered what seems like months ago are due in any day now. We are excited by the idea of having tread again!!

I'm pricing and expect to purchase an additional more powerful leaf blower soon. Our current one works well on the road surface but not great for the ditches. A more powerful one with a better nozzle would greatly improve our ability to efficiently blow leaves out of ditches and culverts. This is our greatest challenge in keeping the water flowing freely in the ditches and limiting storm damage.

We will be submitting our summer paving projects for the next CHIPs reimbursement soon.

Won't be long and we'll be mounting plow frames and eating turkey! Hope everyone is well.

End of Report

The Town Board discussed purchasing a leaf blower. Member Wrightsman will chat with Highway Superintendent Fitzpatrick about Climate Smart options before he makes a purchase.

Town Clerk Report for the month of September, 2023 submitted.

No Planning Board Report for the month of October, 2023 submitted. The Planning Board did not meet.

No Comprehensive Plan Advisory Committee Report.

Building Inspector/Code Enforcement Report for the month of September, 2023 was submitted.

Justice Cassuto Justice Court Report for the month of September, 2023 submitted.

Justice Grubin Justice Court Report for the month of September, 2023 submitted.

Dog Control Report for the month of September, 2023 submitted.

Climate Smart Report for the month of September, 2023 submitted. Chair Wrightsman reiterated the grant section of the report noting that grant money could be awarded to the Town for replacing the Highway Garage boiler and expanding the solar array, as well as, purchasing heat pumps for the Town History Center. Discussion was heard noting that the Town has already garnered bids for the Town History Center heat pump and subsequently deciding this was not the way to go and concentration should be on the Highway Garage component. Town Board Member Chris Schober noted that the grant deadline is November 21<sup>st</sup>. Timing might be an issue so the easier path is to request money for the Town History Center heat pump. Member Wilson noted that the windows in the History Center are bad and those should be replaced first. Member Wrightsman noted that there is NYSERDA money available for that type of situation. Discussion continued on options available and if a proposal could be put together in time to make the deadline.

Member Wilson has been attending sessions provided by the Cornell Cooperative Extension concerning protecting a Town against potential storms.

The Climate Smart Committee will host the Repair Café again next year.

A motion was made to accept the monthly reports by M. Wilson and seconded by C. Schober.

R. Lagonia: yes

G. Vogler: absent

C. Schober : yes

M. Wilson: yes

J. Wrightsman: yes

Motion carried 4:1.

### Correspondence

Charles Vander Weit: Requests that the speed limit on Punsit Road be decreased to 25 MPH.

Reference Material  
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Sheldon Rappaport: Thanks the Town Board for installing the 30 MPH signs on Punsit Road so quickly.

NYMIR: After visiting the Town of Austerlitz suggests that the Town consider utilizing a Facility use Form that includes a Hold Harmless and Indemnification clause in favor of the municipality, as well as, requiring a Certificate of Insurance from the organization wishing to use the facility. This form should be reviewed by the Town's legal counsel. A sample form is available from the NYMIR management.

Attorney Catalano will reach out to NYMIR to get their form and see where this would be applicable for the Town since Town Hall use and contractors are already covered.

### **Unfinished Business**

#### **Local Law #2-2023, Volunteer Ambulance Workers Real Property Tax Exemption**

Local Law #2-2023 Volunteer Ambulance Workers real Property Tax Exemption

#### **Resolution #41 - 2023, Adoption of Local Law 2 of 2023**

A motion to adopt Resolution #41 - 2023, Adoption of Local Law 2 of 2023 was made by M. Wilson and seconded by R. Lagonia.

R. Lagonia: yes

G. Vogler: absent

C. Schober : yes

M. Wilson: yes

J. Wrightsman: yes

Motion carried 4:1.

Reference Material

NOV 16 2023

For  
Town Board Meeting

**WHEREAS**, the Town Board has been informed that a recent amendment to the Real Property Tax Law allows local governments to provide a real property tax exemption for individuals who serve as volunteer firefighters and ambulance workers; and

**WHEREAS**, the Town Board recognizes the invaluable public service these volunteer first responders perform and the dedication they have to volunteer their time for such service; and

**WHEREAS**, given that the State has provided such authority for the first time and in recognition of these individuals as well as to encourage others to volunteer, the Town Board desires to make available such exemptions as soon as possible; and

**WHEREAS**, the Town Board has also been informed that the County of Columbia has increased the income levels for which seniors and disabled persons may receive a partial exemption on County real property taxes and the Town Board desires to increase these income levels as well for Town tax purposes; and

**WHEREAS**, counsel for the Town prepared a proposed Town Local Law (introductory Local Law No. 2 of 2023) to address the new real property tax exemption for volunteer firefighters and ambulance workers and increasing the income levels for seniors and disabled persons who own property in the Town of Austerlitz and the proposed law was reviewed and discussed by the Town Board at a meeting of the Town Board held on September 21, 2023 at which time the Town Board formerly introduced the proposed Law and scheduled a public hearing for October 19th; and



**WHEREAS**, the public hearing on proposed Local Law No. 2 of 2023 was duly held on October 19, 2023 and, after providing the public with an opportunity to make comments on said Law, the hearing was closed by the Town Board; and

**WHEREAS**, the Town Board is prepared to take action on the proposed law;

NOW, THEREFORE, BE IT RESOLVED as follows:

- a) The public hearing on proposed Local Law No. 2 of 2023 has been duly held and closed and those who wished to be heard regarding said proposed law had a full and fair opportunity to be heard. The Town Board has considered all comments made.
- b) The Town Board determines that the adoption of the proposed Local Law is an action that is identified as a Type II action under the State Environmental Quality Review Act (SEQRA) as local legislation involving continuing agency administration, and, as such, further environmental review is not required.
- c) The Town Board hereby adopts Local Law No. 2 of 2023 of the Town of Austerlitz, entitled, "Volunteer Firefighter and Volunteer Ambulance Workers Real Property Tax Exemption."
- d) The Town Board hereby requests that the Town Clerk prepare said Law for filing and that it be filed with the Office of the Secretary of State.
- e) This Resolution shall take effect immediately.

Be it enacted by the Town Board of the Town of Austerlitz, in the County of Columbia, as follows:

A local law entitled, "Volunteer Firefighter and Volunteer Ambulance Workers Real Property Tax Exemption":

## **ARTICLE 1. Volunteer Firefighter and Volunteer Ambulance Workers Real Property Tax Exemption**

### **SECTION 1. Legislative Intent and Purpose**

In recognition of the public service and dedication of emergency responders, it is the intent of the Town Board of the Town of Austerlitz to provide for a new real property tax exemption to qualifying firefighters and ambulance workers as set forth in Real Property Tax Law § 466-a and to be codified in a new Article of Chapter 175, entitled, "Taxation," in the Town Code of the Town of Austerlitz.

The Town Board understands that attracting and retaining quality volunteer firefighters and emergency medical personnel is an important issue facing the Town of Austerlitz as well as many communities in the area and that maintaining effective emergency response depends on the volunteers for those positions.

The Town Board recognizes that attracting and retaining quality volunteer firefighters and emergency medical personnel is one of the most critical problems facing a number of communities in Columbia County and that maintaining effective emergency protection depends on the ability to train and retain volunteers.

The provision of real property tax exemptions is one appropriate way to recognize the personal sacrifices and dedication of these community-minded men and women that serve the public on a volunteer basis.

The purpose of this Local Law is to adopt the real property tax exemptions provided for volunteer firefighters and emergency medical personnel in accordance with Section 466-a of the Real Property Tax Law to read as follows.

## **Section 2. Real Property Tax Exemption.**

Real property owned by an enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service or such enrolled member and spouse residing in the Town of Austerlitz shall be exempt from taxation to the extent of ten (10) percent of the assessed value of such property for Town purposes, exclusive of special assessments.

## **Section 3. Qualifications.**

Such exemption shall only be granted to an enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service if:

- (a) the applicant resides in the Town of Austerlitz and is a member of an incorporated volunteer fire company or fire department or incorporated voluntary ambulance service which provides service within the Town,
- (b) the real property which is the subject of such exemption is the primary residence of the applicant,
- (c) the real property is used exclusively for residential purposes; provided however, that in the event any portion of such property is not used exclusively for the applicant's residence but is used for other purposes, such portion shall be subject to taxation and the remaining portion only shall be entitled to the exemption provided by this Local Law.
- (d) the applicant has obtained and displayed a certificate issued by the authority having jurisdiction for the incorporated volunteer fire company or fire department indicating that the applicant has been an enrolled member of such incorporated volunteer fire company or fire department for at least two (2) years or the applicant has been certified by the authority having jurisdiction for the incorporated voluntary ambulance service as an enrolled member of such incorporated voluntary ambulance service for at least two (2) years.

## **Section 4. Continuation of eligibility requirements.**

The applicant shall maintain continual eligibility for the exemption by being a continuously active member of the incorporated volunteer fire company, fire department, or incorporated voluntary ambulance service. An active member shall meet the requirements for active service as defined by each incorporated volunteer fire company, fire department or incorporated voluntary ambulance service. Annual attestation by such incorporated volunteer fire company, fire department or incorporated voluntary ambulance service is required to maintain this exemption.

## **Section 5. Twenty year active members.**

Any enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service who accrues more than twenty (20) years of active service, as defined in Section 3 hereof, and is so certified by the authority having jurisdiction for the incorporated volunteer

fire company, fire department or incorporated voluntary ambulance service, shall be granted the ten (10) percent exemption as authorized by this section for the remainder of his or her life as long as his or her primary residence is located within the Town of Austerlitz.

#### **Section 6. Un-remarried Surviving Spouses of Volunteers killed in the line of duty.**

An un-remarried spouse of a volunteer firefighter or volunteer ambulance worker killed in the line of duty may receive the real property tax exemption if:

1. Such un-remarried spouse is certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department or incorporated voluntary ambulance service as an un-remarried spouse of an enrolled member of such incorporated volunteer fire company, fire department or incorporated volunteer ambulance service who was killed in the line of duty.
2. Such deceased volunteer had been an enrolled member for at least five (5) years.
3. Such deceased volunteer had been receiving the exemption prior to his or her death.

#### **Section 7. Un-remarried Surviving Spouses of Volunteers with at least Twenty Years of Service.**

An un-remarried spouse of a volunteer firefighter or volunteer ambulance worker with twenty (20) years of service may receive the real property tax exemption if:

1. Such un-remarried spouse is certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department or incorporated voluntary ambulance service as an un-remarried spouse of an enrolled member of such incorporated volunteer fire company, fire department or incorporated volunteer ambulance service.
2. Such deceased volunteer had been an enrolled member for at least twenty (20) years.
3. Such deceased volunteer and un-remarried spouse had been receiving the exemption of such property prior to the death of such volunteer.

#### **Section 8. Application process.**

1. Applications for such exemption shall be filed with the Assessor of the Town of Austerlitz on or before the taxable status date on a form as prescribed by the New York State Commissioner for the Office of Real Property Tax Services.
2. The Assessor of the Town of Austerlitz shall have the duty and responsibility of procuring and filing a copy of such certification prior to granting the exemption provided for by this Local Law.

#### **Section 9. No diminution of current benefits.**

No applicant who is a volunteer firefighter or volunteer ambulance worker who by reason of such status is receiving any benefit under the provisions of law on the effective date of this Local Law shall suffer any diminution of such benefit because of the provisions of this Local Law.

### **ARTICLE II. Increasing Exemption Levels for Disabled Persons with Low Income**

#### **Section 1. Exemption Levels**

That portion of Town of Austerlitz Local Law No. 1 of 2007 as codified in section 175-7 of the Austerlitz Town Code is hereby amended and said section 175-7(A) and (B) shall be repealed and replaced in its entirety as follows:

175-7: To be eligible for the exemption authorized by such § 459-c and implemented by this article, the maximum income of such person shall not exceed \$34,000 to qualify for the 50% exemption. For the purposes of this exemption, income shall be measured after deducting medical expenses and prescription drug costs. Medical expenses and prescription drug costs associated with nonreconstructive cosmetic surgery shall not be deductible. Any such person having a higher income shall be eligible for a partial exemption in accordance with the following schedule:

<u>Annual Income Level</u>	<u>Percentage of Exemption</u>
Up to \$34,000	50%
\$34,000.01 - 34,999.99	45%
\$35,000.00 - 35,999.99	40%
\$36,000.00 - 36,999.99	35%
\$37,000.00 - 37,899.99	30%
\$37,900.00 - 38,799.99	25%
\$38,800.00 - 39,699.99	20%
\$39,700.00 - 40,599.99	15%
\$40,600.00 - 41,499.99	10%
\$41,500.00 - 42,399.99	5%

Reference Material

NOV 16 2023

For  
Town Board Meeting

### **ARTICLE III. Increasing Exemption Levels for Senior Citizens**

#### **Section 1. Exemption Levels**

That portion of Town of Austerlitz Local Law No. 2 of 2007 as codified in section 175-10 of the Austerlitz Town Code is hereby amended and said section 175-10(A) and (B) shall be repealed and replaced in its entirety as follows:

175-7: To be eligible for the exemption authorized by such § 459-c and implemented by this article, the maximum income of such person shall not exceed \$34,000 to qualify for the 50% exemption. For the purposes of this exemption, income shall be measured after deducting medical expenses and prescription drug costs. Medical expenses and prescription drug costs associated with nonreconstructive cosmetic surgery shall not be deductible. Any such person having a higher income shall be eligible for a partial exemption in accordance with the following schedule:

<u>Annual Income Level</u>	<u>Percentage of Exemption</u>
Up to \$34,000	50%
\$34,000.01 - 34,999.99	45%
\$35,000.00 - 35,999.99	40%
\$36,000.00 - 36,999.99	35%
\$37,000.00 - 37,899.99	30%
\$37,900.00 - 38,799.99	25%
\$38,800.00 - 39,699.99	20%
\$39,700.00 - 40,599.99	15%
\$40,600.00 - 41,499.99	10%
\$41,500.00 - 42,399.99	5%

## **ARTICLE IV. Repealer and Effective Date**

### **Section 1. Repealer**

Any prior local law, or portion thereof, currently in existence which is inconsistent with the terms of this local law is hereby repealed.

### **Section 2. Effective Date.**

This local law shall take effect on January 1, 2024 and shall apply to taxable status dates occurring on or after such date.

## **END OF LAW**

### **2024 Town of Austerlitz Preliminary Budget Resolution #42-2023, Final Budget for Fiscal Year 2024**

Reference Material

NOV 16 2023

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A motion to adopt Resolution #42-2023, Final Budget for Fiscal Year 2024 was made by R. Lagonia and seconded by M. Wilson.

R. Lagonia: yes

G. Vogler: absent

C. Schober : yes

M. Wilson: yes

J. Wrightsman: yes

Motion carried 4:1.

WHEREAS, the Supervisor of the Town of Austerlitz prepared a Tentative Budget for the Town's fiscal year 2024 and presented that Tentative Budget to the Town Clerk and the members of the Town Board at a meeting of the Town Board; and

WHEREAS, the Town Board has reviewed the Tentative Budget and has discussed and analyzed it with the Town Supervisor, and

WHEREAS, on September 21, 2023 the Town Board adopted the Tentative Budget with no changes made by the Town Board as the Preliminary Budget and scheduled a public hearing on the Preliminary Budget for October 19, 2023 at 6:15 pm; and

WHEREAS, the public hearing on the Preliminary Budget has been duly held and closed with comments made at the public hearing, the Town Board is prepared to adopt the Final Budget;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Austerlitz hereby adopts the Preliminary Budget as the Final Budget for the fiscal year of 2024 of the Town of Austerlitz.

### **New Business**

#### **2023 Annual Tree Lighting**

The Town will hold the Annual Tree Lighting on the green the first Friday in December and will confirm the start time at a later date.

#### **Columbia County Environmental Management Council Nomination for Appointment**

A motion to nominate Cara Humphrey as the Town of Austerlitz' Representative to the Columbia County Environmental Management Council was made by C. Schober and seconded by J. Wrightsman.

R. Lagonia: yes

G. Vogler: absent

C. Schober : yes

M. Wilson: yes

J. Wrightsman: yes

Motion carried 4:1.

Attorney for the Town Joseph Catalano advised that the Planning Board will be discussing land use applications that go to the Columbia County Planning Board for recommendations. If there is an application that needs to be submitted for review, but is not submitted, this could be a jurisdictional defect. Most applications that come before the Planning Board are minor and come back with no recommendations. The County Planning Board is willing to put together an agreement to exempt some projects from referral. This agreement must be presented to the Town Board for approval. The Planning Board will discuss and submit a list of application types that could be considered exempt.

### **Public Comment**

Kyle Reed asked general policy budget questions concerning issues between the Town and the County. Governance questions concerning bidding and procurement policies. Discussed options to use the grant money for. K. Reed noted that the Cornell Cooperative Extension program proposed to the Towns and the County, was to bring people together to sit down and try to look going forward where areas of vulnerability are for power outages and flooding. This would help to make a plan to go forward with. Supervisor Lagonia asked K. Reed to attend meetings at the County to see how governance works on that level. K. Reed noted that LaBranche Road looks great and thanked Highway Superintendent Fitzpatrick.

Deb Oleynek asked that after Thanksgiving a note be put on the sign out front of Town Hall concerning the Annual Tree Lighting.

Supervisor Lagonia noted that the tennis court will be resurfaced in the spring adding lines for one pickle ball court.

### **Adjournment**

A motion to adjourn was made by M. Wilson and seconded by J. Wrightsman.

R. Lagonia: yes

G. Vogler: absent

C. Schober : yes

M. Wilson: yes

J. Wrightsman: yes

Motion carried 4:1. Meeting adjourned at 7:35 p.m.

Respectfully Submitted,  
Susan Haag, Town Clerk

Reference Material

NOV 16 2023

For  
Town Board Meeting

Reference Material  
NOV 16 2023  
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Town Board Meeting

**TOWN OF AUSTERLITZ  
SUPERVISOR'S REPORT**  
October 31, 2023

AT THE END OF OCTOBER THE CASH BALANCES WERE:	GENERAL		TD Bank Certificates of Deposit	HIGHWAY	SPECIAL HIGHWAY RESERVE	A3004 SPECIAL GRANTS	ELLSWORTH GRANT		SALT SHED	HEALTH	TRUST & AGENCY	SPECIAL CAPITAL RESERVES	TOTALS
	General	ARPA					TOWN HALL						
General Money Market	\$ 517,768.54	\$ 114,823.69	\$ 1,100,669.04	\$ 455,633.60	\$ 64,426.93	\$ 28,541.91	\$ 7,606.52		\$ 12,778.39			\$ 280,000.00	\$ 2,582,448.62
Escrow Savings											\$ 1,861.86		\$ 1,861.86
Trust & Agency Checking											\$ 20,671.12		\$ 20,671.12
Checking										\$ 4,122.74			\$ 4,122.74
Petty Cash	\$ 200.00												\$ 200.00
<b>TOTAL ALL ACCOUNTS</b>	<b>\$ 517,968.54</b>	<b>\$ 114,823.69</b>	<b>\$ 1,100,669.04</b>	<b>\$ 455,633.60</b>	<b>\$ 64,426.93</b>	<b>\$ 28,541.91</b>	<b>\$ 7,606.52</b>		<b>\$ 12,778.39</b>	<b>\$ 4,122.74</b>	<b>\$ 22,552.98</b>	<b>\$ 280,000.00</b>	<b>\$ 2,609,324.34</b>

AT THE DATE OF THIS REPORT COLLATERAL AT THE BANK IS SUFFICIENT WHEN COMPARED WITH BANK BALANCES



TOWN OF AUSTERLITZ  
BANK ACCOUNT ACTIVITY AND BALANCES  
FYE 12/31/2023

	TOTAL	GENERAL	HIGHWAY	SPEC CAPITAL RESERVES	KINDERHOOK RESERVES	SPEC HIGHWAY TOWN HALL	SALT SHED	HEALTH	ESCROW	T&A CHECKING
Balance 1/1/2023	\$ 2,212,779.92	\$ 1,416,553.21	\$ 431,214.87	\$ 280,000.00	\$ 64,426.93	\$ 7,806.52	\$ 12,778.39	\$ 5,090.67	\$ 1,981.66	\$ 7,112.14
Interest	1,484.91	1,484.91							0.02	0.07
Receipts	1,128,879.04	447,657.04	681,222.00							44,538.92
Trans out	(347,117.23)	(296,470.29)	(50,646.94)					(545.91)		(45,982.06)
Balance 1/31/2023	\$ 2,996,036.64	\$ 1,569,234.87	\$ 1,061,789.93	\$ 280,000.00	\$ 64,426.93	\$ 7,806.52	\$ 12,778.39	\$ 5,453.81	\$ 1,981.68	\$ 5,669.07
Interest	\$ 5,441.72	5,441.72						0.03	0.02	0.06
Receipts	183,181.84	183,181.84						(2,419.12)		39,004.61
Trans out	(88,315.41)	(88,677.68)	(39,637.73)							(39,004.61)
Interfund Transfer	0									
Balance 2/28/2023	\$ 3,096,344.79	\$ 1,701,180.75	\$ 1,022,152.20	\$ 280,000.00	\$ 64,426.93	\$ 7,806.52	\$ 12,778.39	\$ 3,034.72	\$ 1,981.70	\$ 5,689.13
Interest	5,857.90	5,857.90						0.01	0.02	0.06
Receipts	25,931.00	25,931.00								41,272.86
Trans out	(74,061.69)	(39,760.43)	(34,301.26)					(1,837.80)		(41,272.86)
Interfund Transfer	0									
Balance 3/31/2023	\$ 3,054,072.00	\$ 1,701,209.22	\$ 987,850.94	\$ 280,000.00	\$ 64,426.93	\$ 7,806.52	\$ 12,778.39	\$ 1,196.93	\$ 1,981.72	\$ 5,689.21
Interest	5,664.99	5,664.99						0.01	0.02	0.07
Receipts	168,053.01	118,053.01	50,000.00							38,689.50
Trans out	(91,492.25)	(55,173.53)	(36,318.72)					(29.92)		(38,686.93)
Interfund Transfer	-0									
Balance 4/30/2023	\$ 3,136,297.75	\$ 1,769,753.69	\$ 1,001,532.22	\$ 280,000.00	\$ 64,426.93	\$ 7,806.52	\$ 12,778.39	\$ 1,107.02	\$ 1,981.74	\$ 5,695.85
Interest	5,949.33	5,949.33						0.02	0.02	0.08
Receipts	75,795.03	75,795.03								53,162.28
Trans out	(111,429.35)	(61,673.81)	(49,755.54)					(757.21)		(51,206.12)
Interfund Transfer	(5,000.00)							5,000.00		
Balance 5/31/2023	\$ 3,101,612.76	\$ 1,789,824.24	\$ 946,776.68	\$ 280,000.00	\$ 64,426.93	\$ 7,806.52	\$ 12,778.39	\$ 5,409.83	\$ 1,981.76	\$ 7,652.08
Interest	5,709.89	5,709.89						0.04	0.02	0.08
Receipts	37,956.43	37,956.43								40,319.79
Trans out	(124,826.45)	(86,850.25)	(37,976.20)					(887.64)		(42,275.76)
Interfund Transfer	100.00								(100.00)	
Balance 6/30/2023	\$ 3,020,552.63	\$ 1,746,740.31	\$ 908,800.48	\$ 280,000.00	\$ 64,426.93	\$ 7,806.52	\$ 12,778.39	\$ 4,522.23	\$ 1,881.76	\$ 5,696.20
Interest	5,624.97	5,624.97						0.04	0.02	0.10
Receipts	27,115.25	27,115.25								49,550.83
Trans out	(1,486,598.94)	(1,219,835.24)	(266,763.70)					(383.44)		(49,826.22)
Interfund Transfer	-0									
Balance 7/31/2023	\$ 1,566,703.91	\$ 558,645.29	\$ 642,046.78	\$ 280,000.00	\$ 64,426.93	\$ 7,806.52	\$ 12,778.39	\$ 4,138.83	\$ 1,881.80	\$ 5,430.91
Interest	3,221.67	3,221.67						0.04	0.02	0.09
Receipts	173,619.60	173,619.60								50,435.01
Trans out	(129,949.47)	(62,824.91)	(67,124.56)					(16.20)		(50,195.15)
Interfund Transfer	0									
Balance 8/31/2023	\$ 1,613,595.71	\$ 671,061.65	\$ 574,922.22	\$ 280,000.00	\$ 64,426.93	\$ 7,806.52	\$ 12,778.39	\$ 4,122.67	\$ 1,881.82	\$ 5,670.86
Interest	3,747.32	3,747.32						0.03	0.02	0.10
Receipts	59,448.56	59,448.56								40,539.23
Trans out	(290,125.13)	(221,524.80)	(68,600.33)							(40,539.23)
Interfund Transfer	-0									
Balance 9/30/2023	\$ 1,386,666.46	\$ 515,332.71	\$ 506,321.89	\$ 280,000.00	\$ 64,426.93	\$ 7,806.52	\$ 12,778.39	\$ 4,122.70	\$ 1,881.84	\$ 5,670.86
Interest	4,125.03	4,125.03						0.04	0.02	0.08
Receipts	194,504.15	194,504.15								53,897.90
Trans out	(103,516.96)	(52,828.67)	(50,688.29)							(38,897.82)
Interfund Transfer	-0									
Balance 10/31/2023	\$ 1,481,779.58	\$ 661,134.14	\$ 455,633.60	\$ 280,000.00	\$ 64,426.93	\$ 7,806.52	\$ 12,778.39	\$ 4,122.74	\$ 1,881.86	\$ 20,671.12

High balance because money withdrawn from account at 12:01am on Wed Nov 1st for payroll that runs on Thursday Nov 2nd. Need money in T&A account by end of business Tuesday 10/31

Reference Material  
NOV 15 2023  
For  
Town Board Meeting



**General Government Support**

represents current month charges plus \$105 reimb for cancelled class

TOWN OF AUSTERLITZ  
HIGHWAY FUND  
FOR YEAR ENDING DECEMBER 31, 2023

		BUDGET		2023										ACTUAL			% RECD	
		ORIGINAL	ADJ.	ADJUSTED	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	YTD	BALANCE		
REVENUES																		
1001	PROPERTY TAXES	681,222.00		681,222.00	681,222.00										681,222.00	0	100.00%	
1120	SALES TAX	50,000.00		50,000.00			50,000.00								50,000.00	0	100.00%	
2401	INTEREST	-0		-0	0.02		0.01	0.01	0.02	0.04	0.04	0.04	0.03	0.04	0.26	0.26	0.00%	
2655	SALE OF EQUIPMENT	-0		-0											-0	0	0.00%	
2801	INTERFUND TRANSFER	23,455.00	-0	23,455.00											-0	23,455.00	0.00%	
3501	S/A CHIPS	291,000.00		291,000.00											-0	291,000.00	0.00%	
5031	OTHER INCOME	-0		-0											0	-0	0.00%	
TOTAL REVENUES		1,045,677.00	-0	1,045,677.00	681,222.00	0.03	0.01	50,000.01	0.02	0.04	0.04	0.04	0.03	0.04	731,222.26	314,454.74	69.93%	
UNEXPENDED BALANCE				-0				-0	-0	-0	-0	-0	-0	-0		0	0.00%	
TOTAL AVAILABLE FUNDS		1,045,677.00	-0	1,045,677.00	681,222.00	0.03	0.01	50,000.01	0.02	0.04	0.04	0.04	0.03	0.04	731,222.26	314,454.74	69.93%	
APPROPRIATIONS																		
5110.1	GEN REPAIRS (PAYROLL)	157,000.00		157,000.00	4,540.85	369.00		1,372.24	8,065.92	14,563.72	24,135.49	14,601.00	16,174.50	17,648.30	24,219.50	126,466.32	30,539.68	80.55%
5110.11	GEN REPAIRS (CLERK)	11,000.00		11,000.00		212.90		175.00	260.00	50.00	1,056.25	456.25	193.75	293.75	737.50	3,525.00	7,475.00	32.05%
5110.41	HIGHWAY REPAIRS & MAINTEN	165,000.00		165,000.00	1,125.20	1,578.99		3,177.12	4,510.98	11,288.59	12,986.76	4,859.71	37,603.81	26,483.06	119,448.08	45,551.94	72.39%	
5110.42	DUST CONTROL	15,000.00		15,000.00							229.99					229.99	14,770.01	1.53%
5112.2	CHIPS	291,000.00		291,000.00	219.58	1,114.74		85.50	393.00		234,248.75					236,041.57	54,958.43	81.11%
5130.1	MACHINERY	55,000.00		55,000.00	1,913.68	5,454.20		3,262.60	1,060.77	1,729.96	287.12	210.00	1,190.30		336.00	15,444.83	39,555.17	29.08%
5130.4	MACHINERY	60,000.00		60,000.00	1,364.33	5,900.27		4,920.14	6,656.00	973.01	2,273.77	1,782.87	923.43	3,360.62	2,813.47	28,667.41	31,332.59	47.78%
5140.1	BRUSH & WEEDS	25,000.00		25,000.00	2,604.72	5,671.98		1,065.30	7,546.11	1,065.30	420.00	2,903.37			1,491.90	25,046.08	(48.08)	100.18%
5142.1	SNOW REMOVAL(PAYROLL)	66,000.00		66,000.00	10,374.24	6,778.68		11,360.27	5,002.82	297.99	1,091.43	3,667.36	5,950.19	13,819.09	991.95	26,513.19	37,466.81	43.20%
5142.4	SNOW REMOVAL	50,000.00		50,000.00		6,613.65										38,091.45	11,908.55	76.18%
9010.8	RETIREMENT	50,000.00		50,000.00												-0	50,000.00	0.00%
9030.8	SOCIAL SECURITY	25,000.00		25,000.00	1,792.66	1,416.50		1,491.20	1,358.82	1,333.32	1,981.24	1,290.16	1,343.11	1,372.56	2,049.30	15,528.87	9,471.13	62.12%
9060.8	HOSPITALIZATION	69,877.00		69,877.00	5,325.83	7,216.34		6,638.02	64.42	10,334.40	5,258.73	3,327.28	3,452.06	3,642.94	4,495.16	49,752.18	20,124.82	71.20%
9089.8	OTHER EMP BENEFITS-LONGEVITY	4,000.00		4,000.00	4,000.00											4,000.00	-0	100.00%
9090.8	UNIFORMS	1,900.00		1,900.00												0	1,900.00	0.00%
TOTAL APPROPRIATIONS		1,045,677.00	-0	1,045,677.00	33,281.05	42,056.85	36,139.08	36,348.64	41,656.29	47,720.28	267,448.75	66,831.15	68,600.32	50,588.32	690,748.75	353,128.25	66.06%	

Reference Material  
NOV 16 2023  
For  
Town Board Meeting

Reference Material  
NOV 16 2023  
For  
Town Board Meeting

**TOWN OF AUSTERLITZ  
Broadband Project  
FYE 12/31/2023**

<b>Broadband</b>	<b>ACTIVITY</b>	<b>BALANCE IN FUND</b>
<b>Description</b>		
ARPA Balance forward January 1 2023		\$ 80,823.69
01-06-23 Donation from Ellsworth Kelly Foundation	\$ 200,000.00	\$ 280,823.69
09-25-23 Consolidated Communications	(166,000.00)	114,823.69

**TOWN OF AUSTERLITZ**  
**SPECIAL GRANTS A3004**  
**FYE 12/31/2023**

**BALANCE**

**NYSERDA Grants**

12-31-22 Balance Forward \$ 4,480.00  
04-03-23 Grant Recvd \$ 5,000.00

\$ 9,480.00

**RSF Social Finance (Scout Grant)**

Note: 2021 grant of \$16,000 fully expended in 2021

02-11-22	Grant Rec'd	\$ 16,000.00
02-17-22	K BEILKE	(330.00)
04-14-22	K BEILKE	(968.00)
06-16-22	K BEILKE	(1,738.00)
07-14-22	K BEILKE	(990.00)
08-15-22	K BEILKE	(1,122.00)
09-15-22	K BEILKE	(1,870.00)
10-19-22	K BEILKE	(1,430.00)
11-21-22	K BEILKE	(1,672.00)
12-14-22	K BEILKE	(1,540.00)
12-31-22	<b>Balance Forward</b>	<b>\$ 4,340.00</b>
1/17/23	Kathryn Bielke	(1,232.00)
02-16-23	Kathryn Bielke	(528.00)
02-17-23	Grant Rec'd	12,000.00
03-16-23	Kathryn Bielke	(792.00)
03-16-23	Johnson Newspaper	(95.09)
05-11-23	Kathryn Beilke	(1,705.00)
05-11-23	Intl Council for Local Environ Initiatives	(600.00)
06-14-23	Kathryn Beilke	(616.00)
07-18-23	Austerlitz Historical Society	(60.00)
07-18-23	Kathryn Beilke	(1,023.00)
08-21-23	Kathryn Beilke	(627.00)
09-21-23	Grant Rec'd	10,000.00
10-18-23	Kathryn Beilke	(1,523.50)

**Grand Total**

\$ 17,538.41

**\$ 27,018.41**

*Reference Material*  
NOV 15 2023  
For  
Town Board Meeting

**Additional Notes**

Grants from Nysesda for solar panels and from DEC for a charging station were obtained and fully expended in prior years. They have a zero balance.

**TOWN OF AUSTERLITZ  
ELLSWORTH KELLY GRANT  
FYE 12/31/2023**

**TOWN HALL**

**ACTIVITY**

**BALANCE IN  
FUND**

**Description**

Balance forward January 1 2023

\$ 7,806.52

Reference Material  
NOV 16 2023  
For  
Town Board Meeting



Reference Material  
NOV 16 2023  
For  
Town Board Meeting

TOWN OF AUSTERLITZ  
Highway Salt Shed  
FYE 12/31/2023

	Description	A/C # K105	Funds In	ACTIVITY	BALANCE IN FUND
					\$ 12,778.39
January				\$ - 0	\$ 12,778.39

Reference Material

NOV 16 2023

For  
Town Board Meeting

1:21 PM

11/01/23

**Austerlitz Highway  
Reconciliation Detail**  
BGC Highway Checking, Period Ending 10/31/2023

Type	Date	Num	Name	Clr	Amount	Balance
<b>Beginning Balance</b>						573,635.57
<b>Cleared Transactions</b>						
<b>Checks and Payments - 35 items</b>						
Check	08/21/2023	3058	Sylvan Timber	X	-21,653.64	-21,653.64
Check	09/25/2023	3080	Town & County Brid...	X	-11,686.00	-33,339.64
Check	09/25/2023	3068	Cargill, Inc.	X	-6,216.26	-39,555.90
Check	09/25/2023	3073	Long Energy	X	-4,828.64	-44,384.54
Check	09/25/2023	3067	BOB BOLL EXCAV...	X	-4,628.76	-49,013.30
Check	09/25/2023	3078	Polaro Sand & Grav...	X	-4,075.69	-53,088.99
Check	09/25/2023	3069	Colarusso Blacktop ...	X	-3,709.25	-56,798.24
Check	09/25/2023	3066	Bemiss Trucking Se...	X	-3,527.14	-60,325.38
Check	09/25/2023	3070	COLARUSSO QUA...	X	-2,276.77	-62,602.15
Check	09/25/2023	3075	McCarthy Tire Servi...	X	-2,206.00	-64,808.15
Check	09/25/2023	3071	COLARUSSO QUA...	X	-836.94	-65,645.09
Check	09/25/2023	3077	NAPA AUTO PARTS	X	-707.94	-66,353.03
Check	09/25/2023	3076	MOORADIAN HYD...	X	-428.53	-66,781.56
Check	09/25/2023	3081	Visa	X	-325.00	-67,106.56
Check	09/25/2023	3079	Tolls By Mail	X	-142.84	-67,249.40
Check	09/25/2023	3074	Main Brothers Oil C...	X	-28.86	-67,278.26
Check	09/25/2023	3065	Airgas USA LLC	X	-18.15	-67,296.41
Check	09/25/2023	3072	Health Equity	X	-17.25	-67,313.66
Transfer	10/02/2023			X	-9,346.59	-76,660.25
Transfer	10/11/2023			X	-45.99	-76,706.24
Transfer	10/17/2023			X	-9,938.67	-86,644.91
Check	10/18/2023	3139	BOB BOLL EXCAV...	X	-3,486.70	-90,131.61
Check	10/18/2023	3146	Long Energy	X	-2,811.32	-92,942.93
Check	10/18/2023	3141	COLARUSSO QUA...	X	-2,545.40	-95,488.33
Check	10/18/2023	3144	Kimball Midwest	X	-2,275.55	-97,763.88
Check	10/18/2023	3138	BOB BOLL EXCAV...	X	-1,874.08	-99,637.96
Check	10/18/2023	3149	Woodwork Tree Re...	X	-1,800.00	-101,437.96
Check	10/18/2023	3137	Bemiss Trucking Se...	X	-1,560.97	-102,998.93
Check	10/18/2023	3142	Colarusso Sand & G...	X	-467.22	-103,466.15
Check	10/18/2023	3151	Guardian Dental	X	-426.11	-103,892.26
Check	10/18/2023	3147	NAPA	X	-61.93	-103,954.19
Check	10/18/2023	3140	CHATHAM AUTO P...	X	-21.00	-103,975.19
Check	10/18/2023	3145	Kimball Midwest	X	-16.00	-103,991.19
Transfer	10/30/2023			X	-4,051.80	-108,042.99
Transfer	10/31/2023			X	-9,548.73	-117,591.72
Total Checks and Payments					-117,591.72	-117,591.72
Total Cleared Transactions					-117,591.72	-117,591.72
Cleared Balance					-117,591.72	456,043.85
<b>Uncleared Transactions</b>						
<b>Checks and Payments - 3 items</b>						
Check	10/18/2023	3148	Tri-County Contract...		-383.10	-383.10
Check	10/18/2023	3143	Health Equity		-17.25	-400.35
Check	10/18/2023	3136	Airgas USA LLC		-9.90	-410.25
Total Checks and Payments					-410.25	-410.25
Total Uncleared Transactions					-410.25	-410.25
Register Balance as of 10/31/2023					-118,001.97	455,633.60
<b>Ending Balance</b>					<b>-118,001.97</b>	<b>455,633.60</b>

NOV 18 2023

For  
Town Board Meeting

1:30 PM

11/01/23

**Austerlitz General Fund**  
**Reconciliation Detail**  
**Bank of Greene County checking, Period Ending 10/31/2023**

Type	Date	Num	Name	Clr	Amount	Balance
<b>Beginning Balance</b>						719,106.21
<b>Cleared Transactions</b>						
<b>Checks and Payments - 42 items</b>						
Check	06/14/2023	2933	Marie Meehan	X	-50.00	-50.00
Check	09/25/2023	3091	Consolidated Comm...	X	-166,000.00	-166,050.00
Check	09/25/2023	3096	STATE COMPTROL...	X	-12,559.00	-178,609.00
Check	09/25/2023	3086	Joseph Catalano, Esq	X	-7,200.00	-185,809.00
Check	09/25/2023	3089	Columbia County	X	-4,597.56	-190,406.56
Check	09/25/2023	3107	CDPHP, INC	X	-4,258.88	-194,665.44
Check	09/25/2023	3087	CHATHAM CENTR...	X	-1,974.44	-196,639.88
Check	09/25/2023	3101	Nan Stolzenburg	X	-1,929.21	-198,569.09
Check	09/25/2023	3095	Howes Horticultural	X	-1,230.00	-199,799.09
Check	09/25/2023	3100	Smith Watson & Co ...	X	-1,025.00	-200,824.09
Check	09/25/2023	3098	Postmaster - Spenc...	X	-792.00	-201,616.09
Check	09/25/2023	3092	Consolidated Comm...	X	-527.52	-202,143.61
Check	09/25/2023	3106	VISA	X	-364.71	-202,508.32
Check	09/25/2023	3102	Time Consulting LLC	X	-195.00	-202,703.32
Check	09/25/2023	3094	Hinman Straub PC	X	-170.00	-202,873.32
Check	09/25/2023	3085	Cardiac Life	X	-165.00	-203,038.32
Check	09/25/2023	3099	S&F Technologies C...	X	-155.00	-203,193.32
Check	09/25/2023	3090	Consolidated Comm...	X	-118.46	-203,311.78
Check	09/25/2023	3097	Petty Cash	X	-112.49	-203,424.27
Check	09/25/2023	3082	Carmen Barbato Inc	X	-98.80	-203,523.07
Check	09/25/2023	3104	Thomas Pest Servic...	X	-64.00	-203,587.07
Check	09/25/2023	3105	VERIZON	X	-50.87	-203,637.94
Check	09/25/2023	3103	Erin Reis	X	-40.48	-203,678.42
Check	09/25/2023	3084	Canon Solutions Am...	X	-32.29	-203,710.71
Check	09/25/2023	3083	Canon Solutions Am...	X	-32.29	-203,743.00
Check	09/25/2023	3093	Crystal Rock	X	-27.48	-203,770.48
Check	09/25/2023	3088	COLUMBIA COUNT...	X	-3.00	-203,773.48
Transfer	10/02/2023			X	-5,099.28	-208,872.76
Check	10/03/2023	3108	NYSEG	X	-20.93	-208,893.69
Check	10/10/2023	3109	NYSEG	X	-218.37	-209,112.06
Check	10/11/2023	3111	STATE COMPTROL...	X	-12,063.00	-221,175.06
Check	10/11/2023	3110	VISA	X	-103.35	-221,278.41
Transfer	10/17/2023			X	-14,513.27	-235,791.68
Check	10/18/2023	3117	Columbia County	X	-4,702.02	-240,493.70
Check	10/18/2023	3129	Smith Watson & Co ...	X	-1,025.00	-241,518.70
Check	10/18/2023	3121	COUNTY OUTHOU...	X	-110.00	-241,628.70
Check	10/18/2023	3116	Chatham Flowers & ...	X	-77.00	-241,705.70
Check	10/18/2023	3128	Erin Reis	X	-65.50	-241,771.20
Check	10/18/2023	3133	VERIZON	X	-50.87	-241,822.07
Check	10/18/2023	3118	Columbia County	X	-41.78	-241,863.85
Check	10/18/2023	3122	Hinman Straub PC	X	-40.00	-241,903.85
Transfer	10/31/2023			X	-5,451.64	-247,355.49
<b>Total Checks and Payments</b>					<b>-247,355.49</b>	<b>-247,355.49</b>
<b>Deposits and Credits - 8 items</b>						
Deposit	10/09/2023			X	10,924.38	10,924.38
Deposit	10/09/2023			X	19,212.00	30,136.38
General Journal	10/11/2023	345		X	45.99	30,182.37
Deposit	10/11/2023			X	28,861.00	59,043.37
Deposit	10/18/2023			X	1,974.00	61,017.37
Deposit	10/24/2023			X	133,486.78	194,504.15
General Journal	10/30/2023	347		X	4,051.80	198,555.95
Deposit	10/31/2023			X	4,125.93	202,681.88
<b>Total Deposits and Credits</b>					<b>202,681.88</b>	<b>202,681.88</b>
<b>Total Cleared Transactions</b>					<b>-44,673.61</b>	<b>-44,673.61</b>
<b>Cleared Balance</b>					<b>-44,673.61</b>	<b>674,432.60</b>

1:30 PM

11/01/23

**Austerlitz General Fund  
Reconciliation Detail**  
Bank of Greene County checking, Period Ending 10/31/2023

Type	Date	Num	Name	Clr	Amount	Balance
<b>Uncleared Transactions</b>						
<b>Checks and Payments - 20 items</b>						
Check	10/18/2023	3115	Joseph Catalano, Esq		-3,450.00	-3,450.00
Check	10/18/2023	3113	Beilke, Kathryn		-1,523.50	-4,973.50
Check	10/18/2023	3123	Howes Horticultural		-1,070.00	-6,043.50
Check	10/18/2023	3114	Canon Solutions Am...		-492.13	-6,535.63
Check	10/18/2023	3120	Consolidated Comm...		-481.09	-7,016.72
Check	10/18/2023	3126	PARTNERS IN SAF...		-312.00	-7,328.72
Check	10/18/2023	3130	Nan Stolzenburg		-225.71	-7,554.43
Check	10/18/2023	3124	Johnson Newspaper...		-162.25	-7,716.68
Check	10/18/2023	3119	Consolidated Comm...		-121.25	-7,837.93
Check	10/18/2023	3134	David Vorenberg		-100.00	-7,937.93
Check	10/18/2023	3112	Carmen Barbato Inc		-98.80	-8,036.73
Check	10/18/2023	3127	Michele Quigley		-82.53	-8,119.26
Check	10/18/2023	3132	Thomas Pest Servic...		-64.00	-8,183.26
Check	10/18/2023	3131	Thomas Pest Servic...		-64.00	-8,247.26
Check	10/18/2023	3125	Johnson Newspaper...		-46.41	-8,293.67
Check	10/18/2023	3135	Guardian Dental		-46.00	-8,339.67
Check	10/19/2023	3152	Guardian Dental		-472.11	-8,811.78
Check	10/24/2023	3153	NYSEG		-71.04	-8,882.82
Check	10/30/2023	3155	CDPHP, INC		-4,258.88	-13,141.70
Check	10/30/2023	3154	NYSEG		-156.76	-13,298.46
Total Checks and Payments					-13,298.46	-13,298.46
Total Uncleared Transactions					-13,298.46	-13,298.46
Register Balance as of 10/31/2023					-57,972.07	661,134.14
<b>Ending Balance</b>					<b>-57,972.07</b>	<b>661,134.14</b>

Reference Material  
NOV 16 2023  
For  
Town Board Meeting

1:30 PM  
11/01/23

**Austerlitz General Fund**  
**Reconciliation Summary**  
**Bank of Greene County checking, Period Ending 10/31/2023**

	Oct 31, 23
Beginning Balance	719,106.21
Cleared Transactions	
Checks and Payments - 42 items	-247,355.49
Deposits and Credits - 8 items	202,681.88
Total Cleared Transactions	-44,673.61
Cleared Balance	674,432.60
Uncleared Transactions	
Checks and Payments - 20 items	-13,298.46
Total Uncleared Transactions	-13,298.46
Register Balance as of 10/31/2023	661,134.14
Ending Balance	661,134.14

Reference Material  
NOV 16 2023  
For  
Town Board Meeting

12:15 PM

11/01/23

**Austerlitz TA Payroll  
Reconciliation Detail  
T&A Checking, Period Ending 10/31/2023**

Type	Date	Num	Name	Clr	Amount	Balance
<b>Beginning Balance</b>						5,670.96
<b>Cleared Transactions</b>						
<b>Checks and Payments - 10 items</b>						
Check	10/02/2023	DM	Adirondack Payroll	X	-8,682.42	-8,682.42
Check	10/02/2023	DM	Adirondack Payroll	X	-3,721.49	-12,403.91
Check	10/02/2023	75202	Duane Hotaling	X	-1,278.28	-13,682.19
Check	10/02/2023	DM	Adirondack Payroll	X	-86.00	-13,768.19
Check	10/17/2023	DM	Adirondack Payroll	X	-16,537.34	-30,305.53
Check	10/17/2023	DM	Adirondack Payroll	X	-5,917.23	-36,222.76
Check	10/17/2023	75203	Duane Hotaling	X	-1,324.28	-37,547.04
General Journal	10/17/2023	397		X	-973.28	-38,520.32
Check	10/17/2023	1038	Teamsters Local 294	X	-238.00	-38,758.32
Check	10/17/2023	DM	Adirondack Payroll	X	-139.50	-38,897.82
Total Checks and Payments					-38,897.82	-38,897.82
<b>Deposits and Credits - 7 items</b>						
Transfer	10/02/2023			X	5,099.28	5,099.28
Transfer	10/02/2023			X	9,346.60	14,445.88
Transfer	10/17/2023			X	9,938.67	24,384.55
Transfer	10/17/2023			X	14,513.27	38,897.82
Deposit	10/31/2023			X	0.08	38,897.90
Transfer	10/31/2023			X	5,451.35	44,349.25
Transfer	10/31/2023			X	9,548.73	53,897.98
Total Deposits and Credits					53,897.98	53,897.98
Total Cleared Transactions					15,000.16	15,000.16
Cleared Balance					15,000.16	20,671.12
Register Balance as of 10/31/2023					15,000.16	20,671.12
<b>New Transactions</b>						
<b>Checks and Payments - 5 items</b>						
Check	11/02/2023	DM	Adirondack Payroll		-9,131.42	-9,131.42
Check	11/02/2023	DM	Adirondack Payroll		-3,808.63	-12,940.05
Check	11/02/2023	75204	Duane Hotaling		-1,278.28	-14,218.33
Check	11/02/2023	1039	Teamsters Local 294		-238.00	-14,456.33
Check	11/02/2023	DM	Adirondack Payroll		-88.50	-14,544.83
Total Checks and Payments					-14,544.83	-14,544.83
Total New Transactions					-14,544.83	-14,544.83
<b>Ending Balance</b>					<b>455.33</b>	<b>6,126.29</b>

Reference Material  
NOV 16 2023  
For  
Town Board Meeting

SHaag

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**From:** Peter Fitzpatrick  
**Sent:** Monday, November 13, 2023 9:13 AM  
**To:** SHaag  
**Subject:** November 23 Highway Report

Frost is on the Pumpkins and it's almost time for Turkey!!

We did purchase a powerful leaf blower that runs off the tractor PTO, it works very well and is proving to be very efficient helpful in getting the leaves off the road and out of ditches. Long term this will save many aggravations in grading and plugged ditches and culverts. We haven't been everywhere with it yet but are steadily working our way around town.

The grader has been out steadily fixing things up for the upcoming winter season. Some places just receiving a touch up, others getting more material and more major reshaping. Specifically Braley Gleason, Norton, and the Dirt portion of Dugway received more than just a touch up, material and reshaping.

Some spot ditching and cleaning of culverts has been taking place to limit trouble spots.

We have mounted plow frames and Sander screens in preparing the trucks for the upcoming winter. We are finishing checking over sanders and plows making sure they will be ready when needed.

As the weather gets colder we will begin to work on some of our "housekeeping" projects around the shop and more involved equipment maintenance projects. As well as transitioning the tractor from the grass flail mower to the boom brush mower to help with winter trimming.

We have some more erosion control and a couple more pipes that we hope to get to before winter arrives?

Hope everyone has a good Thanksgiving!

Reference Material  
NOV 16 2023  
For  
Town Board Meeting



Account#	Account Description	Fee Description	Qty	Local Share
A1255	Certified Copies	Death	10	100.00
	Conservation	Conservation	5	31.64
	Solid Waste	55 Gallon Garbage Bags	15	6.00
		Solid Waste User Card	1	0.25
	Supervisor	EZPass	1	25.00
<b>Sub-Total:</b>				<b>\$162.89</b>
A1255	Supervisor	Marriage License	1	17.50
	<b>Sub-Total:</b>			<b>\$17.50</b>
A2544	Dog Licensing	Female, Spayed	3	15.00
		Male, Neutered	3	15.00
		<b>Sub-Total:</b>		<b>\$30.00</b>

<b>Total Local Shares Remitted:</b>	<b>\$210.39</b>
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Amount paid to: Columbia County Solid Waste	83.75
Amount paid to: New York State Dept. Of Health	22.50
Amount paid to: NYS Ag. & Markets for spay/neuter program	6.00
Amount paid to: NYS Environmental Conservation	542.36

<b>Total State, County &amp; Local Revenues:</b>	<b>\$865.00</b>
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<b>Total Non-Local Revenues:</b>	<b>\$654.61</b>
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To the Supervisor:

Pursuant to Section 27, Sub 1, of the Town Law, I hereby certify that the foregoing is a full and true statement of all fees and monies received by me, Susan Haag, Town Clerk, Town of Austerlitz during the period stated above, in connection with my office, excepting only such fees and monies, the application of which are otherwise provided for by law.

		
Supervisor	Town Clerk	Date

Reference Material

NOV 15 2023

For  
Town Board Meeting

Town of Austerlitz  
Planning Board Report  
October/November, 2023

No regular meeting of the Planning Board was held in October or November. A special meeting was held on October 24, 2023. Present were: Deborah Lans, Chair, Chris Ferrone, Steve Lobel, Dale Madsen, Eric Sieber, Planning Board Members. Also present: Planning Board Clerk, J Lotus.

The special meeting of the Board was called to order at about 7:00 p.m.

In old business the Board heard the application of Berj Krikorian for site plan approval for a 16 Kw 40-panel ground mounted solar array at 1156 State Route 203. The proposed array is sited consistent with all town setback requirements and satisfies height limits. The Board was in touch telephonically with the only potentially affected neighbor, as written communications from and about his position were unclear. The neighbor stated that he did not wish the Board to require screening of the array. The applicant provided a map showing the vegetation around the proposed location in relation to the neighboring property. The file had previously been sent to the county Planning Board which had several recommendations to which the applicant had attended. The Board determined that no public hearing was necessary as no persons would be affected by the array who had not been heard from. The application was a Type 2 SEQRA application. The application having been deemed complete, was approved.

The meeting was adjourned at about 7:45 p.m.

Respectfully,

Deborah E. Lans, Chair

Reference Material  
NOV 16 2023  
for  
Town Board Meeting

## OCTOBER 2023 MONTHLY REPORT

Payments received	\$807.00
Permits issued/Renewed	6
CO Searches	2
CO/CC Issued	6
Inspections completed	2 Complaint and 13 Construction
Complaints	1 New Complaint

ATTENDED 3-DAY ANNUAL TRAINING CONFERENCE

WORKING ON ADDITIONS/REVISIONS TO THE CODE AND FEES

Reference Material  
NOV 16 2023  
For  
Town Board Meeting

**Permit Status Report**

10/01/2023 - 10/31/2023

Permit Type: All

Permit #	Applicant	Parcel Location	SBL#	Permit Type	Issued	Status
P16-043	Alan Church	526 Pratt Hill Rd	86.-1-31.100	Residential Alteration	10/10/2023	Open
P23-098	Robert Schwarcz	222 Schoolhouse Rd	95.-1-31.3	New Residence	10/10/2023	Open
P23-099	Hooman Yaghoobzadeh	222 Schoolhouse Rd	95.-1-31.3	New Residence	10/10/2023	Open
P23-100	Marian Casey	Casey 252 West Hill Rd	96.-1-26.3	New Residence	10/10/2023	Open
P23-101	Lynn Rubin	33 Longview Dr	67.-1-36	Garage - Detached	10/12/2023	Open
P23-102	Stillwater Recovery LLC	Middle Rd	79.-1-21	C/O Search	10/26/2023	Completed
P23-103	Sneeringer Monahan Provost Redgrave	11640 Route 22	88.-1-27	C/O Search	10/31/2023	Completed
P23-104	Berj Krikorian	1156 Route 203	77.-1-86	PVA Solar Panels	10/31/2023	Open

<b>Total #</b>	<b>8</b>
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Reference Material  
NOV 16 2023  
For  
Town Board Meeting

# Completion Issued Report

10/01/2023 - 10/31/2023

Contact Type: Applicant

Permit #	SBL	Completion Type	Completion Number	Applicant	Location	Completion Date
P10-106	94.-1-19.2	CC Issued	CC23-18	Benjamin Eaton	273 Rigor Hill Rd	10/17/2023
<b>Barn/Shed # of CC/CO :Issued : 1</b>						
Permit #	SBL	Completion Type	Completion Number	Applicant	Location	Completion Date
P21-122	68.-1-30	CO Issued	CO23-15	Luke McDermott	Luke McDermott & Kate Hapsis 578 Stonewall Rd	10/17/2023
<b>New Residence # of CC/CO :Issued : 1</b>						
Permit #	SBL	Completion Type	Completion Number	Applicant	Location	Completion Date
P22-049	94.-1-35	CO Issued	CO23-17	J Richardson Contracting	4537 Crow Hill Rd	10/19/2023
<b>Guest Cottage # of CC/CO :Issued : 1</b>						
Permit #	SBL	Completion Type	Completion Number	Applicant	Location	Completion Date
P22-058	67.-1-15	CO Issued	CO23-16	William Stratton	1962 Red Rock Rd	10/19/2023
<b>Residential Alteration # of CC/CO :Issued : 1</b>						
Permit #	SBL	Completion Type	Completion Number	Applicant	Location	Completion Date
P22-088	77.-1-94	CC Issued	CC23-19	Majestic Pools	56 Memorial Dr	10/17/2023
<b>In Ground Pool # of CC/CO :Issued : 1</b>						
Permit #	SBL	Completion Type	Completion Number	Applicant	Location	Completion Date
P23-093	86.-1-37.200	CC Issued	CC23-20	Stanley Jonas	461 Punsit Rd	10/19/2023
<b>PVA Solar Panels # of CC/CO :Issued : 1</b>						
Permit #	SBL	Completion Type	Completion Number	Applicant	Location	Completion Date
P23-102	79.-1-21	Closed	P23-102	Stillwater Recovery LLC	Middle Rd	10/26/2023
P23-103	88.-1-27	Closed	P23-103	Sneeringer Monahan Provost Redgrave	11640 Route 22	10/31/2023
<b>C/O Search # of CC/CO :Issued : 2</b>						
<b>Grand Total:</b>						<b>8</b>

Reference Material  
NOV 16 2023  
For  
Town Board Meeting

Austerlitz

## Complaint Action Summary

10/1/2023 - 10/31/2023

Complaint #: <All>

Includes Voids

Owner: < All >

**Complaint #:** 2023-0016

**Type:** Building Code Violation

**Status:** Open

**Location:** 5100 South St

**Identifier:** 86.-2-36.100

**Open Date:** 10/19/23

**Owner:** 5100 South Street LLC

**Complainant:**

**Nature Of Complaint:** construction of a pedestrian bridge

Action Type	Action Date	Action Information	Inspector
Inspection	10/19/23	Type: Driveway Result: <None>	Erin Reis

Reference Material  
NOV 16 2023  
For  
Town Board Meeting

# Inspection Search Report

By Reference #

Ref #	Inspection Date/Time	Type	Result	Inspector	Parcel Location	Identifier
P23-066	10/12/23 10:45AM	BP Driveway	<none>	Erin Reis	4375 Crow Hill Rd	104.-1-6.220
<i>Note:</i> Check barrier						
P07-21	10/17/23 8:00AM	BP Final Inspection	Partial	Erin Reis	DALE HARTKA 4447 Crow Hill Rd	104.-1-11.222
<i>Note:</i> Did not see entire building "apartment area" Very cluttered, railings installed to code on decking						
P23-039	10/17/23 9:39AM	BP Final Inspection	<none>	Erin Reis	18 Indian Trl	77.-2-5
P23-051	10/17/23 11:15AM	BP Framing before enclosing	Passed	Erin Reis	Talmadge Tpk	68.-1-12
P23-097	10/17/23 12:16PM	BP Footing before pouring concrete	Passed	Erin Reis	33 Ten Broeck Rd	77.-1-15
<i>Note:</i> techno post engineer report						
P23-066	10/19/23 9:17AM	BP Footing before pouring concrete	Passed	Erin Reis	4375 Crow Hill Rd	104.-1-6.220
2023-0016	10/19/23 10:10AM	CT Driveway	<none>	Erin Reis	5100 South St	86.-2-36.100
P10-066	10/23/23 8:58AM	BP Final Electrical Inspection	Passed	MDIA Inspection Agency	36 Harrington Dr	96.-2-71.2
P23-031	10/26/23 10:07AM	BP Framing before enclosing	Passed	Erin Reis	O'Brien 617 Harrington Dr	96.-2-88
2021-0022	10/26/23 10:40AM	CT Driveway	Failed	Erin Reis	626 Route 203	86.-2-14.1
P22-008	10/31/23 11:10AM	BP Insulation Inspection	Passed	Erin Reis	Rodney Rd	95.-1-12

*Note:* pics

Reference Material  
NOV 15 2023  
For  
Town Board Meeting



# Inspection Schedule

10/01/2023 - 10/31/2023

Inspection Date/Time	Inspection Type	Inspector	Location	Identifier	Permit Type	Permit #
10/12/2023 10:41 AM	Final Inspection	Erin Reis	273 Rigor Hill Rd	94.-1-19.2	Barn/Shed	P10-106
10/12/2023 10:45 AM	Driveway	Erin Reis	4375 Crow Hill Rd	104.-1-6.220	New Residence	P23-066
10/17/2023 8:00 AM	Final Inspection	Erin Reis	DAI.E HARTKA 4447 Crow Hill Rd	104.-1-11.222	New Residence	P07-21
10/17/2023 8:42 AM	Final Inspection	Erin Reis	4537 Crow Hill Rd	94.-1-35	Guest Cottage	P22-049
10/17/2023 9:25 AM	Final Inspection	Erin Reis	1962 Red Rock Rd	67.-1-15	Residential	P22-058
10/17/2023 9:39 AM	Final Inspection	Erin Reis	18 Indian Trl	77.-2-5	Demolition	P23-039
10/17/2023 11:15 AM	Framing before enclosing	Erin Reis	Talmadge Tpk	68.-1-12	Res. Add/Alter	P23-051
10/17/2023 12:16 PM	Footing before pouring	Erin Reis	33 Ten Broeck Rd	77.-1-15	Accessory/Addition	P23-097
10/17/2023 12:44 PM	Self-locking Gate and Fence	Erin Reis	56 Memorial Dr	77.-1-94	In Ground Pool	P22-088
10/19/2023 9:17 AM	Footing before pouring	Erin Reis	4375 Crow Hill Rd	104.-1-6.220	New Residence	P23-066
10/19/2023 10:07 AM	Final Inspection	Erin Reis	292 Stonewall Rd	78.-1-52.200	Accessory	P23-041
10/26/2023 10:07 AM	Framing before enclosing	Erin Reis	O'Brien 617 Harrington Dr	96.-2-88	New Residence	P23-031
10/31/2023 11:10 AM	Insulation Inspection	Erin Reis	Rodney Rd	95.-1-12	Residential	P22-008

Total Inspections: 13

Reference Material

NOV 10 2023

For  
Town Board Meeting

Justice Information	
Municipal Name	Town of Austerlitz
Justice ID	[REDACTED]
Justice Number	[REDACTED]
Justice Name	David Cassuto

Thank you for submitting your monthly Justice Report. You will receive an email with the status of your report. Please print and retain this page for your records as confirmation of your filing.

Submission Log
11/02/2023 05:20:01 PM / David Cassuto / Town of Austerlitz / Submitted Document

Report Certification	
Date Filed	11/02/2023
Report Period	10/2023
Report Amount	\$18,980.00
Date Check Sent to CFO	11/02/2023
AC-1030 Report File	[REDACTED]

Reference Material

NOV 16 2023

For  
Town Board Meeting

**Justice Information****Municipal Name** Town of Austerlitz**Justice ID** [REDACTED]**Justice Number** [REDACTED]**Justice Name** Sharon Grubin

Thank you for submitting your monthly Justice Report. You will receive an email with the status of your report. Please print and retain this page for your records as confirmation of your filing.

**Submission Log**

11/02/2023 05:18:44 PM / Sharon Grubin / Town of Austerlitz / Submitted Document

**Report Certification****Date Filed** 11/02/2023**Report Period** 10/2023**Report Amount** \$13,161.00**Date Check Sent to CFO** 11/02/2023**AC-1030 Report File** [REDACTED]

Reference Material

NOV 15 2023

For  
Town Board Meeting

SHaag

---

**From:** Kyle Miller [REDACTED]  
**Sent:** Sunday, November 12, 2023 7:29 PM  
**To:** SHaag  
**Subject:** Monthly dog report

Hi Sue,

I have two entries for this past month:

10/26 - Stray black and white lab mix found on Rt. 203. Owner found shortly after the call.

11/9 - Stray black and white pointer mix found on Rt. 22 in Austerlitz. Owner found upon collection of dog.

Kyle Miller  
Dog Control Officer  
Town(s) of Austerlitz, Claverack, Copake, Ghent, Hillsdale, and Taghkanic  
Cell: (845)407-1367

*Reference Material*

*NOV 16 2023*

*For  
Town Board Meeting*





OFFICE OF  
THE COUNTY TREASURER OF COLUMBIA COUNTY

15 N 6<sup>th</sup> St.  
Hudson, New York 12534

Telephone 518-828-0513  
Fax 518-822-1110

PAUL J. KEELER JR.  
County Treasurer

MICHELE M. FUCHS  
Deputy County Treasurer

## CHARGEBACK AGREEMENT

This agreement made as of the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ by the Town of \_\_\_\_\_ and the Treasurer of the County of Columbia.

### WITNESSETH

Whereas, by Resolution Number 287-2002 of the Columbia County Board of Supervisors dated the 9<sup>th</sup> day of October, 2002, the Columbia County Treasurer is authorized to establish chargeback accounts for any municipality wishing to have said municipality's expenditure for emergency medical service imposed upon County real property tax bills for the amount attributable for such expenditure; and

Whereas, the Town Board of the Town of \_\_\_\_\_ has determined that the County Treasurer shall charge back the amount specified herein to the real property taxpayers of said Town responsible for such expenditure; and

Now, therefore, the undersigned parties agree as follows:

1. That the Town hereby requests that the Treasurer of the County of Columbia charge the appropriate real property taxpayers within the Town the sum of \$ \_\_\_\_\_ On the proportionate basis of real property tax assessments within said Town; and
2. The Town hereby requests that the Treasurer of the County of Columbia, upon collection of said amounts, pay as directed below: (If your Town is serviced by multiple EMS agencies, please list agencies separately and indicate amount to be distributed to each.)

Agency

Amount

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

In witness whereof, the parties have set their hands and seal hereto on the dates written below:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Supervisor, Town of \_\_\_\_\_

\_\_\_\_\_  
Date

\_\_\_\_\_  
Paul J. Keeler, Jr., Treasurer

Reference Material  
NOV 16 2023  
For  
Town Board Meeting

**COLUMBIA COUNTY**  
**PLANNING AND ECONOMIC DEVELOPMENT**  
401 State Street  
Hudson, NY 12534

Patrice O. Perry, Director

Reference Material

NOV 16 2023

For  
Town Board Meeting



# Memorandum

**To:** Chief Elected Officials, Planning & Zoning Board Chairpersons

**cc:** Timothy Stalker, Chairman Columbia County Planning Board

**From:** Patrice O. Perry, Director

**Date:** 13 October 2023

**Re:** Sample Resolution for Exempt Actions – NYSGML §239

Several planning and zoning actions must be referred to the Columbia County Planning Board (CCPB) for review and recommendation (New York State General Municipal Law (NYSGML) §239-l, §239-m) prior to final action being taken locally. These actions include:

1. Adoption or amendments of a municipal comprehensive plan
2. Adoption or amendments of a local zoning ordinance or local law
3. Issuance of Special Use Permits
4. Approval of Site Plans
5. Granting of Area or Use Variances
6. Other authorizations which a referring body may issue under the provisions of any zoning ordinance or local law

Mandatory referral may result in delays, and many mandated referrals have no identifiable significant countywide or inter-community impact, based on the criteria set forth in NYSGML §239-l. As such it would appear that this mandatory referral, in some cases, serves no purpose.

The CCPB is authorized to enter into agreements with municipalities exempting certain actions from referral. Some municipalities adopted an agreement previously, and now the CCPB developed a more extensive list of actions for consideration.

Please review the attached "Sample Resolution". If it is determined that this would be in the best interest of the municipality, the resolution may be adopted by the municipal legislative body and forwarded to the Columbia County Planning Department.

For additional information please contact Patrice Perry at 518.828.3375 or [patriceperry@columbiacountyny.com](mailto:patriceperry@columbiacountyny.com). Thank you for your consideration.

Town of Austerlitz  
Columbia County  
New York

Resolution #43 - 2023, Exempting Certain Referrals Mandated by General Municipal Law  
Section 239-m

At the regular monthly meeting of the Town of Austerlitz Town Board, duly called and held on the 16th day of November, 2023, the following Resolution was proposed and seconded by:

Proposed By: \_\_\_\_\_

Seconded By: \_\_\_\_\_

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WHEREAS, New York State General Municipal Law Section 239-m requires that certain planning and zoning actions be referred to the County Planning Board before final action is taken by the city, town or village having jurisdiction, and

WHEREAS, many of these mandated referrals have no identifiable countywide or inter-community impact, and

WHEREAS, New York State General Municipal Law, Section 239-m-3-c, allows for the municipality having jurisdiction and the County Planning Board to enter into an agreement that exempts certain actions from mandatory referral, and

WHEREAS, the Columbia County Planning Board has determined that the following actions will not have an identified countywide or inter-community impact:

1. Any area variance seeking relief from a front yard, side yard or rear yard setback on an existing or prior approved parcel
2. Any variance, site plan review or special permit for an oversized sign, for additional signage in excess of what is permitted in a specific zone or any sign that exceeds the maximum allowed height.
3. Any variance, site plan review or special permit required for the conversion of a single-family residence into a two-family residence, providing provisions are included in the local ordinance for Health Department approval of any on-lot system serving such conversion.
4. Any variance, site plan review or special permit required for any temporary use established pursuant to the provisions of the local ordinance.
5. Any variance required for any fence including height, setback, materials or construction methods, except that no fence required by the N.Y.S. Uniform Fire Prevention and Building Code shall be the subject of any variance considered by the local Zoning Board of Appeals.
6. Any Site Plan Review, Special Use Permit or variance required pursuant to a Historic District Review of an existing or new structure.



7. Any area variance required for the creation of an undersized parcel via the sub-division process, providing the Health Department has approved the on-lot well and septic system locations.
8. Any variance, site plan review or special permit required for the expansion of an existing business or commercial use providing the expansion is located in the side or rear yard of the parcel and that the expansion does not exceed 50% of the existing building size.
9. Any variance, site plan review or special permit required to establish a permitted home occupation within an existing residence or accessory structure.
10. Any variance, site plan review or special permit required for the replacement of an existing mobile home with another.
11. Any area variance, site plan review or special permit required for the erection of any permitted accessory structure or use within the required side or rear yards of an existing parcel.
12. Any variance, site plan review or special permit required to establish more than one residence on a single parcel providing that each residence is located in a manner that would allow for a theoretical sub-division at a future date.
13. Any variance, site plan review or special permit for a mining operation of a scale that would not require a Mined Land Reclamation Permit from N.Y.S.D.E.C.
14. Any action by a local municipal board that would establish a temporary developmental moratorium providing the length of the moratorium does not exceed three (3) months.
15. Any area variance, site plan review or special permit required for the installation of any type of radio communication antenna, but not including cellular or digital telephone towers or other personal wireless communications facilities.
16. Any variance, site plan review or special permit required for the installation of any requirements pursuant to the American Disabilities Act.
17. Any variance, site plan review or special permit required for the creation of a pond, provided no N.Y.S.D.E.C. permit is required due to the limited size and/or location of the pond.
18. Any variance, site plan review or special permit required for the establishment of a residential use on the second floor of a structure whose ground floor is occupied by a business or commercial use.
19. Any variance, site plan review or special permit required to establish a dwelling unit that is smaller in size than allowed by the local zoning ordinance.
20. Any variance, site plan review or special permit required to establish a second or subsequent business entity, not exceeding 10,000 square feet, operated by the owners of and located on an active farm operation.
21. Any variance, site plan review or special permit required to establish a residential solar energy system that provides energy for the use of the property.
22. Any Site Plan Review, Special Use Permit, or Area Variance required for a building integrated solar energy system proposed for an existing structure, provided the Local Fire Chief review is required.
23. Any Site Plan Review, Special Use Permit, or Area Variance required to establish a single-family, duplex or two-family residential dwelling in a single structure.
24. Any Site Plan Review, Special Use Permit or Area Variance required to establish a short term rental use in an existing structure, or accessory structure.
25. Any abbreviated, and/or expedited Site Plan Review.

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26. Any Site Plan Review, Special Use Permit, or Area Variance required to establish a Home Occupation in an existing primary or accessory structure.
27. Any Site Plan Review, Special Use Permit, or Area Variance required to install an electric vehicle charging device for single-family or multi-family-residential use of four (4) units or fewer, housed in the one (1) structure

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the Town Board of the Town of Austerlitz does hereby concur that the aforementioned exemptions do not have an identified countywide or inter-community impact and agree that such actions shall no longer be referred to the Columbia County Planning Board for review and recommendation, and
2. That the Town Board of the Town of Austerlitz hereby reserves the right to request a review and recommendation on any of the aforementioned exempt actions, if in their opinion such review and recommendation are warranted due to the specific circumstances of the requested action.
3. This Resolution shall take effect immediately.

Upon the question of the foregoing Resolution, the following Town Board Members voted "Aye:"

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The following Town Board Members voted "Nay:"

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The Resolution having been approved by a majority of the Town Board, the said resolution was duly adopted by the Town Board of the Town of Austerlitz on November 16, 2023.

Dated: November 16, 2023

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Signed: \_\_\_\_\_, Town Clerk

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Town of Austerlitz  
Columbia County  
New York

Resolution #44 – 2023, Authorizing Submission of Decarbonization Grant Application

At the regular monthly meeting of the Town of Austerlitz Town Board, duly called and held on the 16th day of November, 2023, the following Resolution was proposed and seconded by:

Proposed By: \_\_\_\_\_

Seconded By: \_\_\_\_\_

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**Whereas**, the Town of Austerlitz adopted Columbia County's first Climate Action Plan for Municipal Operations in June 2023, outlining a path to operate the Austerlitz Government at net zero by 2050; and

**Whereas**, the Climate Action Plan advises the town to prioritize cutting source 1 (direct combustion) from facilities as a first step in reducing greenhouse gas emissions; and

**Whereas**, the Town Highway Garage was identified as the largest source of emissions from facilities and the second largest source of emissions from all operations; and

**Whereas**, the Town commissioned a NYSERDA energy study to determine appropriate interventions for reducing GHGs at the Town Highway Garage; and

**Whereas**, the garage's fuel-oil powered boiler was determined to be the major source of emissions; and

**Whereas**, the Town of Austerlitz Climate Smart Community Task Force was empowered to solicit estimates to write a Building Decarbonization Grant from Partners for Climate Action to support an alternative HVAC system for the garage; and

**Whereas**, an estimate was solicited from the Radiant Store to determine cost of an air-to-water heat pumps to tie into the current hydronic radiant flooring system; and

**Whereas**, an estimate was solicited from Plug PV to expand the current solar array to 37kw to offset additional electricity demand from new heat pumps; and

**Whereas**, the Town of Austerlitz Climate Smart Community Task Force is seeking Town Board for approval to submit its Decarbonization Grant Application for \$95,000 to Partners for Climate Action to support air-to-water heat pumps for the town highway garage and accompanying solar array expansion;

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board of the Town of Austerlitz does hereby approve the proposed project and grant application described above and authorizes

the Town of Austerlitz Climate Smart Community Task Force to submit the Decarbonization Grant Application for \$95,000 to Partners for Climate Action on behalf of the Town.

Upon the question of the foregoing Resolution, the following Town Board Members voted "Aye:"

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The following Town Board Members voted "Nay:"

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The Resolution having been approved by a majority of the Town Board, the said resolution was duly adopted by the Town Board of the Town of Austerlitz on November 16, 2023.

Dated: November 16, 2023

Signed: \_\_\_\_\_, Town Clerk

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