

Town Of Austerlitz
Regular Town Board Meeting
November 17, 2022

Present: Robert Lagonia, Supervisor, Greg Vogler, Jere Wrightsman, Maureen Wilson and Christopher Schober, Town Board Members. Peter Fitzpatrick, Highway Superintendent was absent.

Joseph Catalano, Attorney for the Town also present.

Town Clerk Haag is absent due to a conference.

Workshop called to Order at 6:00 p.m.

Workshop called to discussed Local Law #2-2022 and was duly noticed.

Town Board Meeting called to order at 7:00 p.m.

A motion to close the workshop was made by J. Wrightsman and seconded by M. Wilson.

R. Lagonia: yes

G. Vogler: yes

C. Schober : yes

M. Wilson: yes

J. Wrightsman: yes

Motion carried 5:0.

Moment of Silence, followed by the Pledge of Allegiance.

Minutes

A motion to accept the October 20, 2022 Regular Meeting minutes was made by J. Wrightsman and seconded by M. Wilson.

R. Lagonia: yes

G. Vogler: yes

C. Schober : yes

M. Wilson: yes

J. Wrightsman: yes

Motion carried 5:0.

Auditing of Accounts and Claims

A motion to authorize payment of the October General Fund, #376-410, in the amount of \$126,673.38 and Highway Fund, #183-208 in the amount of \$65,192.22 was made by G. Vogler and seconded by C. Schober.

R. Lagonia: yes

G. Vogler: yes

C. Schober : yes

M. Wilson: yes
J. Wrightsman: yes
Motion carried 5:0.

Reports

Monthly Cash Disbursement and Supervisor Report

Monthly Cash Disbursement Report for the Month of October 2022 submitted.

Supervisor: Youth director at County level being hired, County has begun receiving money from the State from an Opioid lawsuit and still deciding how to use the money, the Sheriff will have a gun buy-back program this Saturday, County to review all fire companies and see how county can assist, Austerlitz needs a person for the ZBA, Rob working with EMS on cell phone coverage especially along Rt 66 and other dead zones. Fuel Assistance by the County is available if an applicant meets their criteria.

Highway Report (submitted)

Highway Superintendent Fitzpatrick submitted the following report:

As the cold wind blows, we are reminded that winter is coming!!

We had been experiencing an exceptionally nice and warm fall!!

Another CHIPs reimbursement cycle has closed and a submission made, should receive that back in Dec.

The Guiderail on Harrington as been installed and looks good.

We have been around grading several areas and adding some material getting things ready for the winter season.

As well as blowing leaves off the shoulders and out of culverts.

East Hill Fire Hill and Punsit have received a healthy dose of material and grading.

We have been getting winter equipment out and ready for snow, it's knocking on the door!

We have changed a few of our shop light fixtures to LED and are looking into more.

There are a couple more culverts we hope to change before winter really sets in,
And we change gears to winter work.

End of Report

Supervisor Lagonia reiterated that the Strawberry Hill bridge replacement project will be rebid in January.

Town Clerk Report for the month of October 2022 submitted.

Planning Board Report for the month of November 2022 submitted.

No Comprehensive Plan Oversight Committee Report for the month of October 2022 submitted.

Building Inspector/Code Enforcement Report for the month of October 2022 submitted.

Justice Cassuto Justice Court Report for the month of October 2022 submitted.

Justice Grubin Justice Court Report for the month of October 2022 submitted.

Dog Control Report for the month of October 2022 submitted.

No Climate Smart Report for the month of November 2022 submitted.

- Working on best practices
- Need only two houses more for clean heating program to meet state CSC threshold
- Scout Fund – Application/Letter to request 2023 grant funds is ready for Rob to sign
- Town Highway Garage Energy Audit by a contractor to NYSERDA is completed with results and recommendations to come
- 2nd Sunday lecture on sustainability by the CC at the Spencertown Academy concluded with 6 people attending.

Comp Plan Project: The Planner is still gathering data. Group meetings were held on Climate/Environment, and Planning and Oversight on October 29. Additional focus group discussions for Non-Profits and Small Businesses/Home Businesses/Agriculture have been rescheduled to December 10.

A motion to accept the above reports was made by M. Wilson and seconded by J. Wrightsman.

R. Lagonia: yes

G. Vogler: yes

C. Schober: yes

M. Wilson: yes

J. Wrightsman: yes

Motion carried 5:0.

Correspondence

Columbia Land Conservancy: Land Use Grant. Town Board Member Wilson to review for a possible grant submission

Unfinished Business

Local Law #2-2022 NYS Code Administration and Enforcement Law, Resolution #51-2022, Introductory Local Law #2-2022

A motion to adopt Resolution #51-2022, Introductory Local Law #2-2022 as revised based on the workshop tonight was made by G. Vogler and seconded by C. Schober.

R. Lagonia: yes

G. Vogler: yes

C. Schober: yes

M. Wilson: yes
J. Wrightsman: yes
Motion carried 5:0.

WHEREAS, the Town Board has been informed that the New York State Department of State has made numerous amendments to the Uniform Code for buildings which municipalities must implement through an updated local law for code administration and enforcement; and

WHEREAS, it is the Town Board's understanding that the Department of State is requiring municipalities to update their local laws that authorize local Code enforcement to be consistent with the Department of State's Code amendments and model enforcement law before December 30, 2022;

WHEREAS, the Town's counsel has reviewed and prepared the Department of State model law as a proposed Town Local Law (introductory Local Law No. 2 of 2022) with consultation with the Town's Code Enforcement Officer; and

WHEREAS, that proposed law has been reviewed, discussed and revised by the Town Board at a workshop meeting of the Town Board;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The Town Board hereby introduces and proposes for adoption introductory Local Law No. 2 of 2022 of the Town of Austerlitz which is based on the Department of State model law for Code administration and enforcement and if adopted would repeal and replace Local Law No. 4 of 2007 (Chapter 90 of the Austerlitz Town Code) which currently provides the Town's authority for its Code administration and enforcement office and program.
2. 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.
3. The Town Board hereby schedules a public hearing for the proposed Local Law No. 2 of 2022, to be held at the Town Hall, on December 15, 2022, commencing at 7:00 p.m.
4. The Town Board hereby directs that notice of the public hearing be posted at the Town Hall, on the Town website, and published at least once in the Town's official newspaper a minimum of 5 days before the scheduled hearing date.
5. This Resolution shall take effect immediately.

Town Hall Meeting Room Sound Proofing

A motion was made by G. Vogler and seconded by J. Wrightsman to authorize Supervisor Lagonia to sign a contract with DDS Acoustical Specialties for \$14,358.00, before freight, for sound proofing in the Town Hall Meeting room. Supervisor Lagonia to provide a rendering of the total cost.

R. Lagonia: yes

G. Vogler: yes

C. Schober: yes

M. Wilson: yes

J. Wrightsman: yes

Motion carried 5:0.

Comprehensive Plan Update Review

See above.

New Business

None

Public Comment

Deb Oleynek asked about the Christmas/holiday celebration and the board agreed to December 2 at 6pm. Deb will arrange for Santa to be there. Refreshments will be served too.

Adjournment

A motion to adjourn was made by G. Vogler and seconded by M. Wilson.

R. Lagonia: yes

G. Vogler: yes

C. Schober: yes

M. Wilson: yes

J. Wrightsman: yes

Motion carried 5:0.

Meeting adjourned 7:45 p.m.

Respectfully Submitted,

Greg Vogler, Town Board Member